2010 No. 157

ROAD TRAFFIC

The North 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 North 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

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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 M90/A90 Inverkeithing – Fraserburgh Trunk Road being the entire length of the eastbound off and on slip roads at Kinfauns Grade Separated Interchange, a combined distance of 760 metres or thereby.
2. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the entire length of the southbound off slip road leading to the A926 at the Kirriemuir Grade Separated Junction, a distance of 250 metres or thereby.
3. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the entire length of the southbound on slip road from the junction with the A92 East Fife Regional Road southwards to the junction with the M90/A90 Inverkeithing – Fraserburgh Trunk Road, a distance of 1.54 kilometres or thereby.

PART 2

Articles 3, 4 and 5(1)

1	2
Description of particular lengths of road	**Speed restriction**
4. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the northbound and southbound carriageways from its junction with Broxden Roundabout, Perth, southwards to its junction with Keir Roundabout, Stirling, a distance of 40.033 kilometres or thereby.	50 mph
5. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the entire length of the southbound off slip road at Junction 9 Bridge of Earn, a distance of 750 metres or thereby.	50 mph
6. 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 2 Pitreavie, northwards to its junction with the northbound off slip road at Junction 11 Barnhill Interchange, a distance of 40.741 kilometres or thereby.	50 mph
7. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the northbound and southbound carriageways from its junction with the Coupar Angus Grade Separated Interchange Dundee, southwards to the Inchmichael Grade Separated Interchange, a distance of 15.460 kilometres or thereby.	50 mph
8. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the northbound and southbound carriageways from its junction with the A928 Kirriemuir Junction, southwards to its junction with the A929 Forfar Road Junction, Dundee, a distance of 7.77 kilometres or thereby.	50 mph
9. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the northbound and southbound carriageways from its junction with the B974 Luthermuir junction northwards to the A937 south Laurencekirk junction, a distance of 4.5 kilometres or thereby.	50 mph
10. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the northbound and southbound carriageways from its junction with the B979 Netherley Junction, northwards to its junction with the Bridge of Dee Roundabout, Aberdeen, a distance of 18.3 kilometres or thereby.	50 mph
11. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the northbound and southbound carriageways from the junction with the B9000 northwards to the junction with the South Ellon Roundabout, a distance of 3.37 kilometres or thereby.	50 mph
12. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road	40 mph

being the northbound and southbound carriageways from its junction with the northbound on slip road at Junction 11 Barnhill Interchange, Perth, northwards to the Inchmichael Grade Separated Interchange, a distance of 13.064 kilometres or thereby.	
13. That length of the A92/A972 Kirkcaldy – Dundee Trunk Road being the northbound and southbound carriageways from its junction with Redhouse Roundabout, Kirkcaldy, northwards to its junction with A912 New Inn Roundabout, a distance of 10.626 kilometres or thereby.	50 mph

PART 3

Articles 3, 4 and 5

1	2
Description of particular lengths of road	**Speed restriction**
14. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the northbound and southbound carriageways from its junction with Broxden Roundabout, Perth, southwards to its junction with Keir Roundabout, Stirling, a distance of 40.033 kilometres or thereby.	30 mph
15. 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 2 Pitreavie, northwards to its junction with the northbound off slip road at Junction 11 Barnhill Interchange, a distance of 40.741 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 Coupar Angus Grade Separated Interchange Dundee, southwards to the Inchmichael Grade Separated Interchange, a distance of 15.460 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 Kirriemuir Junction, southwards to its junction with the A929 Forfar Road Junction, Dundee, a distance of 7.77 kilometres or thereby.	30 mph
18. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the northbound and southbound carriageways from its junction with the B974 Luthermuir junction northwards to the A937 south Laurencekirk junction, a distance of 4.5 kilometres or thereby.	30 mph
19. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the northbound and southbound carriageways from its junction with the B979 Netherley Junction, northwards to its junction with the Haudigan Roundabout, Aberdeen, a distance of 25.5 kilometres or thereby.	30 mph
20. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the northbound and southbound carriageways from the junction with the B9000 northwards to the junction with the South Ellon Roundabout, a distance of 3.37 kilometres or thereby.	30 mph
21. That length of the A92/A972 Kirkcaldy – Dundee Trunk Road being the northbound and southbound carriageways from its junction with Redhouse Roundabout, Kirkcaldy, northwards to its junction with A912 New Inn Roundabout, a distance of 10.626 kilometres or thereby.	30 mph
22. That length of the A92/A972 Kirkcaldy – Dundee Trunk Road from its junction with the A913 Parbroath Crossroads, northwards to its junction with the Tay Bridge Roundabout, Newport-on-Tay, a distance of 16.703 kilometres or thereby.	30 mph