

2011 No. 2271

ROAD TRAFFIC

**The M6 Motorway (Junctions 42-41, Southbound Carriageway)
(Temporary Prohibition and Restriction of Traffic) Order 2011**

Made - - - - *8th September 2011*

Coming into force - - *11th September 2011*

WHEREAS the Secretary of State for Transport, being the traffic authority for the M6 Motorway is satisfied that traffic on sections of that motorway in the District of Eden in the County of Cumbria should be prohibited and restricted 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), hereby makes the following Order:-

1. This Order may be cited as the M6 Motorway (Junctions 42-41, Southbound Carriageway) (Temporary Prohibition and Restriction of Traffic) Order 2011 and shall come into force on 11th September 2011.

2. In this Order:

“the motorway” means the M6 Motorway between Junctions 42 and 41;

“the tip of the nosing of the exit slip road” means the last point where the slip road leaves the carriageway of the motorway;

“the first length of carriageway” means a section of the southbound carriageway of the motorway from a point 4.36 kilometres north of the tip of the nosing of the exit slip road at Junction 41 to the same point on the slip road;

“the second length of carriageway” means a section of the southbound carriageway of the motorway from a point 3.36 kilometres north of the tip of the nosing of the exit slip road at Junction 41 to the same point on the slip road;

“hardshoulder” has the meaning given in regulation 3(1)(e) of the Motorways Traffic (England and Wales) Regulations 1982(b);

“the length of hardshoulder” means the hardshoulder adjacent to the second length of carriageway;

(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.

“the first works period” means periods overnight between 2000 hours and 0600 hours starting on Monday 12 September 2011 and ending on Monday 19 September 2011. However, works may start and continue between the same times on subsequent nights or continue overnight until completed, for such period not exceeding 18 months as shall be required to complete the work;

“the second works period” means a period overnight between 2000 hours and 0600 hours during a period starting on Monday 12 September 2011 and ending on Monday 19 September 2011. However, works may start and continue between the same times on subsequent nights or continue overnight until completed, for such period not exceeding 18 months as shall be required to complete the work;

“works” means resurfacing works on the motorway.

3. Subject as mentioned in article 7 of this Order, during the first works period, no person shall cause or permit any motor vehicle to be driven in the first length of carriageway at a speed exceeding 50 miles per hour.

4. Subject as mentioned in article 7 of this Order, during the second works period, no person shall cause or permit any vehicle to enter or proceed in the second length of carriageway.

5. Subject as mentioned in article 7 of this Order, during the second works period, no person shall cause or permit any motor vehicle to be driven in the length of hardshoulder at a speed exceeding 50 miles per hour.

6. The provisions of regulations 5 and (in so far as it relates to a vehicle being driven) 9 of the Motorways Traffic (England and Wales) Regulations 1982 (**a**) are suspended in relation to the length of hardshoulder defined in article 2 of this Order at such times and to such extent as may be indicated by traffic signs; and in this article, “hardshoulder” has the meaning given in regulation 3(1)(e) of those Regulations.

7. The provisions of articles 3, 4 and 5 of this Order shall apply only during such times and to such extent as shall from time to time be indicated by traffic signs, and shall not apply to a vehicle being used for emergency purposes by the police, fire and rescue authority or ambulance services or anything done at the direction, or with the permission, of a constable, or a traffic officer in uniform.

And nothing in article 4 of this Order shall apply to any vehicle being used in connection with the said works or by traffic officers.

8. 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(**b**) when used in accordance with regulation 3(5) of those Regulations.

Signed by authority of the Secretary of State for Transport

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A Withington
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8th September 2011

(a) S.I. 1982/1163 amended by S.I. 1983/374, 1984/1479, 1992/1364.
(b) S.I. 2011/935.