

2011 No. 398

ROAD TRAFFIC

The A82 Trunk Road (Glen Righ) (Temporary Prohibition of Traffic, Temporary Prohibition of Overtaking and Temporary 40 mph Speed Restriction) Order 2011

Made - - - - *9th November 2011*

Coming into force - - *18th November 2011*

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 2(1) and 2(2) and 4(1) and 14(1)(a) and 14(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 length of road specified in the Schedule should be restricted or prohibited because works are being or are proposed to be executed on or near that length 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 A82 Trunk Road (Glen Righ) (Temporary Prohibition of Traffic, Temporary Prohibition of Overtaking and Temporary 40mph Speed Restriction) Order 2011, comes into force on 18th November 2011 and ceases to have effect on 1st January 2012.

Temporary prohibition on use of vehicles

2. No person shall use, or permit the use of, any vehicle on the length of road specified in the Schedule 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 use by pedestrians

3. No pedestrian shall use that length of road specified in the Schedule 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 625.1 of the Traffic Signs Regulations 2002.

Temporary prohibition on overtaking

4.—(1) No person shall use, or permit the use of, any vehicle in such a way that it overtakes any other moving vehicle on the length of road specified in the Schedule 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) “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(a).

Temporary speed restriction

5. No person shall drive any vehicle on the length of road specified in the Schedule at a speed exceeding 40 miles per hour when a restriction is identified as applying to a part or parts of the length of road by means of a traffic sign prescribed in Diagram 670 of the Traffic Signs Regulations 2002.

Exemptions

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

7. No speed restrictions imposed by this Order applies to vehicles falling within regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variations and Amendments) Regulations 2011(b) when used in accordance with regulations 3(5) of those Regulations.

A R T ANDERSON

A member of the staff of the Scottish Ministers

Buchanan House,
Glasgow
9th November 2011

(a) 1984 c.27; section 140 was amended by the Road Traffic (Consequential Provisions) Act 1988 (c.54), Schedule 3, paragraph 25(9).

(b) S.I. 2011/935.

SCHEDULE

Articles 2, 3, 4 and 5

That length of the A82 Dalnottar – Inverness Trunk Road from the junction with A861 (access road to the Corran Ferry Pier) northwards to the view point known as Sgeir Na Sean Chroit (the Forestry Commission Loch Linnie Picnic Site) a distance of 2.862 kilometres or thereby.