2013 No. 21

ROAD TRAFFIC

The A38 Trunk Road (Ivybridge, Devon) (Temporary Restriction and Prohibition of Traffic) Order 2013

Made - - - - 2nd January 2013

Coming into force - - 5th January 2013

WHEREAS the Secretary of State for Transport, being the traffic authority for the A38 Trunk Road ("the A38") and connecting roads, is satisfied that traffic on lengths of that road and one of those connecting roads in the District of South Hams 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 A38 Trunk Road (Ivybridge, Devon) (Temporary Restriction and Prohibition of Traffic) Order 2013 and shall come into force on 5th January 2013.

2. In this Order -

"the first length of the A38" means the eastbound carriageway of the A38 from a point 2000 metres west of the tip of the nosing of the eastbound exit slip road at the Ivybridge Junction to a point 500 metres east of that tip of the nosing;

"the second length of the A38" means the eastbound carriageway of the A38 from a point 1000 metres west of the tip of the nosing of the eastbound exit slip road at the Ivybridge Junction to a point 500 metres east of that tip of the nosing;

"the slip road" means the eastbound exit slip road at the A38 Ivybridge Junction;

"tip of the nosing" means the last point where an exit slip road leaves the carriageway of a trunk road;

"the works" mean retexturing, road marking and jointing works;

"a works period" means a period of 11 hours starting at 19.00 hours on Monday 7th January 2013 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 4, 5 and 6, no person shall, during a works period:
 - (a) drive any motor vehicle at a speed exceeding 50 miles per hour on the first length of the A38:

⁽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) drive any motor vehicle at a speed exceeding 10 miles per hour on the second length of the A38 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 enter or proceed in the slip road.
- **4.** The provisions of article 3 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.
- **5.** The provisions of article 3(c) shall not apply to a vehicle being used in connection with the said works or for traffic officer purposes.
- **6.** 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

2nd January 2013