

2017 No. 46

ROAD TRAFFIC

**The South West Scotland Trunk Roads (Temporary Prohibitions
of Traffic and Overtaking and Temporary Speed Restrictions)
(No. 2) Order 2017**

Made - - - - *20th February 2017*

Coming into force - - *1st March 2017*

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 2(1) and (2), 4(1) and 14(1)(a) and (4) 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 should be restricted or prohibited because works are being or are proposed to be executed on or near those 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 West Scotland Trunk Roads (Temporary Prohibitions of Traffic and Overtaking and Temporary Speed Restrictions) (No. 2) Order 2017, comes into force on 1st March 2017 and ceases to have effect on 1st June 2017.

Prohibition on use of a road

2. No person may use, or permit the use of, any vehicle on a length of road, or part or parts of a length of road, specified in the schedule when a prohibition is identified as applying to that length of road, or a part or parts of that length of road, by means of a traffic sign of the type described in item 8 (diagram 7105 – position of barrier to mark length of road closed or to guide traffic past an obstruction) of the sign table in Part 6 of schedule 13 of the Traffic Signs Regulations and General Directions 2016^(b).

(a) 1984 c.27; section 2(1) and (2) were amended by the New Roads and Street Works Act 1991 (c.22), schedule 8, paragraph 18 and section 14 was substituted by the Road Traffic (Temporary Restrictions) Act 1991 (c.26), section 1(1) and schedule 1. 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, schedule 8, paragraph 70 and amended by S.I. 2001/1400) as read with section 151(1) of the Roads (Scotland) Act 1984 (c.54) (relevantly amended by S.I. 2001/1400). 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. 2016/362.

Prohibition on overtaking

3.—(1) No person may use, or permit the use of, any vehicle in such a way that it overtakes any other moving vehicle on a length of road, or a part or parts of a length of road, specified in the schedule when a prohibition is identified as applying to that length of road, or a part or parts of that length of road, by means of a traffic sign of the type described in item 5 (diagram 632 – no overtaking) of the sign table in Part 2 of schedule 3 of the Traffic Signs Regulations and General Directions 2016.

(2) “Other moving vehicle” does not include 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).

Speed restriction

4.—(1) No person may use, or permit the use of, any vehicle on a length of road, or a part or parts of a length of road, specified in column 1 of the tables in Parts 2 and 3 of the schedule at a speed exceeding that specified in the corresponding entry in column 2 of the relevant table when a restriction is identified as applying to that length of road, or a part or parts of that length of road, by means of a traffic sign of the type described in item 1 (diagram 670 – maximum speed limit in mph) of the sign table in Part 2 of schedule 10 of the Traffic Signs Regulations and General Directions 2016.

(2) When this paragraph applies, no person may use, or permit the use of, any vehicle on a length of road, or a part or parts of a length of road, specified in column 1 of the table in Part 3 of the schedule at a speed exceeding 10 miles per hour when that restriction is identified as applying to that length of road, or a part or parts of that length of road, by means of a traffic sign of the type described in item 1 (diagram 670 – maximum speed limit in mph) of the sign table in Part 2 of schedule 10 of the Traffic Signs Regulations and General Directions 2016.

(3) Paragraph (2) applies when convoy working is in operation and indicated by one or more of the traffic signs of the types described in:

- (a) item 34 (diagram 7025 – vehicles to be escorted through road works ahead), item 35 (diagram 7026 – explanation of reason for escorting vehicles in convoys) and item 36 (diagram 7029 – convoy vehicles no overtaking) of the sign table in Part 6 of schedule 13, and
- (b) item 58 (diagram 7011 – point beyond which vehicular traffic must not proceed when required to stop) of the sign table in Part 2 of schedule 14.

Exemptions

5. No prohibition imposed by this Order applies to vehicles being used in an emergency for fire brigade, ambulance, police or coastguard purposes or a vehicle while being used for carrying out the works.

6. No speed restriction imposed by this Order applies to—

- (a) vehicles falling within regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011(b) when used in accordance with regulation 3(5) of those Regulations; or

(a) Section 140 was amended by the Road Traffic (Consequential Provisions) Act 1988 (c.54), schedule 3, paragraph 25(9).
(b) S.I. 2011/935.

(b) vehicles being used in an emergency for coastguard purposes.

