2012 No. 1149

ROAD TRAFFIC

The A35 Trunk Road (Honiton to Axminster) (Temporary Restriction and Prohibition of Traffic) Order 2012

 Made
 17th April 2012

 Coming into force
 24th April 2012

WHEREAS the Secretary of State for Transport, being the traffic authority for the A35 Trunk Road ("the A35"), is satisfied that traffic on a length of that road between Honiton and Axminster in the District of East Devon in the County of Devon 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 A35 Trunk Road (Honiton to Axminster) (Temporary Restriction and Prohibition of Traffic) Order 2012 and shall come into force on 24th April 2012.

2. In this Order –

"A35" means the A35 from a point 15 metres east of the centre of its junction with Honiton High Street to a point 40 metres east of the centre of its junction with the B3261, west of Axminster;

"overall width" has the meaning given in regulation 3(2) of the Road Vehicles (Construction and Use) Regulations 1986(**b**);

"operating weight" shall be calculated as provided in section 138 of the Road Traffic Regulation Act 1984;

"the works" mean surface treatment and maintenance works;

"the works period" means the period starting at 20.00 hours on Sunday 13th May 2012 and ending when the said works have been completed;

"a works period" means a period of 10 hours starting at 20.00 hours on Thursday 26th April 2012 or on any subsequent day and ending when the said 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, 6 and 8, no person shall, during the works period:
 - (a) drive any motor vehicle at a speed exceeding 40 miles per hour on the A35;

⁽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

⁽b) S.I. 1986 / 1078, to which there are amendments not relevant to this Order;

- (b) drive any motor vehicle at a speed exceeding 10 miles per hour on the A35 whilst traffic signs of a character authorised under section 64 of the Road Traffic Regulation Act 1984 indicating "convoy working" on that road are displayed;
- (c) cause or permit any vehicle to overtake any other moving vehicle on the A35;
- (d) cause or permit any vehicle with an overall width exceeding 6 feet 6 inches to enter or proceed on the A35;
- (e) cause or permit any vehicle with an operating weight in excess of 7.5 tonnes to enter or proceed on the A35.
- **4.** Subject as mentioned in articles 5, 6 and 7, no person shall, during a works period, cause or permit any vehicle to enter or proceed on the A35.
- **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 and shall not apply to:
 - (a) a vehicle being used for police, fire and rescue authority or ambulance purposes;
 - (b) anything done at the direction of, or with the permission of a constable.
- **6.** The provisions of articles 3(d), 3(e) and 4 shall not apply to a vehicle being used in connection with the said works or for traffic officer purposes.
- **7.** The provisions of article 4 shall not apply to a vehicle proceeding to or from premises that are accessible from and only from the A35.
- **8.** No speed limit imposed by this order applies to vehicles falling within regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011 when used in accordance with regulation 3(5) of those Regulations.

Signed by authority of the Secretary of State

Malcolm Roberts
A Service Delivery Team Leader
in the Highways Agency

17th April 2012