2013 No. 961

ROAD TRAFFIC

The A38 Trunk Road (Liskeard to Trerulefoot) (Temporary Prohibition of Traffic) Order 2013

Made - - - 27th February 2013

Coming into force - - 6th March 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 a length of that road and one of those connecting roads near Liskeard in Cornwall should be 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 (Liskeard to Trerulefoot) (Temporary Prohibition of Traffic) Order 2013 and shall come into force on 6th March 2013.

2. In this Order –

"the A38" means the eastbound carriageway of the A38 from the tip of the nosing of the eastbound exit slip road at the Island Shop Junction, Liskeard, to the northwestern edge of Trerulefoot Roundabout;

"the slip road" means the eastbound entry slip road at the A38 Island Shop Junction, Liskeard;

"layby" means an area of carriageway intended for the waiting of vehicles, bounded partly by a road marking on the outer edge of that carriageway complying with diagram 1010 in Schedule 6 to the Traffic Signs Regulations and General Directions 2002(b); and in this definition "carriageway" means any way (other than a cycle track) comprised in the trunk road over which the public have a right of way for the passage of vehicles and which has a surface suitable for the exercise of that right;

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

"the works" mean resurfacing and routine maintenance works;

"a first works period" means a period of 11 hours starting at 19.00 hours on Friday 8th March 2013 or on any subsequent day and ending when the said works have been completed;

"a second works period" means a period of 10 hours starting at 20.00 hours on Friday 8th March 2013 or on any subsequent day and ending when the said works have been completed;

⁽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. 2002/3113; Part I

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 first works period, cause or permit any vehicle to enter or proceed in the A38 and the slip road.
- **4.** Subject as mentioned in article 5, no person shall, during a second works period, cause or permit any vehicle to enter, proceed or remain in the laybys adjacent to the eastbound carriageway of the A38 situated 580 metres east, 3510 metres east, 6040 metres east and 7800 metres east of the centre of the Island Shop Junction, Liskeard.
- **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, traffic officer, fire and rescue authority or ambulance purposes;
 - (b) anything done at the direction of, or with the permission of, a constable or traffic officer in uniform;
 - (c) a vehicle being used for or in connection with the said works.
- **6.** The provisions of article 3 shall not apply to a vehicle proceeding to or from premises that are accessible from and only from the trunk road.

Signed by authority of the Secretary of State

Malcolm Roberts
A Service Delivery Team Leader
in the Highways Agency

27th February 2013