SCOTTISH STATUTORY INSTRUMENTS

2009 No. 127

ROAD TRAFFIC

The North East Unit Trunk Roads Area (Temporary Prohibitions of Traffic, Temporary Prohibitions of Overtaking and Temporary Speed Restrictions)(No.3) Order 2009

Made	*23rd March 2009*
Coming into force	*1st April 2009*

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 North East Unit Trunk Roads Area (Temporary Prohibitions of Traffic, Temporary Prohibitions of Overtaking and Temporary Speed Restrictions)(No.3) Order 2009, comes into force on 1st April 2009 and ceases to have effect at midnight on 30th June 2009.

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 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 Diagrams 7010.1 and 7105 of the Traffic Signs Regulations 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 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**(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 at a speed exceeding that specified in column 2 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.

(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 2002, no person shall drive any vehicle on the lengths 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 2002.

(a) Part 1 of 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.

D M C MACNEILL
A member of the Staff of the Scottish Ministers

Transport Scotland
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23rd March 2009

SCHEDULE

PART 1

Articles 3 and 4

1
Description of particular lengths of road
1. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the entire length of the southbound off slip for the B8033 Queen Victoria School Grade Separated Interchange, Dunblane, a distance of 550 metres or thereby.
2. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the northbound and southbound carriageways from its junction with the A923 Coupar Angus Grade Separated Interchange, Dundee, northwards to its junction with the A92/A972 Kirkcaldy – Dundee Trunk Road at the Forfar Road Junction, Dundee, a distance of 4.16 kilometres or thereby.
3. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the northbound and southbound carriageways from its junction with the Queens Road Roundabout, Aberdeen, northwards to its junction with the King's Gate Roundabout, Aberdeen, a distance of 804 metres or thereby.
4. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road from its junction with the A952 at Lonmay southwards to its junction with the A950 at Howe O Buchan Roundabout, Peterhead, a distance of 18.912 kilometres or thereby.
5. That length of the A92 East Fife Regional Road being the eastbound and westbound carriageways from Crossgates Roundabout, westwards to Halbeath Interchange, Dunfermline, a distance of 1.070 kilometres or thereby.
6. That length of the A92/A972 Kirkcaldy – Dundee Trunk Road being the northbound and southbound carriageways from its junction with the Bankhead Roundabout, Glenrothes, northwards to its junction with A912 New Inn Roundabout, a distance of 6.167 kilometres or thereby.
7. That length of the A96 Aberdeen – Inverness Trunk Road from its junction with Northfields Roundabout westwards to the junction with Dr Gray's Roundabout, Elgin a distance of 460 metres or thereby.

PART 2

Articles 3, 4 and 5(1)

1	2
Description of particular lengths of road	**Speed restriction**
8. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the northbound and southbound carriageways from the junction with the Gleneagles Grade Separated Junction southwards to the north junction with the B8081 at Blackford, a distance of 1.7 kilometres or thereby.	50 mph
9. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the entire length of the northbound off slip road leading to Halbeath Interchange, a distance of 350 metres or thereby.	50 mph
10. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the entire length of the southbound off slip road leading to Halbeath Interchange, a distance of 350 metres or thereby.	50 mph

11. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the northbound and southbound carriageways from its junction with the northbound off slip road at Junction 6 Kinross, northwards to its junction with the northbound off slip road at Junction 9 Bridge of Earn, a distance of 19.001 kilometres or thereby.	50 mph
12. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the northbound and southbound carriageways from its junction with the A928 Petterden Junction, northwards to its junction with the A94 Glamis Grade Separated Junction, a distance of 10.594 kilometres or thereby.	50 mph
13. That length of the A92 East Fife Regional Road being the eastbound and westbound carriageways from its junction with the Redhouse Roundabout, Kirkcaldy, westwards to its junction with the Halbeath Interchange, Dunfermline, a distance of 17.801 kilometres or thereby.	50 mph
14. That length of the A96 Aberdeen – Inverness Trunk Road being the eastbound and westbound carriageways from its junction with the Inverurie Roundabout, Inverurie, eastwards to its junction with the M90/A90 Inverkeithing – Fraserburgh Trunk Road at Haudagain Roundabout, Aberdeen, a distance of 20.047 kilometres or thereby.	50 mph

PART 3 Articles 3, 4 and 5

1	**2**
Description of particular lengths of road	**Speed restriction**
15. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the northbound and southbound carriageways from the junction with the Gleneagles Grade Separated Junction southwards to the north junction with the B8081 at Blackford, a distance of 1.7 kilometres or thereby.	30 mph
16. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the northbound and southbound carriageways from its junction with the northbound off slip road at Junction 6 Kinross, northwards to its junction with the northbound off slip road at Junction 9 Bridge of Earn, a distance of 19.001 kilometres or thereby.	30 mph
17. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the northbound and southbound carriageways from its junction with the A928 Petterden Junction, northwards to its junction with the A94 Glamis Grade Separated Junction, a distance of 10.594 kilometres or thereby.	30 mph
18. That length of the A92 East Fife Regional Road being the eastbound and westbound carriageways from its junction with the Redhouse Roundabout, Kirkcaldy, westwards to its junction with the Halbeath Interchange, Dunfermline, a distance of 17.801 kilometres or thereby.	30 mph
19. That length of the A95 Granish – Keith Trunk Road from the B9137 Cragganmore Junction southwards to its junction with the Spey Bridge Roundabout, Grantown on Spey, a distance of 20.469 kilometres or thereby.	30 mph

20. That length of the A96 Aberdeen – Inverness Trunk Road being the eastbound and westbound carriageways from its junction with the Inverurie Roundabout, Inverurie, eastwards to its junction with the M90/A90 Inverkeithing – Fraserburgh Trunk Road at Haudagain Roundabout, Aberdeen, a distance of 20.047 kilometres or thereby.	30 mph
21. That length of the A96 Aberdeen – Inverness Trunk Road from its junction with the A9 at Raigmore Interchange, Inverness, eastwards to its junction with the B9006 Ardersier Junction, a distance of 14.646 kilometres or thereby.	30 mph
22. That length of the A96 Aberdeen – Inverness Trunk Road from its junction with the Huntly Roundabout, Huntly, eastwards to its junction with the A920 Oldmeldrum Junction, a distance of 9.189 kilometres or thereby.	30 mph
23. That length of the A96 Aberdeen – Inverness Trunk Road from its junction the A939 Grantown Road Junction, Nairn, westwards to its junction with the B9006 Arderseir Junction, a distance of 10.272 kilometres or thereby.	30 mph
24. That length of the A96 Aberdeen – Inverness Trunk Road from its junction with the B9115 Drummuir Junction, westwards to its junction with the A98 Lennox Crescent Roundabout, Fochabers, a distance of 17.773 kilometres or thereby.	30 mph
25. That length of the A96 Aberdeen – Inverness Trunk Road from its junction with the Greshop Roundabout, Forres, westwards to its junction with the A939 Grantown Road Junction, Nairn, a distance of 14.665 kilometres or thereby.	30 mph