

THE CITY OF EDINBURGH COUNCIL

THE CITY OF EDINBURGH COUNCIL (COMISTON ROAD AREA) (TEMPORARY ROAD RESTRICTION AND TRAFFIC REGULATION) ORDER 2022 - TEMP/22/130

THE CITY OF EDINBURGH COUNCIL in exercise of the powers conferred on them by Section 14 (1) (b) of the Road Traffic Regulation Act 1984, as amended, and of all other powers enabling them in that behalf hereby make the following Order: -

1. This Order may be cited as "The City of Edinburgh Council (Comiston Road Area) (Temporary Road Restriction and Traffic Regulation) Order 2022" and shall come into operation on the First day of July Two thousand and twenty-two and shall remain in force up to and including the Thirty-first day of December Two thousand and twenty-two. The circumstances necessitating the restrictions within this Order, to facilitate improved safety for pedestrians and cyclists during the current Covid-19 pandemic, supporting social distancing so that people can safely walk, wheel or cycle, will be subject to ongoing review and should it be determined that the restrictions are no longer required, then at that time the temporary restrictions shall be revoked by notice, under a separate Order.
2. In this Order the following phrases have the meanings respectively assigned to them:
 - "Article" means an Article of this Order;
 - "bus lane" has the same meaning as in Section 44(4) of the Transport (Scotland) Act 2001;
 - "Parking Attendant" has the same meaning as 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;
 - "public service vehicle" shall have the meaning assigned to that phrase by section 1 of the Public Passenger Vehicles Act 1981, and, for the purposes of this Order, applies where the said vehicle or vehicles are being operated as a Local Service, as defined in the said Act;
 - "road" has the same meaning as in Section 151 of the Roads (Scotland) Act 1984 and, for the avoidance of doubt, for the purposes of this order, includes part of a road;
 - "Schedule" means a Schedule to this Order; and
 - "taxi" shall have the meaning given to that word by Section 23 of the Civic Government (Scotland) Act 1982.
3. For the purposes of this Order:
 - (a) A vehicle shall be deemed to have entered, or to be proceeding in a bus lane in Schedule 3 to this Order if, during the hours described in Article 4, any part of said bus lane is below any vehicle or its load.
 - (b) References in this Order to a disabled person, to a disabled person's badge, to a disabled person's vehicle and to a vehicle displaying a disabled person's badge in the relevant position shall be construed in accordance with the 1984 Act, The Disabled Persons (Badges for Motor Vehicles) (Scotland) Regulations 2000 and The Local Authorities Traffic Orders (Exemptions for Disabled Persons) (Scotland) Regulations 2002.
4. Save as provided in Article 6, no person shall, between the hours of 07:30 to 09:30 and 16:00 to 18:30 hours on Monday to Friday inclusive, cause or permit any vehicle to enter or proceed in a bus lane described in Schedule 3, provided that nothing in this Article shall apply to any vehicle entering or proceeding in a bus lane where the person in control of the vehicle is required by law to do so or is obliged to enter or proceed in a bus lane in order to avoid an accident, a parked vehicle or is prevented by circumstances outwith his control from avoiding entering or proceeding other than in the bus lane and as soon as possible causes the vehicle to leave the bus lane.

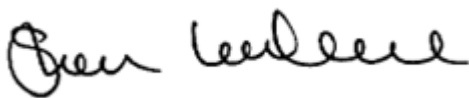
5. Save as provided in Article 6 of this Order, no person shall:-
 - (a) except with the permission of a Parking Attendant, cause or permit any vehicle to wait or load onto or unload from any vehicle on any part of the roads described in Schedule 1 to this Order;
 - (b) except with the permission of a Parking Attendant, cause or permit any vehicle to wait on any part of the roads described in Schedule 2 to this Order; and
 - (c) drive any motor vehicle at a speed exceeding 30 miles per hour on **Comiston Road**, from its junction with Frogston Road West, northwards to a point 13 metres or thereby south of the extended southern kerbline of Braid Hills Road.

