
SCOTTISH STATUTORY INSTRUMENTS

2008 No. 18

ROAD TRAFFIC

The A92/A972 Trunk Road (Cadham Road and Car Wash Facility) (Prohibition of Specified Turns) Order 2008

Made 18th January 2008

Coming into force 1st February 2008

The Scottish Ministers, in exercise of the powers conferred by section 1(1) as read with sections 2(1) and 2(2) of the Road Traffic Regulation Act 1984(a), and of all other powers enabling them in that behalf, and having complied with Part II of the Secretary of State's Traffic Orders (Procedure) (Scotland) Regulations 1987(b), hereby make the following Order:

Citation and commencement

1. This Order may be cited as the A92/A972 Trunk Road (Cadham Road and Car Wash Facility) (Prohibition of Specified Turns) Order 2008 and shall come into force on 1st February 2008 .

Prohibition of use of vehicles

2. Subject to Articles 3 and 4 of this Order, no person shall use, or cause or permit the use of, any vehicle on the lengths of road specified in Part 1 of the Schedule to this Order so as to make any turn specified in Part 2 of the said Schedule.

(a)1984 c.27; sections 1 and 2 were amended by the New Roads and Street Works Act 1991 (c.22), Schedule 8, paragraphs 17 and 18 respectively. Section 1 was further amended by the Environment Act 1995 (c.25), Schedule 22, paragraph 36(1), and by the Transport (Scotland) Act 2001 (asp 2), Schedule 2, paragraph 3. The Scottish Ministers are the traffic authority by virtue of section 121A of the Road Traffic Regulation Act 1984 (inserted by the New Roads and Street Works Act 1991 (c.22), Schedule 8, paragraph 70 and amended by the Scotland Act 1998 (Consequential Modifications) Order 2001 (S.I. 2001/1400)) as read with section 151(1) of the Roads (Scotland) Act 1984 (c.54). The functions of the Secretary of State were transferred to the Scottish Ministers by section 53 of the Scotland Act 1998 (c.46).

(b)S.I. 1987/2244.

Permission or direction of Police Constable

3. No provision of this Order shall apply to anything done with the permission or upon the direction of a police constable in uniform.

Exemption for emergency and works vehicles

4. No provision of this Order shall apply to a vehicle while being used in an emergency for fire brigade, coastguard, ambulance or police purposes.

J G BARTON

A member of the staff of the Scottish Ministers

Transport Scotland
Buchanan House
58 Port Dundas Road
Glasgow
G4 0HF
18th January 2008

SCHEDULE

PART 1

1. That length of the A92/A972 Trunk Road from a point 20 metres directly north of Cadham Road (C131) junction with the A92 Trunk Road to a point 23 metres directly south of the Cadham Road (C131) junction, with the A92 Trunk Road, a distance of 43 metres or thereby.
2. That length of the A92/A972 Trunk Road from a point 20 metres directly north of Cadham Road (C131) junction with the A92 Trunk Road, to a point 50 metres directly south of the Cadham Road (C131) junction, with the A92 Trunk Road, a distance of 70 metres or thereby.

PART 2

1. All right turns from the southbound carriageway of the A922 Trunk Road into Cadham Road (C131) junction with the A92 Trunk Road.
2. All right turns from the southbound carriageway of the A92/A972 Trunk Road into Private Access (Car Wash Facility) on the A92 Trunk Road.

PRESS NOTICE

THE A92/A972 TRUNK ROAD (CADHAM ROAD AND CAR WASH FACILITY)
(PROHIBITION OF SPECIFIED TURNS) ORDER 2008

THE SCOTTISH MINISTERS hereby give notice that on 18th January 2008 they made the above Order under section 1(1) as read with sections 2(1) and 2(2) of the Road Traffic Regulation Act 1984.

The effect of the Order is as described in Notice 1501/128 in the Edinburgh Gazette (1464), The Evening Times and the Dundee Courier and Advertiser dated 20th April 2007. The Order comes into force on 1st February 2008

A copy of the Order as made and the relevant plan may be inspected free of charge until 14th March 2008 during normal working hours at the offices of Transport Scotland, Buchanan House, 58 Port Dundas Road, Glasgow G4 0HF; BEAR Scotland Ltd, Perth Depot, BEAR House, Inveralmond Road, Inveralmond Industrial Estate, Perth; and Fife Council Offices, Rothesay House, North Street, Glenrothes.

Any person wishing to question the validity of the Order or any of its provisions on the grounds that it is not within the powers of the relevant enabling Act or that a requirement of any such enabling Act or of any relevant regulations made thereunder has not been complied with may, within 6 weeks from the date on which the Order was made, make application for that purpose to the Court of Session.

J G BARTON

A member of the staff of the Scottish Ministers

Transport Scotland
Buchanan House
58 Port Dundas Road
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THE A92/A972 TRUNK ROAD (CADHAM ROAD AND CAR WASH FACILITY)
(PROHIBITION OF SPECIFIED TURNS) ORDER 2008

STATEMENT OF REASONS FOR MAKING THE ORDER

The Scottish Ministers propose to restrict southbound right turn manoeuvres to Cadham Road and Car Wash Facility at A92/C131 Junction to minimise the potential conflict between through traffic and right turning vehicles, thereby improving Trunk Road safety.

It is certified that the instrument known as The A92/A972 Trunk Road (Cadham Road and Car Wash Facility) (Prohibition of Specified Turns) Order 2008 is a local instrument.

J G BARTON

A member of the staff of the Scottish Ministers

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18th January 2008