

20[] No.

ROAD TRAFFIC

The A7 Trunk Road (Langholm) (Prohibition of Waiting, Loading and Unloading) Order 20[]

Made - - - -

Coming into force - -

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 1(1), 2(1) and (2), 124(1)(d) of, and paragraph 27 of schedule 9 to, the Road Traffic Regulation Act 1984(a) and all other powers enabling them to do so.

In accordance with section 1(1) of that Act, they consider it expedient to make this Order to avoid danger to persons or other traffic using the lengths of road so specified, or for preventing the likelihood of any such danger arising, and to facilitate the passage of vehicular traffic on the lengths of road specified in the schedule.

They have complied with Parts II and III of the Secretary of State's Traffic Order (Procedure) (Scotland) Regulations 1987(b).

Citation and commencement and interpretation

1.—(1) This Order may be cited as the A7 Trunk Road (Langholm) (Prohibition of Waiting, Loading and Unloading) Order 20[] and comes into force on .

(2) The definitions in schedule 1 shall have effect.

(3) For the purposes of this Order, “goods vehicle” means any vehicle or trailer constructed or adapted for use for the carriage or haulage of goods or burden of any description.

Prohibition of use of vehicles

2. Subject to Articles 6 and 7, no person shall use, or cause or permit the use of, any vehicle to wait, at any time, on the lengths of road specified in Part 1 of schedule 1 of this Order.

3. Subject to Article 7, no person shall use, or cause or permit the use of, a vehicle to wait, load or unload, at any time, on the length of road specified in Part 2 of schedule 1 of this Order.

(a) 1984 c.27; section 1(1) was amended by the New Roads and Street Works Act 1991 (c.22 (“the 1991 Act 2)), schedule 8, paragraph 17(2), sections 2(1) and (2) were amended by the 1991 Act, schedule 8, paragraph 18, paragraph 27(1) of schedule 9 was amended by the Transport (Scotland) Act 2001 (asp 2) schedule 2 paragraph 3 and the Road Traffic Regulation (Special Events) Act 1994, schedule 1 paragraph 5(2). 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) (as amended by S.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. 1987/2244.

4. Subject to Articles 6 and 7, no person shall use, or cause or permit the use of, a vehicle to wait, between the hours of 9am and 6pm, Monday to Friday, on the length of road specified in Part 3 of schedule 1 of this Order.

5. Subject to Articles 6 and 7, no person shall use, or cause or permit the use of, a vehicle to wait, between the hours of 9am and 6pm, Monday to Saturday, on the lengths of road specified in Part 4 of schedule 1 of this Order—

- (a) for a period of more than one hour; or
- (b) if a period of less than one hour has elapsed since the last period of waiting of the vehicle in that length of road.

Exemptions for certain purposes

6. Nothing in Articles 2, 4 and 5 of this Order shall apply in relation to the lengths of road specified in Parts 1, 3 and 4 of schedule 1 respectively—

- (a) so as to prevent any goods vehicle to wait for as long as may be necessary to enable goods to be loaded on to, or unloaded from, the vehicle;
- (b) if the vehicle is being used for the purpose of delivering or collecting postal packets as defined in section 125 of the Postal Services Act 2000(a);
- (c) to vehicles displaying a disabled person's badge issued in accordance with the Disabled Persons (Badges for Motor Vehicles) (Scotland) Regulations 2000(b) and which is not causing an obstruction.

7. Nothing in Articles 2, 3, 4 or 5 of this Order shall apply on the lengths of road specified in Parts 1, 2, 3, and 4 of schedule 1 respectively—

- (a) for as long as may be necessary to enable the vehicle, if it cannot conveniently be used for any of the purposes hereinafter described on any other road, to be used in connection with any building operation or demolition, the removal of any obstruction to traffic, the maintenance, improvement or reconstruction of any of the said lengths of road specified in the schedule or the laying, erection, alteration or repair in, on, or near any of the lengths of road so specified, of any sewer, or of any main, pipe or apparatus for the supply of gas, water or electricity, or of any electronic communications apparatus as defined in the Telecommunications Act 1984(c);
- (b) if the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his or her control or to such waiting being necessary in order to avoid an accident;
- (c) to vehicles being used in an emergency for fire brigade, coastguard, ambulance or police purposes;
- (d) so as to prevent a public service vehicle from providing a local service as defined in section 2 of the Transport Act 1985(d), from waiting at an authorised stopping place or at a terminal point.

(a) 2000 c.26.

(b) S.S.I. 2000/59, amended by S.S.I 2000/170.

(c) 1984 c.12; schedule 2, paragraph 1 (inserted by the Communications Act 2003, 2003 c.21, schedule 3, paragraph 2).

(d) 1985 c.67.

Revocations

- 8.** The revocations in schedule 2 shall have effect.

