

2008 No. 208

ROAD TRAFFIC

The South East Unit Trunk Roads Area (Temporary Prohibitions of Traffic, Temporary Prohibitions of Overtaking and Temporary Speed Restrictions) (No.5) Order 2008

Made 20th May 2008

Coming into force 1st June 2008

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 14(1) and (4), 2(1) and (2) and 4(1) of the Road Traffic Regulation Act 1984(a) and all other powers enabling them to do so.

In accordance with section 14(1) of that Act, they are satisfied that the traffic on the lengths of road specified in the Schedule to this Order should be restricted or prohibited as hereinafter provided because works are being or are proposed to be executed on or near the said lengths of road.

In accordance with section 14(3) of that Act, they have had regard to the existence of alternative routes suitable for the traffic which will be affected by this Order.

Citation, commencement and cessation

1. This Order may be cited as the South East Unit Trunk Roads Area (Temporary Prohibitions of Traffic, Temporary Prohibitions of Overtaking and Temporary Speed Restrictions) (No.5) Order 2008, comes into force on 1st June 2008 and ceases to have effect at midnight on 31st August 2008.

Interpretation

2. In this Order a reference to a numbered column is to the column in the Schedule bearing that number.

(a) 1984 c.27; section 14 was substituted by the Road Traffic (Temporary Restrictions) Act 1991 (c.26), section 1(1) and Schedule 1. Section 2 was amended by the New Roads and Street Works Act 1991 (c.22), Schedule 8, paragraph 18. 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).

Temporary prohibition on use of a road

3. Subject to Article 6, no person shall use, or permit the use of, any vehicle on each length of road specified in column 1 during the period corresponding to that length of road specified in column 2 when a prohibition is identified as applying to a part or parts of that length of road by means of one or more of the traffic signs prescribed in Diagram 7010.1 and 7105 of the Traffic Signs Regulations and General Directions 2002(a).

Temporary prohibition on overtaking

4.–(1) Subject to paragraph (2) of this Article, no person shall use, or permit the use of, any vehicle in such a way that it overtakes any other moving vehicle on each length of road specified in column 1 during the period corresponding to that length of road specified in column 2 when a prohibition is identified as applying to a part or parts of that length of road by means of a traffic sign prescribed in Diagram 632 of the Traffic Signs Regulations and General Directions 2002.

(2) Nothing in paragraph (1) of this Article shall prohibit any person from using, or permitting the use of, any vehicle in such a way that it overtakes a cycle, motor cycle, tricycle or any other vehicle not being a motor vehicle in accordance with section 140 of the Road Traffic Regulation Act 1984(b).

Temporary speed restriction

5.–(1) Subject to paragraph (2) of this Article, no person shall drive any vehicle on the lengths of road specified in column 1 of Parts 2 and 3 of the Schedule during the period corresponding to that length of road specified in column 2 at a speed exceeding that specified in column 3 when a restriction is identified as applying to a part or parts of that length of road by means of a traffic sign prescribed in Diagram 670 of the Traffic Signs Regulations and General Directions 2002.

(2) When convoy working is in operation and indicated by one or more of the traffic signs prescribed in Diagrams 7011, 7025, 7026, 7027, 7028 and 7029 of the Traffic Signs Regulations and General Directions 2002, no person shall drive any vehicle on the length of road specified in column 1 of Part 3 of the Schedule at a speed exceeding 10 mph when a restriction is identified as applying to a part or parts of that length of road by means of a traffic sign prescribed in Diagram 670 of the Traffic Signs Regulations and General Directions 2002.

(a) S.I. 2002/3113.

(b) 1984 c.27; section 140 was amended by the Road Traffic (Consequential Provisions) Act 1988 (c.54), Schedule 3, paragraph 25(9).

Exemption for emergency and works vehicles

6. Nothing in Article 3 of this Order shall apply to a vehicle being used in an emergency for fire brigade, ambulance, police or coastguard purposes or a vehicle while being used for carrying out the works.

S R LEES

A member of the Staff of the Scottish Ministers

Transport Scotland
Buchanan House
58 Port Dundas Road
Glasgow
G4 0HF
20th May 2008

SCHEDULE

PART 1

Articles 3 and 4

1	2
Description of particular lengths of road	Duration of restriction or prohibition
1. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound off slip road at Shotts Junction 5, a distance of 710 metres or thereby.	From 1 st June 2008 to 31 st August 2008.
2. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound on slip road at Shotts Junction 5, a distance of 730 metres or thereby.	From 1 st June 2008 to 31 st August 2008.
3. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound off slip road at Shotts Junction 5, a distance of 710 metres or thereby.	From 1 st June 2008 to 31 st August 2008.
4. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound on slip road at Shotts Junction 5, a distance of 730 metres or thereby.	From 1 st June 2008 to 31 st August 2008.
5. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the southbound carriageway from Junction 10 (Craigforth) at the southbound on slip road to Junction 9 (Pirnhall) at the southbound off slip road, a distance of 6.8 kilometres or thereby.	From 1 st June 2008 to 31 st August 2008.
6. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the northbound off slip road at Junction 10 (Craigforth), a distance of 550 metres or thereby.	From 1 st June 2008 to 31 st August 2008.
7. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the northbound on slip road at Junction 10 (Craigforth), a distance of 720 metres or thereby.	From 1 st June 2008 to 31 st August 2008.
8. That length of the M9/A9 Edinburgh – Stirling – Thurso	From 1 st June 2008 to 31 st August 2008.

Trunk Road being the southbound off slip road at Junction 10 (Craigforth), a distance of 410 metres or thereby.	
9. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the southbound on slip road at Junction 10 (Craigforth), a distance of 690 metres or thereby.	From 1 st June 2008 to 31 st August 2008.
10. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the northbound off slip road at Junction 3 (Linlithgow), distance of 400 metres or thereby	From 1 st June 2008 to 31 st August 2008.

PART 2

Articles 3, 4 and 5(1)

1	2	3
Description of particular lengths of road	Duration of restriction or prohibition	Speed restriction
11. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the northbound and southbound carriageways from Junction 9 (Pirnhall) to Junction 10 (Craigforth), a distance of 6.8 kilometres or thereby.	From 1 st June 2008 to 31 st August 2008.	40 mph
12. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the northbound and southbound carriageways from Junction 2 (Old Philipstoun) to A706 Overbridge 3.2 kilometres or thereby west of Junction 3 (Linlithgow), a distance of 6.7 kilometres or thereby	From 1 st June 2008 to 31 st August 2008.	40 mph
13. That length of the A68 Edinburgh – Carter Bar Trunk Road being from the A6088 (Hawick) Junction northwards to the A698 (Bonjedward) Junction, a distance of 20 kilometres or thereby.	From 1 st June 2008 to 31 st August 2008.	40 mph

PART 3

Articles 3, 4, 5(1) and (2)

1	2	3
Description of particular lengths of road	Duration of restriction or prohibition	Speed restriction
14. That length of the M80/A80 Glasgow – Stirling Trunk Road being the northbound and southbound carriageways from the A8011 Old Inns Interchange to Junction 4 (Haggs) a distance of 3.6 kilometres or thereby.	From 1 st June 2008 to 31 st August 2008.	30 mph