

THE HIGHLAND COUNCIL

The Highland Council (Bus Lane and Prohibition of Vehicles) Order 2024

The Highland Council in exercise of the powers conferred on them by Sections 1(1) and 2(1) and 2(2) of the Road Traffic Regulation Act 1984, as amended (which Act as so amended is hereinafter referred to as "the 1984 Act") and of all other enabling powers and after consultation with the Chief Constable in accordance with Part III of Schedule 9 to the 1984 Act, hereby make the following Order:-

1. This Order may be cited as "The Highland Council (Bus Lane and Prohibition of Vehicles) Order 2024 and shall come into operation on the xxx day of xxx 2024 .

In this Order the following phrases have the meanings hereby assigned to them:-

" Article" means an Article of this Order;

" bus lane" means an area of road that may be used (a) only by local buses, or (b) only by local buses and some other class or classes of traffic as provided for in this Order;

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

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

"Council" means The Highland Council;

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

" pedal cycle" shall have the meaning assigned to that phrase by Section 151 of the Roads (Scotland) Act 1984;

"motor cycle" shall have the meaning assigned to that phrase by Section 136 of the Road Traffic Regulation Act 1984

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

"local buses" means public service vehicles being used in the provision of a local service delivering a scheduled bus service not being an excursion or tour and for the purpose of this Order "local buses" does not include coaches;

"local service" has the same meaning assigned to that phrase in Section 2 of the Transport Act 1985;

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" road" has the same meaning as in Section 151 of the Roads (Scotland) Act 1984 and includes part of a road;

" Schedule" means the schedule to this Order;

" taxi" has the same meaning as in Section 23 of the Civic Government (Scotland) Act 1982;

"private hire car" means a private hire car as defined in Section 23 of the Civic Government (Scotland) Act 1982

"electronic communications apparatus" has the same meaning as in 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, requirements, restrictions or prohibitions;

2. Such provisions in the Inverness Central Consolidation Order 1988 as amended by (i) The Highland Regional Council (Inverness - Central Consolidation)(Variation No.1)(Prohibition of Vehicles)(Bank Street & Fraser Street) Order 2007 and (ii) The Highland Regional Council (Inverness - Central Consolidation)(Variation No. 2)(Millburn Road)(Bus Lane) Order 2007 as repeat or are inconsistent with the provisions and true intent and meaning of this Order and all other provisions contained in any Order Enactment or others in so far as the as the same repeat or are inconsistent with the provisions of this Order and the true intent and meaning hereof shall cease to have effect and are hereby revoked
3. For the purposes of this Order a vehicle shall be deemed to be in, to have entered, or as the case may be, to be proceeding or waiting in a bus lane described in the Schedule if any part of said bus lane is below the vehicle or its load.
4. Save as provided in Articles 5, 7 and 8 of this Order no person shall drive, or cause or permit to be driven, any vehicle so as to be in, enter or proceed within, or wait within any area of road that is identified as a bus lane in, and described in Columns 1,2 and 3 of, the Schedule provided that the aforementioned prohibitions shall not apply to any vehicle being in a bus lane where the person in control of the vehicle is required by law to be in the bus lane or is obliged to enter or to drive or to proceed or wait in a bus lane in order to avoid an accident or a parked vehicle or is prevented by circumstances outwith his control from avoiding entering or proceeding or driving or waiting other than in the bus lane and as soon as possible causes the vehicle to leave the bus lane.
5. The prohibitions in Article 4 shall not apply to:-
 - (i) local buses;
 - (ii) a vehicle falling within a class or classes of traffic specified in Column 4 of the Schedule providing the vehicle is being driven in, entering or proceeding within or waiting within in a bus lane that is identified and described opposite to that class or those classes of traffic in Columns 1, 2 and 3 of the Schedule;
 - (iii) a vehicle being used for fire and rescue, ambulance or police purposes that is either clearly marked as such or carrying a flashing beacon provided that the achievement of those purposes would be likely to be hindered if the vehicle was not in, entering or proceeding within or, as the case may be, waiting within a bus lane described in the Schedule.
 - (iv) a vehicle that is in, enters or proceeds within, or as the case may be, waits within a bus lane described in the Schedule for so long as may be necessary to enable it to be used in connection with the removal of any obstruction in the bus lane;
 - (v) to a vehicle being used in connection with any building operation, demolition or excavation in or adjacent to a bus lane described in the Schedule, the maintenance, improvement or reconstruction of the road in or adjacent to the said bus lane, the laying, alteration, erection or repair in or adjacent to the bus lane, of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any electronic communications apparatus, or the placing, maintenance or removal of any traffic sign, bus stops and bus shelters, provided that in all the circumstances it is reasonably necessary for the vehicle to enter or proceed in the bus lane, or, as the case may be, to wait in the bus lane;

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- (vi) to a vehicle while being used in the service of the Council in pursuance of statutory powers and duties provided that in all the circumstances it is reasonably necessary in the exercise of such powers and duties for the vehicle to enter or proceed or drive in a bus lane described in the Schedule or, as the case may be, to wait in the bus lane;
 - (vii) to a vehicle being used in connection with the enforcement of bus lane contraventions or offences.
6. Notwithstanding any exemption granted by this Order, the person in control of a vehicle waiting in a bus lane described in the Schedule shall move the vehicle on the instructions of a police constable in uniform or traffic warden or parking enforcement officer whenever such removal is reasonably necessary for the purpose of facilitating the passage of traffic.
 7. The Council's Principal Traffic Officer or any person authorised by him may, after consultation with the Chief Constable, suspend the operation of a bus lane described in the Schedule or part thereof and the prohibitions imposed by Article 4 of this Order whenever he considers such suspension reasonably necessary for the purpose of facilitating the movement of traffic or in the interests of road safety.
 8. The prohibition in this Order shall not apply to anything done with the permission or at the direction of a police constable in uniform.

