

2014 No. 3490

ROAD TRAFFIC

**The A38 Trunk Road (Barton-Under-Needwood to Branston)
(Temporary Restriction and Prohibition of Traffic) Order 2014**

Made - - - - 24th December 2014

Coming into force - - 31st December 2014

WHEREAS the Secretary of State for Transport, being the traffic authority for the A38 Trunk Road (“the A38”), is satisfied that traffic on a length of that road, between Barton-Under-Needwood and Branston in the County of Staffordshire, 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 (Barton-Under-Needwood to Branston) (Temporary Restriction and Prohibition of Traffic) Order 2014 and shall come into force on Wednesday 31st December 2014.

2. In this Order –

“the trunk road” means the northbound and southbound carriageways of the A38 from the centreline of the B5016 Station Road overbridge, to the centrepoint of the roundabout junction with the A5121 Wellington Road and Branston Road (Branston Roundabout);

“layby” means an area of carriageway intended for the waiting of vehicles and bounded partly by a road marking of the type shown in diagram 1010 in Schedule 6 to the Traffic Signs Regulations 2002(b) and partly by the outer edge of that carriageway on the same side of the road as that on which the marking is placed; and in this definition “carriageway” means any way (other than a cycle track) comprised in a length of the trunk road over which the public have a right of way for the passage of vehicles and which has a suitable surface for the exercise of that right;

(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 1.

"the works period"

means the period starting at 19:00 hours on Monday 5th January 2015 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 5 and 6, no person shall, during the works period, drive any motor vehicle at a speed exceeding 50 miles per hour on the trunk road.

4. Subject as mentioned in articles 5 and 6, no person shall, during the works period, cause or permit any vehicle to enter or proceed in any layby adjacent to the trunk road.

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 -

(i) being used for police, fire brigade or ambulance purposes; or

(ii) proceeding at the direction of, or with the permission of, a police constable; and

c) article 4 shall not apply to any vehicle being used in connection with the said works.

Signed by authority of the Secretary of State

24th December 2014

J Paul
A Team Leader
in the Highways Agency