SCOTTISH STATUTORY INSTRUMENTS

# 2025 No. 268

# ROAD TRAFFIC

## The A82 Trunk Road (Balchraggan) (Clearway) Order 2025

| | |
|---|---|
| *Made - - - -* | *22nd September 2025* |
| *Coming into force - -* | *30th September 2025* |

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

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

The Scottish Ministers have complied with Parts II and III of the Secretary of State's Traffic Orders (Procedure) (Scotland) Regulations 1987(**b**).

**Citation, commencement and interpretation**

**1.** This Order may be cited as the A82 Trunk Road (Balchraggan) (Clearway) Order 2025 and comes into force on 30 September 2025.

**2.** In this Order—

"layby" means any area at the side of the carriageway of the road laid out and intended for the use of waiting vehicles, bounded by road markings as described in item 10 (diagram 1010 – edge of the carriageway at a road junction or layby) of the sign table in Part 4 and indicated by a sign as described in item 56 (diagram 801 – parking place) of the sign table in Part 2, both of schedule 11 of the Traffic Signs Regulations and General Directions 2016(**c**),

"main carriageway" means the part of the road described in the schedule of this Order used primarily by through traffic and includes acceleration and deceleration lanes provided for traffic entering and leaving the road and excludes verges and laybys,

"verge" means any part of the road which is not main carriageway or a layby.

(**a**) 1984 c. 27; section 1(1) was amended by the New Roads and Street Works Act 1991 (c. 22) ("the 1991 Act"), schedule 8, paragraph 17(2) and the Environment Act 1995 (c. 25), schedule 22, paragraph 36(1). Sections 2(1) and 2(2) were amended by the 1991 Act, schedule 8, paragraph 18. 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).

(**b**) S.I. 1987/2244.

(**c**) S.I. 2016/362.

**Restriction on use of vehicles**

**3.** No person may, except upon the direction or with the permission of a police constable in uniform, cause or permit any vehicle to stop at any time on the main carriageway on the length of road specified in the schedule.

**4.** No person may, except upon the direction or with the permission of a police constable in uniform, cause or permit any vehicle to stop at any time on the verge on the length of road specified in the schedule.

**Exemptions**

**5.** No restriction imposed by this Order applies to a person causing or permitting a vehicle to stop—

(a) in any case where the person in control of the vehicle—

(i) is required by law to stop,

(ii) is obliged to stop in order to avoid an accident,

(iii) is prevented from proceeding by circumstances outwith their control and it is not reasonably practicable for them to drive or move the vehicle to a place not on the carriageway,

(b) when the vehicle is—

(i) being used in an emergency for fire brigade, ambulance, police or coastguard purposes,

(ii) being used for the purpose of delivering letters, parcels, packets or other articles to premises situated on or adjacent to the length of road specified in the schedule,

(iii) being used by or on behalf of a local authority for the purpose of the collection of household refuse from premises situated on or adjacent to the length of road specified in the schedule,

(iv) a public service vehicle as defined by section 1 of the Public Passenger Vehicles Act 1981(**a**) providing a local service as defined in section 2 of the Transport Act 1985(**b**),

(v) a taxi or private hire car as defined by section 23(1) of the Civic Government (Scotland) Act 1982(**c**) stopping for the purpose of taking up or setting down passengers,

(c) for so long as may be necessary to enable the vehicle to be used in connection with—

(i) any building operation or demolition being carried out adjacent to the length of road specified in the schedule,

(ii) the removal of any obstruction or potential obstruction to traffic on the length of road specified in the schedule,

(iii) the maintenance, improvement or reconstruction of the length of road specified in the schedule,

(**a**) 1981 c. 14; sections 1(3) and 1(5) were amended by the Transport Act 1985 (c. 67), Schedule 8.
(**b**) 1985 c. 67.
(**c**) 1982 c. 45.

(iv) the laying, erection, placing, maintenance, testing, alteration, repair or removal of any structure, works or apparatus in, on, under, over or adjacent to the length of road specified in the schedule.

*S R LEES*
A member of the staff of the Scottish Ministers

177 Bothwell Street,
Glasgow
22nd September 2025

# SCHEDULE

Articles 3 and 4

## SPECIFIED LENGTH OF ROAD

That length of the A82 Dalnottar – Inverness Trunk Road from a point 3.12 kilometres or thereby north-east of the extended centreline of the A831, generally in a north easterly direction to a point 970 metres or thereby in a north easterly direction of the extended centreline of the C1072 Abriachan to Foxhole Road, a distance of 6.97 kilometres or thereby.