

**2023 No. 235**

**ROAD TRAFFIC**

**The A85 Trunk Road (Oban) (Temporary Prohibition on Use of Road) (No. 2) Order 2023**

*Made* - - - - - *22nd August 2023*

*Coming into force* - - - - - *2nd September 2023*

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 2(1) and (2), 4(1) and 16A of the Road Traffic Regulation Act 1984(a) and all other powers enabling them to do so.

In accordance with section 16A(2) of that Act, they are satisfied that the traffic on the length of road specified in the schedule should be restricted or prohibited for the purpose of facilitating the holding of a relevant event and enabling members of the public to watch that relevant event.

In accordance with section 16A(3) of that Act, they are satisfied that it is not reasonably practicable for the event to be held otherwise than on a road.

In accordance with section 16A(8) of that Act, they have had regard to the safety and convenience 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 A85 Trunk Road (Oban) (Temporary Prohibition on Use of Road) (No. 2) Order 2023, comes into force on 2 September 2023 and ceases to have effect on 3 September 2023.

**Prohibition on use of 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 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 barrier to mark length of road 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(b).

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(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 16A was inserted by the Road Traffic Regulation (Special Events) Act 1994 (c. 11), section 1(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).

(b) S.I. 2016/362.

### **Exemptions**

3. No prohibition imposed by this Order applies to—

- (a) a vehicle being used in an emergency for fire brigade, ambulance, police or coastguard purposes, or
- (b) a vehicle being used for facilitating the holding of the relevant event.

George House  
Glasgow  
22nd August 2023

*H MCDONALD*  
A member of the staff of the Scottish Ministers

## SCHEDULE

Article 2

### SPECIFIED LENGTH OF ROAD

That length of the A85 Tyndrum – Oban Trunk Road from its junction with Queens Park Place, Oban in a general northerly direction in George Street to its junction with Corran Esplanade then in a general northerly direction in Corran Esplanade and thereafter north easterly direction to Dunollie Road at its junction with the access to Corran Halls, a distance of 680 metres or thereby.