

2011 No. 1299

ROAD TRAFFIC

**The M42 Motorway (Junctions 1 to 3a) (Temporary Restriction
and Prohibition of Traffic) Order 2011**

Made - - - - 18th May 2011

Coming into force - - - 25th May 2011

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 and three of those connecting roads in the Counties of Worcestershire and 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) and (7) of the Road Traffic Regulation Act 1984(a), and of all other powers enabling him in that behalf, hereby makes the following Order:-

1. This Order may be cited as the M42 Motorway (Junctions 1 to 3a) (Temporary Restriction and Prohibition of Traffic) Order 2011 and shall come into force on 25th May 2011.

2. In this Order –

“the motorway” means the eastbound and westbound carriageways of the M42 from a point 350 metres east of the centre point of the roundabout at Junction 1 to the centreline of the link road overbridge leading from the southbound carriageway of the M42 to the westbound carriageway of the M42 at Junction 3a (a distance of approximately 16000 metres);

“a slip road” means –

(i) the slip roads leading to and from the eastbound carriageway of the M42 at Junction 2; and

(ii) the slip road leading from the westbound carriageway of the M42 at Junction 3;

“the Regulations” means the Motorways Traffic (England and Wales) Regulations 1982(b);

(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.

“a hard shoulder”	means the hard shoulder, within the meaning of Regulation 3(1)(e) of the Regulations, which is adjacent to the motorway;
“overall width”	has the same meaning given in regulation 3(2) of the Road Vehicles (Construction and Use) Regulations 1986(a);
"the works period"	means the period starting at 22:00 hours on Wednesday 1st June 2011 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 7 and 8, no person shall, during the works period, drive any motor vehicle at a speed exceeding 60 miles per hour on the motorway.

4. Subject as mentioned in articles 7 and 8, no person shall, during the works period, drive any motor vehicle at a speed exceeding 50 miles per hour on the motorway.

5. Subject as mentioned in articles 7 and 8, no person shall, during the works period, cause or permit any vehicle to enter or proceed on a slip road.

6. Subject as mentioned in articles 7 and 8, no person shall, during the works period, cause or permit any vehicle with an overall width exceeding 3 metres to enter or proceed on the motorway.

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

8. The provisions of articles 3, 4, 5 and 6 shall not apply to any vehicle –

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

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

and nothing in articles 5 and 6 shall apply to any vehicle being used for or in connection with the said works or by a traffic officer in uniform.

9. 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 May 2011

A Slack
A Team Leader
in the Highways Agency

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