This Order and the Schedule annexed hereto are sealed with the Common Seal of The Highland Council

THE COMMON SEAL of **XXXX** **)**
 COUNCIL was hereunto affixed **)**
This **day of** **2024** **)**
in the presence of:- **)**

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SCHEDULE

BUS LANES

Name (or location) of Road	Description of Area of Road containing bus lane	Length of Area of Road	Class or classes of permitted traffic
Column 1	Column 2	Column 3	Column 4
North Bridge access road to the Inverness Campus	The entire carriageway from its junction with the roundabout at the south end of Eastfield Way generally westward and then south westward to its junction with the Inverness Campus internal service road at the north west end of the said Inverness Campus internal service road as the said area of road is shown in black diagonal hatching on the map reference TRO UHI 2 annexed and signed as relative hereto.	365 metres or thereby	local buses delivering a scheduled bus service (no coaches), pedal cycle.
Inverness Campus Southern Access Road	The offside lane of the southbound exit carriageway from Inverness campus, commencing at its junction with the southern roundabout within Inverness Campus and extending southwards to its junction with the B9006 Road as the said area of road is shown in black diagonal hatching on the map reference TRO UHI 1 annexed and signed as relative hereto.	225 metres or thereby	local buses delivering a scheduled bus service (no coaches), pedal cycle.
Moriston Road Inverness	The entire carriageway from its junction with Evelix Place to its junction with Peffery Avenue as the said area of road is shown in black diagonal hatching on the map reference TRO MOR 1 annexed and signed as relative hereto.	50 metres or thereby	local buses delivering a scheduled bus service (no coaches), pedal cycle.
B865 Millburn Road Inverness	The section of carriageway constructed on the central reserve of the offside lane of the eastbound carriageway of the B865 Millburn Road commencing at a point 38 metres or thereby east of its junction with the Millburn roundabout and extending eastwards to its termination at its junction with King Duncan's Road, a distance of 79 metres or thereby as the said area of road is shown in black diagonal hatching on the map reference TRO MILL 1 annexed and signed as relative hereto.	79 metres or thereby	local buses delivering a scheduled bus service (no coaches), Taxi , private hire car, pedal cycle.
B865 Millburn Road Inverness	The Bus Gate, from a point in line with the extended west gable line of the Eastgate Shopping Centre on the east side of Crown Road extending	11 metres or thereby	local buses delivering a scheduled bus service (no coaches).

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	eastwards for 11 metres or thereby in the nearside westbound ahead lane of Millburn Road as the said area of road is shown in diagonal black hatching and outlined with a solid black line on the map reference TRO MILL 2 annexed and signed as relative hereto.		
Bank Street Inverness	The offside lane of its northbound carriageway from a point in line with the southeast kerb line of Fraser Street southwards for 71 metres or thereby as the said area of road is shown in diagonal black hatching on the map reference TRO BNK1 annexed and signed as relative hereto.	71 metres or thereby	local buses delivering a scheduled bus service (no coaches). Taxi , private hire cars pedal cycle, motor cycle
Foundry Way Inverness	The entire carriageway from its junction with U4128 Margaret Street westbound to its junction with Y4304 Rose Street as the said area of road is shown in diagonal black hatching on the map reference TRO FOU1 annexed and signed as relative hereto.	73 metres or thereby	public service vehicles (coaches permitted) taxi. pedal cycle.
Raigmore Hospital Inverness	The section of carriageway beginning at its junction with Ashton Road and extending generally south westward for a distance of 180 metres or thereby to a point opposite the building named Kyle Court as the said area of road is shown hatched in black on the map reference TRORAIG01 annexed and signed as relative hereto	180 metres or thereby	local buses delivering a scheduled bus service.
Blar Mhor Road Fort William	From a point at the northern corner of the Tweeddale Medical Practice Car Park northwards for a distance of 27m or thereby as the said area of road is shown coloured blue on the map reference TROBL ARO1 annexed and signed as relative hereto.	27m or thereby	local buses delivering a scheduled bus service (no coaches). pedal cycle

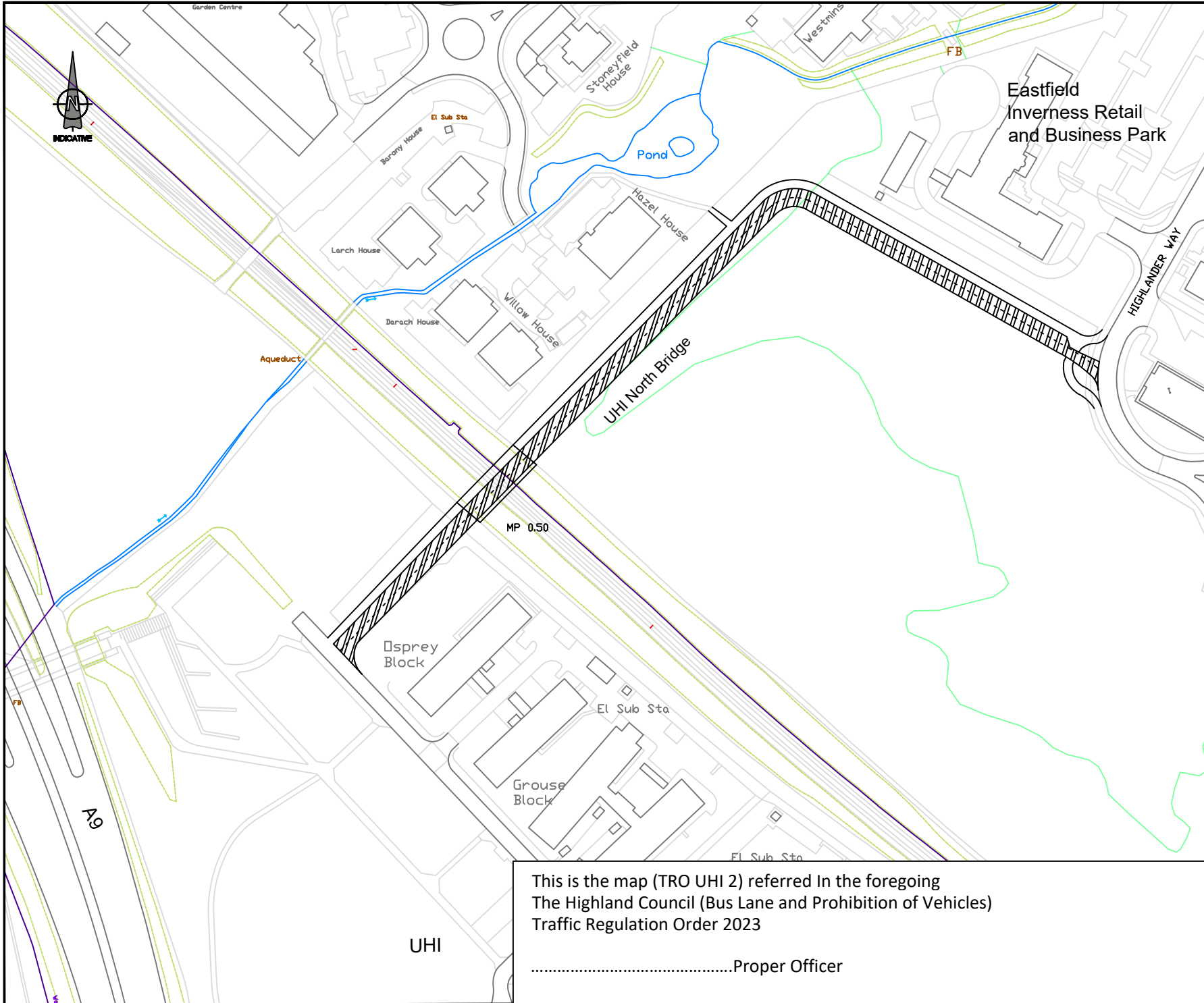
**The Highland Council
The Highland Council (Bus Lane and Prohibition of Vehicles) Traffic
Regulation Order 2024**