6. Nothing in:
 - i. Article 4 of this Order shall apply to public service vehicles, taxis or pedal cycles.
 - ii. Article 5(b) shall apply so as to prevent any person from causing or permitting a vehicle to wait in any road described in said article while the vehicle is setting down or picking up passengers, provided that no vehicle shall wait by virtue of this article for a period exceeding 2 minutes;
 - iii. Article 5(b) shall apply so as to prevent any person from causing or permitting a vehicle to wait in any road described in said Article while the vehicle is in actual use for the purpose of delivering or collecting goods or while loading or unloading goods from or to premises adjoining the said road; provided that:
 - a) no such vehicle so engaged shall wait for a period of more than thirty minutes in the same place; and
 - b) no such vehicle so engaged shall return to the same place, unless a period of more than thirty minutes has elapsed since the termination of the previous waiting period.
 - iv. Article 5(b) shall apply to a vehicle displaying a valid disabled person's badge in the relevant position, provided that said vehicle is being used by, or for the conveyance of, the holder of a valid disabled person's badge.

7. Access for emergency service vehicles and pedestrians will be maintained.

8. The Edinburgh Corporation (40 mph Speed Limit Direction) (No. 1) Order, 1961, as amended, shall be suspended for the duration of this Order in so far as it is affected by the restrictions specified in Article 5(c).

Executed by The City of Edinburgh Council this Twenty-ninth day of June Two thousand and twenty-two.



(witness)



signed on behalf of Executive Director of Place

SCHEDULE 1
ROADS WHERE WAITING, LOADING & UNLOADING WILL BE PROHIBITED

(1) **Comiston Road, east side:** (i) from the extended northern kerbline of the access road to No. 277 Comiston Road, northwards for a distance of 70 metres or thereby; (ii) from the extended southern kerbline of the access road to No. 277 Comiston Road, southwards for a distance of 70 metres or thereby; (iii) from the extended northern kerbline of Braid Hills Road, northwards for a distance of 25 metres or thereby; (iv) from the extended southern kerbline of Braid Hills Road, southwards for a distance of 30 metres or thereby; (v) from the extended northern kerbline of Riselaw Road, northwards for a distance of 20 metres or thereby; (vi) from the extended southern kerbline of Riselaw Road, southwards for a distance of 14 metres or thereby; (vii) from the extended northern kerbline of Riselaw Place, northwards for a distance of 13 metres or thereby; (viii) from the extended southern kerbline of Riselaw Place, southwards for a distance of 13 metres or thereby; (ix) from the extended northern kerbline of Riselaw Crescent, northwards for a distance of 15 metres or thereby; (x) from the extended southern kerbline of Riselaw Crescent, southwards for a distance of 135 metres or thereby; (xi) from the extended northern kerbline of Comiston Rise, northwards for a distance of 13 metres or thereby; (xii) from the extended southern kerbline of Comiston Rise, southwards for a distance of 80 metres or thereby; (xiii) from a point 109 metres or thereby north of the extended northern kerbline of Buckstone Terrace, southwards for a distance of 24 metres or thereby; (xiv) from the extended northern kerbline of Buckstone Terrace, northwards for a distance of 60 metres or thereby; (xv) from the extended northern kerbline of Buckstone Gardens, northwards for a distance of 32 metres or thereby; (xvi) from the extended northern kerbline of Buckstone Road, northwards for a distance of 26 metres or thereby; (xvii) from the extended southern kerbline of Buckstone Road, southwards for a distance of 32 metres or thereby; (xviii) from the extended southern kerbline of Buckstone Avenue, southwards for a distance of 69 metres or thereby; (xix) from the extended northern kerbline of Waterfield Road, northwards for a distance of 31 metres or thereby; (xx) from the extended southern kerbline of Waterfield Road, southwards for a distance of 15 metres or thereby; and (xxi) from a point 51 metres or thereby south of the extended southern kerbline of the exit from Scottish Water offices, southwards for a distance of 58 metres or thereby;

