

## THE HIGHLAND COUNCIL

### THE HIGHLAND COUNCIL (RAIGMORE HOSPITAL BUS LANE) (INVERNESS) (TEMPORARY PROHIBITION OF VEHICLES) ORDER 2023

The Highland Council in exercise of the powers conferred on them by Section 14 (1) (b) of the Road Traffic Regulation Act 1984 and of all other powers enabling them in that behalf being satisfied that traffic on the road referred to in this Order should be restricted or prohibited because of the likelihood of danger to the public hereby make the following Order:-

1 This Order may be cited as “**THE HIGHLAND COUNCIL (RAIGMORE HOSPITAL BUS LANE) (INVERNESS) (TEMPORARY PROHIBITION OF VEHICLES) ORDER 2023**” and shall come into effect at 0001hrs on 28th September 2023 and will remain in force for a maximum of 18 months.

2 The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

3 In this Order the following expressions have the meanings respectively assigned to them:

“the 1984 Act” means the Road Traffic Regulation Act 1984

"Article" means an Article of this Order;

"bus only street" means an area of road that may be used only by buses and some other class or classes of vehicular traffic as provided for in this Order;

"Chief Constable" means the Chief Constable of Police Scotland;

"Principal Traffic Officer" means the Principal Officer of the Traffic and Parking section of Infrastructure & Environment Services of The Highland Council;

"local authority" means The Highland Council;

"parking enforcement officer" has the same meaning as parking attendant in Section 63A of the 1984 Act;

"public service vehicle" shall have the meaning assigned to that phrase by Section 1 of the Public Passenger Vehicles Act 1981;

"local bus" means a public service vehicle being used in the provision of a local service not being an excursion or tour;

"local service" has the same meaning given in Section 2 of the Transport Act 1985;

"road" includes part of a road;

"Schedule" means the schedule annexed and signed as relative to this Order;

"electronic communication apparatus" shall have the meaning assigned to that phrase by paragraph 5 of Schedule 3A to the Communications Act 2003. ;

"traffic sign" means a sign of any size, colour and type prescribed or authorised under or having effect as though prescribed or authorised under Section 64 of the 1984 Act and includes any line or mark on a road for conveying warnings, information and requirements, restrictions or prohibitions.

- 4 The restrictions imposed by this Order shall be in addition to and not in derogation of any restriction or requirement imposed by any regulations made under the 1984 Act or by or under any other enactment.
- 5 For the purposes of this Order a vehicle shall be deemed to be in, to have entered to remain in, or as the case may be, to be proceeding or waiting in the bus only street described in the Schedule to this Order (said bus only street being hereinafter referred to as "the Raigmore Hospital Bus Lane") if any part of the Raigmore Hospital Bus Lane is below the vehicle or its load.
- 6 Save as provided in Articles 7 and 9 no person shall cause or permit any vehicle to be in, to enter or proceed in the Raigmore Hospital Bus Lane provided that nothing in this Article shall apply to any vehicle being in the Raigmore Hospital Bus Lane where the person in control of the vehicle is acting under the direction or with the permission of a police constable in uniform to do so or is obliged to enter or proceed in the Raigmore Hospital Bus Lane in order to avoid an accident.
- 7 Nothing in Article 6 shall apply:-
  - (i) to a local bus;
  - (ii) to a vehicle being used, in an emergency, for fire brigade, ambulance or police purposes if it is reasonably necessary for that vehicle to enter, proceed or wait in the Raigmore Hospital Bus Lane ;
  - (iii) to a vehicle being used in connection with the removal of any obstruction in the Raigmore Hospital Bus Lane ;
  - (iv) to a vehicle being used in connection with: any building operation, demolition or excavation in or adjacent to the Raigmore Hospital Bus Lane; the maintenance, improvement or reconstruction of the road in or adjacent to the Raigmore Hospital Bus Lane; the laying, alteration, erection or repair in or adjacent to the Raigmore Hospital Bus Lane of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any electronic communication apparatus; or the placing, maintenance or removal of any traffic sign, bus stops and bus shelters. Provided that in all cases it is reasonably necessary for the vehicle to enter or proceed in or, as the case may be, to wait in the Raigmore Hospital Bus Lane;
  - (v) to a vehicle being used in connection with the enforcement of bus lane contraventions.
- 8 Notwithstanding any exemption granted by this Order, the person in control of a vehicle waiting in the Raigmore Hospital Bus Lane shall move the vehicle on the instructions of a police constable in uniform or parking enforcement officer whenever he considers such removal is reasonably necessary for the purpose of

