

2014 No. 2159

ROAD TRAFFIC

**The A38 Trunk Road (Drumbridges Roundabout, near
Chudleigh Knighton, Devon) (Temporary Restriction and
Prohibition of Traffic) Order 2014**

Made - - - - *4th August 2014*
Coming into force - - *8th August 2014*

WHEREAS the Secretary of State for Transport, being the traffic authority for the A38 Trunk Road and connecting roads, is satisfied that traffic on that road and on some of those connecting roads at Drumbridges Roundabout, in the District of Teignbridge 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 (Drumbridges Roundabout, near Chudleigh Knighton, Devon) (Temporary Restriction and Prohibition of Traffic) Order 2014 and shall come into force on 8th August 2014.

2. In this Order –

“the first length of the A38” means eastbound and westbound carriageways of the A38 from the centre of Chudleigh Station overbridge to the centre of Blackpool overbridge;

“the second length of the A38” means (i) the eastbound carriageway of the A38 from the tip of the nosing of the exit slip road at Drumbridges Roundabout to the tip of the nosing of the entry slip road at Chudleigh Station interchange; (ii) the westbound carriageway of the A38 from the tip of the nosing of the exit slip road at Chudleigh Station interchange to the tip of the nosing of the entry slip road at Drumbridges Roundabout;

“the third length of the A38” means (i) the eastbound carriageway of the A38 from the tip of the nosing of the exit slip road at Drumbridges Roundabout to the tip of the nosing of the entry slip road at the same junction, (ii) the westbound carriageway of the A38 from the tip of the nosing of the exit slip road at Drumbridges Roundabout to the tip of the nosing of the entry slip road at the same junction;

“the fourth length of the A38” means the westbound carriageway of the A38 from a point 500 metres east of the centre of Clay Lane junction to a point 1500 metres west of the centre of that junction;

(a) S.I. 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

“the fifth length of the A38” means the westbound carriageway of the A38 from the entry slip road at Chudleigh Station interchange to the junction with the A383 at Bickington;

“the first slip roads” mean the entry and exit slip roads of the A38 at Drumbridges Roundabout;

“the second slip roads” mean the eastbound exit slip road and the westbound entry slip road of the A38 at Clay Lane junction;

“the third slip roads” mean: (i) the westbound entry slip road of the A38 at Chudleigh Station interchange, (ii) the westbound entry slip road of the A38 at Clay Lane junction and (iii) the eastbound entry slip road of the A38 at Drumbridges Roundabout;

“the local roads” mean (i) the junction of the westbound carriageway of the A38 with the local road from Teigngrace, approximately 700 metres prior to Drumbridges roundabout, and (ii) the junction of the eastbound carriageway of the A38 with the local road known as School Lane, Heathfield;

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

“the footway” means the footway adjacent to the A38 Drumbridges Roundabout eastbound entry slip road and eastbound carriageway for a total distance of 700 metres;

“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;

“the laybys” mean the laybys adjacent to: (i) the westbound carriageway of the A38 situated 800 metres west of the centre of Drumbridges Roundabout: (ii) the eastbound carriageway of the A38 situated 800 metres west of the centre of Drumbridges Roundabout, and (iii) the eastbound carriageway of the A38 situated 300 metres east of the centre of Clay Lane overbridge;

“bicycle” means a pedal cycle with fewer than four wheels and not being a mechanically propelled vehicle;

“tip of the nosing” means the first point where an entry slip road joins or the last point where an exit slip road leaves the carriageway of the trunk road;

“the works” mean improvements to Drumbridges Roundabout and the construction of a foot/cycle bridge at Heathfield, approximately 1200m east of Drumbridges Roundabout;

“the works period” means a period starting at 00.01 hours on 9th August 2014 and ending when the said works are completed;

“a works period” means a period of 11 hours starting at 1900 hours on 9th August 2014 and then at the same time on any subsequent day and ending when the said works are 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 10 and 12 of this Order, no person shall, during the works period, drive any motor vehicle at a speed exceeding:

(a) 50 miles per hour on the first length of the A38 and the first slip roads and the second slip roads; and

(b) 30 miles per hour on the first slip roads.

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

(b) S.I. 2002/3113; part 1

4. Subject as mentioned in articles 10 and 11 of this Order, no person shall, during a works period cause or permit any vehicle to enter or proceed in

(a) the second length of the A38 and the third slip roads or

(b) the third length of the A38 and the first slip roads.

5. Subject as mentioned in article 10 of this Order, no person shall, during a works period, cause or permit any vehicle to enter or leave the A38 at its junctions with the local roads.

6. Subject as mentioned in articles 10 and 11 of this Order, no person shall, during the works period, cause or permit any vehicle to enter, proceed or remain in the laybys.

7. Subject as mentioned in article 10 of this Order, no person shall during the works period, cause or permit any vehicle with an overall width exceeding 6 feet 6 inches to enter or proceed in any lane other than the left hand lane or nearside running lane of two or more lanes in a carriageway or length of carriageway comprised in the fourth length of the A38 which are open for use by traffic proceeding in the same direction.

8. Subject as mentioned in article 10 of this Order, no person using a bicycle shall, during the works period, enter or proceed in the fifth length of the A38.

9. Subject as mentioned in article 10 of this Order, no pedestrian shall, during the works period, enter or proceed in the footway.

10. The provisions of articles 3,4,5,6, 7, 8 and 9 shall only apply 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.

11. The provisions of articles 4 and 6 shall not apply to a vehicle being used for, or in connection with, the said works, for traffic officer purposes or for winter maintenance purposes.

12. 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 for Transport

4th August 2014

Richard Ormerod
A Team Leader
in the Highways Agency