

20[] No.

ROAD TRAFFIC

The A96 Trunk Road (Alves) (40mph Speed Limit and Part Time 20mph Speed Limit) Order 20[]

Made - - - - 20[]

Coming into force - - 20[]

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 84(1)(a) and (c), and 124(1)(d) of, and paragraph 27 of, schedule 9 of the Road Traffic Regulation Act 1984(a) and all other powers enabling them to do so.

In accordance with section 84(2)(b) of that Act, they have given public notice of their intention to make this Order, and have complied with Parts II and III of the Secretary of State's Traffic Orders (Procedure) (Scotland) Regulations 1987(c).

Citation and commencement

1. This Order may be cited as the A96 Trunk Road (Alves) (40mph Speed Limit and Part Time 20mph Speed Limit) Order 20[], and comes into force on [].

Speed restrictions

2. No person may drive any motor vehicle at a speed exceeding—
- (a) 40 miles per hour on the length of road specified in Part 1 of the schedule of this Order, or
 - (b) 20 miles per hour on the length of road specified in Part 2 of the schedule of this Order when that particular speed limit is identified as applying to that length of road by means of an appropriate 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(d).

(a) 1984 c. 27; Section 84(1) was substituted by the Road Traffic Act 1991 (c. 40), section 45(2). Section 124 and paragraph 27 of schedule 9 contain amendments not relevant to this Order. The Scottish Ministers are the traffic authority by virtue of section 121A of the Road Traffic Regulation Act 1984 (c. 27) (inserted by the New Roads and Street Works Act 1991 (c. 22) ("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.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) Section 84(2) was substituted by the 1991 Act, schedule 8, paragraph 61.

(c) S.I. 1987/2244.

(d) S.I. 2016/362.

Exemption

3. 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.

Revocation

4. Paragraph 3 of the schedule of the Trunk Roads (40 m.p.h. Speed Limit) (Moray and Nairn) (Consolidation) Order 1975^(b) is revoked.

Buchanan House,
Glasgow

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A member of the staff of the Scottish Ministers

(a) S.I. 2011/935.
(b) S.I. 1975/479.

SCHEDULE

Article 2

SPECIFIED LENGTHS OF ROAD

PART 1

That length of the A96 Craibstone – Inverness Trunk Road at Alves, from a point 247 metres or thereby east of its junction with Burghead Road to a point 383 metres or thereby west of its junction with Burghead Road, a distance of 630 metres or thereby.

PART 2

That length of the A96 Craibstone – Inverness Trunk Road at Alves, from a point 30 metres or thereby west of its junction with Burghead Road to a point 315 metres west of the junction with Burghead Road, a distance of 285 metres or thereby.