SCOTTISH STATUTORY INSTRUMENTS

2011 No. 114

ROAD TRAFFIC

The North East Unit Trunk Roads Area (Temporary Prohibitions of Traffic, Temporary Prohibitions of Overtaking and Temporary Speed Restrictions) (No. 2) Order 2011

Made	*16th February 2011*
Coming into force	*1st March 2011*

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 2(1) and (2), 4(1) and 14(1) and (4) 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.2) Order 2011, comes into force on 1st March 2011 and ceases to have effect at 0001 hours on 1st June 2011.

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 2(1) and (2) were amended by the New Roads and Street Works Act 1991 (c.22), Schedule 8, paragraph 18 and section 14 was substituted by the Road Traffic (Temporary Restrictions) Act 1991 (c.26), section 1(1) and Schedule 1. 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. Article 3 does not 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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16th February 2011

(**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 M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the entire length of the southbound off slip road to Loaninghead Grade Separated Junction, a distance of 420 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 A823(M) Pitreavie Spur Trunk Road, a distance of 1.4 kilometres or thereby.
3. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the entire length of the northbound off slip road leading to the junction with the A92 East Fife Regional Road at Crossgates, a distance of 2.22 kilometres or thereby.
4. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the entire length of the northbound off slip road at King's Cross Grade Separated Junction, Dundee, a distance of 320 metres or thereby.
5. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the entire length of the southbound off slip road leading to the Inchmichael Interchange, a distance of 315 metres or thereby.
6. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the northbound and southbound carriageways from its junction with the A937 South Laurencekirk Access Road, northwards to its junction with the A937 North Laurencekirk Access Road, a distance of 3 kilometres or thereby.
7. That length of the A92 East Fife Regional Road being the entire length of the northbound dedicated on slip road from Crossgates Roundabout, a distance of 500 metres or thereby.
8. That length of the A96 Aberdeen – Inverness Trunk Road from its junction with Queen Street Roundabout westwards to the Tesco Roundabout, Elgin, a distance of 821 metres or thereby.

PART 2

Articles 3, 4 and 5(1)

1	2
Description of particular lengths of road	**Speed restriction**
9. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road 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.	50 mph
10. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the northbound and southbound carriageways from its junction with the A937 South Laurencekirk Access Road, northwards to the B979 Netherley Junction at Stonehaven Bypass, a distance of 26.1 kilometres or thereby.	50 mph
11. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the northbound and southbound carriageways from its junction with the AECC Roundabout, Aberdeen northwards to its junction with the B9000 Newburgh Junction, a distance of 15.582 kilometres or thereby.	50 mph
12. That length of the A92 East Fife Regional Road being the eastbound and westbound carriageways from its junction with the Redhouse Roundabout, Kirkcaldy, westwards to its junction with the Halbeath Interchange, Dunfermline, a distance of 17.801 kilometres or thereby.	50 mph

PART 3 Articles 3, 4 and 5

1	2
Description of particular lengths of road	**Speed restriction**
13. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road 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.	30 mph
14. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the northbound and southbound carriageways from its junction with the A937 South Laurencekirk Access Road, northwards to the B979 Netherley Junction at Stonehaven Bypass, a distance of 26.1 kilometres or thereby.	30 mph
15. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road from its junction with the A96 Haudagain Roundabout, Aberdeen northwards to the junction with the AECC Roundabout, Aberdeen, a distance of 5.44 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 AECC Roundabout, Aberdeen northwards to its junction with the B9000 Newburgh Junction, a distance of 15.582 kilometres or thereby.	30 mph
17. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road from its junction with the Ellon South Roundabout, northwards to the junction with the A982 at Invernettie Roundabout, Peterhead a distance of 24.443 kilometres or thereby.	30 mph
18. That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road from its junction with the Fraserburgh Roundabout southwards to its junction with the A982 at Invernettie Roundabout, Peterhead, a distance of 27.310 kilometres or thereby.	30 mph
19. That length of the A92 East Fife Regional Road being the eastbound and westbound carriageways from its junction with the Redhouse Roundabout, Kirkcaldy, westwards to its junction with the Halbeath Interchange, Dunfermline, a distance of 17.801 kilometres or thereby.	30 mph
20. That length of the A92/A972 Kirkcaldy – Dundee Trunk Road being the northbound and southbound carriageways from its junction with Trades Lane, Dundee, northwards to its junction with the M90/A90 Inverkeithing – Fraserburgh Trunk Road at the Forfar Road Junction, Dundee, a distance of 4.9 kilometres or thereby.	30 mph
21. That length of the A95 Granish – Keith Trunk Road from the A9 Granish Junction north of Aviemore, northwards to its junction with the B9137 Cragganmore Junction, a distance of 20.213 kilometres or thereby.	30 mph
22. That length of the A95 Granish – Keith Trunk Road from the A96 Haughs Junction west of Keith, southwards to its junction with the B9137 Cragganmore Junction, a distance of 34.5 kilometres or thereby.	30 mph
23. That length of the A96 Aberdeen – Inverness Trunk Road from its junction with the Inverurie Roundabout, Inverurie, westwards to its junction with the A920 Oldmeldrum Road, near Colpy, a distance of 21.638 kilometres or thereby.	30 mph
24. That length of the A96 Aberdeen – Inverness Trunk Road from its junction with the Huntly Roundabout, Huntly, westwards to the B9115 Drummuir Junction east of Keith, a distance of 17.445 kilometres or thereby.	30 mph
25. That length of the A96 Aberdeen – Inverness Trunk Road from its junction with the Reiket Lane Roundabout, Elgin, eastwards to its junction with the A98 Lennox Crescent Roundabout, Fochabers, a distance of 13.437	30 mph

kilometres or thereby.	
26. That length of the A96 Aberdeen – Inverness Trunk Road from its junction with the Dr Grays Roundabout, Elgin, westwards to its junction with the Greshop Roundabout, Forres, a distance of 19.515 kilometres or thereby.	30 mph
27. That length of the A985 Kincardine – Rosyth Trunk Road from its junction with the Admiralty Road Roundabout, Rosyth, westwards to the Toll Road Junction, Kincardine, a distance of 20.5 kilometres or thereby.	30 mph