

Morag Haddow
East Lothian Council

Our ref:
A36165529

Issued via email: mhaddow@eastlothian.gov.uk

Date:
20 January 2022

Dear Ms Haddow,

**ROAD TRAFFIC REGULATION ACT 1984
APPLICATION TO THE SCOTTISH MINISTERS PURSUANT TO SECTION 15(3)
EAST LOTHIAN COUNCIL (VARIOUS ROADS, EAST LOTHIAN) (40MPH SPEED LIMIT AND
RESTRICTED ROADS) EXPERIMENTAL ORDER 2020**

I refer to your email dated 22 December 2021 and subsequent emails seeking a direction from the Scottish Ministers under section 15(3) of the Road Traffic Regulation Act 1984 ("the 1984 Act") in relation to the **EAST LOTHIAN COUNCIL (VARIOUS ROADS, EAST LOTHIAN) (40MPH SPEED LIMIT AND RESTRICTED ROADS) EXPERIMENTAL ORDER 2020** ("the temporary order").

The temporary order is due to expire on 25 March 2022 and East Lothian Council ("the local traffic authority") have requested that the Scottish Ministers give a direction that the temporary order shall continue in force for a further period of six months. The Scottish Ministers have considered the information provided by the local traffic authority and are satisfied that:

- the local traffic authority proposes to make a an order under the 1984 Act which will have the sole effect of reproducing the provisions of the temporary order and continuing them in force and;
- in consequence of the procedure required to be followed in connection with the making of the proposed order the local traffic authority would be unable to make it to come into operation before the temporary order ceases to be in force.

Accordingly, the Scottish Ministers direct that the temporary order shall continue in force for a further six months from the date on which it would otherwise cease to be in force. The direction is enclosed with this letter.

A direction made under section 15(3) of the 1984 Act has the effect of continuing the original temporary order and as such a further temporary order, such as that prepared and enclosed with

your email dated 22 December 2021 is not required. It will be for the local traffic authority to ensure compliance the Road Traffic (Temporary Restrictions) Procedure Regulations 1992 (S.I. 1992/1215) and in particular regulation 9.

I trust this is of assistance but if you need any further information please do not hesitate to contact me.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Fred O'Hara'.

Fred O'Hara
Head of Road Policy

EAST LoTHIAN COUNCIL (VARIOUS ROADS, EAST LoTHIAN) (40MPH SPEED LIMIT AND RESTRICTED ROADS) EXPERIMENTAL ORDER 2020

DIRECTION UNDER SECTION 15(3) OF THE ROAD TRAFFIC REGULATION ACT 1984

This direction is made in exercise of the powers in section 15(3) of the Road Traffic Regulation Act 1984 following a request from East Lothian Council (“the local traffic authority”) in relation to **EAST LoTHIAN COUNCIL (VARIOUS ROADS, EAST LoTHIAN) (40MPH SPEED LIMIT AND RESTRICTED ROADS) EXPERIMENTAL ORDER 2020** (“the temporary order”).

In accordance with section 15(3), the Scottish Ministers are satisfied that the local traffic authority proposes to make an order under the Road Traffic Regulation Act 1984 which will have the sole effect of reproducing the provisions of the temporary order and continuing them in force and, in consequence of the procedure required to be followed in connection with the making of the proposed order, the local traffic authority would be unable to make it to come into operation before the temporary order ceases to be in force.

The Scottish Ministers direct that the **EAST LoTHIAN COUNCIL (VARIOUS ROADS, EAST LoTHIAN) (40MPH SPEED LIMIT AND RESTRICTED ROADS) EXPERIMENTAL ORDER 2020** shall continue in force until 25 September 2022.



Fred O'Hara

A member of the staff of the Scottish Ministers

Transport Scotland
Buchanan House
58 Port Dundas Road
Glasgow
G4 0HF

20 January 2022