

THE CITY OF EDINBURGH COUNCIL

THE CITY OF EDINBURGH COUNCIL (TRAFFIC MANAGEMENT) TRAFFIC
REGULATION (VARIATION NO 1) ORDER 2023 - TRO/22/27

The City of Edinburgh Council in exercise of their powers under Sections 1(1), 2(1) to 2(3) and 4(2) of, and Part IV of Schedule 9 to, the Road Traffic Regulation Act 1984 as amended (which Act as so amended is hereinafter referred to as "the 1984 Act"), and of all other enabling powers, and after consultation with the Chief Constable in accordance with Part III of Schedule 9 to the 1984 Act, hereby make the following Order:

1. This Order may be cited as "The City of Edinburgh Council (Traffic Management) Traffic Regulation (Variation No 1) Order 2023" and shall come into operation on the thirteenth day of November Two thousand and twenty-three.
2. The restrictions imposed by this Order shall be in addition to and not in derogation of any restriction or requirement imposed by any regulations made under the 1984 Act or by or under any other enactment.
3. The County of Midlothian (Ratho) (Route B.7030) Traffic Order 1975 is hereby revoked.
4. Without prejudice to the validity of anything done or to any liability incurred in respect of any act or omission before the coming into operation of this Order, The City of Edinburgh Council (Traffic Management) Traffic Regulation Order 2021 shall have effect subject to the variations, insertions, substitutions and additions thereto specified in the Schedule to this Order.

Executed by The City of Edinburgh Council this eighth day of November Two thousand and twenty-three.



(witness)



signed on behalf of Executive Director of Place

SCHEDULE
VARIATIONS ETC TO THE CITY OF EDINBURGH COUNCIL (TRAFFIC MANAGEMENT)
TRAFFIC REGULATION ORDER 2021

The above Order shall have effect as if:

In Article 2

(a) before item “Chief Constable” there were inserted the words:

““Article" means an Article of this Order;”

(b) after item “Chief Constable” there were inserted the words:

““Council" means The City of Edinburgh Council as the local authority for The City of Edinburgh area;

“Director of Place" means the Director of Place of the local authority;

“electronic communications apparatus" has the same meaning as in Section 32 to the Communications Act 2003;

“goods" means merchandise, produce and corporeal moveable items of a similar nature (excluding money) and "delivering" and "collecting" in relation to any goods includes checking the goods for the purpose of their delivery or collection;

“local authority" means a council constituted under Section 2 of the Local Government etc (Scotland) Act 1994;

“local bus” means a public service vehicle used for the provision of a local service not being an excursion or tour;

“local service” has the meaning given in Section 2 of the Transport Act 1985;”

(c) after item “pedal cycle” there were inserted the words:

““public service vehicle" has the same meaning as in Section 1 of the Public Passenger Vehicles Act 1981, and, for the purposes of this Order, applies where the said vehicle or vehicles are being operated as a Local Service, as defined in the said Act;”

After Article 4 there were inserted the words:

“Part 2 – Weight Limits

6. Save as provided in Article 7 of this Order no person shall drive or cause or permit to be driven any vehicle, the weight of which whether laden or unladen, exceeds the maximum weight limit specified in column 3 on the length of road specified in column 2 of Schedule 3 to this Order.
7. Nothing in Article 6 of this Order shall apply to any vehicle described or specified in Schedule 2 to this Order subject to the conditions imposed within that Schedule where the corresponding reference in column 1 of that Schedule is contained within column 4 of Schedule 3.”

After all the words in SCHEDULE 1 there were inserted the words:

“SCHEDULE 2

EXEMPTIONS FROM SCHEDULE 3

For the purposes of the application of this Order to any road specified in this Schedule the expression:

1	means for the conveyance of persons, goods or merchandise to or from any premises to which access can reasonably be obtained only by using that length of road
2	means for the purpose of agriculture in connection with land adjacent to that length of road or for the conveyance or haulage of timber felled upon that land
3	means a vehicle while being used in connection with any building operation, demolition or excavation in or adjacent to any road specified in this Schedule, the removal of any obstruction to traffic in that road, the maintenance, improvement, reconstruction, cleansing or lighting of that road, the laying, erection, alteration or repair in or adjacent to that road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any electronic communications apparatus, or the placing, maintenance or removal of any traffic sign, if notice is given twenty-four hours in advance to the Director of Place, his consent, either generally or specifically, is obtained and such reasonable conditions as he may impose are complied with
4	means in the course of military training operations
5	means a motor vehicle while being used for fire brigade, ambulance or police purposes
6	means a public service vehicle while being used for the conveyance of persons on public transport”

After all the words in SCHEDULE 2 (as inserted) there were inserted the words:

“SCHEDULE 3

WEIGHT LIMITS

1.	2.	3.	4.
	Length of road in Edinburgh	Weight Limit	Exemptions to Schedule 2
1	Wilkieston Road & Main Street (Ratho) From the extended east kerbline of Hallcroft Park, eastwards to the west kerbline of Dalmahoy Road.	10 tonnes	1, 2, 3, 4, 5 & 6”