(2) **Comiston Road, west side:** (i) from the extended southern kerbline of the access road to No. 277 Comiston Road, northwards for a distance of 150 metres or thereby; (ii) from the extended northern kerbline of Comiston Springs Avenue, northwards for a distance of 18 metres or thereby; (iii) from the extended northern kerbline of Comiston View, northwards for a distance of 126 metres or thereby; (iv) from the extended southern kerbline of Comiston View, southwards for a distance of 24 metres or thereby; (v) from the extended northern kerbline of Pentland View, northwards for a distance of 14 metres or thereby; (vi) from the extended northern kerbline of Camus Avenue, northwards for a distance of 25 metres or thereby; (vii) from a point 69 metres or thereby south of the extended southern kerbline of Camus Avenue, southwards for a distance of 98 metres or thereby; (viii) from the extended northern kerbline of Caiystane Crescent, northwards for a distance of 31 metres or thereby; (ix) from the extended southern kerbline of Caiystane Crescent, southwards for a distance of 5 metres or thereby; (x) from a point 29 metres or thereby south of the extended southern kerbline of Caiystane Crescent, northwards for a distance of 19 metres or thereby; and (xi) from a point 54 metres south of the extended southern kerbline of Caiystane Crescent, southwards for a distance of 38 metres or thereby;

(3) **Comiston Springs Avenue:** (a) *north side:* from the extended north-western kerbline of Comiston Road, westwards for a distance of 35 metres or thereby; and (b) *south side,* from the extended south-western kerbline of Comiston Road, westwards for a distance of 45 metres or thereby;

(4) **East Comiston, both sides,** from the extended western kerbline of Buckstone Terrace, westwards for a distance of 12 metres or thereby; and (5) **Caiystane Crescent, both sides,** from the extended western kerbline of Buckstone Terrace, southwards for a distance of 11 metres or thereby.

SCHEDULE 2
ROADS WHERE WAITING WILL BE PROHIBITED

Comiston Road: (a) *east side*: (i) from a point 27 metres or thereby south of the extended southern kerbline of the exit road from No. 277 Comiston Road, southwards for a distance of 46 metres or thereby; (ii) from a point 92 metres or thereby north of the extended northern kerbline of Riselaw Crescent, southwards for a distance of 52 metres or thereby; (iii) from a point 32 metres or thereby north of the extended northern kerbline of Buckstone Gardens, northwards for a distance of 89 metres or thereby; (iv) from a point 51 metres or thereby north of the extended northern kerbline of Buckstone Road, northwards for a distance of 4 metres or thereby; (v) from a point 32 metres or thereby south of the extended southern kerbline of Buckstone Road, southwards to the extended northern kerbline of Buckstone Avenue; (vi) from the extended northern kerbline of the exit from Scottish Water offices, northwards for a distance of 95 metres or thereby; and (vii) from the extended southern kerbline of the exit from Scottish Water offices, southwards for a distance of 26 metres or thereby; and (b) *west side*: (i) from the extended northern kerbline of the access road to No. 72 Pentland Terrace, northwards for a distance of 81 metres or thereby; (ii) from the extended southern kerbline of the access road to No. 72 Pentland Terrace, southwards for a distance of 24 metres or thereby; (iii) from the extended southern kerbline of East Comiston, southwards for a distance of 47 metres or thereby; (iv) from a point 167 metres or thereby south of the extended southern kerbline of Camus Avenue, southwards for a distance of 29 metres or thereby; (v) from the extended northern kerbline of the access to the private road located on the west side of the A702 (*between the extended northern kerbline of Oxgangs Road and the extended southern kerbline of Caiystane Crescent*), northwards for a distance of 81 metres or thereby; and (vi) from the extended southern kerbline of the access to the private road located on the west side of the A702 (*between the extended northern kerbline of Oxgangs Road and the extended southern kerbline of Caiystane Crescent*), southwards for a distance of 72 metres or thereby.

SCHEDULE 3
TEMPORARY BUS LANE

Comiston Road, east side, from a point 200 metres or thereby north of the extended northern kerbline of Frogston Road West, southwards to a point 62 metres or thereby north of the extended northern kerbline of Frogston Road West.