Statement of reasons

The Council in exercise of the powers conferred on them by Sections 1(1) and 2(1) and 2(2) of the Road Traffic Regulation Act 1984 proposes to make an order facilitating the passage of buses by providing regulated bus lanes as scheduled within the Order.


The effect of the Order is to restrict use of parts of described roads subject to certain limited exceptions as detailed in the Order.

This Order will also allow for the enforcement of any contraventions or offences relating to the bus lanes described in the Order.



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 BUS and CYCLE LANE

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Revision Details

Drawn By	Checked By	Checked Date	Surf



The Highland Council
 Comhairle na Gaidhealtachd

**Roads & Transport
 Community Services**

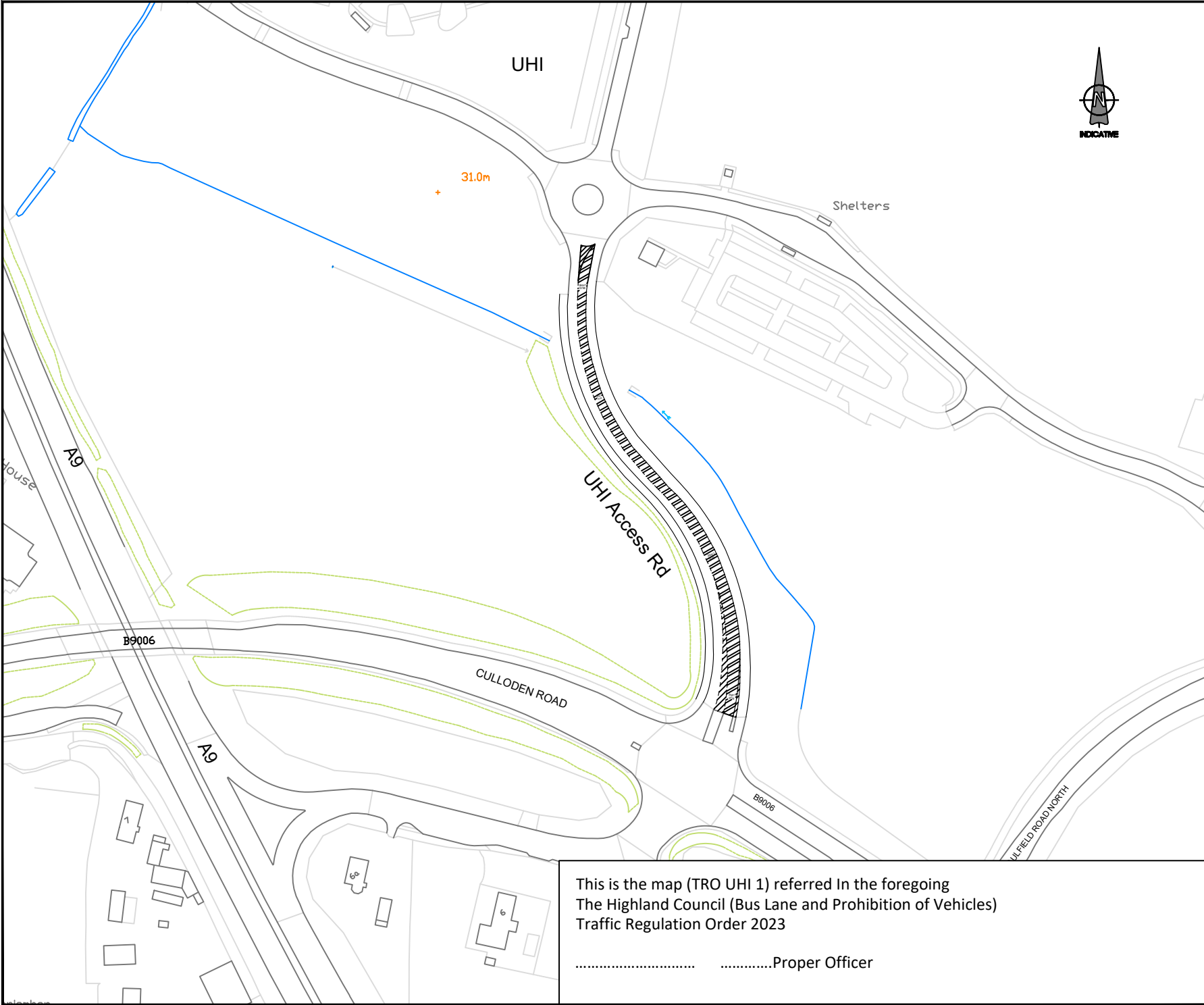
COMMUNITY_SERVICE
 GLENURQUHART_RD,
 INVERNESS_IV3_5NX

