2011 No. 2480

ROAD TRAFFIC

The M5 Motorway (Junctions 11A-12) (Number 2) (Temporary Restriction of Traffic) Order 2011

Made - - - - 4th October 2011

Coming into force - - 8th October 2011

WHEREAS the Secretary of State for Transport, being the traffic authority for the M5 Motorway ("the M5"), is satisfied that traffic on a length of that road between Junctions 11A and 12 in the County of Gloucestershire should be 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 M5 Motorway (Junctions 11A-12) (Number 2) (Temporary Restriction of Traffic) Order 2011 and shall come into force on 8th October 2011.

2. In this Order –

"the M5" means (i) the northbound carriageway of the M5 from the tip of the nosing of the northbound entry slip road at Junction 12 to a point at the centre of The Ash Path Overbridge (south of Junction 11A); and (ii) the southbound carriageway of the M5 from the tip of the nosing of the southbound entry slip road at Junction 11A to a point at the centre of Naas Lane Overbridge (north of Junction 12);

"tip of the nosing" means the first point where an entry slip road joins the carriageway of a motorway;

"the works" mean the removal of chevron vehicle spacing road markings;

"the hard shoulder" means the hard shoulder within the meaning of regulation 3(1)(e) of the Regulations which is adjacent to the M5;

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

"a works period" means a period of 9½ hours starting at 20.00 hours on Monday 10th October 2011 or any subsequent day 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 article 4, no person shall, during a works period, drive any motor vehicle at a speed exceeding 50 miles per hour in the M5 and the hard shoulder.

⁽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 and 1992 /1364;

- **4.** The provisions of article 3 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) a vehicle being used for police, fire and rescue authority or ambulance purposes;
 - (b) anything done at the direction of, or with the permission of, a constable.
- **5.** During the works period, regulation 5 and (insofar as it relates to a vehicle being driven) regulation 9 of the Regulations are hereby suspended, in respect of the hard shoulder, at such times and to such extent as shall from time to time be indicated by traffic signs.
- **6**. 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 when used in accordance with regulation 3(5) of those Regulations.

Signed by authority of the Secretary of State

Chris Pope
A Service Delivery Team Leader
in the Highways Agency

4th October 2011