

2012 No. 904

ROAD TRAFFIC

**The M4 Motorway (Junctions 1 – 4A) (Temporary Restriction
and Prohibition of Traffic) Order 2012**

Made - - - - - *19th March 2012*

Coming into force - - - - - *10th April 2012*

The Secretary of State for Transport, under section 14(1) and (7) of the Road Traffic Regulation Act 1984(a) and in exercise of the powers conferred by section 14(4) and (5A) of the London Olympic Games and Paralympic Games Act 2006(b), under section 14(1) of the Road Traffic Regulation Act 1984, makes the following Order.

The Secretary of State for Transport, being the traffic authority for the M4 Motorway, is satisfied that traffic should be restricted and prohibited on lengths of that motorway because works are proposed to be executed on the road, because of the likelihood of danger to the public and to facilitate transport services in connection with the London Olympics.

1. This Order may be cited as the M4 Motorway (Junctions 1 – 4A) (Temporary Restriction and Prohibition of Traffic) Order 2012 and shall come into force on 10th April 2012.

2. In this Order:

“motorway” has the meaning given in regulation 3(1) of the Motorways Traffic (England and Wales) Regulations 1982(c);

“ambulance” means a vehicle providing a service to a National Health Service trust, or a Patient Transport Service and bearing the appropriate logo;

“bus” and “taxi” have the meanings given in the Traffic Signs Regulations and General Directions 2002(d);

“the eastbound bus lane” means the right hand or offside traffic lane of the eastbound carriageway of the M4 motorway between a point 19 metres east of marker post 21.8 and a point 12 metres west of marker post 16.0, a total distance of approximately 5780 metres;

“the southbound bus lane” means the right hand or offside traffic lane of the southbound carriageway of the M4 Heathrow Airport Spur Road between a point 210 metres north of marker post AS4 by Junction 4 of the M4 and a point 100 metres south of marker post AS15 by the Concorde Roundabout on the A4;

“Official Vehicle” means either:-

(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) 2006 c.12; section 14(5A) was inserted by section 4(3) of the London Olympic Games and Paralympic Games (Amendment) Act 2011 (c.22).
(c) S.I. 1982/1163; relevant amending instruments are S.I. 1984/1479 and 1992/1364.
(d) S.I. 2002/3113.

- (i) a vehicle falling within a class of vehicle authorised by the Olympic Delivery Authority to be issued with a permit and which is displaying that permit, or
- (ii) a vehicle with a vehicle registration number which is authorised by the Olympic Delivery Authority for inclusion in a list of exempt vehicles;

“a length of carriageway” means –

- (i) the eastbound carriageway of the M4 motorway from its junction with the slip road leading to the A408/Heathrow Spur at Junction 4 to its junction with the A4 (Great West Road) at Junction 1, or
- (ii) the westbound carriageway of the M4 motorway from its junction with the A4 (Great West Road) at Junction 1 to its junction with the slip road leading from the A408/Heathrow Spur at Junction 4;

“the length of eastbound carriageway” means the eastbound carriageway of the M4 motorway from its junction with the slip road leading to the A408/Heathrow Spur at Junction 4 to a point 47 metres east of marker post 16.7 west of Junction 2 (A4);

“the length of westbound carriageway” means the westbound carriageway of the M4 motorway from the centre line of the London Underground bridge carrying the Piccadilly Line over the motorway to its junction with the slip road leading from the A408/Heathrow Spur at Junction 4;

“the southbound carriageway” means the southbound carriageway of the M4 Heathrow Airport Spur Road between Junctions 4 and 4A;

“a first slip road” means any road leading to or from a length of carriageway;

“a second slip road” means any road leading to or from the length of eastbound carriageway or the length of westbound carriageway;

“a hard shoulder” means the hard shoulder, within the meaning of regulation 3(1)(e) of the Motorways Traffic (England and Wales) Regulations 1982, which is adjacent to the length of eastbound carriageway, the length of westbound carriageway or the southbound carriageway;

“overall width” has the meaning given in regulation 3(2) of the Road Vehicles (Construction and Use) Regulations 1986(a);

“abnormal load” means a vehicle having an overall width exceeding 9 feet 6 inches;

“works” means the construction, alteration and removal of bus lanes on the M4 motorway;

“a first works period” means a period of 24 hours starting at 0001 hours on Tuesday 10th April 2012 or on any subsequent day until 9th October 2013;

“a second works period” means a period of –

- (i) 7½ hours starting at 2200 hours on Tuesday 10th April 2012 or on any subsequent day other than a Friday, Saturday or Sunday,
- (ii) 7 hours starting at 2300 hours on Friday 13th April 2012 or on any subsequent Friday,
- (iii) 8 hours starting at 2200 hours on Saturday 14th April 2012 or on any subsequent Saturday, or
- (iv) 7 hours starting at 2230 hours on Sunday 15th April 2012 or on any subsequent Sunday,

until 9th October 2013;