The Highland Council (Bus Lane and Prohibition of Vehicles)
 Traffic Regulation Order 2023

This is the map (TRO UHI 2) referred In the foregoing
 The Highland Council (Bus Lane and Prohibition of Vehicles)
 Traffic Regulation Order 2023


.....Proper Officer

BUS LANE, UHI North Bridge Inverness Campus	
Scale	1:2000 (@ A4)
Drawn	GO
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Checked	SM
Date	CDATE
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Drawing No:	TRO UHI 2
Rev:	—



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 BUS and CYCLE LANE

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The Highland Council (Bus Lane and Prohibition of Vehicles)
 Traffic Regulation Order 2023

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 Traffic Regulation Order 2023

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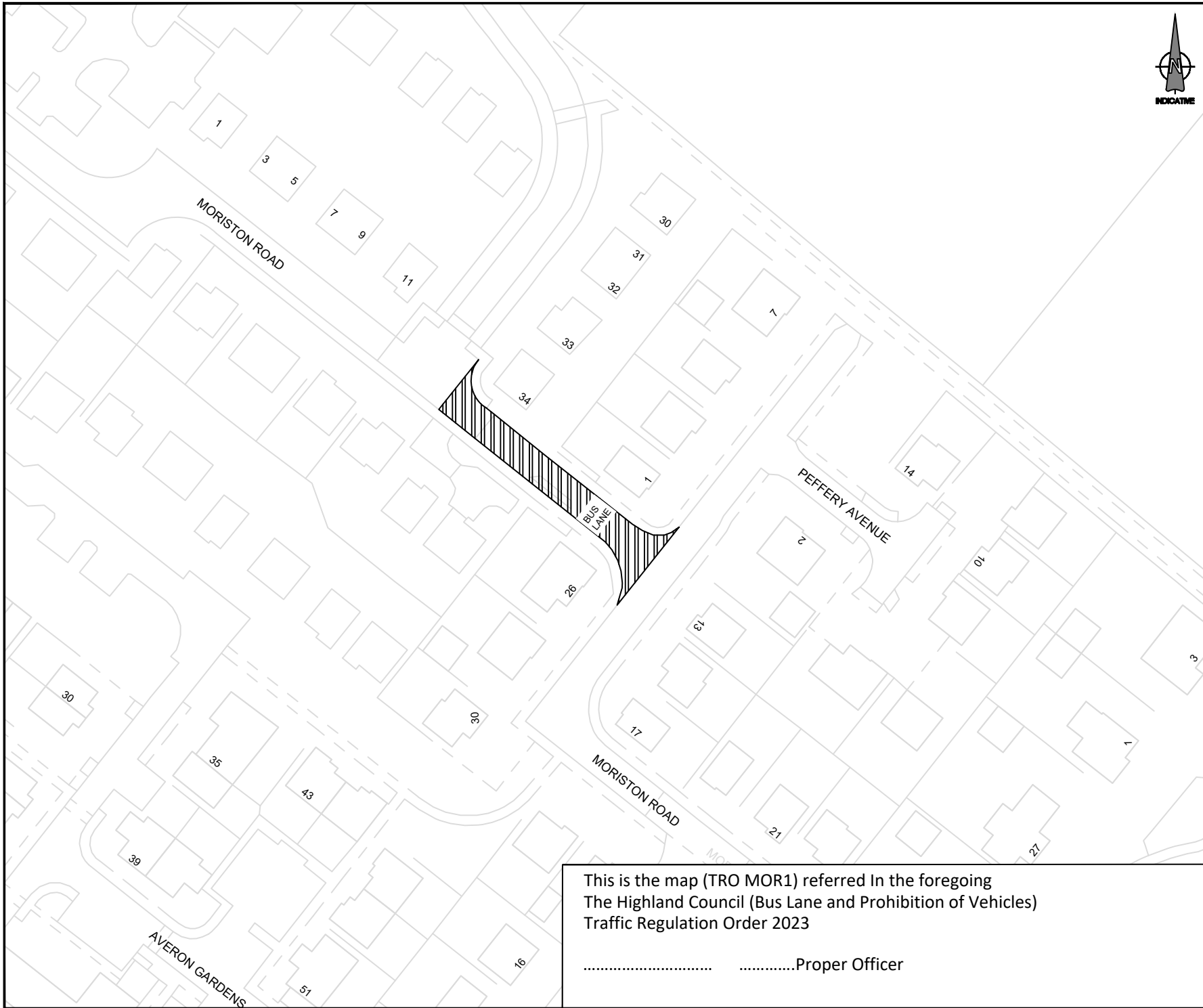
BUS and CYCLE LANE,
 UHI to B9006
 Inverness, Cullogen Road

Scale: 1:2000 (@ A4)

