## 2011 No. 2690

## ROAD TRAFFIC

The M40 Motorway (Junctions 1a to 4, Buckinghamshire) (Temporary Restriction and Prohibition of Traffic) Order 2011

Made - - - - 31st October 2011

Coming into force - - 7th November 2011

WHEREAS the Secretary of State for Transport, being the traffic authority for the M40 Motorway ("the M40") and connecting roads, is satisfied that traffic on lengths of that motorway and on some of those connecting roads in the County of Buckinghamshire should be restricted and prohibited because works are proposed to be executed thereon:

NOW, THEREFORE, the Secretary of State, in exercise of the powers conferred by section 14(1)(a) of the Road Traffic Regulation Act 1984(a) hereby makes the following Order: -

**1.** This Order may be cited as the M40 Motorway (Junctions 1a to 4, Buckinghamshire) (Temporary Restriction and Prohibition of Traffic) Order 2011 and shall come into force on 7th November 2011.

## 2. In this Order -

"tip of the nosing" means, as indicated by the road markings on the carriageway, the first point where an entry slip road joins, or the last point where an exit slip road leaves, the carriageway of the motorway;

"the first length of motorway" means the M40 –

- (a) eastbound carriageway from a point 1600 metres west of the tip of the nosing, to the tip of the nosing, of the exit slip road at Junction 1a,
- (b) westbound carriageway from a point 1850 metres east of the tip of the nosing of the exit slip road at Junction 2 in a westerly direction for a distance of 2305 metres,
- (c) westbound carriageway from a point 1500 metres east of the tip of the nosing, to the tip of the nosing, of the exit slip road at Junction 3, and
- (d) eastbound carriageway from a point 1450 metres west of, to the tip of the nosing of, the exit slip road at Junction 4;

"the second length of motorway" means the M40 -

- (a) eastbound carriageway between the tips of nosings of the exit slip road and the entry slip road at Junction 1a.
- (b) westbound carriageway from the tip of the nosing of the exit slip road at Junction 3 in a westerly direction for a distance of 6500 metres, and
- (c) eastbound carriageway between the tips of nosings of the exit slip road and the entry slip road at Junction 4:

<sup>(</sup>a) 1984 c.27; a new section 14 was substituted by the Road Traffic (Temporary Restrictions) Act 1991 (c.26), section 1(1) and Schedule 1.

- "a first slip road" means the M40 –
- (a) eastbound exit slip road at Junction 1a from the tip of the nosing for a distance of 416 metres east,
- (b) westbound exit slip road at Junction 3 from the tip of the nosing for a distance of 625 metres west, and
- (c) eastbound exit and entry slip roads at Junction 4;
- "a second slip road" means the M40 -
- (a) eastbound entry slip road at Junction 2,
- (b) eastbound and westbound exit slip roads at Junction 2,
- (c) westbound exit slip road at Junction 3, and
- (d) eastbound entry slip road at Junction 4;

"works" mean the installation of replacement Motorway Incident Detection (MIDAS) loops in the carriageway of the motorway;

"a works period" means a period of 7 hours starting at 22:00 hours on Thursday 10th November 2011 or on any subsequent day (other than a Saturday or a Sunday) until the works have been completed;

and a reference to an article followed by a number is a reference to the article in this Order which bears that number.

- **3.** Subject as mentioned in articles 5 and 6 no person shall, during a works period, cause or permit any vehicle to be driven at a speed exceeding 50 miles per hour on the first length of motorway or a first slip road.
- **4.** Subject as mentioned in articles 5 and 6 no person shall, during a works period, cause or permit any vehicle to enter or proceed in the second length of motorway or a second slip road.
- **5.** The provisions of articles 3 and 4 shall apply only during such times and to such extent as shall, from time to time, be indicated by traffic signs.
  - **6.** The provisions of article 4 shall not apply to a vehicle
    - (a) being used in connection with the works or for traffic officer or winter service maintenance purposes,
    - (b) being used for police, fire and rescue authority or ambulance purposes, or
    - (c) proceeding at the direction, or with the permission, of a constable, or a traffic officer in uniform;

and nothing in article 3 shall apply to a vehicle being used for a purpose specified in paragraph (b) of this article or to a vehicle falling within regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011(a) when used in accordance with regulation 3(5) of those Regulations.

Signed by authority of the Secretary of State for Transport

Woodlands, Manton Lane, Bedford 31st October 2011

P Undrell
A Team Leader
in the Highways Agency