STATUTORY INSTRUMENTS

1981 No. 1375 (S.133)

ROADS AND BRIDGES, SCOTLAND

The Erskine Bridge Tolls Order 1981

Made - - - -	*15th September* 1981
Laid before Parliament	*5th October* 1981
Coming into Operation	*1st November* 1981

In exercise of the powers conferred on me by section 2 as read with section 15(1) of the Erskine Bridge Tolls Act 1968(a) and of all other powers enabling me in that behalf, and having complied with the provisions of section 3 of the said Act, I hereby make the following order:—

Citation and commencement

1. This order may be cited as the Erskine Bridge Tolls Order 1981 and shall come into operation on 1st November 1981.

Interpretation

2. In this order, unless the context otherwise requires, the following expressions have the following meanings:—

"the Act" means the Erskine Bridge Tolls Act 1968;

"the specified roads" has the meaning given in section 1(3) of the Act;

"Class I", "Class II", "Class IV" and "Class VII" have the meanings respectively given in Schedule 2 to the Special Roads Act 1949(b);

"goods vehicle" has the meaning given in section 196(1) of the Road Traffic Act 1972(c);

"heavy vechicle" means a goods vehicle having an unladen weight exceeding 1525 kilograms or a passenger vehicle designed or adapted to carry more than 16 passengers not being a public service vehicle operating as a stage carriage;

"heavy vehicle requiring an escort" means a heavy vehicle allowed to use any part of the specified roads in the circumstances described in article 5 of this order;

"heavy vehicle operator" means any person who employs in the course of his business one or more heavy vehicles;

"Bridgemaster" means the officer authorised by or on behalf of the Secretary of State to be responsible for the management, regulation and control of the specified roads, and includes any person acting for, or with the authority of, the Bridgemaster;

"public service vehicle" and "stage carriage" have the meanings respectively given in sections 2(1) and 3(1) of the Transport Act 1980(d).

(a) 1968 c. 4.
(b) 1949 c. 32; Schedule 2 is amended by S.I. 1971/1211.
(c) 1972 c. 20.
(d) 1980 c. 34.

Vehicles in respect of which tolls are to be levied

3. Subject to article 8 of this order, every vehicle of Class I, Class II, Class IV or Class VII using any part of the specified roads shall be a vehicle in respect of which a toll is to be levied under the Act.

Amounts of tolls

4. The toll to be levied for each occasion on which any vehicle described in article 3 hereof uses any part of the specified roads shall be that prescribed in Schedule 1 to this order for the description into which that vehicle there falls.

Tolls for heavy vehicles requiring escorts

5. Where the Bridgemaster determines that, in order to ensure the safety of the specified roads or other users of the specified roads, a heavy vehicle should be allowed to use any part of the specified roads only with an escort provided by him, then notwithstanding the foregoing articles hereof, the toll to be levied in such a case shall be that prescribed in Schedule 1 for a heavy vehicle requiring an escort.

Compounding in advance for payment of tolls

6.—(1) Any person may compound in advance for payment of tolls to be levied under the Act.

(2) The Secretary of State shall issue books consisting of 40 prepaid vouchers in respect of such compounding for payment.

Compounding in advance for payment of tolls on heavy vehicles

7.—(1) Without prejudice to article 6 hereof, any heavy vehicle operator may, in terms of this article and with the consent of the Secretary of State, compound in advance for payment of tolls to be levied under the Act on a heavy vehicle, but subject always to the conditions specified in Schedule 2 to this order.

(2) The Secretary of State shall issue books consisting of 40 prepaid vouchers in respect of compounding for payment in terms of this article.

Vehicles exempt from payment of tolls

8. Any vehicle of any of the descriptions specified in Schedule 3 to this order (notwithstanding that it is a vehicle of a Class referred to in article 3 hereof) shall be exempted from the payment of toll.

Revocation

9. The Erskine Bridge Tolls Order 1971(**a**) and the Erskine Bridge Tolls (Amendment) Order 1974(**b**) are hereby revoked.

George Younger
One of Her Majesty's Principal Secretaries of State.

New St. Andrew's House,
Edinburgh.
15th September 1981

(**a**) S.I. 1971/975.

(**b**) S.I. 1974/1877.

SCHEDULE 1

Article 4

DESCRIPTION OF VEHICLE

	Toll
Motor bicycles or motor scooters (with or without sidecar) and power assisted bicycles or tricycles	10p
Vehicles of Class I, Class II, Class IV, or Class VII for which no higher or lower toll is prescribed in this Schedule	30p
Public service vehicles operating as stage carriages	50p
Heavy vehicles covered by compounding for payment under article 7 of this order	50p
Heavy vehicles not covered by compounding for payment under article 7 of this order and for which no higher toll is prescribed in this Schedule	80p
Heavy vehicles requiring an escort	£10·00

SCHEDULE 2

Article 7

CONDITIONS FOR COMPOUNDING FOR PAYMENT UNDER ARTICLE 7

1. Prepaid vouchers issued in terms of article 7 may be used in respect of one or more heavy vehicles employed in the course of his business by the heavy vehicle operator who compounded for payment and to whom the vouchers have been issued.

