SCOTTISH STATUTORY INSTRUMENTS

2010 No. 156

ROAD TRAFFIC

The South East Unit Trunk Roads Area (Temporary Prohibitions of Traffic, Temporary Prohibitions of Overtaking and Temporary Speed Restrictions) (No.4) Order 2010

Made	*19th April 2010*
Coming into force	*1st May 2010*

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 should be restricted or prohibited 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 South East Unit Trunk Roads Area (Temporary Prohibitions of Traffic, Temporary Prohibitions of Overtaking and Temporary Speed Restrictions) (No.4) Order 2010, comes into force on 1st May 2010 and ceases to have effect at midnight on 31st July 2010.

Interpretation

2. In this Order a reference to a numbered column is to the column in the Schedule bearing that number.

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 Diagram 7010.1 and 7105 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), section 1(1) and Schedule 1., 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 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.

Temporary prohibition on overtaking

4.–(1) Subject to paragraph (2), 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) 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

5.–(1) Subject to paragraph (2), 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.

Exemption for emergency and works vehicles

6. Nothing in article 3 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.

S A LEGGETT
A member of the staff of the Scottish Ministers

Transport Scotland
Buchanan House
58 Port Dundas Road
Glasgow
G4 0HF

19th April 2010

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

SCHEDULE

PART 1

Articles 3 and 4

1
Description of particular lengths of road
1. That length of the M8/A8 Edinburgh-Greenock Trunk Road being the eastbound on slip road at Junction 3 (Livingston), a distance of 600 metres or thereby.
2. That length of the M8/A8 Edinburgh-Greenock Trunk Road being the westbound off slip road at Junction 3 (Livingston), a distance of 327 metres or thereby.
3. That length of the A6091/A7 Melrose – Galashiels – Carlisle Trunk Road being from the North Bridge roundabout, Hawick to the B720 junction north of Canonbie, a distance of 43.5 kilometres or thereby.
4. That length of the A702 Edinburgh – Abington Trunk Road from the A721 Melbourne Junction to the A72 (Skirling) Junction, a distance of 7.1 kilometres or thereby.
5. That length of the A1 Edinburgh – Berwick Upon Tweed Trunk Road being the westbound on slip road at Abbotsview Junction, a distance of 600 metres or thereby.

PART 2

Articles 3, 4 and 5 (1)

1	2
Description of particular lengths of road	**Speed restriction**
6. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the northbound and southbound carriageways from 750 metres or thereby south east of the M9 1-2 25 Muriehall Overbridge to 30 metres or thereby south east of the M9 1-2 65 Priestinch Overbridge, a distance of 3.5 kilometres or thereby.	40 mph
7. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the northbound and southbound carriageways from Junction 3 (Burghmuir) to Junction 4 (Lathallan), a distance of 8 kilometres or thereby.	40 mph
8. That length of the M8/A8 Edinburgh-Greenock Trunk Road being the eastbound and westbound carriageways from Junction 3A (Starlaw) to M8 Junction 2 (Claylands), a distance of 12.9 kilometres or thereby.	40 mph
9. That length of the M8/A8 Edinburgh-Greenock Trunk Road being the westbound carriageway from Harthill Services on slip road to Greenrigg, a distance of 550 metres or thereby.	40 mph
10. That length of the A1 Edinburgh – Berwick Upon Tweed Trunk Road from the B6435 Reston Junction northwards to the Cockburnspath Roundabout, a distance of 16.8 kilometres or thereby.	40 mph

PART 3

Articles 3, 4 and 5

1	2
Description of particular lengths of road	**Speed restriction**
11. That length of the A6091/A7 Melrose – Galashiels – Carlisle Trunk Road from the Melrose Roundabout eastwards to the A68 Ravenswood Roundabout, a distance of 5.2 kilometres or thereby.	30 mph
12. That length of the A6091/A7 Melrose – Galashiels – Carlisle Trunk Road being from the Dovemount Roundabout to the Gala Law Roundabout at Hawick, a distance of 1.7 kilometres or thereby.	30 mph

13. That length of the A6091/A7 Melrose – Galashiels – Carlisle Trunk Road being from the unclassified Bridgelands Junction north of Selkirk to the Kingsknowe Roundabout, a distance of 5 kilometres or thereby.	30 mph
14. That length of the A6091/A7 Melrose – Galashiels – Carlisle Trunk Road being from the English Border at Scotsdyke to the B709 Bentpath Junction in Langholm, a distance of 12.7 kilometres or thereby.	30 mph
15. That length of the A702 Edinburgh – Abington Trunk Road being from the B7055 Wiston Junction northwards to the A72 Symington Junction, a distance of 9.7 kilometres or thereby.	30 mph
16. That length of the A702 Edinburgh – Abington Trunk Road being from the Robinsland Roundabout in West Linton northwards to the unclassified Kitleyknowe Junction, a distance of 3.5 kilometres or thereby.	30 mph
17. That length of the A68 Edinburgh – Carter Bar Trunk Road being from the A698 Crailing Junction northwards to the unclassified Longnewton Junction, a distance of 8.5 kilometres or thereby.	30 mph
18. That length of the A68 Edinburgh – Carter Bar Trunk Road being from 300 metres or thereby south of the B6368 Crookston Junction northwards to the A6124 Cousland Junction, a distance of 11.5 kilometres or thereby.	30 mph
19. That length of the A68 Edinburgh – Carter Bar Trunk Road being from a point 90 metres or thereby south of the junction with Oxnam Road, Jedburgh to the B6357 Junction, a distance of 2 kilometres or thereby.	30 mph