Buchanan House,
Glasgow
20th February 2017

S P DAVIES
A member of the staff of the Scottish Ministers

SCHEDULE

Articles 2, 3 and 4

SPECIFIED LENGTHS OF ROAD

PART 1

Specified lengths of road

<i>1</i>
Specified lengths of road
1. That length of the M77/A77 Glasgow – Stranraer Trunk Road being the northbound and southbound carriageways from the M8/A8 Edinburgh – Greenock Trunk Road Junction 22 (Plantation) to Junction 1 (Dumbreck), a distance of 1.4 kilometres or thereby.
2. That length of the M77/A77 Glasgow – Stranraer Trunk Road being Knockcushan Street, Girvan from its junction with Dalrymple Street to its junction with Henrietta Street, a distance of 200 metres or thereby.
3. That length of the M77/A77 Glasgow – Stranraer Trunk Road being Dalrymple Street, Girvan from its junction with Knockcushan Street to its junction with Wesley Road, a distance of 350 metres or thereby.
4. That length of the M77/A77 Glasgow – Stranraer Trunk Road being Henrietta Street, Girvan from its junction with Knockcushan Street to its junction with Ailsa Street West, a distance of 150 metres or thereby.
5. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound off slip road at Junction 28 (Glasgow Airport), a distance of 350 metres or thereby.
6. That length of the A78 Greenock – Prestwick Trunk Road being the northbound and southbound carriageways from Pennyburn Roundabout, Kilwinning to Monktonhead Roundabout, Prestwick, a distance of 18 kilometres or thereby.
7. That length of the A78 Greenock – Prestwick Trunk Road being the southbound off slip road at Newhouse Interchange, Irvine, a distance of 400 metres or thereby.
8. That length of the A78 Greenock – Prestwick Trunk Road being the southbound off slip road at Eglinton Interchange, Irvine, a distance of 300 metres or thereby.

PART 2

<i>1</i>	<i>2</i>
Specified lengths of road	Speed restriction (miles per hour)
9. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound on slip link road at Junction 18 (Charing Cross) between its junction with the A82, Great Western Road and its junction with the A804, New City Road, a distance of 100 metres or thereby.	40
10. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound carriageway from Junction 15 (Townhead) to Junction 22 (Plantation), a distance of 5.1 kilometres or thereby.	40
11. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound secondary carriageway from Junction 21 (Carnoustie Street) to Junction 22 (Plantation), a distance of 1.9 kilometres or thereby.	40
12. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound secondary carriageway from Junction 22 (Plantation), to Junction 21 (Paisley Road), a distance of 1.9 kilometres or thereby.	40

<i>1</i>	<i>2</i>
Specified lengths of road	Speed restriction (miles per hour)
13. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound carriageway from Junction 22 (Plantation) to Junction 15 (Townhead), a distance of 5 kilometres or thereby.	40
14. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound on slip road at Junction 17 (West Graham Street), a distance of 400 metres or thereby.	40
15. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound off slip road at Junction 18 (Charing Cross), a distance of 400 metres or thereby.	40
16. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound off slip road at Junction 19 (Anderston), a distance of 500 metres or thereby.	40
17. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound on slip road at Junction 21 (Seaward Street), a distance of 300 metres or thereby.	40
18. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound off slip road from the main carriageway to the M77/A77 Glasgow – Stranraer Trunk Road southbound carriageway at Junction 22 (Plantation), a distance of 800 metres or thereby.	40
19. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound on slip road from the secondary carriageway to the main carriageway at Junction 22 (Plantation), a distance of 900 metres or thereby.	40
20. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound off slip road from the secondary carriageway to the M77/A77 Glasgow – Stranraer Trunk Road southbound carriageway at Junction 22 (Plantation), a distance of 500 metres or thereby.	40
21. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound off slip road to the secondary carriageway at Junction 22 (Plantation), a distance of 900 metres or thereby.	40
22. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound off slip road at Junction 21 (Seaward Street), a distance of 600 metres or thereby.	40
23. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound off slip road to the Clydeside Expressway at Junction 19 (Anderston), a distance of 600 metres or thereby.	40
24. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound off slip road to Bothwell Street, Glasgow, at Junction 19 (Anderston), a distance of 500 metres or thereby.	40
25. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound off slip road to North Street, Glasgow at Junction 19 (Anderston), a distance of 500 metres or thereby.	40
26. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound off slip road to St. Georges Cross, Glasgow at Junction 18 (Charing Cross), a distance of 600 metres or thereby.	40
27. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound off slip road to the A82 Great Western Road, Glasgow at Junction 18 (Charing Cross), a distance of 500 metres or thereby.	40
28. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound on slip road at Junction 18 (Charing Cross), a distance of 400 metres or thereby.	40
29. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the	40

