

2014 No. 1084

ROAD TRAFFIC

The M42 Motorway (M42 Junction 4 to Junction 3a, West Midlands) (Temporary Restriction and Prohibition of Traffic) Order 2014

Made - - - - - *28th March 2014*

Coming into force - - - - - *4th April 2014*

WHEREAS the Secretary of State for Transport, being the traffic authority for the M42 Motorway (“the M42”) and connecting roads, is satisfied that traffic on lengths of that motorway, in the West Midlands, 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) and regulation 16(2) of the Motorways Traffic (England and Wales) Regulations 1982(b), hereby makes the following Order:-

1. This Order may be cited as the M42 Motorway (M42 Junction 4 to Junction 3a, West Midlands) (Temporary Restriction and Prohibition of Traffic) Order 2014 and shall come into force on Friday 4th April 2014.

2. In this Order –

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| “the motorway” | means the southbound carriageway of the M42 between its junction with the entry slip road leading from Junction 4 and Junction 3a (M42); |
| “the Regulations” | means the Motorways Traffic (England and Wales) Regulations 1982; |
| “a hard shoulder” | means the hard shoulder, within the meaning of Regulation 3(1)(e) of the Regulations, which is adjacent to a carriageway of the M42; |
| "the works period" | means the period starting at 21:00 hours on Friday 11th April 2014 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. 1982/1163, as amended by S. I. 1983/374, 1984/1479, 1992/1364, 1995/158, 1996/3053, 2004/3168, 2004/3258 and 2006/594.

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 the works period, cause or permit any vehicle to be driven at a speed exceeding 50 miles per hour on the motorway.

4. Subject as mentioned in articles 5 and 6, no personal shall, during the works period, cause or permit any vehicle to enter or proceed on the motorway.

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.

6. The provisions of –

(a) article 3 shall not apply to any vehicle being used for special forces purposes;

(b) articles 3 and 4 shall not apply to any vehicle being used for police, fire brigade or ambulance purposes; and

(c) article 4 shall not apply to any vehicle –

(i) proceeding at the direction of, or with the permission of, a police constable, or traffic officer in uniform;

(ii) being used by a traffic officer in uniform; or

(iii) being used in connection with the said works.

7. During the works period, regulations 5 and (in so far as it relates to a vehicle being driven) 9 of the Regulations are hereby suspended in respect of a hard shoulder, at such times and to such extent as may from time to time be indicated by traffic signs.

Signed by authority of the Secretary of State

28th March 2014

E. Davis
A Team Leader
in the Highways Agency