S C O T T I S H S T A T U T O R Y I N S T R U M E N T S

2012 No. 134

ROAD TRAFFIC

The Edinburgh and West Lothian Trunk Roads (M9/A90/M90, M9/A9 and M8/A8) Temporary Speed Limits, Regulation and Prohibitions of Traffic Order 2012

Made - - - -	*8th May 2012*
Coming into force - -	*18th May 2012*

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 2(1) and (2), 4(1) and 14(1)(a) 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)(a) of that Act, they are satisfied that the traffic on the lengths of road specified in the Schedules should be restricted or prohibited because works are being or are proposed to be executed on or near those 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 Edinburgh and West Lothian Trunk Roads (M9/A90/M90, M9/A9 and M8/A8) Temporary Speed Limits, Regulation and Prohibitions of Traffic Order 2012, comes into force on 18th May 2012 and ceases to have effect on 3rd March 2013.

Prohibition on use of vehicles and traffic regulation

2. No person shall use, or permit the use of, any vehicle on the lengths of road specified in the Schedule when such prohibition is identified as applying to any part or parts of those lengths of road by means of one or more of the traffic signs prescribed in Diagram 7101.1, 7010.1, 7015, 7105 and 7202 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) and S.I. 1999/1750.

(**b**) Part 1 of S.I. 2002/3113.

3.—(1) When there are prohibitions on the use of parts of the lengths of road specified in Parts 2 and 3 of the Schedule:

(a) vehicular traffic shall travel in such a direction that the central reservation is at all times on the left-hand side of the vehicle when directed to do so by one or more of the traffic signs prescribed by Diagrams 7203, 7205, 7210, 7211.1, 7212, and 7213 of the Traffic Signs Regulations 2002; and

(b) vehicular traffic may drive on the hard shoulder of any part or parts of those lengths of road when this is indicated by one or more of the traffic signs prescribed by Diagrams 7203.1, 7204 and 7260 of the Traffic Signs Regulations 2002.

(2) "Hard shoulder" has the meaning given in regulation 2(1) of the Motorway Traffic (Scotland) Regulations 1995(**a**).

Prohibition on overtaking

4. No person shall use, or permit the use of, any vehicle in such a way that overtakes any other moving vehicle on the lengths of road specified in the Schedule when such a prohibition is identified as applying to any part or parts of those lengths of road, by means of a traffic sign prescribed in Diagram 632 of the Traffic Signs Regulations 2002.

5. "Other moving vehicle" does not include 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(**b**).

Temporary speed restriction

6. No person shall drive any vehicle on a length of road, or a part or parts of a length of road, specified in Parts 3 and 4 of the Schedule at a speed exceeding 40 miles per hour when such a restriction is identified as applying to that length of road, or 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.

Exemptions

7. No prohibition imposed by this Order applies to a vehicle while being used in an emergency for fire brigade, coastguard, ambulance or police purposes, or a vehicle while being used for carrying out the works.

8. No speed restriction imposed by this Order applies to vehicles falling within regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011(**c**) when used in accordance with regulation 3(5) of those regulations.

(**a**) S.I. 1995/2507.
(**b**) Section 140 was amended by the Road Traffic (Consequential Provisions) Act 1988 (c.54), Schedule 3, paragraph 25(9).
(**c**) S.I. 2011/935.

Revocation

9. The M9/A9/A90 Trunk Road (Kirkliston to Scotstoun) and M9/A9 Trunk Road (Newbridge to Winchburgh) Temporary Prohibition of Traffic Order 2011(**a**) is revoked.

D J CLIMIE
A member of the staff of the Scottish Ministers

Forth Replacement Crossing Office
King Malcolm Drive
Rosyth
8th May 2012

(**a**) S.S.I. 2011/362.

SCHEDULE

PART 1

Articles 2 and 4

1. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road comprising the westbound on slip road at M9 Junction 1 Newbridge Junction from its junction with the roundabout at M9 Junction 1 Newbridge Junction northwards to its junction with the main westbound carriageway of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road, a distance of 400 metres or thereby.

2. That length of the M8/A8 Edinburgh – Greenock Trunk Road comprising the northbound off slip road at M9 Junction 1 Newbridge Junction from its junction with the main northbound carriageway of the M8/A8 Edinburgh – Greenock Trunk Road northwards to its junction with the roundabout at M9 Junction 1 Newbridge Junction, a distance of 280 metres or thereby.

