

2022 No. 149

ROAD TRAFFIC

The A87 Trunk Road (Uig) (Temporary Prohibitions of Use of Road, Overtaking, Waiting, Loading and Unloading and Temporary Speed Restrictions) Order 2022

Made - - - - 27th April 2022

Coming into force - - 6th May 2022

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) and 15(2) 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.

In accordance with section 15(2) of that Act, they are satisfied that the execution of the works will take longer than eighteen months and they will revoke this Order as soon as the works are completed.

Citation and commencement

1. This Order may be cited as the A87 Trunk Road (Uig) (Temporary Prohibitions of Use of Road, Overtaking, Waiting, Loading and Unloading and Temporary Speed Restrictions) Order 2022 and comes into force on 6 May 2022.

Prohibition on use of a road

2. No person may use or permit the use of, any vehicle on the length of road, or a part or parts of the length of road, specified in the schedule of 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 of the type described in item 8 (diagram 7105 - position of the barrier to mark length of road

(a) 1984 c. 27; section 2(1) and (2) were amended by the New Roads and Street Works Act 1991 (c. 22) (“the 1991 Act”) schedule 8, paragraph 18 and section 14 was substituted by the Road Traffic (Temporary Restrictions) Act 1991 (c. 26), schedule 1. The Scottish Ministers are the traffic authority by virtue of section 121A of the Road Traffic Regulation Act 1984 (inserted by the 1991 Act, 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).

closed or to guide traffic past an obstruction) of the sign table in Part 6 of schedule 13 of the Traffic Signs Regulations and General Directions 2016^(a).

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 the length of road, or a part or parts of the length of road, specified in the schedule of 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 of the type described in item 5 (diagram 632 – no overtaking) of the sign table in Part 2 of schedule 3 of the Traffic Signs Regulations and General Directions 2016.

(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^(b).

Prohibition on waiting, loading and unloading

4. No person may use, or permit the use of, any vehicle to wait, load or unload on the length of road, or a part or parts of the length of road, specified in the schedule of 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 one or both of the traffic signs of the type described in item 19 (diagram 636 – temporary prohibition of waiting except for loading and unloading) and item 20 (diagram 636.1 – temporary prohibition of loading and unloading) of the sign table in Part 6 of schedule 13 of the Traffic Signs Regulations and General Directions 2016.

Speed restrictions

5.—(1) No person may use, or permit the use of, any vehicle on the length of road, or a part or parts of the length of road, specified in the schedule of this Order at a speed exceeding 20 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 of the type described in item 1 (diagram 670 – maximum speed limit in mph) of the sign table in Part 2 of schedule 10 of the Traffic Signs Regulations and General Directions 2016.

(2) When this paragraph applies, no person may use, or permit the use of, any vehicle on the length of road, or a part or parts of the length of road, specified in the schedule of this Order at a speed exceeding 10 miles per hour 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 of the type described in item 1 (diagram 670 – maximum speed limit in mph) of the sign table in Part 2 of schedule 10 of the Traffic Signs Regulations and General Directions 2016.

(3) Paragraph (2) applies when convoy working is in operation and indicated by one or more of the traffic signs of the types described in:

- (a) item 34 (diagram 7025 – vehicles to be escorted through road works ahead), item 35 (diagram 7026 – explanation of reason for escorting vehicles in convoys) and item 36 (diagram 7029 – convoy vehicles no overtaking) of the sign table in Part 6 of schedule 13, and
- (b) item 58 (diagram 7011 – point beyond which vehicular traffic must not proceed when required to stop) of the sign table in Part 2 of schedule 14.

(a) S.I. 2016/362.

(b) Section 140 was amended by the Road Traffic (Consequential Provisions) Act 1988 (c. 54), schedule 3, paragraph 25(9).

Exemptions

6. No prohibition imposed by this Order applies to—

- (a) vehicles being used in an emergency for fire brigade, ambulance, police or coastguard purposes, or
- (b) vehicles while being used for carrying out the works.

7. No speed restriction imposed by this Order applies to—

- (a) vehicles falling within regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011^(a) when used in accordance with regulation 3(5) of those Regulations, or
- (b) vehicles being used in an emergency for coastguard purposes.

S R LEES

A member of the staff of the Scottish Ministers

Buchanan House,
Glasgow
27th April 2022

^(a) S.I. 2011/935.

SCHEDULE

Articles 2, 3, 4 and 5

SPECIFIED LENGTH OF ROAD

That length of the A87 Invergarry – Kyle of Lochalsh – Borve – Uig Trunk Road at Uig from its junction with the A855 Brogaig Road North in a general south westerly direction to its termination at King Edward Pier, a distance of 1.27 kilometres or thereby.