SCOTTISH STATUTORY INSTRUMENTS

2009 No. 354

ROAD TRAFFIC

The A96 Trunk Road (Wittet Drive to Oakwood) (Temporary Prohibition of Specified Turns) Order 2009

Made	*12th October 2009*
Coming into force	*26th October 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)(a) of that Act, they are satisfied that the traffic on the length of road specified in Part 1 of the Schedule should be prohibited from making any turn specified in Part 2 of the Schedule because works are being or are proposed to be executed on or near the said length of road.

In accordance with section 14(3) of that Act, they are satisfied that there is an alternative route suitable for traffic which will be affected by this Order.

Citation, commencement and cessation

1. This Order may be cited as the A96 Trunk Road (Wittet Drive to Oakwood) (Temporary Prohibition of Specified Turns) Order 2009, comes into force on 26th October 2009 and ceases to have effect at midnight on 1st January 2010.

Prohibition of use of vehicles

2. Subject to Articles 3 and 4 of this Order, no person shall use, or permit the use of, any vehicle on the length of road specified in Part 1 of the Schedule so as to make any turn specified in Part 2 of the Schedule when such prohibition is identified as applying to any part or parts of the said length of road by means of one or more of the traffic signs prescribed in Diagrams 612 and 613 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), Schedule 1 and section 2(1) and (2) were 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, 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**) Part 1 of S.I. 2002/3113.

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.

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.

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

Transport Scotland
Buchanan House
58 Port Dundas Road
Glasgow
G4 0HF
12th October 2009

SCHEDULE

PART 1

That length of the A96 Aberdeen – Inverness Trunk Road from River Lossie Bridge westwards to a point 400 metres or thereby west of its junction with Morriston Road, Elgin, a distance of 1 kilometre or thereby.

PART 2

1. All left turns from Morriston Road eastwards to the A96 Aberdeen - Inverness Trunk Road.

2. All right turns from Morriston Road westwards to the A96 Aberdeen - Inverness Trunk Road.

3. All left turns from the A96 Aberdeen - Inverness Trunk Road northwards to Morriston Road.

4. All right turns from the A96 Aberdeen - Inverness Trunk Road northwards to Morriston Road.

5. All left turns from the business access to Riverside Caravan Park westwards to the A96 Aberdeen - Inverness Trunk Road.

6. All right turns from the business access to Riverside Caravan Park eastwards to the A96 Aberdeen - Inverness Trunk Road.

7. All left turns from the A96 Aberdeen - Inverness Trunk Road southwards to the business access to Riverside Caravan Park Morriston Road.

8. All right turns from the A96 Aberdeen - Inverness Trunk Road southwards to the business access to Riverside Caravan Park Morriston Road.