Drawn	GO	Date	19/10/22
Checked	SM	Date	CDATE


Project No: _____

Drawing No: TRO UHI 1 Rev: —



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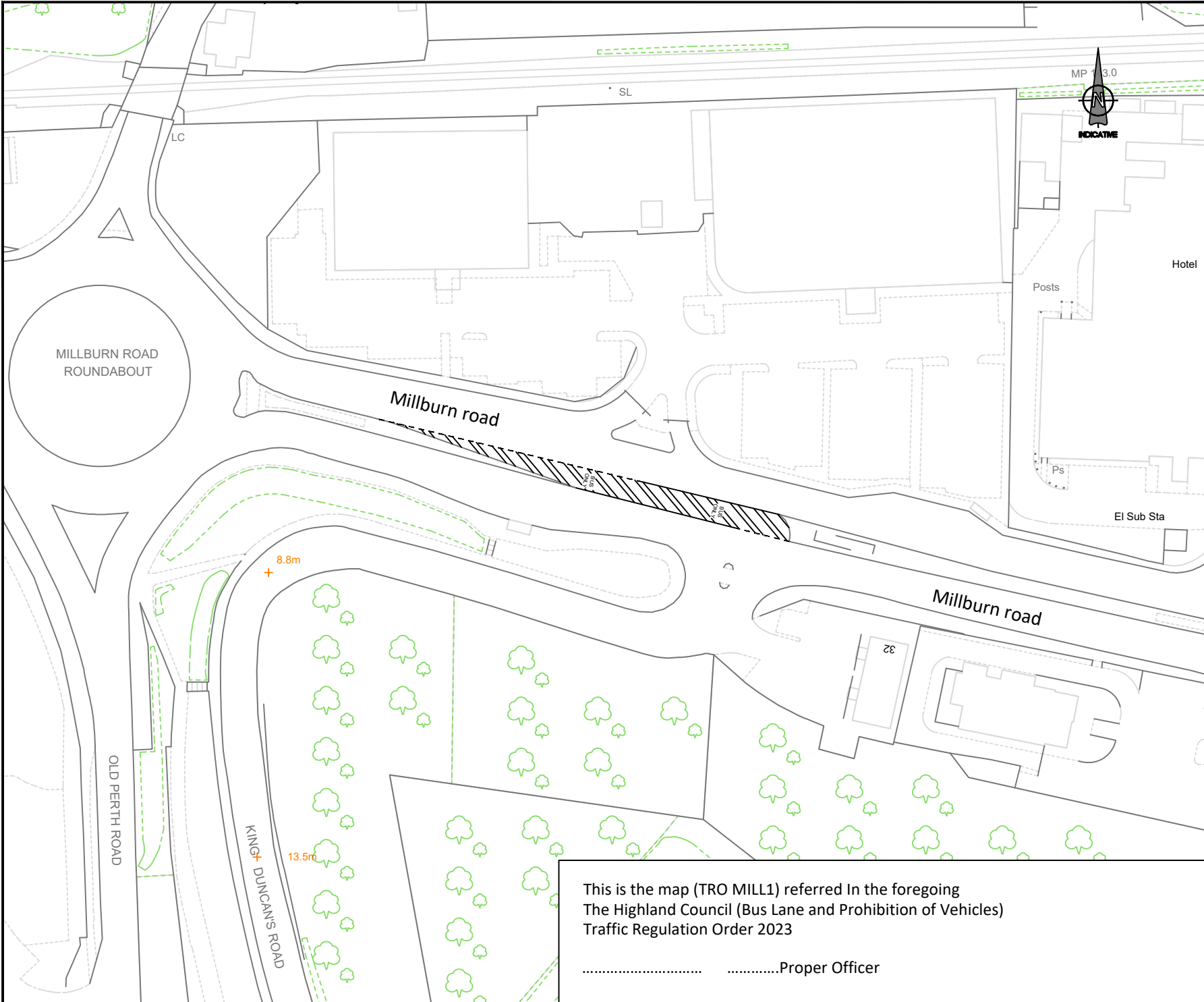
COMMUNITY_SERVICE
 GLENURQUHART_RD,
 INVERNESS_IV3_5NX

The Highland Council (Bus Lane and Prohibition of Vehicles)
 Traffic Regulation Order 2023

This is the map (TRO MOR1) referred In the foregoing
 The Highland Council (Bus Lane and Prohibition of Vehicles)
 Traffic Regulation Order 2023

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BUS LANE, TRO MOR1 Moriston Road, Inverness	
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TRO MOR1	



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The Highland Council (Bus Lane and Prohibition of Vehicles)
 Traffic Regulation Order 2023

BUS LANE, TRO MILL1
 Right Turn to Raigmore Estate,
 Inverness, Millburn Road

Scale: 1:1000 (@ A4)

