

Report To: ENVIRONMENT AND REGENERATION COMMITTEE **Date:** 25 October, 2012

Report By: CORPORATE DIRECTOR ENVIRONMENT, REGENERATION AND RESOURCES **Report No:** LA/901/12

Contact Officer: CAROLINE SHAW **Contact No:** 01475 712115

Subject: PROPOSED TRAFFIC REGULATION ORDER – B788 Kilmacolm Road, Greenock; Auchmountain Road, Port Glasgow; Auchenfoil Road, Kilmacolm (Maximum Speed Limit) Order 2012

1.0 PURPOSE

- 1.1 Local Authorities are empowered to make Orders under the Road Traffic Regulation and Roads (Scotland) Acts 1984 and under the Council's Scheme of Administration the Head of Environmental & Commercial Services is responsible for the making, implementation and review of Traffic Management Orders and Traffic Regulation Orders.

2.0 BACKGROUND

- 2.1 As a result of the Scottish Government's request that all Traffic Authorities undertake a review of speed limits on A & B Class roads under their control it is proposed to amend the speed limit on a length of the B788 Kilmacolm Road, Greenock; Auchmountain Road, Port Glasgow; Auchenfoil Road, Kilmacolm. The guidance advises that speeds should be set around the average speed at which cars travel. A review of the speeds on the B788 between Port Glasgow and Kilmacolm found that the average speed of travel is less than 50mph between its junction with Dougliehill Road and the existing 30mph speed limit close to Leven Road. Therefore, it is proposed to reduce the speed limit accordingly.
- 2.2 A new Traffic Regulation Order is proposed which would reduce the National Speed Limit to 50mph between the existing 30mph speed limit close to Leven Road and a point south of the junction with Dougliehill Road.
- 2.3 The proposals have been advertised in the Greenock Telegraph and Paisley Daily Express and full details of the proposals have been made available for public inspection during normal office hours at the offices of the Head of Environmental & Commercial Services, the Head of Legal & Democratic Services and Central, Gourock, Port Glasgow and Kilmacolm Libraries. A copy of the draft Order is appended hereto for Members' information. Appendix
- 2.4 The Committee is asked to note that, if approved, the Order may not be implemented until the making of the Order has been advertised to allow any persons who so wish a period of six weeks to question the validity of the Order in terms of the Road Traffic Regulation Act 1984.

3.0 **RECOMMENDATION**

- 3.1 That the Committee recommend to The Inverclyde Council the making of the Traffic Regulation Order – B788 Kilmacolm Road, Greenock; Auchmountain Road, Port Glasgow; Auchenfoil Road, Kilmacolm (Maximum Speed Limit) Order 2012 and remit it to the Head of Environmental & Commercial Services and Head of Legal & Democratic Services to arrange for its implementation.

Legal & Democratic Services

APPENDIX

THE INVERCLYDE COUNCIL

(B788 KILMACOLM ROAD, GREENOCK;
AUCHMOUNTAIN ROAD, PORT GLASGOW;
AUCHENFOIL ROAD, KILMACOLM)

MAXIMUM SPEED LIMIT

ORDER 2012

THE INVERCLYDE COUNCIL
(B788 KILMACOLM ROAD, GREENOCK;
AUCHMOUNTAIN ROAD, PORT GLASGOW;
AUCHENFOIL ROAD, KILMACOLM)
MAXIMUM SPEED LIMIT
ORDER 2012

The Inverclyde Council in exercise of the powers conferred on them by Sections 84, 85, 86 and 87 of the Road Traffic Regulation Act 1984 ("the Act") and of all other enabling powers and after consultation with the Chief Constable in accordance with Part III of Schedule 9 to the Act hereby make the following Order:-

1 Citation and Commencement

- (a) This Order may be cited as "The Inverclyde Council (B788 Kilmacolm Road, Greenock; Auchmountain Road, Port Glasgow; Auchenfoil Road, Kilmacolm) Maximum Speed Limit Order 2012" and shall come into operation on the Xth day of X Two Thousand and X.

2 Interpretation

- (a) In this Order the following expressions have the meanings hereby assigned to them:-

"**Chief Constable**" means the Chief Constable of Strathclyde Police;

"**Council**" means The Inverclyde Council;

"**vehicle**" unless the context otherwise requires, means a vehicle of any description and includes a machine or implement of any kind drawn or propelled along roads whether or not by mechanical power.

Please note;

- (a) All words importing the singular also include the plural and vice versa where the context requires.
- (b) Except where the context otherwise requires, references to any enactment include any such enactment as amended, extended or applied by or under any other enactment.
- (c) Headings are for ease of reference only and are not intended to affect the interpretation of this Order.

3 Maximum Speed Limit – 50 Miles Per Hour

Save as provided in Clause 4 to this Order, no person shall drive any vehicle at a speed exceeding 50 miles per hour on any of the lengths of road specified in Schedule 1 to this Order.

