SCOTTISH STATUTORY INSTRUMENTS

2007 No.328

ROAD TRAFFIC

The A1 Trunk Road (Cockburnspath Junction to the unclassified Cockburnspath Junction) (Temporary Prohibition of Traffic, Temporary Prohibition of Overtaking and Temporary Speed Restriction) Order 2007

Made	*4th June 2007*
Coming into force	*11th June 2007*

The Scottish Ministers make the following order in exercise of the powers conferred by section 14(1) and (4) as read with section 2(1) and (2) of the Road Traffic Regulation Act 1984(**a**), and of all other powers enabling them to do so, being satisfied that the traffic on the length 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 length of road and having 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 A1 Trunk Road (Cockburnspath Junction to the unclassified Cockburnspath Junction) (Temporary Prohibition of Traffic, Temporary Prohibition of Overtaking and Temporary Speed Restriction) Order 2007, shall come into force at 00.01 on 11th June 2007 and shall cease to have effect at midnight on 31st July 2007.

Temporary prohibition on use of a road

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

Temporary speed restriction

4. No person shall use or permit the use of any vehicle on the length of road specified in the Schedule to this Order at a speed exceeding 40mph when a restriction is identified as applying to a part or parts of the length of road by means of a traffic sign prescribed in Diagram 670 of the Traffic Signs Regulations and General Directions 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.

D MORRISON
A member of the staff of the Scottish Ministers

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4 June 2007

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

SCHEDULE

That length of the A1 Edinburgh to Berwick Upon Tweed Trunk Road from Cockburnspath Roundabout southwest to the unclassified Cockburnspath Junction, a distance of 2.1 kilometres or thereby.