<i>1</i>	<i>2</i>
Specified lengths of road	Speed restriction (miles per hour)
eastbound on slip road at Junction 16 (Craighall), a distance of 300 metres or thereby.	
30. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound carriageway from Junction 17 (West Graham Street) to Phoenix on slip road, a distance of 30 metres or thereby.	40
31. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound and eastbound carriageways from Junction 26 (Hillington) to Junction 27 (Arkleston), a distance of 2.85 kilometres or thereby.	40
32. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound on slip road at Junction 26 (Hillington), a distance of 250 metres or thereby.	40
33. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound off slip road at Junction 26 (Hillington), a distance of 340 metres or thereby.	40
34. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound off slip road at Junction 27 (Arkleston), a distance of 250 metres or thereby.	40
35. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound off slip road at Junction 27 (Arkleston), a distance of 130 metres or thereby.	40
36. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound on slip road at Junction 27 (Arkleston), a distance of 160 metres or thereby.	40
37. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound on slip road at Junction 27 (Arkleston), a distance of 210 metres or thereby.	40
38. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound and westbound carriageways from Junction 29 (St James) to Junction 31 (West Ferry), a distance of 10.85 kilometres or thereby.	40
39. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound off slip road at Junction 28a (A737 Irvine), a distance of 900 metres or thereby.	40
40. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound and eastbound carriageways from Junction 27 (Arkleston) to Junction 29 (St James), a distance of 3.1 kilometres or thereby.	40
41. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound and eastbound carriageways from Junction 31 (West Ferry) to Newark Roundabout, Port Glasgow, a distance of 7.8 kilometres or thereby.	40
42. That length of the A737/A738 St James Interchange – Kilwinning – Hawkhill Trunk Road being the eastbound carriageway from Linclive Interchange, Paisley to its junction with the on slip road to the M8/A8 Edinburgh – Greenock Trunk Road, a distance of 1.96 kilometres or thereby.	40
43. That length of the A737/A738 St James Interchange – Kilwinning – Hawkhill Trunk Road being the westbound carriageway from its junction with the westbound off slip road from the M8/A8 Edinburgh – Greenock Trunk Road, Junction 28a (A737 Irvine) to Linclive Interchange, Paisley a distance of 1.95 kilometres or thereby.	40
44. That length of the A737/A738 St James Interchange – Kilwinning – Hawkhill Trunk Road being the eastbound on slip road at Linclive Interchange, Paisley, a distance of 330 metres or thereby.	40

<i>1</i>	<i>2</i>
Specified lengths of road	Speed restriction (miles per hour)
45. That length of the A737/A738 St James Interchange – Kilwinning – Hawkhill Trunk Road being the eastbound off slip road at Junction 29 (St James), a distance of 487 metres or thereby.	40
46. That length of the A737/A738 St James Interchange – Kilwinning Hawkhill Trunk Road being the westbound on slip road at Junction 29 (St James), a distance of 730 metres or thereby.	40
47. That length of the M898/A898 Erskine Bridge Trunk Road being the northbound off slip road to the southbound A82 Dalnottar – Inverness Trunk Road, a distance of 620 metres or thereby.	40
48. That length of the M898/A898 Erskine Bridge Trunk Road being the southbound on slip road from the southbound A82 Dalnottar – Inverness Trunk Road, a distance of 510 metres or thereby.	40
49. That length of the M898/A898 Erskine Bridge Trunk Road being the northbound off slip road to the northbound A82 Dalnottar – Inverness Trunk Road, a distance of 450 metres or thereby.	40
50. That length of the M898/A898 Erskine Bridge Trunk Road being the southbound on slip road from the northbound A82 Dalnottar – Inverness Trunk Road, a distance of 260 metres or thereby.	40
51. That length of the M898/A898 Erskine Bridge Trunk Road being the northbound and southbound carriageways from Junction 1 (Craigton (M8)) to the A82 Dalnottar – Inverness Trunk Road, a distance of 3.7 kilometres or thereby.	40
52. That length of the M898/A898 Erskine Bridge Trunk Road being the northbound off slip road to the West Spectacle Erskine Roundabout, a distance of 370 metres or thereby.	40
53. That length of the M898/A898 Erskine Bridge Trunk Road being the northbound on slip road from the West Spectacle Erskine Roundabout to the northbound A898 Erskine Bridge, a distance of 280 metres or thereby.	40
54. That length of the M898/A898 Erskine Bridge Trunk Road being the southbound off slip road from the Erskine Bridge to the East Spectacle Erskine Roundabout, a distance of 350 metres or thereby.	40
55. That length of the M898/A898 Erskine Bridge Trunk Road being the southbound on slip road from the East Spectacle Erskine Roundabout to the southbound M898, a distance of 280 metres or thereby.	40
56. That length of the M74/A74(M) Glasgow – Carlisle Trunk Road being the southbound carriageway from a point approximately 50 metres north of Junction 6 (Hamilton) northbound on slip road to the southbound on slip road at Junction 10 (Wellburn), a distance of 19.6 kilometres or thereby.	40
57. That length of the M74/A74(M) Glasgow – Carlisle Trunk Road being the northbound carriageway from the off slip road at Junction 6 (Hamilton) to a point approximately 50 metres north of Junction 6 (Hamilton) northbound on slip road, a distance of 975 metres or thereby.	40
58. That length of the M74/A74(M) Glasgow – Carlisle Trunk Road being the southbound off slip road to Hamilton at Junction 6 (Hamilton), a distance of 400 metres or thereby.	50
59. That length of the M74/A74(M) Glasgow – Carlisle Trunk Road being the southbound on slip road from Hamilton at Junction 6 (Hamilton), a distance of 500 metres or thereby.	50
60. That length of the M74/A74(M) Glasgow – Carlisle Trunk Road being the northbound on slip road from Motherwell at Junction 6 (Hamilton), a distance of 550 metres or thereby.	50
61. That length of the M74/A74(M) Glasgow – Carlisle Trunk Road being	50

