

2015 No. 520

ROAD TRAFFIC

The M3 Motorway (Junctions 5 - 9) (Temporary Restriction and Prohibition of Traffic) Order 2015

Made - - - - *23rd February 2015*

Coming into force - - *14th March 2015*

WHEREAS the Secretary of State for Transport, being the traffic authority for the M3 Motorway and the connecting roads, is satisfied that traffic should be restricted and prohibited on lengths of that motorway and on some of those connecting roads 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 M3 Motorway (Junctions 5 - 9) (Temporary Restriction and Prohibition of Traffic) Order 2015 and shall come into force on 14th March 2015.

2. In this Order:

“the motorway” means the M3 Motorway in the county of Hampshire;

“the Regulations” means the regulation 16(2) of the Motorways Traffic (England and Wales) Regulations 1982(b);

“the first length of carriageway” means the northbound carriageway of the motorway between the tip of the nosing of the ‘off’ slip road at Junction 9 (A34/A272) and the tip of the nosing of the ‘on’ slip road at Junction 5 (A287/B3349);

“the second length of carriageway” means the southbound carriageway of the motorway between the tip of the nosing of the ‘off’ slip road at Junction 5 (A287/B3349) and the tip of the nosing of the ‘on’ slip road at Junction 9 (A34/A272);

“a slip road” means all roads leading to and from the first length of carriageway or the second length of carriageway;

“a link road” means –

(i) the road leading from the eastbound carriageway of A303 to the northbound carriageway of the motorway at Junction 8,

(ii) the road leading to the westbound carriageway of the A303 from the southbound carriageway of the motorway at Junction 8;

“a hard shoulder” means the hard shoulder, within the meaning of regulation 3(1)(e) of the Regulations, which is adjacent to the first length of carriageway, the second length of carriageway or a link road;

“recovery vehicle” has the meaning given in paragraph 5 of Schedule 1 to the Vehicle Excise and Regulation Act 1994(c);

(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; amended by S.I. 1983/374, 1984/1479, 1992/1364, 1995/158, 1996/3053, 2004/3168, 2004/3258 and 2006/594.

(c) 1994 c.22.

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

“abnormal load” means a vehicle having an overall width exceeding 3.0 metres;

“specified signs” means –

- (i) signs of the type, colour and size shown in diagram 7103 in part 11 of Schedule 12 to the Traffic Signs Regulations and General Directions 2002(b) which comply with the provisions of regulation 56 of those Regulations, or
- (ii) traffic signs, consisting of temporary vertical safety barriers of a character authorised by the Secretary of State under section 64 of the Road Traffic Regulation Act 1984;

“the hotel” means the hotel located at Winchester Services between Junction 8 and Junction 9 of the southbound carriageway of the motorway;

“works” means bridge works, drainage work, repairs to the vehicle restraint system, re-surfacing and all associated work;

“a first works period” means a period of 24 hours starting at 0001 hours on Monday 16th March 2015 or on any subsequent day until 13th September 2016;

“a second works period” means a period of 9 hours starting at 2100 hours on Monday 16th March 2015 or on any subsequent day until 13th September 2016;

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, 6 and 7, no person shall, during a first works period;

- (i) drive any motor vehicle at a speed exceeding 50 miles per hour on the first length of carriageway, the second length of carriageway, a link road and a hard shoulder;
- (ii) cause or permit a vehicle with an overall width exceeding 2.5 metres to enter or proceed in the outside lane on the first length of carriageway, the second length of carriageway and a link road;
- (iii) cause or permit a vehicle with an overall width exceeding 2.5 metres to enter or proceed in the middle lane on the first length of carriageway and the second length of carriageway; and
- (iv) cause or permit a vehicle with an overall width exceeding 3 metres to enter or proceed in the inside lane on the first length of carriageway, the second length of carriageway and a link road.

4. Subject as mentioned in articles 5, 7 and 8(a), no person shall, during a second works period, cause or permit any vehicle to enter or proceed in the first length of carriageway, the second length of carriageway, a link road and a slip road;

5. The provisions of articles 3, 4 and 6 shall apply only at such times and to such extent as shall from time to time be indicated by traffic signs.

6. (1) During such times as, pursuant to article 5, movement of traffic is prohibited in one or more lanes of the first length of carriageway but is not prohibited in any lane of the second length of carriageway, no person shall cause or permit any –

- (a) vehicle to enter or proceed in the second length of carriageway other than in such direction that specified signs are at all times on the right hand or offside of the vehicle; or
- (b) vehicle having an overall width exceeding 2.0 metres to enter or proceed in the second length of carriageway.

(2) During such times as, pursuant to article 5, movement of traffic is prohibited in one or more lanes of the second length of carriageway but is not prohibited in any lane of the first length of carriageway, no person shall cause or permit any –

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

(b) S.I. 2002/3113.

- (a) vehicle to enter or proceed in the first length of carriageway other than in such direction that specified signs are at all times on the right hand or offside of the vehicle; or
- (b) vehicle having an overall width exceeding 2.0 metres to enter or proceed in the first length of carriageway.

(3) When pursuant to article 5, movement of traffic is prohibited in one or more lanes in a length of one carriageway but is not prohibited in any lane of the corresponding length of the other carriageway, the provisions of this article with respect to the other carriageway shall apply to that length of that carriageway.

7. (1) Nothing in articles 3(ii), 3(iii), 3(iv), 4, 6(1)(b), or 6(2)(b) shall apply to -

- (a) a recovery vehicle or a vehicle being used in connection with the said works;
- (b) a vehicle being used for police, ambulance, traffic officer or fire and rescue authority purposes;
- (c) anything done at the direction of, or with the permission of, a constable or traffic officer in uniform;
- (d) any vehicle being used for winter maintenance purposes; or
- (e) a vehicle proceeding in the second length of the carriageway, a link road, a slip road to or from the hotel accessible from, and only from, that road to such extent as shall be indicated by traffic signs.

(2) Nothing in article 3(i) shall apply to a vehicle being used for police, ambulance or fire and rescue authority purposes and to vehicles falling within regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011(a) when used in accordance with regulation 3(5) of those Regulations.

(3) Nothing in articles 3(ii), 3(iii) or 3(iv) shall apply to an abnormal load.

8. During a first works period, the undermentioned provisions of the Regulations are hereby suspended:

- (a) regulations 5 and (insofar as it relates to a vehicle being driven) 9, in respect of a hard shoulder, at such times and to such extent as shall from time to time be indicated by traffic signs; and
- (b) regulation (6)(3), in respect of a vehicle being driven northbound in the second length carriageway by virtue of article 6(1)(a), or southbound in the first length of carriageway by virtue of article 6(2)(a).

Signed by authority of the Secretary of State for Transport

23rd February 2015

G Berresford
A Service Delivery Team Leader
in the Highways Agency

(a) S.I. 2011/935.