
SCOTTISH STATUTORY INSTRUMENTS

2009 No. 195

ROAD TRAFFIC

The A830 Trunk Road (Arisaig – Loch Nan Uamh Improvement) (Temporary Prohibition of Traffic, Temporary Prohibition of Overtaking and Temporary Speed Restriction) Order 2009

Made

11 May 2009

Coming into force

25 May 2009

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 14(1) and (4), and 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 each length of road specified in the Schedule should be restricted or prohibited 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 A830 Trunk Road (Arisaig – Loch Nan Uamh Improvement) (Temporary Prohibition of Traffic, Temporary Prohibition of Overtaking and Temporary Speed Restriction) Order 2009, comes into force on 25 May 2009 and ceases to have effect at midnight on 24 November 2010.

Temporary prohibition on use of a road

2. Subject to Article 5, no person shall use, or permit the use of, any vehicle on each length of road specified in the Schedule when a prohibition is identified as applying to a part or parts of that length of road by means of traffic signs prescribed in Diagram 7010.1 and 7105 of the Traffic Signs Regulations 2002 **(b)**.

^(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).

^(b) S.I. 2002/3113.

Temporary prohibition on overtaking

3.–(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 the Schedule 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 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(a).

Temporary speed restriction

4. No person shall use, or permit the use of, any vehicle on each length of road specified in the Schedule at a speed exceeding 30mph 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 2002.

Exemption for emergency and works vehicles

5. Nothing in Article 2 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.

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11 May 2009

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

SCHEDULE

1. That length of road of the A830 Fort William – Mallaig Trunk Road New Trunk Road from a point 120 metres east of its junction with Arisaig Village in an eastwardly direction to a point 7540 metres east of its junction with Arisaig village, a distance of 7540 metres or thereby.
2. That length of road of the A830 Fort William – Mallaig Trunk Road from a point 425 metres west of the Prince’s Cairn monument in a generally westerly direction to a point 215 metres or thereby east of centreline of the junction into Arisaig Village, a distance of 7440 metres or thereby.
3. That length of road of the Beechwood/Woodend Side Road from its junction with the A830 Fort William – Mallaig Trunk Road in a generally easterly direction to its termination in a turning head, a distance of 120 metres or thereby.
4. That length of road of the Quality Cottages Side Road from its junction with the A830 Fort William – Mallaig Trunk Road in a generally south westerly direction to the junction with the unclassified U1110 Druimindarroch Road, a distance of 180 metres or thereby.
5. That length of road of the Arisaig House Side Road from its junction with the Quality Cottages Side Road in a generally south easterly direction to the junction with the Arisaig House access road, a distance of 300 metres or thereby.
6. That length of road of the Borrodale Side Road from its junction with the A830 Fort William – Mallaig Trunk Road in a generally westerly direction to a point 35 metres or thereby east of the Borrodale burn, a distance of 245 metres or thereby.