Transport Scotland,
Buchanan House
Glasgow

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A member of the staff of the Scottish Ministers

SCHEDULE 1

Articles 2, 3, 4 and 5

In this schedule the following definitions apply:—

“distance” means the distance as measured following the kerblines;

“High Street” means the A6091/A7 Melrose – Galashiels – Carlisle Trunk Road as it runs through Langholm;

PART 1

NO WAITING AT ANY TIME

- (a) On southwest side of the High Street from a point 25 metres or thereby southeast of the centre line of the road known as Townfoot, at its junction with the High Street, to a point 11 metres or thereby southeast of that junction, a distance of 14 metres or thereby.
- (b) On southwest side of the High Street from a point 11 metres or thereby northwest of the centre line of the road known as Townfoot, at its junction with the High Street, to a point 20 metres or thereby northwest of that junction, a distance of 9 metres or thereby.
- (c) On southwest side of the High Street from a point 55 metres or thereby northwest of the centreline of the road known as Townfoot, at its junction with the High Street, to a point 5 metres or thereby northwest of the junction of the extended line of the northwest gable end of 116 High Street and the High Street, a distance of 38 metres or thereby.
- (d) On the southwest side of the High Street from a point 45 metres or thereby southeast of the southeast kerblines of Rosevale Street at its junction with the High Street, to a point 13 metres or thereby southeast of that junction, a distance of 32 metres or thereby.
- (e) From the extended southeast kerblines of Market Place, at its intersection with the southwest kerblines of High Street, to the southeast kerblines of Lairds Entry at its junction with Market Place, a distance of 10 metres or thereby.
- (f) On the northwest side of Market Place from the northeast kerblines of David Street, at its junction with Market Place north-eastwards to a point 4 metres or thereby northeast of that junction a distance of 4 metres or thereby.
- (g) On the southwest side of the High Street from a point 61 metres or thereby southeast of the extended southeast kerblines of John Street at its junction with the High Street, to a point 51 metres or thereby southeast of that junction, a distance of 10 metres or thereby.
- (h) On the southwest side of the High Street from a point 5 metres or thereby southeast of the extended southeast kerblines of John Street at its junction with High Street, to the southeast kerblines of John Street at its junction with the High Street, a distance of 5 metres or thereby.
- (i) On the southwest side of the High Street from the junction of the extended northwest kerblines of John Street and the High Street to a point 15 metres or thereby northwest of that point, a distance of 15 metres or thereby.
- (j) On the southwest side of the High Street from a point 56 metres or thereby south of the centre line of Thomas Telford Road, at its junction with the High Street, to a point 9 metres or thereby south of that junction, a distance of 47 metres or thereby.
- (k) On the west side of the High Street at Townhead from a point 10 metres or thereby north of the centre line of Thomas Telford Road, at its junction with the High Street, to a point 100 metres or thereby north of that junction, a distance of 90 metres or thereby.
- (l) On the east side of the High Street from the extended southern kerblines of Greenbank Court, at its junction with the High Street, to a point 8 metres or thereby southeast of the junction of the extended southeast gable end of 27 High Street and the High Street, a distance of 124 metres or thereby.

- (m) On the northeast side of the High Street from a point 21 metres or thereby southeast of the junction of the extended southeast gable end of 27 High Street and the High Street, to a point 72 metres or thereby southeast of that junction, a distance of 51 metres or thereby.
- (n) On the northeast side of the High Street from a point 92 metres or thereby southeast of the southeast elevation of 95 High Street, at its junction with the High Street, to a point 125 metres or thereby southeast of that junction, a distance of 33 metres or thereby.

PART 2

NO WAITING AND NO LOADING/UNLOADING AT ANY TIME

- (a) On the southwest side of the High Street from a point 5 metres or thereby northwest of the extended line of the northwest gable end of 116 High Street, at its junction with the High Street, to a point 45 metres or thereby southeast of the southeast kerbline of Rosevale Street at its junction with the High Street, a total distance of 61 metres or thereby.
- (b) On the southwest side of the High Street from a point 13 metres or thereby southeast of the southeast kerbline of Rosevale Street at its junction with the High Street, to that junction, a total distance of 13 metres or thereby.
- (c) On the southwest side of the High Street from the junction of the extended northwest kerbline of Rosevale Street, to the extended southeast kerbline of Market Place at its junction with the High Street, a distance of 40 metres or thereby.
- (d) On the southwest side of Market Place from the southwest kerbline of David Street, at its junction with Market Place, from a point 8 metres or thereby southeast of that junction, northwest for a distance of 8 metres or thereby.
- (e) On the northwest side of Market Place from a point 11 metres northeast of the northeastern kerbline of David Street, at its junction with Market Place, to the junction of the northwest kerbline of Market Place and the southwest kerbline of the High Street, a distance of 2 metres or thereby.
- (f) On the northeast side of High Street from a point 8 metres or thereby southeast of the southeast kerbline of Kirk Wynd, at its junction with the High Street to a point 25 metres or thereby southeast of that junction, a distance of 17 metres or thereby.
- (g) On the northeast side of the High Street from a point being the northeast gable corner of the Town Hall to a point 2 metres or thereby northwest of that point, then 4 metres or thereby west, a total distance of 6 metres or thereby.
- (h) On the northeast side of the High Street from a point 9 metres or thereby west of the northeast gable corner of the Town Hall, to a point 97 metres or thereby, northwest of the southeast kerbline of Drove Road, a distance of 35 metres or thereby.
- (i) On the northeast side of the High Street from a point 87 metres northwest of the centre line the southern end of Drove Road, at its junction with the High Street, to a point 3 metres northwest of that junction, a distance of 84 metres or thereby.
- (j) On the northeast side of the High Street from a point 30 metres or thereby southeast of the centreline of Drove Road at its junction with the High street, to a point 79 metres or thereby southeast of that point, a distance of 49 metres or thereby.

