SCOTTISH STATUTORY INSTRUMENTS

2010 No. 109

ROADS AND BRIDGES

The A90 (Aberdeen Western Peripheral Route) Special Road (Redetermination of Means of Exercise of Public Right of Passage) Order 2010

Made - - - -	*11th March 2010*
Coming into force - -	*31st March 2010*

The Scottish Ministers make the following order in exercise of the powers conferred by sections 2(1), 143(1) and 152(2) of the Roads (Scotland) Act 1984(**a**) and all other powers enabling them to do so.

Citation, commencement and interpretation

1.—(1) This Order may be cited as the A90 (Aberdeen Western Peripheral Route) Special Road (Redetermination of Means of Exercise of Public Right of Passage) Order 2010 and comes into force on the 28th day after the day on which the A90 (Aberdeen Western Peripheral Route) Special Road Scheme 2010(**b**) is approved by resolution of the Scottish Parliament.

(2) In this Order "the plan folio" means the plan folio numbered RYC/G109/13/0741 and entitled "The A90 (Aberdeen Western Peripheral Route) Special Road (Redetermination of Means of Exercise of Public Right of Passage) Order 2010", signed with reference to this Order and deposited at the offices of Transport Scotland, Buchanan House, 58 Port Dundas Road, Glasgow, G4 0HF.

Redetermination of Means of Exercise of Public Right of Passage

2.—(1) The roads in Aberdeen City specified in Schedule 1, at present carriageways, shall become cycle tracks, the right of passage being exercisable on pedal cycle and foot only.

(**a**) 1984 c.54. Section 143 was amended by the Local Government etc. (Scotland) Act 1994 (c.39), Schedule 13, paragraph 135; the New Roads and Street Works Act 1991 (c.22), Schedule 8, paragraph 93 and by the Transport (Scotland) Act 2005 (asp 12), section 37. The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c.46).

(**b**) S.S.I. 2010/79.

(2) The road in Aberdeenshire specified in Schedule 2, at present a carriageway, shall become a cycle track, the right of passage being exercisable on pedal cycle and foot only.

A. C. McLaughlin
A member of the staff of the Scottish Ministers

Transport Scotland
Buchanan House
58 Port Dundas Road
Glasgow
G4 0HF
11th March 2010

SCHEDULE 1

Article 2(1)

ROADS OVER WHICH MEANS OF EXERCISE OF PUBLIC RIGHT OF PASSAGE IS TO BE REDETERMINED – ABERDEEN

1. That length of carriageway of the existing Chapel of Stoneywood – Fairley Road (C89C), Aberdeen from a point 275 metres or thereby west, south-west of the western-most corner of the building known as Goughburn Cottage, Craibstone, Bucksburn, Aberdeen, AB21 9ST in a generally south, south-easterly direction for a distance of 40 metres or thereby to a point 280 metres or thereby west, south-west of the western-most corner of the building known Goughburn Cottage, Craibstone, Bucksburn, Aberdeen, AB21 9ST as shown by sawtooth hatching and numbered "1" on plan RD1 in the plan folio.

2. That length of carriageway of the existing Tulloch Road (U90C), Aberdeen from a point 535 metres or thereby south, south-west of the western-most corner of the building known as Goughburn Cottage, Craibstone, Bucksburn, Aberdeen, AB21 9ST in a generally south, south-westerly direction for a distance of 5 metres or thereby to a point 540 metres or thereby south, south-west of the western-most corner of the building known Goughburn Cottage, Craibstone, Bucksburn, Aberdeen, AB21 9ST as shown by sawtooth hatching and numbered "2" on plan RD1 in the plan folio.

SCHEDULE 2

Article 2(2)

ROAD OVER WHICH MEANS OF EXERCISE OF PUBLIC RIGHT OF PASSAGE IS TO BE REDETERMINED – ABERDEENSHIRE

1. That length of carriageway of the existing Muchalls – Burnhead Road (C25K), Aberdeenshire from a point 290 metres or thereby south-west of the northern-most corner of the building known as Homewood, Netherley, Aberdeenshire, AB39 3SL in a generally south, south-easterly direction for a distance of 190 metres or thereby to a point 375 metres or thereby south, south-west of the northern-most corner of the building known as Homewood, Netherley, Aberdeenshire, AB39 3SL as shown by sawtooth hatching and numbered “3” on plan RD2 in the plan folio.