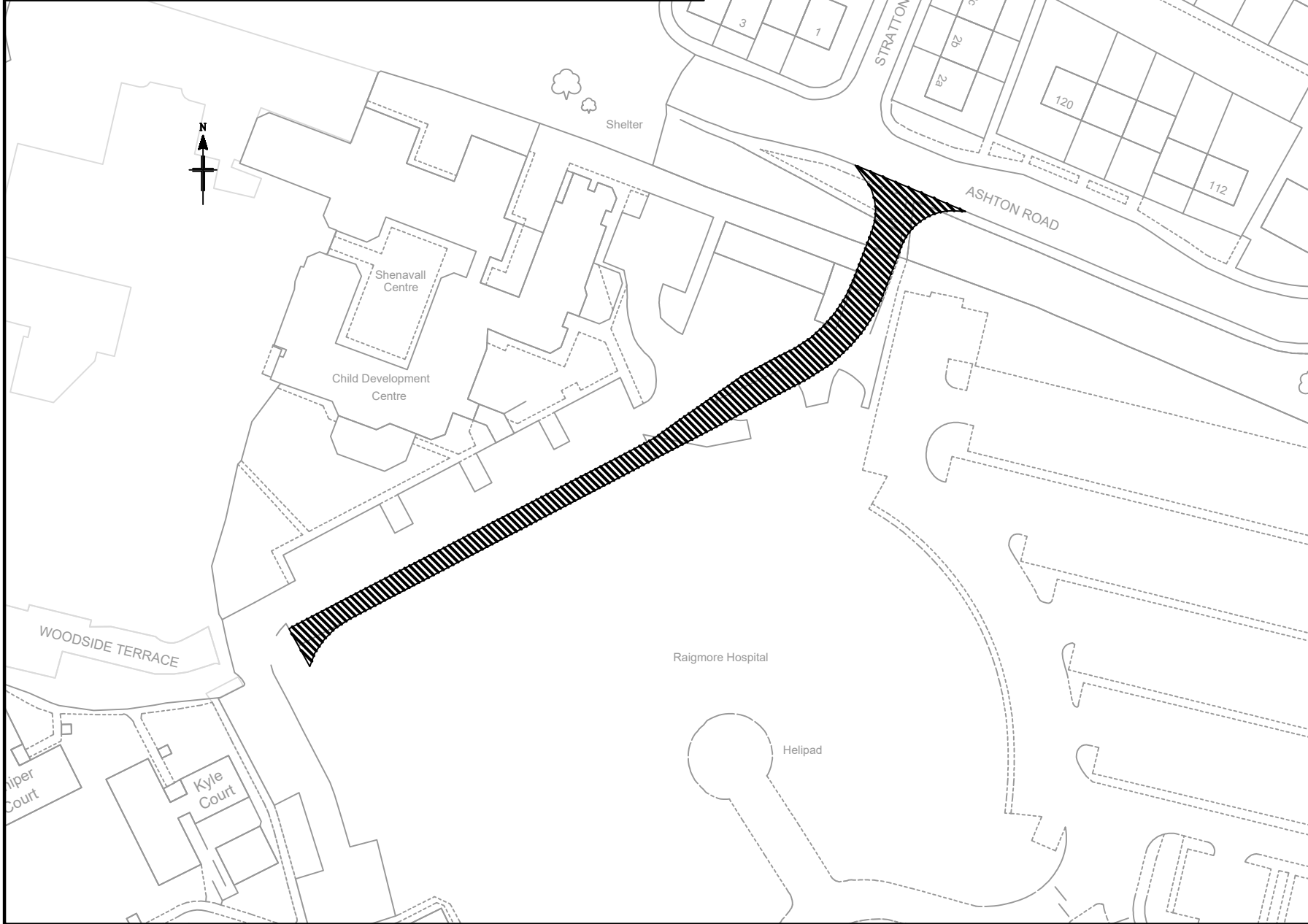
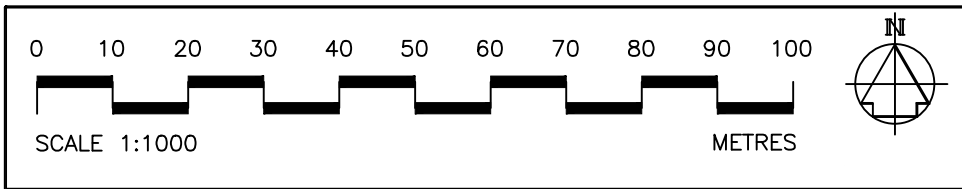
facilitating the movement of traffic.

- 9 The local authority's Principal Traffic Officer or any person authorised by him may, after consultation with the Chief Constable, suspend the operation of the Raigmore Hospital Bus Lane or part thereof and the restriction imposed by Article 6 of this Order on vehicles entering or proceeding in the Raigmore Hospital Bus Lane or part thereof whenever he considers such suspension to be reasonably necessary for the purpose of facilitating the movement of traffic or in the interests of road safety.

This Order, the Schedule and the plan annexed are sealed with the Common Seal of The Highland Council and subscribed for them and on their behalf at Dingwall by Shona Ann Pottinger, Solicitor and Proper Officer on 22 September 2023.

**SCHEDULE TO THE HIGHLAND COUNCIL (RAIGMORE HOSPITAL BUS LANE)  
(INVERNESS) (TEMPORARY PROHIBITION OF VEHICLES) ORDER 2023**

	<b>Column Description of bus only street known as Raigmore Hospital Bus Lane</b>	<b>Length of the Section of Road</b>	
	The section of Carriageway beginning opposite the building named Kyle Court within Raigmore Hospital grounds and extending eastwards to its junction with Ashton Road, Inverness as the said length of carriageway is shown hatched in black on the plan annexed and signed as relative hereto.	180m or thereby	




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The Highland Council 2023 100023369

**KEY**  
Bus Lane

Revision Details	Drawn By	Checked By	Date	Scale



**The Highland Council**  
**Comhairle na Gaidhealtachd**

**INFRASTRUCTURE,  
ENVIRONMENT & ECONOMY**

GLENURQUHART ROAD  
INVERNESS  
IV35NX

THE HIGHLAND COUNCIL (RAIGMORE HOSPITAL BUS LANE) (INVERNESS) (TEMPORARY PROHIBITION OF VEHICLES) ORDER 2023

**RAIGMORE BUS GATE**

Scale	1:1000 (@ A4)
Drawn	Date
Checked	Date
Project No:	
Drawing No: TRORAIG01	Rev: -