

PERTH AND KINROSS COUNCIL

ROADS (SCOTLAND) ACT 1984

PERTH AND KINROSS COUNCIL (FLORENCE PLACE, PERTH) (RE-DETERMINATION OF MEANS OF EXERCISE OF PUBLIC RIGHT OF PASSAGE) (EXPERIMENTAL) ORDER 2024

Perth and Kinross Council in exercise of their powers under Sections 9, 10, 84 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984, as amended, (which Act as so amended is hereinafter referred to as "the Act"), and of all other enabling powers and after consultation with the Chief Constable in accordance with Part III of Schedule 9 to the Act, hereby make the following Order:-

PART I

GENERAL PROVISIONS

Commencement and Citation

1. This Order may be cited as "Perth and Kinross Council (Florence Place, Perth) (Re-determination of Means of Exercise of Public Rights of Passage) (Experimental) Order 2024" and shall come into operation on the Second day of April Two thousand and twenty-four.

Interpretation

2. In this Order except where the context otherwise requires, the following expressions shall have the meaning hereby assigned to them:-

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

"Council" means the Perth and Kinross Council;

"cycle track" means a way over which the public have a right of way on pedal cycles which are motor vehicles within the meaning of the Roads (Scotland) Act 1984 with or without a right of way on foot;

"footpath" means a way not associating with a carriageway over which the public have a right of way on foot only;

"footway" means a way of associating with a carriageway over which the public have a right of way on foot only;

"cycle" means a bicycle, a tricycle or cycle having four or more wheels, not being in any case a motor vehicle;

“vehicle” means a vehicle of any description and includes a machine or implement of any kind drawn or propelled along roads whether by animal or mechanical power;

“schedule” means the schedule to this Order.

PART II

Designation

3. The lengths of roads specified in the Schedule to this Order, are hereby designated jointly as footway / footpath / cycle track, and for the avoidance of doubt no person shall drive, cause or permit to be driven any vehicle in or upon the said joint lengths of footway / footpath / cycle track specified in the Schedule hereto.

PART III

EXEMPTIONS

From Driving Prohibition

4. Nothing in article 3 hereof shall prevent any person from causing or permitting any vehicle to be driven in any of the lengths of roads specified in the Schedule hereto if the vehicle is any other vehicle being used for Police, Fire Brigade or Ambulance emergency purposes or is a motor vehicle in the service of a Local Authority and is being used in pursuance of statutory powers and duties, including the cleansing, maintenance improvement of the cycle track or its verges or the maintenance or alteration of any structure or other work situated therein.

SIGNED and the COMMON SEAL of the COUNCIL hereto AFFIXED at PERTH on the TWENTY-FIFTH day of MARCH TWO THOUSAND AND FOUR.




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Legal Manager – Legal and Governance Services

SCHEDULE

ROAD OVER WHICH MEANS OF EXERCISE OF PUBLIC RIGHT OF PASSAGE IS TO BE REDETERMINED

1. The section of Florence Place from a point 70 metres or thereby, westwards of its junction with Balhousie Street westwards to a point 135 metres or thereby eastwards of its junction with A912 Dunkeld Road, a distance of 6 metres or thereby.

Said area is shown hatched in red on the plan annexed and executed as relative to this Order.