“likelihood of danger” means the use of the eastbound bus lane by all traffic permitted in the right hand or offside lane of the M4 motorway;

“the danger period” means the period starting on Sunday 24th June 2012 and ending on 9th October 2013;

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

“the London Olympics period” has the meaning given in section 1(3)(c) of the London Olympic Games and Paralympic Games Act 2006;

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 7, no person shall, during -

- (a) a second works period, cause or permit any vehicle to enter or proceed in a length of carriageway, the southbound carriageway or a first slip road;
- (b) the London Olympics period, cause or permit any vehicle to enter or proceed in the eastbound bus lane unless that vehicle is a bus, licensed taxi or Official Vehicle; or
- (c) the London Olympics period, cause or permit any vehicle to enter or proceed in the southbound bus lane unless that vehicle is a bus or Official Vehicle.

4. Subject as mentioned in articles 5, 7 and 8, no person shall, during a first works period, drive any motor vehicle at a speed exceeding 50 miles per hour on the length of eastbound carriageway, the length of westbound carriageway, a second slip road or a hard shoulder.

5. The provisions of articles 3, 4 and 6 shall apply only at such times and to such extent as shall from time to time be indicated by traffic signs.

6. Subject as mentioned in articles 5, 7 and 8, no person shall, during a first works period, cause or permit any vehicle with an overall width exceeding 6 feet 6 inches to enter or proceed in -

- (a) any lane in a carriageway or length of carriageway, where one or more lanes in that carriageway or length and the hard shoulder adjacent to that carriageway or length are open for use by traffic; or
- (b) any lane other than the nearside lane of two or more lanes in a carriageway or length of carriageway, where only those lanes are open for use by traffic;

and in this article a reference to a carriageway is a reference to a length of carriageway or the southbound carriageway.

7.(1) The controls specified in article 3(b) or (c) do not apply in respect of any vehicle -

- (a) so as to avoid an accident;
- (b) to allow a person to get or give help in consequence of an accident or emergency or otherwise take action for public safety in the immediate vicinity of the accident/incident: or
- (c) to such an extent and for such a time as is needed to comply with any requirement resulting from emergency works or an emergency in any part of the road adjoining the eastbound bus lane or the southbound bus lane.

(2) Nothing in articles 3 or 6 shall apply to -

- (a) a vehicle being used in connection with the said works;
- (b) a vehicle being used for police, ambulance, fire and rescue authority or traffic officer purposes;
- (c) anything done at the direction of, or with the permission of, a constable or traffic officer in uniform;
- (d) any person who causes or permits any vehicle to proceed in accordance with any restriction or requirement indicated by traffic signs placed pursuant to section 66 or section 67 of the Road Traffic Regulation Act 1984;
- (e) any vehicle being used for winter maintenance purposes; or
- (f) a vehicle being used in connection with:
 - (i) the removal of any obstruction to traffic in or near the motorway,
 - (ii) the maintenance, improvement, reconstruction or operation of the motorway or any adjoining road,

- (iii) the laying, erection, alteration or repair of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in Schedule 2 to the Telecommunications Act 1984(a) in or near the motorway, or
- (iv) the placing, maintenance or removal of any traffic sign in or near the motorway.

(3) Nothing in article 4 shall apply to a vehicle being used for police, ambulance or fire and rescue authority purposes and to vehicles falling within regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011(b) when used in accordance with regulation 3(5) of those Regulations.

(4) Nothing in article 6 shall apply to an abnormal load.

8. During a first works period, the provisions of regulations 5 and (insofar as it relates to a vehicle being driven) 9 of the Motorways Traffic (England and Wales) Regulations 1982 are hereby suspended, in respect of a hard shoulder, at such times and to such extent as shall from time to time be indicated by traffic signs.

9. During –

- (a) the danger period, the provisions of the M4 Motorway (London Borough of Hounslow) (Bus Lane) Order 1998(c) are hereby suspended; and
- (b) the London Olympics period, the provisions of the M4 Motorway (Heathrow Airport Spur Road) (Bus Lane) Regulations 1997(d) are hereby suspended.

Signed by authority of the Secretary of State for Transport

19th March 2012

P Rix
A Service Delivery Team Leader
in the Highways Agency

(a) 1984 c.12.
(b) S.I. 2011/935.
(c) S.I. 1998/3090; as varied by S.I. 2002/1672 (The M4 Motorway (London Borough of Hounslow) (Bus Lane) Order 1998 (Variation) Order 2002).
(d) S.I. 1997/847.