SCOTTISH STATUTORY INSTRUMENTS

2010 No. 53

ROAD TRAFFIC

The South East Unit Trunk Roads Area (Temporary Prohibitions of Traffic, Temporary Prohibitions of Overtaking and Temporary Speed Restrictions) (No.2) Order 2010

Made	*18th February 2010*
Coming into force	*1st March 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 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 South East Unit Trunk Roads Area (Temporary Prohibitions of Traffic, Temporary Prohibitions of Overtaking and Temporary Speed Restrictions) (No.2) Order 2010, comes into force on 1st March 2010 and ceases to have effect at midnight on 31st May 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 any 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 any 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 any 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 any 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 applies 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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18th February 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 westbound off slip road at Junction 5 (Shotts), a distance of 300 metres or thereby.
2. That length of the M8/A8 Edinburgh - Greenock Trunk Road being the westbound on slip road at Junction 5 (Shotts), a distance of 360 metres or thereby.
3. That length of the M8/A8 Edinburgh - Greenock Trunk Road being the westbound carriageway from the Junction 3 (Livingston) to Junction 3A (Starlaw), a distance of 5.7 kilometres or thereby.
4. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound carriageway from the eastbound off slip road at Junction 4 (Whitburn) to the eastbound on slip road at Junction 3A (Starlaw), a distance of 5.5 kilometres or thereby.
5. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound on slip road at Junction 3A (Starlaw), a distance of 630 metres or thereby.
6. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound off slip road at Junction 3A (Starlaw), a distance of 350 metres or thereby.
7. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound on slip road at Junction 3A (Starlaw), a distance of 900 metres or thereby.
8. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound off slip road at Junction 3A (Starlaw), a distance of 690 metres or thereby.
9. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound on slip road at Junction 3 (Livingston), a distance of 640 metres or thereby.
10. That length of the M876/A876/A977 Dennyloanhead – Gartarry Roundabout Trunk Road being the westbound carriageway from the off slip road at Junction 7 (Kinnaird House) to its merge with the northbound M9 at Junction 7 (Kinnaird House), a distance of 1.1 kilometres or thereby.
11. That length of the M876/A876/A977 Dennyloanhead – Gartarry Roundabout Trunk Road being the westbound off slip road at Junction 7 (Kinnaird House), a distance of 710 metres or thereby.
12. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the northbound off slip road at Junction 5 (Cadgers Brae), a distance of 540 metres or thereby.
13. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the southbound off slip road at Junction 2 (Philpstoun), a distance of 540 metres or thereby.
14. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the northbound on slip road at Junction 6 (Earlsgate), a distance of 700 metres or thereby.
15. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the southbound carriageway between the southbound off and on slip roads at Junction 7 (Kinnaird House), a distance of 550 metres or thereby
16. That length of the M80/A80 Glasgow – Stirling Trunk Road being the northbound and southbound carriageways from the northbound diverge from the M876 at Junction 5 (Bankhead) to the northbound merge with the M9 at Junction 9 (Bannockburn), a distance of 10.7 kilometres or thereby.
17. That length of the A720 Edinburgh City Bypass Trunk Road being the eastbound off slip road at Lothianburn Junction, a distance of 368 metres or thereby.
18. That length of the A720 Edinburgh City Bypass Trunk Road being the westbound off slip road at Straiton Junction, a distance of 354 metres or thereby.

19. That length of the A720 Edinburgh City Bypass Trunk Road being the westbound on slip road at Straiton Junction, a distance of 434 metres or thereby.
20. That length of the A720 Edinburgh City Bypass Trunk Road being the eastbound off slip road at Straiton Junction, a distance of 361 metres or thereby.
21. That length of the A720 Edinburgh City Bypass Trunk Road being the eastbound on slip road at Straiton Junction, a distance of 551 metres or thereby.
22. That length of the A720 Edinburgh City Bypass Trunk Road being the westbound off slip road at Dreghorn Junction, a distance of 327 metres or thereby.
23. That length of the A702 Edinburgh – Abington Trunk Road being from the A72 Symington Junction to the A72 (Skirling) Junction, a distance of 2.8 kilometres or thereby.
24. That length of the A1 Edinburgh – Berwick Upon Tweed Trunk Road from the westbound off slip road at Abbotsview Junction to the westbound on slip road at Abbotsview, a distance of 650 metres or thereby.

PART 2 Articles 3, 4 and 5 (1)

1	2
Description of particular lengths of road	**Speed restriction**
25. That length of the A1 Edinburgh - Berwick Upon Tweed Trunk Road being the northbound and southbound carriageways from Spott Roundabout to Skateraw railway overbridge, a distance of 6.1 kilometres or thereby.	40 mph
26. That length of the A720 Edinburgh Bypass Trunk Road being the northbound and southbound carriageways from Craighall Roundabout to Sherrifhall Roundabout, a distance of 3.5 kilometres or thereby.	40 mph
27. That length of the A702 Edinburgh – Abington Trunk Road being from the A72 Junction south of Biggar to Cornhillhouse Junction, a distance of 1.85 kilometres or thereby.	40 mph
28. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the northbound and southbound carriageways from Junction 3 (Livingston) to Junction 4 (Whitburn), a distance of 8.4 kilometres or thereby.	40 mph
29. That length of the M8/A8 Edinburgh - Greenock Trunk Road being the eastbound and westbound carriageways from Junction 6 (Newhouse) to M8 Harthill Services, a distance of 11.3 kilometres or thereby.	40 mph
30. That length of the M9/ A9 Edinburgh - Stirling - Thurso Trunk Road being the northbound and southbound carriageways from Junction 6 (Earlsgate), to Junction 8, a distance of 6.9 kilometres or thereby.	40 mph

PART 3 Articles 3, 4 and 5

1	2
Description of particular lengths of road	**Speed restriction**
31. That length of the A6091/A7 Melrose – Galashiels – Carlisle Trunk Road being from the unclassified Lochburnfoot Junction in Newmill northwards to the B711 Roberton Junction, a distance of 4.3 kilometres or thereby.	30 mph
32. That length of the A702 Edinburgh – Abington Trunk Road being from the A766 Penicuik Junction northwards to the A703 Damhead Junction, a distance of 11.5 kilometres or thereby.	30 mph
33. That length of the A1 Edinburgh – Berwick Upon Tweed Trunk Road being the northbound and southbound carriageways from Cockburnspath Roundabout northwards to the Spott Roundabout, a distance of 10.8 kilometres or thereby.	30 mph
34. 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.	30 mph