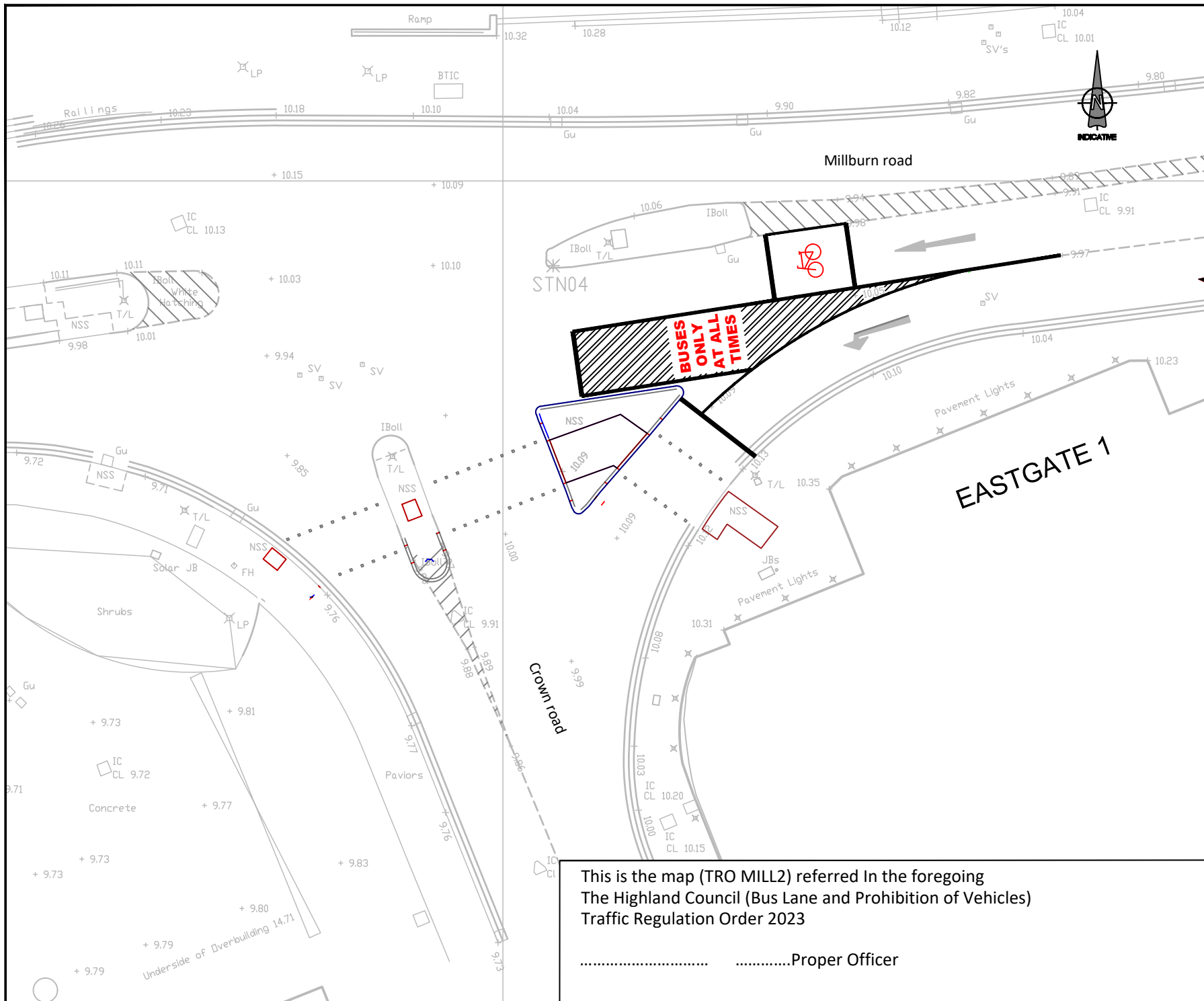
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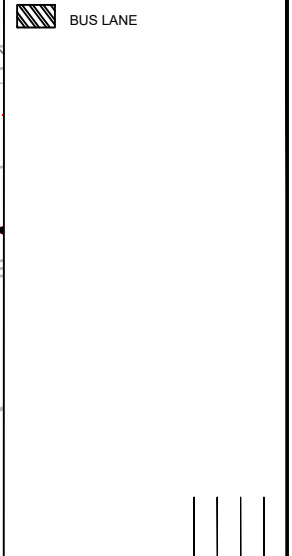
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 INVERNESS_IV3_5NX

The Highland Council (Bus Lane and Prohibition of Vehicles)
 Traffic Regulation Order 2023

This is the map (TRO MILL2) referred In the foregoing
 The Highland Council (Bus Lane and Prohibition of Vehicles)
 Traffic Regulation Order 2023

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BUS Lane, TRO MILL2,
 Bus Gate, Millburn/Crown rd junction
 Inverness,

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The Highland Council (Bus Lane and Prohibition of Vehicles)
 Traffic Regulation Order 2023

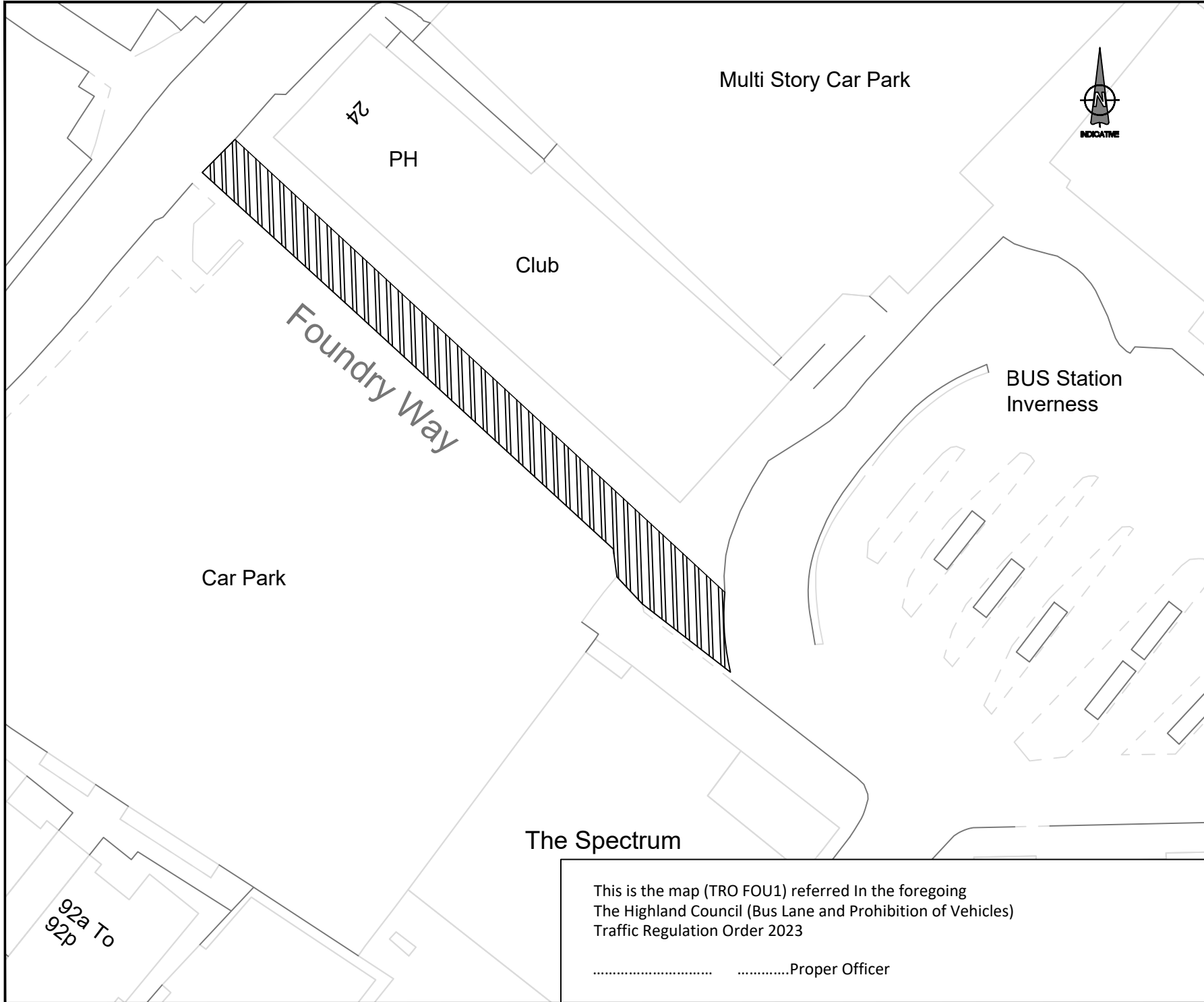
This is the map (TRO BNK1) referred In the foregoing
 The Highland Council (Bus Lane and Prohibition of Vehicles)
 Traffic Regulation Order 2023