4 Exceptions to the restriction in Clause 3

Nothing in Clause 3 of this Order shall apply:-

- (i) (a) to any emergency vehicle on an occasion when it is being used for fire and rescue service, ambulance or police purposes or for or in connection with the exercise of any function of a relevant authority (as defined in section 6 of the Fire (Scotland) Act 2005), if the observance of that provision would be likely to hinder the use of the vehicle for the purpose for which it is being used on that occasion.
- (b) to any emergency service vehicle on an occasion when it is being used for fire and rescue service, ambulance or police purposes, if the observance of that provision would be likely to hinder the use of the vehicle for the purpose for which it is being used on that occasion.
- (ii) No speed limit imposed by this Order applies to vehicles falling within Regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011 when used in accordance with Regulation 3(5) of those Regulations.

Sealed with the Common Seal of The Inverclyde Council and subscribed for them and on their behalf by ## Proper Officer, Municipal Buildings, Greenock on ##

.....Signature

This is Schedule 1 referred to in the foregoing The Inverclyde Council (B788 Kilmacolm Road, Greenock; Auchmountain Road, Port Glasgow; Auchenfoil Road, Kilmacolm) Maximum Speed Limit Order 2012

Maximum Speed Limit – 50 Miles Per Hour

Length of roads in Inverclyde


Kilmacolm Road/Auchmountain Road/Auchenfoil Road

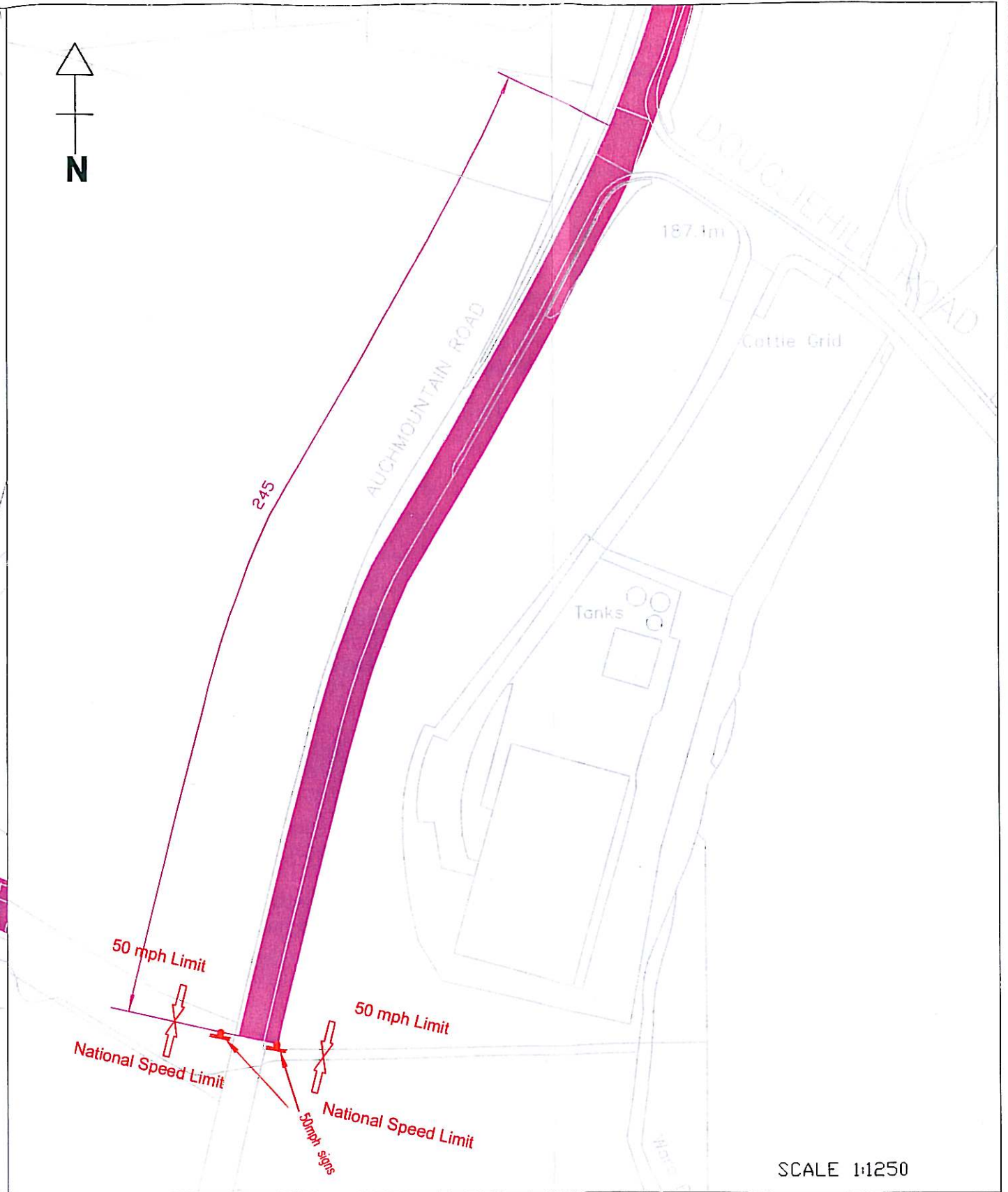
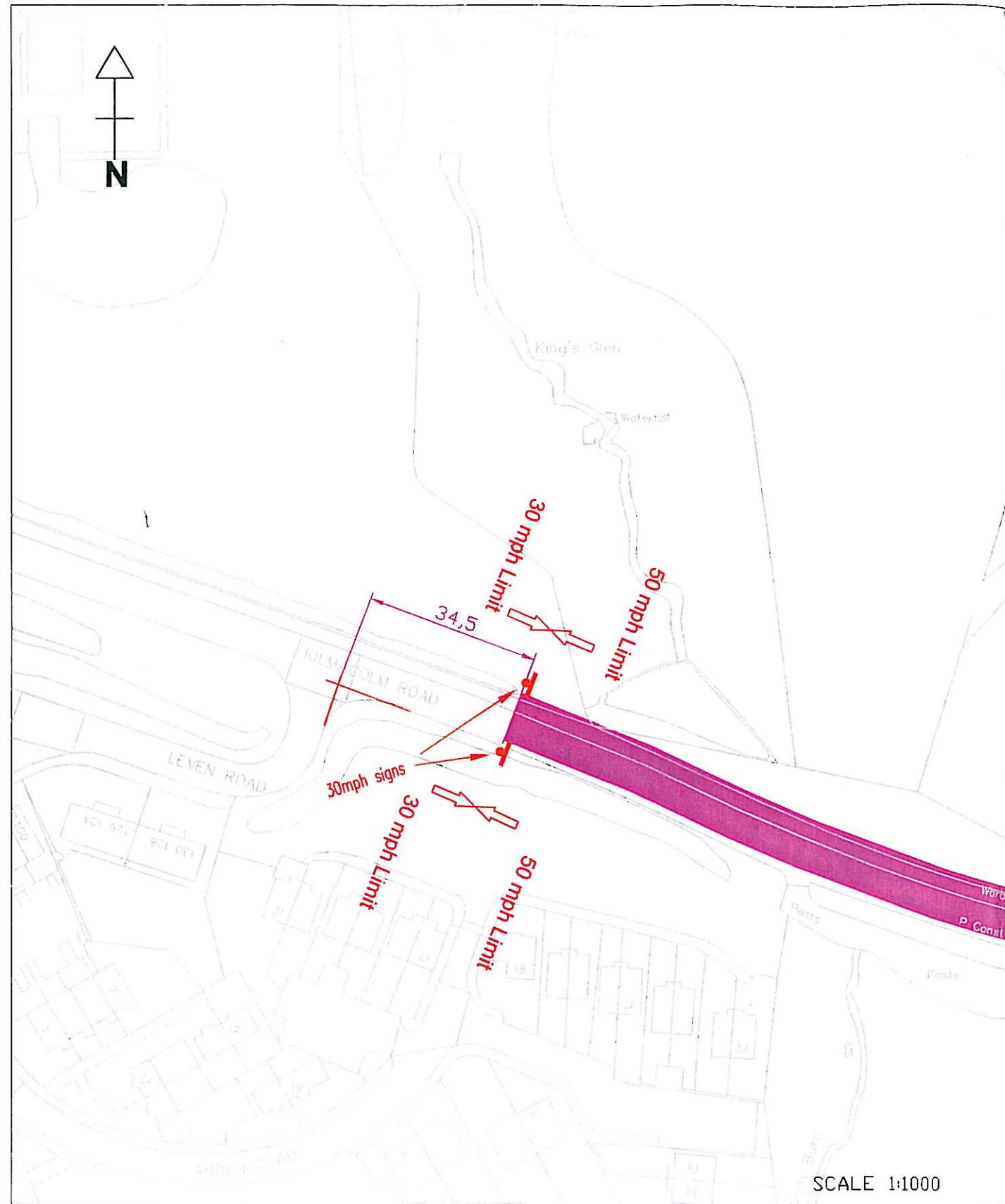
B788 Kilmacolm Road, Greenock; Auchmountain Road, Port Glasgow; Auchenfoil Road, Kilmacolm


That length and entire width of carriageway of B788 Kilmacolm Road, Greenock; Auchmountain Road, Port Glasgow; Auchenfoil Road, Kilmacolm, from a point 34.5 metres southeast of the southeast kerbline of Leven Road, Greenock generally southeastwards to a point 245 metres southwest of the centerline of Dougliehill Road, a distance of 1.7 kilometres or thereby.

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				Prepared by : EP	Checked by : EP
				Drawn by : MJ	Approved by : MH
				Drawing No. : TR/TRO/113-1	File No. :



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	71 EAST HAMILTON STREET GREENOCK PA15 2UA			Prepared by : EP	Checked by : EP
				Drawn by : MJ	Approved by : MH
				Drawing No. : TR/TRO/113-2	File No. :