

2024 No. 284

ROAD TRAFFIC

The A9 Trunk Road (Tomatin to Moy) (Temporary Prohibition of Traffic, Specified Turns and Overtaking and Temporary Speed Restrictions) Order 2024

Made - - - - *21st October 2024*

Coming into force - - *28th October 2024*

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 2(1) and (2), 4(1), 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) of that Act, they are satisfied that the 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.

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 A9 Trunk Road (Tomatin to Moy) (Temporary Prohibition of Traffic, Specified Turns and Overtaking and Temporary Speed Restrictions) Order 2024 and comes into force on 28 October 2024.

Prohibition on use of road

2. No person may use, or permit the use of, any vehicle on the length of road, or part or parts of the length of road, specified in Part 1 of 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

(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).

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 of specified turns

3. No person may use, or permit the use of, any vehicle on the length of road specified in Part 1 of the schedule so as to make any turn specified in Part 2 of the schedule when a prohibition is identified as applying to that length of road by means of an appropriate traffic sign of the type described in item 7 (diagram 612 – no right turn for vehicular traffic) or item 6 (diagram 614 – no U-turns for vehicular traffic) of the sign table in Part 2 of schedule 3 of the Traffic Signs Regulations and General Directions 2016.

Prohibition of overtaking

4.—(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 Part 1 of 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 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).

Speed restriction

5.—(1) No person may use, or permit the use of, any vehicle on the length of road, or a part or parts of a length of road, specified in Part 1 of the schedule at a speed exceeding (as the case may be)—

- (a) 50 miles per hour,
- (b) 40 miles per hour, or
- (c) 30 miles per hour,

when that particular 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 Part 1 of the schedule 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 vehicle while being used in an emergency for fire brigade, ambulance, police or coastguard purposes or a vehicle 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 BAIRD

A member of staff of the Scottish Ministers

George House,
Glasgow
21st October 2024

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

SCHEDULE

Articles 2, 3 and 4

PART 1

SPECIFIED LENGTH OF ROAD

1. That length of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road (Tomatin to Moy) from a point 1.235 kilometres or thereby south of its junction with the U2856 (Tomatin South Junction), to a point 6.230 kilometres or thereby north of its junction with the U2864 Lynebeg Road, a total distance of 17.98 kilometres or thereby.

PART 2

SPECIFIED TURNS

2. All U-turns from the southbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the northbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road.

3. All U-turns from the northbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the southbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road.

4. All right turns from General Wade's Military Road on the east side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the northbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road.

5. All right turns from the northbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road to General Wade's Military Road on the east side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road.

6. All right turns from the National Cycle Route 7 on the west side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the southbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road.

7. All right turns from the southbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road to National Cycle Route 7 on the west side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road.

8. All right turns from the U2856 - Tomatin South to Findhorn Bridge Junction leading to Tomatin on the west side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the southbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road.

9. All right turns from the southbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the U2856 - Tomatin South to Findhorn Bridge Junction on the west side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road.

10. All right turns from the northbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the unclassified access road south of C1121 Junction.

11. All right turns from the unclassified access road south of C1121 Junction to the northbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road.

12. All right turns from the C1121 Junction leading to Tomatin on the west side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the southbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road.

13. All right turns from the southbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the C1121 Junction on the west side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road.

14. All right turns from the northbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the unclassified road to Tigh An Allt Cottage.

- 15.** All right turns from the unclassified road to Tigh An Allt Cottage to the northbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road.
- 16.** All right turns from the northbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the unclassified road to Invereen Farm.
- 17.** All right turns from the unclassified road to Invereen Farm to the northbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road.
- 18.** All right turns from the National Cycle Route 7 on the west side of the /A9 Edinburgh - Stirling - Thurso Trunk Road to the southbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road.
- 19.** All right turns from the southbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road to National Cycle Route 7 on the west side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road.
- 20.** All right turns from the unclassified road to Dalmagarry Quarry to the northbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road.
- 21.** All right turns from the U2786 Ruthven Road on the east side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the northbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road.
- 22.** All right turns from the northbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the U2786 Ruthven Road on the east side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road.
- 23.** All right turns from the Layby 162 to the southbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road.
- 24.** All right turns from the Dalmagarry Farm on the east side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the northbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road.
- 25.** All right turns from the southbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the Dalmagarry Farm on the east side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road.
- 26.** All right turns from the access track to Dalmagarry Underpass on the west side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the southbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road.
- 27.** All right turns from the southbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the access track to Dalmagarry Underpass on the east side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road.
- 28.** All right turns from the B9154 Moy on the east side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the northbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road.
- 29.** All right turns from the northbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the B9154 Moy on the east side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road.
- 30.** All right turns from the southbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the access track to Moy Farm on the west side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road.
- 31.** All right turns from the U2864 to Lynebeg on the west side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the southbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road.
- 32.** All right turns from the southbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the U2864 to Lynebeg on the west side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road.
- 33.** All right turns from the unclassified access track on the east side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road near Allt na Loinne Moire culvert to the northbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road.
- 34.** All right turns from the northbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the unclassified access track on the east side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road near Allt na Loinne Moire culvert.

35. All right turns from General Wade's Military Road on the west side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the southbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road.

36. All right turns from the southbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road to General Wade's Military Road on the west side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road.

37. All right turns from the Forestry Road on the east side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the northbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road.

38. All right turns from the northbound M9/A9 Edinburgh - Stirling - Thurso Trunk Road to the Forestry Road on the east side of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road.