COUNCIL REASONS

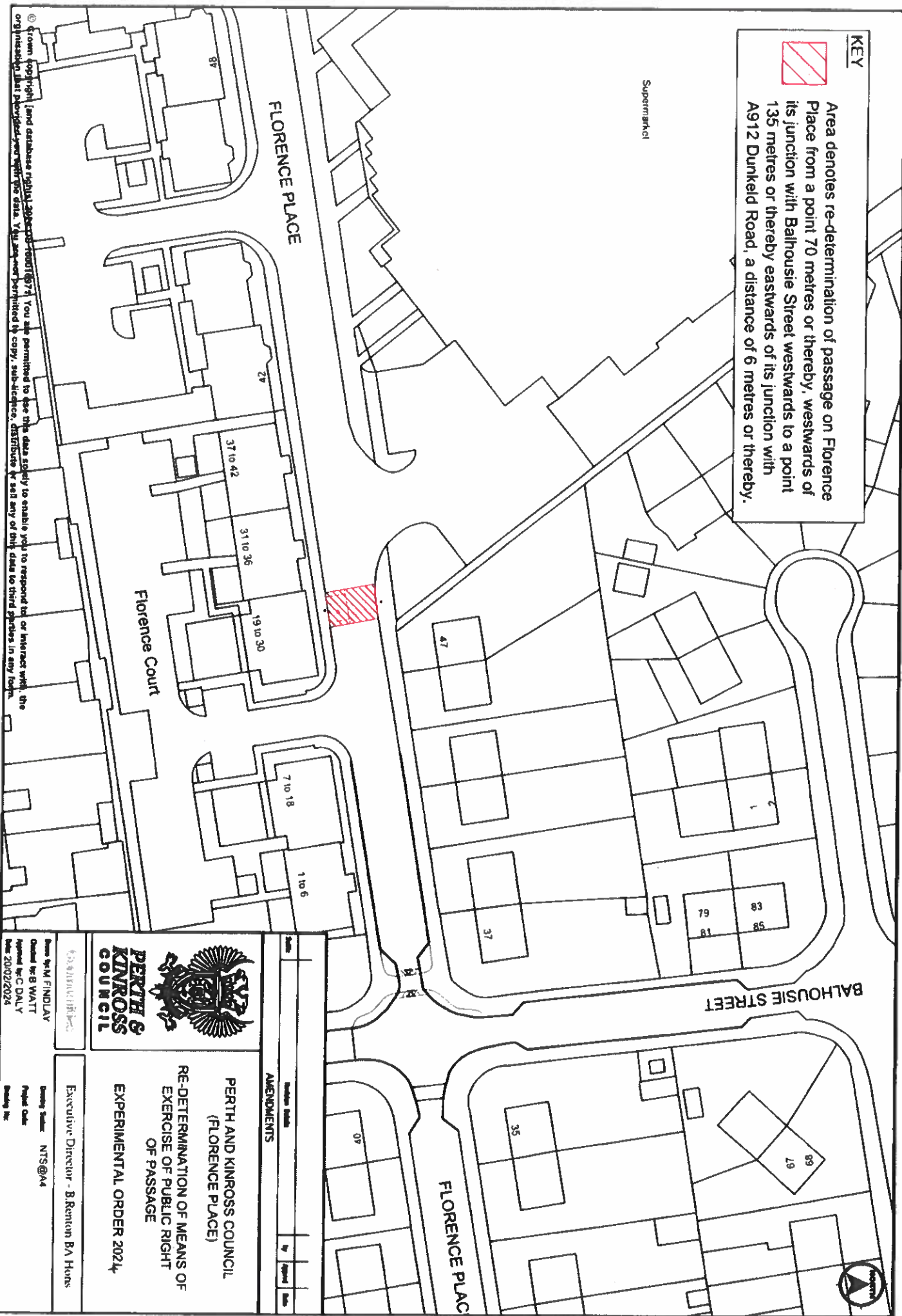
It is proposed to prohibit vehicular access at a point on Florence Place to improve road safety for all users. This is to prevent further misuse of the no-entry restriction. Pedestrian and cycle access will maintained.

KEY



Area denotes re-determination of passage on Florence Place from a point 70 metres or thereby, westwards of its junction with Balhousie Street westwards to a point 135 metres or thereby eastwards of its junction with A912 Dunkeld Road, a distance of 6 metres or thereby.

Supermarket



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PERTH & KINROSS COUNCIL

**PERTH AND KINROSS COUNCIL
(FLORENCE PLACE)**
**RE-DETERMINATION OF MEANS OF
EXERCISE OF PUBLIC RIGHT
OF PASSAGE**
EXPERIMENTAL ORDER 2024

Executive Director - B.Renton BA Hons

NTS@M4

Drawn by: M.FINDLAY
Checked by: B.WATT
Approved by: C.DALY
Date: 20/02/2024

Scale	Revised Scale	By	Approved	Date