PART 2

Articles 2, 3, and 4

3. That length of the M9/A90/M90 Edinburgh – Fraserburgh Trunk Road from Scotstoun Junction southwards on the main southbound carriageway of the M9/A90/M90 Edinburgh – Fraserburgh Trunk Road to its junction with the main eastbound carriageway of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road at M9 Junction 1a Kirkliston Junction, a distance of 3.9 kilometres or thereby.

4. That length of the M9/A90/M90 Edinburgh – Fraserburgh Trunk Road from its junction with the main westbound carriageway of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road at M9 Junction 1a Kirkliston Junction northwards on the main northbound carriageway of the M9/A90/M90 Edinburgh – Fraserburgh Trunk Road to a point 410 metres or thereby south of Scotstoun Junction, a distance of 3.9 kilometres or thereby.

5. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road from a point 1.8 kilometres or thereby east of M9 Junction 2 Philpstoun eastwards on the main eastbound carriageway of the M9/A9 Edinburgh-Stirling-Thurso Trunk road to M9 Junction 1 Newbridge, a distance of 6.8 kilometres or thereby.

6. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road from M9 Junction 1 Newbridge Junction westwards on the main westbound carriageway of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road to a point 3.2 kilometres or thereby east of M9 Junction 2 Philpstoun Junction, a distance of 5.8 kilometres or thereby.

7. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road comprising the eastbound off slip road at M9 Junction 1 Newbridge Junction from its junction with the main eastbound carriageway of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road southwards to its junction with the roundabout at M9 Junction 1 Newbridge Junction, a distance of 920 metres or thereby.

8. That length of the M8/A8 Edinburgh – Greenock Trunk Road from a point 1.4 kilometres or thereby south of M9 Junction 1 Newbridge Junction northwards on the main northbound carriageway of the M8/A8 Edinburgh – Greenock Trunk Road to the commencement of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road at M9 Junction 1 Newbridge Junction, a distance of 1.4 kilometres metres or thereby.

PART 3

Articles 2, 3, 4 and 6

9. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road from a point 2.3 kilometres or thereby west of M9 Junction 2 Philpstoun Junction eastwards on the main eastbound carriageway of the M9/A9 Edinburgh – Stirling – Thurso Trunk road to a point 1.8 kilometres or thereby east of M9 Junction 2 Philpstoun Junction, a distance of 4.1 kilometres or thereby.

10. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road from a point 3.2 kilometres or thereby east of M9 Junction 2 Philpstoun Junction westwards on the main westbound carriageway of the M9/A9 Edinburgh-Stirling-Thurso Trunk Road to Junction 2 Philpstoun Junction, a distance of 3.2 kilometres or thereby.

11. That length of the M8/A8 Edinburgh – Greenock Trunk Road comprising the northbound off slip road at M8 Junction 2 Claylands M8 Spur Junction from its junction with the main westbound carriageway of the M8/A8 Edinburgh – Greenock Trunk Road northwards to its junction with the main northbound carriageway of the M8/A8 Edinburgh – Greenock Trunk Road at M8 Junction 2 Claylands M8 Spur Junction, a distance of 1.9 kilometres or thereby.

12. That length of the M8/A8 Edinburgh – Greenock Trunk Road from a point 2.4 kilometres or thereby south of M9 Junction 1 Newbridge northwards on the main northbound carriageway of the M8/A8 Edinburgh – Greenock Trunk Road to a point 1.4 kilometres or thereby south of M9 Junction 1 Newbridge Junction, a distance of 1.0 kilometres or thereby.

13. That length of the M8/A8 Edinburgh – Greenock Trunk Road from its commencement at the end of the main southbound carriageway of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road at M9 Junction 1 Newbridge Junction southwards on the main southbound carriageway of the M8/A8 Edinburgh – Greenock Trunk Road to its junction with the M8/A8 Edinburgh – Greenock Trunk Road southbound off slip road a distance of 860 metres or thereby.

PART 4

Articles 2, 4 and 6

14. That length of the M8/A8 Edinburgh – Greenock Trunk Road comprising the southbound on slip road at M9 Junction 1 Newbridge Junction from its junction with the roundabout at M9 Junction 1 Newbridge Junction southwards to its junction with the main southbound carriageway of the M8/A8 Edinburgh – Greenock Trunk, a distance of 370 metres or thereby.

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