SCOTTISH STATUTORY INSTRUMENTS

2011 No. 223

ROAD TRAFFIC

The North East Unit Trunk Roads Area (Temporary Prohibitions of Traffic, Temporary Prohibitions of Overtaking and Temporary Speed Restrictions) (No. 3) Order 2011

Made *18th March 2011*

Coming into force *1st April 2011*

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 2(1) and (2), 4(1), 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. 3) Order 2011, comes into force on 1st April 2011 and ceases to have effect at 0001 hours on 1st July 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; 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.

D M C HAMILTON
A member of the Staff of the Scottish Ministers

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18th March 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 northbound and southbound carriageways from its junction with Broxden Roundabout, Perth, northwards to its junction with Inveralmond Roundabout, Perth, a distance of 3.903 kilometres or thereby.
2.That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the northbound and southbound carriageways from Loaninghead Grade Separated Junction northwards to Broxden Roundabout, Perth, a distance of 21 kilometres or thereby.
3.That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the northbound and southbound carriageways from its junction with the B8033 at the Queen Victoria Grade Separated Junction north of Dunblane southwards to Keir Roundabout, Dunblane, a distance of 5 kilometres or thereby.
4.That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the entire length of the southbound off slip road from its junction with the M90/A90 Inverkeithing – Fraserburgh Trunk Road at Friarton Bridge, Perth, in a general southward direction to its junction with the Perth Southern Bypass, Perth, a distance of 1.12 kilometres or thereby.
5.That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the entire length of the southbound carriageway of the Perth Southern Bypass from the junction with the northbound off slip road leading to Friarton Bridge in a generally southwards direction to its junction with the M90/A90 Inverkeithing – Fraserburgh Trunk Road, a distance of 1.15 kilometres or thereby.
6.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 at Crossgates Roundabout to the M90/A90 Inverkeithing – Fraserburgh Trunk Road at junction 2A, a distance of 1.5 kilometres or thereby.
7.That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the entire length of the southbound on slip road at Barnhill Interchange, Perth, a distance of 255 metres or thereby.
8.That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the entire length of the northbound off and on combined slip road at the Kirriemuir Grade Separated Junction, a distance of 400 metres or thereby.
9.That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the entire length of the southbound off and on combined slip road at the Kirriemuir Grade Separated Junction, a distance of 470 metres or thereby.
10.That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the entire length of the southbound off and on slip road at the Portlethen Grade Separated Junction, a combined distance of 500 metres or thereby.
11.That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the northbound and southbound carriageways from the Marywell Grade Separated Junction southwards to the Newtonhill Grade Separated Junction, a distance of 6.8 kilometres or thereby.
12.That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the entire length of the southbound off slip road at Charlestown Grade Separated Junction, Aberdeen, a distance of 300 metres or thereby.
13.That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the northbound and southbound carriageways from Bridge of Dee Roundabout, Aberdeen northwards to Haudagain Roundabout, Aberdeen, a distance of 6.8 kilometres or thereby.
14.That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road from its junction with the Haudigan Roundabout, Aberdeen northwards to its junction with the A956 at the AECC Roundabout, Aberdeen, a distance of 5.6 kilometres or thereby.
15.That length of the A92/A972 Kirkcaldy – Dundee Trunk Road being the eastbound and

westbound carriageways from its junction with the M90/A90 Inverkeithing – Fraserburgh Trunk Road at the Forfar Road Junction, Dundee eastwards to its junction with Scott Fyffe Roundabout, Dundee, a distance of 1.9 kilometres or thereby.
16.That length of the A92/A972 Kirkcaldy – Dundee Trunk Road from its junction with the A913 at Parbroath northwards to the junction with the A914 at Forgan Roundabout, a distance of 14.7 kilometres or thereby.
17.That length of the A96 Aberdeen – Inverness Trunk Road being the eastbound and westbound carriageways from its junction with Oldmeldrum Road Roundabout, Aberdeen eastwards to its junction with the M90/A90 Inverkeithing – Fraserburgh Trunk Road at Haudagain Roundabout, a distance of 2.12 kilometres or thereby.
18.That length of the A96 Aberdeen – Inverness Trunk Road from its junction with Dr Gray's Roundabout, Elgin westwards to its junction with Wittet Drive, Elgin, a distance of 500 metres or thereby.
19.That length of the A96 Aberdeen – Inverness Trunk Road from its junction with Barn Church Road, Culloden westwards to the Smithton Roundabout, a distance of 3.56 kilometres or thereby.
20.That length of the A985 Kincardine – Rosyth Trunk Road from its junction with the A994 at Cairneyhill Roundabout westwards to the junction with the A977 at Longannet Roundabout, Kincardine, a distance of 10.1 kilometres or thereby.

