

2015 No. 282

ROAD TRAFFIC

The M74 Trunk Road (Polmadie) (Temporary Prohibition on Traffic, Overtaking and Temporary Speed Limit) (No. 2) Order 2015

Made - - - - *2nd July 2015*

Coming into force - - *12th July 2015*

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 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 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 M74 Trunk Road (Polmadie) (Temporary Prohibition on Traffic, Overtaking and Temporary Speed Limit) (No. 2) Order 2015, comes into force on 12th July 2015 and ceases to have effect on 31st July 2015.

Prohibition on use of road

2. No person may use, or permit the use of, any vehicle on a length of road, or a part or parts of a length of road, specified in the Schedule to this Order when a prohibition is identified as applying to that length of road, or a part or parts of that length of road, by means 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) (relevantly amended by S.I. 2001/1400). 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.

Prohibition on overtaking

3.—(1) No person may use, or permit the use of, any vehicle in such a way that it overtakes any other moving vehicle on a length of road, or a part or parts of a length of road, specified in the Schedule to this Order when a prohibition 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 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).

Speed restriction

4. No person may drive any vehicle on a length of road, or a part or parts of a length of road, specified in the Schedule to this Order at a speed exceeding 40 miles per hour or 30 miles per hour (as the case may be) when that 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

5. 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.

6. 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(b) when used in accordance with regulation 3(5) of those Regulations.

M RENNIE

A member of the staff of the Scottish Ministers

Buchanan House,
Glasgow
2nd July 2015

(a) 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 and 4

SPECIFIED LENGTH OF ROAD

1. That length of the M74/A74(M) Glasgow – Carlisle Trunk Road being the southbound carriageway, from a point 200 metres or thereby north west of the Cathcart Road Overbridge, to a point 900 metres or thereby south east of Polmadie Road Underbridge, a distance of 2.1 kilometres or thereby.

2. That length of the M74/A74(M) Glasgow – Carlisle Trunk Road being the northbound carriageway, from a point 1900 metres or thereby south east of the Polmadie Road Underbridge, to a point 500 metres or thereby south east of Polmadie Road Underbridge, a distance of 1.4 kilometres or thereby.

3. That length of the M74/A74(M) Glasgow – Carlisle Trunk Road being the southbound on slip road at Junction 1A (Polmadie), a distance of 602 metres or thereby.