PART 3

NO WAITING BETWEEN THE HOURS OF 9AM AND 6PM MONDAY TO FRIDAY INCLUSIVE

- (a) On the southwest side of the High Street from a point 20 metres or thereby northwest of the centreline of the road known as Townfoot, and its junction with the High Street, to a point 47 metres or thereby northwest of that junction, a distance of 27 metres or thereby.

PART 4

NO WAITING BETWEEN THE HOURS OF 9AM AND 6PM MONDAY TO SATURDAY INCLUSIVE FOR PERIODS LONGER THAN 60 MINUTES AND NO RETURN WITHIN 60 MINUTES

- (a) On the southwest side of Market Place from the southwest kerbline of David Street, at its junction with Market Place, from a point 13 metres or thereby southeast of that junction, northwest for a distance of 5 metres or thereby.
- (b) On the northwest side of Market Place from a point 4 metres or thereby northeast of the northeast kerbline of David Street, at its junction with Market Place, to a point 11 metres or thereby northeast of that junction, a distance of 7 metres or thereby.
- (c) On the southwest side of the High Street from a point 32 metres or thereby southeast of the extended southeast kerbline of John Street, at its junction with the High Street, to a point 5 metres or thereby southeast of that junction.
- (d) On the southwest side of the High Street from a point 15 metres or thereby northwest of the extended northwest kerbline of John Street, at its junction with the High Street, to a point 30 metres northwest of that junction, a distance of 15 metres or thereby.
- (e) On the northeast side of the High Street from a point 8 metres or thereby southeast of the junction of the extended southeast gable end of 27 High Street and the High Street, to a point 21 metres or thereby southeast of that junction, a total distance of 13 metres or thereby.
- (f) On the northeast side of High Street from a point 1 metre or thereby southeast of the southeast kerbline of Kirk Wynd, at its junction with the High Street, to a point 8 metres or thereby southeast of that junction, a total distance of 7 metres or thereby.

SCHEDULE 2

1. The Orders of the Secretary of State listed in Column 1 of Table 1 are revoked to the extent stated in Column 2.

Table 1

<i>Column 1</i>	<i>Column 2</i>
The Trunk Roads (Langholm) (Restriction of Waiting and Loading) Order 1974(a)	The whole Order
The Trunk Roads (Langholm) (Restriction of Waiting and Loading) (Variation) Order 1996(b)	The whole Order
The Trunk Roads (Langholm) (Restriction of Waiting and Loading) (Variation) Order 1998(c)	The whole Order
The Trunk Roads (Langholm) (Restriction of Waiting and Loading) (Variation) Order 1999(d)	The whole Order

2. The Orders made by Dumfries and Galloway Council stated in Column 1 of Table 2 are revoked to the extent stated in Column 2.

Table 2

<i>Column 1</i>	<i>Column 2</i>
Dumfries and Galloway Regional Council (A7, U723A Townfoot and U710A Glenesk Road, Langholm) (Waiting Restrictions) Traffic Regulation Order 1994	Paragraphs (a) and (b) of the Schedule
Dumfries and Galloway Regional Council (A7 Langholm, Edinburgh – Carlisle Trunk Road) (Waiting, Loading and Unloading Restrictions) Traffic Regulation Order 1989	Schedule One, the first two paragraphs relating to the A7 Schedule Two
Dumfries and Galloway Regional Council (Edinburgh – Carlisle Trunk Road A7/U715A John Street, Langholm) (Waiting, Loading and Unloading Restrictions) Traffic Regulation Order 1989	Schedule One, paragraphs 1 and 2 Schedule Two, paragraph 1

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- (a) S.I. 1974/916.
 (b) S.I. 1996/1169.
 (c) S.I. 1998/309.
 (d) S.I. 1999/1757.