PART 2

Articles 3, 4 and 5(1)

1	2
Description of particular lengths of road	**Speed restriction**
21.That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the northbound and southbound carriageways from its junction with Broxden Roundabout, Perth, northwards to its junction with Inveralmond Roundabout, Perth, a distance of 3.903 kilometres or thereby.	50 mph
22.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
23.That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the northbound and southbound carriageways from its junction with the A928 Petterden Junction, northwards to its junction with the B974 at Luthermuir, a distance of 42.696 kilometres or thereby.	50 mph
24.That length of the A96 Aberdeen – Inverness Trunk Road being the eastbound and westbound carriageways from its junction with the Inverurie Roundabout, Inverurie, eastwards to its junction with the M90/A90 Inverkeithing – Fraserburgh Trunk Road at Haudagain Roundabout, Aberdeen, a distance of 20.047 kilometres or thereby.	50 mph

PART 3

Articles 3, 4 and 5

1	2
Description of particular lengths of road	**Speed restriction**
25.That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the northbound and southbound carriageways from its junction with Broxden Roundabout, Perth, northwards to its junction with Inveralmond Roundabout, Perth, a distance of 3.903 kilometres or thereby.	30 mph
26.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.	30 mph
27.That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road	30 mph

being the northbound and southbound carriageways from its junction with the Coupar Angus Grade Separated Interchange, Dundee, northwards to its junction with the A92/A972 Kirkcaldy – Dundee Trunk Road at the Forfar Road Junction, Dundee, a distance of 4.16 kilometres or thereby.	
28.That length of the M90/A90 Inverkeithing – Fraserburgh Trunk Road being the northbound and southbound carriageways from its junction with the A928 Petterden Junction, northwards to its junction with the B974 at Luthermuir, a distance of 42.696 kilometres or thereby.	30 mph
29.That length of the A92/A972 Kirkcaldy – Dundee Trunk Road from its junction with A912 New Inn Roundabout, northwards to its junction with A913 Parbroath Crossroads, a distance of 13.435 kilometres or thereby.	30 mph
30.That length of the A96 Aberdeen – Inverness Trunk Road being the eastbound and westbound carriageways from its junction with the Inverurie Roundabout, Inverurie, eastwards to its junction with the M90/A90 Inverkeithing – Fraserburgh Trunk Road at Haudagain Roundabout, Aberdeen, a distance of 20.047 kilometres or thereby.	30 mph
31.That length of the A96 Aberdeen – Inverness Trunk Road from its junction with the Huntly Roundabout, Huntly, eastwards to its junction with the A920 Oldmeldrum Junction, a distance of 9.189 kilometres or thereby.	30 mph
32.That length of the A96 Aberdeen – Inverness Trunk Road from its junction with the B9115 Drummuir Junction, westwards to its junction with the A98 Lennox Crescent Roundabout, Fochabers, a distance of 17.773 kilometres or thereby.	30 mph
33.That length of the A96 Aberdeen – Inverness Trunk Road from its junction with the A9 at Raigmore Interchange, Inverness, eastwards to its junction with the Greshop Roundabout, Forres, a distance of 39.583 kilometres or thereby.	30 mph
34.That length of the A96 Aberdeen – Inverness Trunk Road from its junction with Dr Gray's Roundabout, Elgin, eastwards to its junction with the Reiket Lane Roundabout, Elgin, a distance of 2.94 kilometres or thereby.	30 mph