<i>1</i>	<i>2</i>
Specified lengths of road	Speed restriction (miles per hour)
the northbound off slip road to Motherwell at Junction 6 (Hamilton), a distance of 350 metres or thereby.	
62. That length of the M74/A74(M) Glasgow – Carlisle Trunk Road being the northbound and southbound carriageways from Junction 12 (Millbank (Autolink)) to the National Border, a distance of 90.5 kilometres or thereby.	40
63. That length of the A725/A726 Shawhead – East Kilbride – Phillipshill Roundabout Trunk Road being the northbound and southbound carriageways from Whirlies Roundabout to Birniehill Roundabout, East Kilbride, a distance of 2 kilometres or thereby.	40
64. That length of the A725/A726 Shawhead – East Kilbride – Phillipshill Roundabout Trunk Road being the eastbound and westbound carriageways from Birniehill Roundabout to West Mains Roundabout, East Kilbride, a distance of 2.8 kilometres or thereby.	40
65. That length of the A725/A726 Shawhead – East Kilbride – Phillipshill Roundabout Trunk Road being Righead Roundabout, East Kilbride, a distance of 170 metres or thereby.	40
66. That length of the A725/A726 Shawhead – East Kilbride – Phillipshill Roundabout Trunk Road being Murray Roundabout, East Kilbride, a distance of 160 metres or thereby.	40
67. That length of the A725/A726 Shawhead – East Kilbride – Phillipshill Roundabout Trunk Road being Birniehill Roundabout, East Kilbride, a distance of 160 metres or thereby.	40
68. That length of the A725/A726 Shawhead – East Kilbride – Phillipshill Roundabout Trunk Road being Whitemoss Roundabout, East Kilbride, a distance of 165 metres or thereby.	40
69. That length of the A725/A726 Shawhead – East Kilbride – Phillipshill Roundabout Trunk Road being Whirlies Roundabout, East Kilbride, a distance of 270 metres or thereby.	40
70. That length of the A725/A726 Shawhead – East Kilbride – Phillipshill Roundabout Trunk Road being the northbound off slip road at Main Street, Blantyre, a distance of 280 metres or thereby.	40
71. That length of the A725/A726 Shawhead – East Kilbride – Phillipshill Roundabout Trunk Road being the northbound on slip road at Main Street, Blantyre, a distance of 166 metres or thereby.	40
72. That length of the A725/A726 Shawhead – East Kilbride – Phillipshill Roundabout Trunk Road being the southbound off slip road at Main Street, Blantyre, a distance of 190 metres or thereby.	40
73. That length of the A725/A726 Shawhead – East Kilbride – Phillipshill Roundabout Trunk Road being the southbound on slip road at Main Street, Blantyre, a distance of 350 metres or thereby.	40
74. That length of the A725/A726 Shawhead – East Kilbride – Phillipshill Roundabout Trunk Road being the northbound and southbound carriageways from the north side of New Bothwell Bridge over bridge, Bothwell to Whirlies Roundabout, East Kilbride, a distance of 7.72 kilometres or thereby.	40
75. That length of the A725/A726 Shawhead – East Kilbride – Phillipshill Roundabout Trunk Road being the northbound on slip road at Glasgow Road, Blantyre, a distance of 180 metres or thereby.	40
76. That length of the M77/A77 Glasgow – Stranraer Trunk Road being the northbound and southbound carriageways from Whitletts Roundabout, Ayr to Symington South Junction, Kilmarnock, a distance of 8.9 kilometres or	40

