
SCOTTISH STATUTORY INSTRUMENTS

2008 No. 373

ROAD TRAFFIC

The A96 Trunk Road (Moss Street, Keith) (Prohibition of Waiting and Loading) Order 2008

Made

11th November 2008

Coming into force

21st November 2008

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

They have complied with the Secretary of State's Traffic Orders (Procedure) (Scotland) Regulations 1987(b).

Citation and commencement

1. This Order may be cited as the A96 Trunk Road (Moss Street, Keith) (Prohibition of Waiting and Loading) Order 2008 and shall come into force on 21st November 2008.

Prohibition of use of vehicles

2. Subject to Articles 3 and 4, no person shall use or cause or permit the use of any vehicle to wait or to load at any time on any of the lengths of roads specified in the Schedule.

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.

(a) 1984 c. 27; sections 1 and 2 were amended by the New Roads and Street Works Act 1991(c.22), section 168(1) and Schedule 8, paragraphs 17 and 18 respectively. Section 1 was further amended by the Environment Act 1995 (c.25), section 120 and 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 1991c.22)), Schedule 8, paragraph 70 and amended by the Scotland Act 1998 (Consequential Modifications) Order 2001(S. I .2011/1400) 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 59 of the Roads Scotland Act 1998 (c.46).

(b)S.I. 1987/2244.

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 or a vehicle being used for carrying out the works.

G EDMOND

A member of the staff of the Scottish Ministers

Transport Scotland
Buchanan House
58 Port Dundas Street
Glasgow
G4 0HF
11th November 2008

SCHEDULE

On the following length of the west side of the A96 Aberdeen – Inverness Trunk Road, Keith:-

1. From a point 0.6 metres or thereby south of the extended north gable of number 139 Moss Street southwards to a point 1.4 metres or thereby south of the extended south gable of 130 Moss Street, a distance of 90.7 metres or thereby.

On the following lengths of the east side of the A96 Aberdeen – Inverness Trunk Road, Keith:-

1. From a point in line with the north gable of number 139 Moss Street southwards to a point 1.3 metres or thereby south of the extended south gable of number 130 Moss Street, a distance of 91 metres or thereby.

2. From a point 25 metres or thereby south of the extended north gable of 139 Moss Street southeastwards to a point 0.43 metres or thereby west of the projected front gable of Number 137 Moss Street, a distance of 7.7 metres or thereby.

3. From a point 44.7 metres or thereby south of the extended north gable of number 139 Moss Street northeastwards to a point 1.17 metres or thereby east of the projected front gable of Number 137 Moss Street, a distance of 8.9 metres or thereby.

PRESS NOTICE

THE A96 TRUNK ROAD (MOSS STREET, KEITH) (PROHIBITION OF WAITING AND LOADING) ORDER 2008.

THE SCOTTISH MINISTERS give notice that on the 11th November 2008 they made the above Order under section 1 and sections 2(1) and 2(2) of the Road Traffic Regulation Act 1984.

The effect of the Order is as described in Notice 1501/4 in the Edinburgh Gazette number 26361, The Press & Journal and The Northern Scot dated 30th November 2007. The Order comes into force on 21st November 2008.

A copy of the Order as made and the relevant plan, may be examined free of charge during normal business hours from 18th November 2008 to 6th January 2009 at Bear Scotland Ltd, Inveralmond Road, Perth, PH1 3TW; Transport Scotland, Buchanan House, 58 Port Dundas Road, Glasgow G4 0HF; and Moray Council, Access Centre, The Institute, 138 – 140 Mid Street, Keith, AB55 5BJ.

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 regulations made thereunder has not been complied with may, within 6 weeks from the date from on which the Order was made, make an application for that purpose to the Court of Session.

G EDMOND

A member of the staff of the Scottish Ministers

Transport Scotland
Buchanan House
58 Port Dundas Street
Glasgow
G4 0HF