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BUS LANE, TRO BNK1
 Bank Street, right turn to Fraser Street
 Inverness


Scale: 1:1000 (@ A4)

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The Highland Council (Bus Lane and Prohibition of Vehicles)
 Traffic Regulation Order 2023

BUS LANE, TRO FOU1
 Foundry Way, BUS station,
 Inverness

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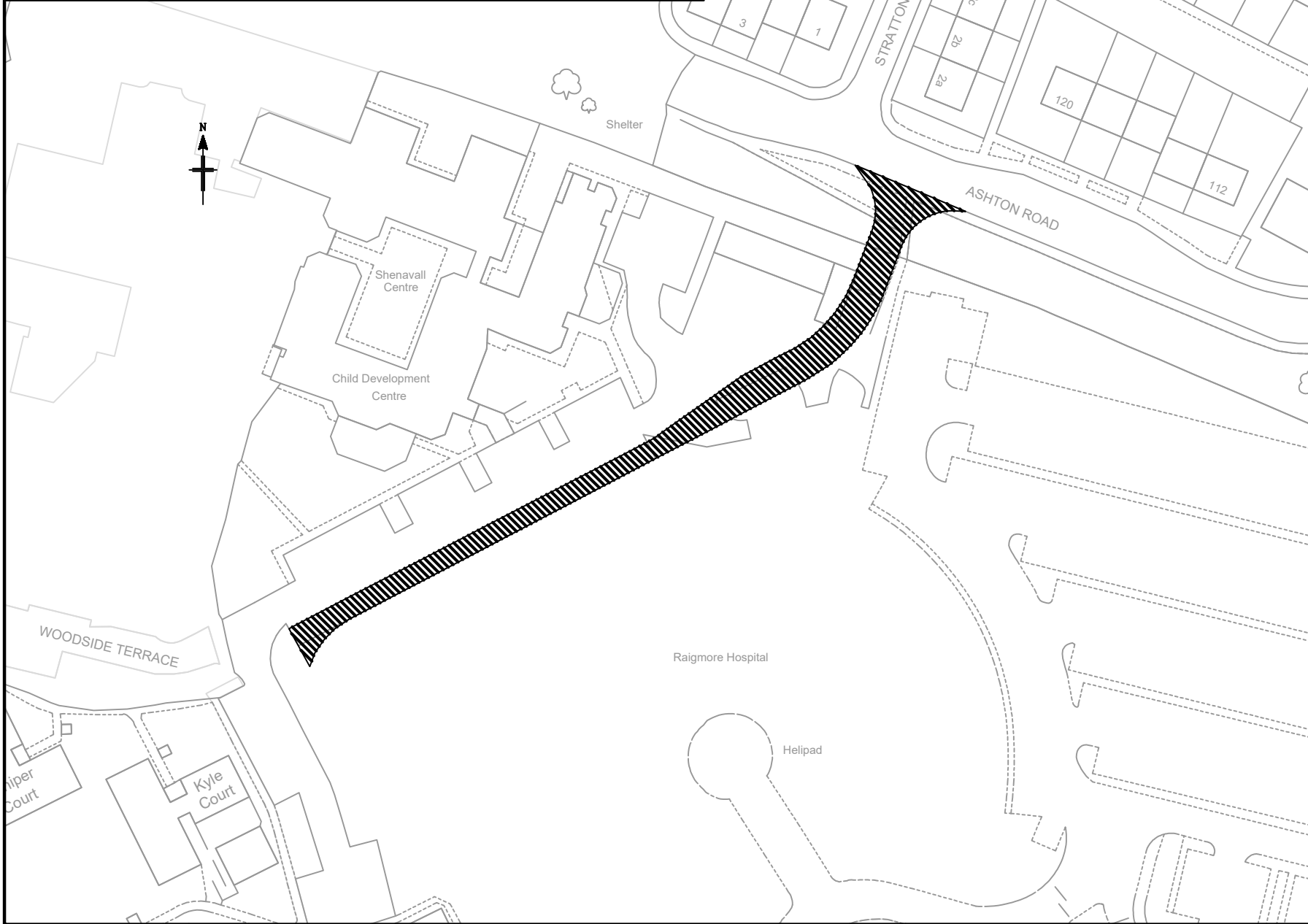
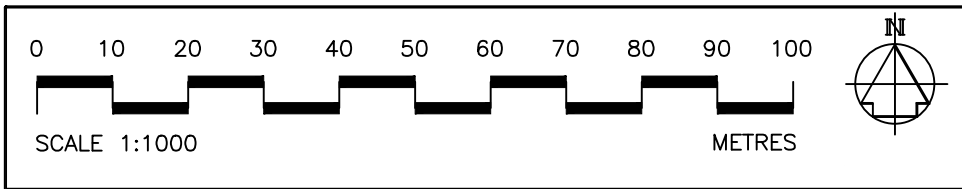
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 The Highland Council (Bus Lane and Prohibition of Vehicles)
 Traffic Regulation Order 2023