2. A prepaid voucher issued in terms of article 7 may not be used in respect of a heavy vehicle requiring an escort.

3. The toll to be levied on a heavy vehicle covered by a compounding for payment by a heavy vehicle operator shall be that specified in Schedule 1 for that category of vehicle but such toll shall be met only by a prepaid voucher issued in terms of article 7.

4. A minimum of 32 prepaid vouchers shall be used by the heavy vehicle operator in the course of each calendar month.

5. Where the total number of prepaid vouchers used by the heavy vehicle operator in any calendar month falls below 32 a surcharge equal to the difference between the rate specified in Schedule 1 for heavy vehicles covered by the compounding for payment under article 7 and the rate specified in Schedule 1 for heavy vehicles not so covered shall be levied on the heavy vehicle operator in respect of each prepaid voucher used in that calendar month and shall be paid by him within one month of his receiving notification of his liability to pay such a surcharge.

6. Where the number of prepaid vouchers used by the heavy vehicle operator falls below 32 in each of 6 consecutive calendar months, the consent of the Secretary of State to the compounding for payment under article 6 may be withdrawn by way of written intimation to the heavy vehicle operator at any time within the period of 2 months after the end of the sixth calendar month above referred to.

7. Where the heavy vehicle operator fails to comply with any of the conditions specified in this Schedule the consent of the Secretary of State to the compounding for payment under article 7 may be withdrawn by way of written intimation to the heavy vehicle operator.

8. Where the Secretary of State's consent to the compounding for payment under article 7 is withdrawn, no prepaid vouchers issued in terms of that article may thereafter be used by the heavy vehicle operator and any unused vouchers issued in terms of article 7 held by the heavy vehicle operator shall be surrendered to the Bridgemaster who shall refund to the heavy vehicle operator the value of such vouchers.

SCHEDULE 3 Article 8

Descriptions of Vehicles Exempted from Payment of Tolls

1. Any vehicle belonging to a fire authority and being used in the discharge of the functions of such authority under the Fire Service Acts 1947 to 1959(a).

2. Any vehicle belonging to, and being used for the purposes of, a police authority, and any other vehicle being used by a police officer acting in the execution of his duty.

3. Any ambulance or other means of transport provided under section 45 of the National Health Service (Scotland) Act 1978(b).

4. Those vehicles, not at any one time exceeding five in number, belonging to the Princess Louise Scottish Hospital for Limbless Sailors and Soldiers, Erskine in respect of which the Secretary of State has issued a written authorisation exempting them from payment.

5. Any vehicle being used in connection with the levying of tolls, or with the inspection, maintenance, repair, renewal, or improvement of, or the provision of additions to, the specified roads (including any part of them and any structure, works or apparatus in, on, under or over them).

6. Any northbound vehicle which, as a direct result of having broken down on the specified roads, thereupon re-enters those roads travelling southwards but not under its own power.

7. Any vehicle fitted with controls enabling it to be driven by a person having a particular disability and which, in accordance with section 7(2) of the Vehicles (Excise) Act 1971(c), is not charged with any duty under that Act.

8. Any vehicle displaying a badge issued by a local authority in exercise of its powers under section 21 of the Chronically Sick and Disabled Persons Act 1970(d) and conveying, either as driver or passenger, the disabled person in respect of whom such badge was issued.

9. Any pedal cycle not being a power assisted bicycle or tricycle.

EXPLANATORY NOTE

(This Note is not part of the Order)

This order prescribes the tolls to be levied for various descriptions of vehicle using the bridge across the River Clyde at Erskine, exempts certain vehicles from payment of tolls, and permits any person to purchase prepaid vouchers in multiples of 40 in respect of any of the tolls to be levied. Additionally provision is made for heavy vehicle operators who make frequent use of the bridge to purchase prepaid vouchers in multiples of 40 at a lower single toll rate than that normally levied on heavy vehicles, provided the vouchers are used in accordance with specified conditions.

(a) 1947 c. 41; 1951 c. 27; 1959 c. 44. (b) 1978 c. 29.
(c) 1971 c. 10; section 7(2) was substituted by section 8(1) of the Finance Act 1978(c. 42).
(d) 1970 c. 44; section 21(8) is amended by section 133(1) of and paragraph 81 of Schedule 14 to the Local Government (Scotland) Act 1973 (c. 65).

Printed in England by McCorquodale Printers Ltd., and published by Her Majesty's Stationery Office
800/P.29760/7 P. 35 C9 9/81

70p net

ISBN 0 11 017375 9