1964 No. 1084 (S. 73)

ROADS AND BRIDGES, SCOTLAND

The Special Roads (Classes of Traffic) (Scotland) Order 1964

Made - - - -	*5th June* 1964
Laid before Parliament	16*th June* 1964
Coming into Operation	16*th July* 1964

In exercise of the powers conferred on me by section 2(3) of the Special Roads Act 1949(a) as read with the Transfer of Functions (Roads, Bridges and Ferries) Order 1955(b) and of all other powers enabling me in that behalf, I hereby make the following order:—

1. This order may be cited as the Special Roads (Classes of Traffic) (Scotland) Order 1964, and shall come into operation seven days after it has been approved by both Houses of Parliament.

2. The Interpretation Act 1889(c) shall apply for the interpretation of this order as it applies for the interpretation of an Act of Parliament.

3. The composition of the classes of traffic specified in Schedule 2 to the Special Roads Act 1949 shall be varied so as to have effect as set out in the Schedule to this order.

Michael Noble,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.
5th June 1964.

SCHEDULE

Classes of Traffic for Purposes of Special Roads

Class I: Motor tractors, heavy motor cars, motor cars and motor cycles whereof the cylinder capacity of the engine is not less than 50 cubic centimetres, and trailers drawn thereby, which comply with general regulations as to construction and use made under section 64 of the Road Traffic Act 1960(d), and in the case of which the following conditions are satisfied, that is to say:—

(i) that the whole weight of the vehicle is transmitted to the road surface by means of wheels;

(ii) that all wheels of the vehicle are equipped with pneumatic tyres;

(iii) that the vehicle is not controlled by a pedestrian;

(a) 12, 13 & 14 Geo. 6. c. 32.
(b) S.I. 1955/1955 (1955 I, p. 1205).
(c) 52 & 53 Vict. c. 63.
(d) 8 & 9 Eliz. 2. c. 16.

(iv) that the maximum speed at which the vehicle may be driven under section 24 of the Road Traffic Act 1960, on roads which are not special roads is not less than twenty miles per hour ; and

(v) that the vehicle is not a vehicle chargeable with duty under Schedule 3 to the Vehicles (Excise) Act 1962(a).

Class II: Motor vehicles and trailers the use of which for or in connection with the conveyance of abnormal indivisible loads is authorised by order made by the Minister under section 64(4) of the Road Traffic Act 1960.

Heavy and light locomotives when being used for or in connection with the conveyance of abnormal indivisible loads.

Motor vehicles and trailers constructed for naval, military, air force or other defence purposes, the use of which is authorised by order made by the Minister under section 64(4) of the Road Traffic Act 1960.

Class III: Motor vehicles controlled by pedestrians.

Class IV: All motor vehicles (other than invalid carriages and motor cycles whereof the cylinder capacity of the engine is less than 50 cubic centimetres) not comprised in Class I, Class II or Class III.

Class V: Vehicles drawn by animals.

Class VI: Vehicles (other than pedal cycles, perambulators, push-chairs and other forms of baby carriages) drawn or propelled by pedestrians.

Class VII: Pedal cycles, and motor cycles whereof the cylinder capacity of the engine is less than 50 cubic centimetres and invalid carriages.

Class VIII: Animals ridden, led or driven (other than dogs held on a lead).

Class IX: Pedestrians, perambulators, push-chairs and other forms of baby carriages and dogs held on a lead.

In this Schedule any expression defined for the purposes of the Road Traffic Act 1960, has the same meaning as in that Act and the expression " abnormal indivisible load " has the same meaning as in the Transport Act 1947(b).

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

Schedule 2 to the Special Roads Act 1949, specifies classes of traffic for which special roads may be provided. This Order varies the composition of Class I by excluding " mopeds ", agricultural machines, certain mobile plant and haulage vehicles, of Class VII by including " mopeds " and invalid carriages, and of Class IX by including perambulators and dogs on a lead.

(a) 10 & 11 Eliz. 2. c. 13. (b) 10 & 11 Geo. 6. c. 49.