..... Proper Officer

92a To
 92p



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KEY

Bus Lane

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**INFRASTRUCTURE,
ENVIRONMENT & ECONOMY**

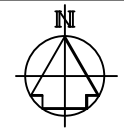
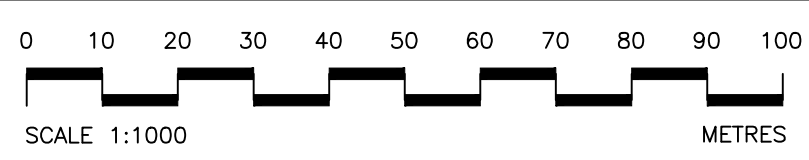
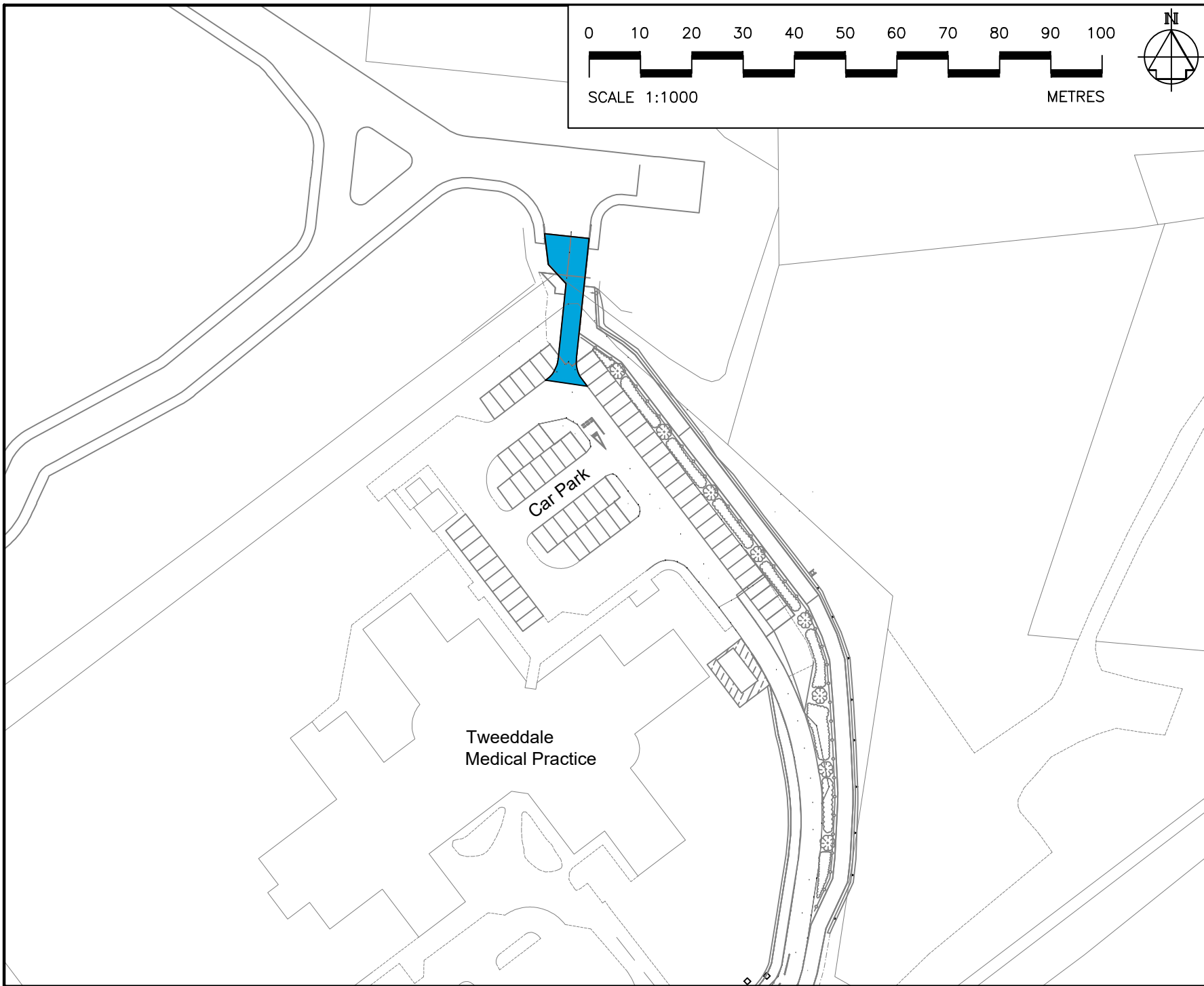
COMMUNITY_SERVICES
GLENURQUHART_ROAD
INVERNESS
IV35NX

THE HIGHLAND COUNCIL (PROHIBITION AND RESTRICTION OF WAITING AND LOADING AND PARKING PLACES) (DECriminalISED PARKING ENFORCEMENT AND COSOLIDATION) ORDER 2023

**RAIGMORE BUS GATE
INVERNESS
TRO**

Scale: 1:1000 (@ A4)

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Bus Lane

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**INFRASTRUCTURE,
 ENVIRONMENT & ECONOMY**

COMMUNITY SERVICES
 GLENURQUHART ROAD
 INVERNESS
 IV35NX

Tweeddale
 Medical Practice

Car Park

THE HIGHLAND COUNCIL (PROHIBITION AND RESTRICTION OF WAITING AND LOADING AND PARKING PLACES) (DECriminalISED PARKING ENFORCEMENT AND CONSOLIDATION) ORDER 2023

BLAR MHOR BUS GATE
 FORT WILLIAM
 TRO

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