<i>1</i>	<i>2</i>
Specified lengths of road	Speed restriction (miles per hour)
thereby.	
77. That length of the A78 Greenock – Prestwick Trunk Road being the northbound and southbound carriageways from Loans slip road (A759) to Monktonhead Roundabout, a distance of 1.8 kilometres or thereby.	40

PART 3

<i>1</i>	<i>2</i>
Specified lengths of road	Speed restriction (miles per hour)
78. That length of the M77/A77 Glasgow – Stranraer Trunk Road being the northbound and southbound carriageways from Grassyards Interchange to its junction with the B7038 Spittalhill, Kilmarnock, a distance of 8 kilometres or thereby.	30
79. That length of the M77/A77 Glasgow – Stranraer Trunk Road being Bridge Street, Old Street and Vicarton Street, Girvan, a distance of 880 metres or thereby.	30
80. That length of the A737/A738 St James Interchange – Kilwinning – Hawkhill Trunk Road from Roadhead Roundabout, Lochwinnoch to Clerksbridge Roundabout, Beith, a distance of 2.15 kilometres or thereby.	30
81. That length of the A78 Greenock – Prestwick Trunk Road being the northbound and southbound carriageways from the Bankfoot Roundabout to Flatterton Road, Greenock, a distance of 3 kilometres or thereby.	30
82. That length of the A701 Dumfries – Beattock Trunk Road from its junction with the A75 Edinburgh Road Roundabout, Dumfries to Beattock East Roundabout, a distance of 29.6 kilometres or thereby.	40
83. That length of the A76 Dumfries – Kilmarnock Trunk Road from the A75 Glasgow Road Roundabout, Dumfries to its junction with the C125, Glenairlie Bridge, Enterkinfoot, a distance of 34.1 kilometres or thereby.	40
84. That length of the A76 Dumfries – Kilmarnock Trunk Road from its junction with the C125, Glenairlie Bridge, Enterkinfoot to Skerrington Roundabout, Cumnock, a distance of 32.4 kilometres or thereby.	40
85. That length of the A76 Dumfries – Kilmarnock Trunk Road from Skerrington Roundabout, Cumnock to the M77/A77 Glasgow – Stranraer Trunk Road, Bellfield Interchange, Kilmarnock, a distance of 24.6 kilometres or thereby.	40
86. That length of the A76 Dumfries – Kilmarnock Trunk Road from Crossroads Roundabout, Crossroads to Crosshands, Bargower, a distance of 3.84 kilometres or thereby.	30
87. That length of the A75 Gretna – Dumfries – Stranraer Trunk Road from Gretna Interchange to the A709 Lockerbie Road Roundabout, Dumfries, a distance of 39 kilometres or thereby.	40
88. That length of the A75 Gretna – Dumfries – Stranraer Trunk Road from the A709 Lockerbie Road Roundabout, Dumfries to its junction with the A755, Gatehouse of Fleet, a distance of 54 kilometres or thereby.	40
89. That length of the A75 Gretna – Dumfries – Stranraer Trunk Road from its junction with the A755, Gatehouse of Fleet to its junction with the B735, Kirkcowan, a distance of 38.3 kilometres or thereby.	40
90. That length of the A75 Gretna – Dumfries – Stranraer Trunk Road from	40

its junction with the B735, Kirkcowan to East Gateway, Stranraer, a distance of 31 kilometres or thereby.	
91. That length of the A751 Inchparks – Innermessan Trunk Road from its junction with the A75 Gretna – Dumfries – Stranraer Trunk Road at Stranraer to its junction with the M77/A77 Glasgow – Stranraer Trunk Road at Innermessan, a distance of 3.2 kilometres or thereby.	40