2013 No. 3003

ROAD TRAFFIC

The M6 and M42 Motorways (M42 Junction 8) (Temporary Prohibition and Restriction of Traffic) Order 2013

Made	-	-	-	-	18th November 2013
Coming i	nto fe	orce	-	-	25th November 2013

WHEREAS the Secretary of State for Transport, being the traffic authority for the M6 Motorway ("the M6") and the M42 Motorway ("the M42"), is satisfied that traffic on lengths of those motorways in the County of Warwickshire 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 M6 and M42 Motorways (M42 Junction 8) (Temporary Prohibition and Restriction of Traffic) Order 2013 and shall come into force on 25th November 2013.

2. In this Order –

"the link road"	the link road leading from the southbound carriageway of the M6 at Junction 4a to the northbound carriageway of the M42 at Junction 8;
"the motorway"	means the northbound carriageway of the M42 from the centreline of the Birmingham Road overbridge, north of Junction 7a, to the centreline of the B4118 Marsh Lane overbridge, south of Junction 9;
"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 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, as amended by S. I. 1983/374, 1984/1479, 1992/1364, 1995/158, 1996/3053, 2004/3168, 2004/3258 and 2006/594.

"the works period"	means the period starting at 21.00 hours on Tuesday
	26th November 2013 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, cause or permit any vehicle to enter or proceed on the motorway or the link road.

4. 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 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) 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;
 - (b) article 4 shall not apply to any vehicle being used for special forces purposes; and
 - (c) article 3 shall not apply to any vehicle
 - (i) being used in connection with the said works; or
 - (ii) being used by, or with the permission of, a traffic officer in uniform.

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

18th November 2013

E Davis A Team Leader in the Highways Agency