2013 No. 3264

ROAD TRAFFIC

The M6 Motorway (Junctions 35-36 Northbound Carriageway) (Temporary Prohibition and Restriction of Traffic) Order 2013

Made	-	-	-	-	19th December 2013
Coming ir	ito fa	orce	-	-	5th January 2014

WHEREAS the Secretary of State for Transport, being the traffic authority for the M6 Motorway, is satisfied that traffic on a section of that motorway in the Districts of Lancaster in the County of Lancashire and South Lakeland in the County of Cumbria should be prohibited and restricted 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) and (7) of the Road Traffic Regulation Act 1984(a) hereby makes the following Order:-

1. This Order may be cited as the M6 Motorway (Junctions 35-36 Northbound Carriageway) (Temporary Prohibition and Restriction of Traffic) Order 2013 and shall come into force on 5th January 2014.

2. In this Order:

"the length of carriageway" means the northbound carriageway of the M6 Motorway from a point 350 metres south of the centreline of Borwick Lane overbridge to a point 500 metres north of the centreline of Green Bank overbridge;

"hardshoulder" has the meaning given in regulation 3(1)(e) of the Motorways Traffic (England and Wales) Regulations 1982(b);

"the length of hardshoulder" means the hardshoulder adjacent to the length of carriageway;

"the works period" means a period starting at 0001 hours on Monday 6 January 2014 and ending at 2359 hours on Sunday 9 March 2014. However, work may start and continue beyond these dates for such period not exceeding 18 months as shall be required to complete the work;

"works" means resurfacing works on the motorway;

⁽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. 1982/1163 amended by S.I. 1983/374, 1984/1479, 1992/1364.

3. The provisions of regulations 5 and (in so far as it relates to a vehicle being driven) 9 of the Motorways Traffic (England and Wales) Regulations 1982 (a) are suspended in relation to the length of hardshoulder defined in article 2 of this Order at such times and to such extent as may be indicated by traffic signs; and in this article, "hardshoulder" has the meaning given in regulation 3(1)(e) of those Regulations.

4. Subject as mentioned in articles 6 and 7 of this Order, during the works period, no person shall cause or permit any motor vehicle to be driven in the length of carriageway or the length of hardshoulder at a speed exceeding 50 miles per hour.

5. Subject as mentioned in article 6 of this Order, during the works period, no person shall cause or permit any motor vehicle to enter or proceed in the length of carriageway.

6. The provisions of articles 4 and 5 of this Order 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 vehicle being used for emergency purposes by the police, fire and rescue authority or ambulance services or anything done at the direction, or with the permission, of a constable, or a traffic officer in uniform.

And nothing in article 5 of this Order shall apply to any vehicle being used in connection with the said works or by traffic officers.

7. 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 $2011(\mathbf{a})$ when used in accordance with regulation 3(5) of those Regulations.

Signed by authority of the Secretary of State for Transport

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19th December 2013

(a) S.I. 2011/935.