

2011 No. 2643

ROAD TRAFFIC

The M40 and M42 Motorways (M42 Junction 3a) (Temporary Prohibition of Traffic) Order 2011

Made - - - - 19th October 2011

Coming into force - - 26th October 2011

WHEREAS the Secretary of State for Transport, being the traffic authority for the M40 Motorway (“the M40”), the M42 Motorway (“the M42”) and connecting roads, is satisfied that traffic on a length of that motorway and one of those connecting roads in the County of Warwickshire should be 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 M40 and M42 Motorways (M42 Junction 3a) (Temporary Prohibition of Traffic) Order 2011 and shall come into force on 26th October 2011.

2. In this Order –

- | | |
|-------------------|---|
| "the link road" | means the link road leading from the northbound carriageway the M40 to the southbound carriageway of the M42 at Junction 3a; |
| "the motorway" | means the northbound carriageway of the M40 from the centreline of the B4101 overbridge to a point 400 metres north of its junction with link road; |
| "the Regulations" | means the Motorways Traffic (England and Wales) Regulations 1982(b); |
| "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, amended by S.I. 1983/374, 1984/1479, 1992/1364.

"the works period"

means the period starting at 21.30 hours on Wednesday 2nd November 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 4 and 5, no person shall, during the works period, cause or permit any vehicle to enter or proceed in the link road or the motorway.

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.

5. The provisions of article 3 shall not apply to any vehicle –

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

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

(c) being used for or in connection with the said works or by a traffic officer in uniform.

6. 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

19th October 2011

A Slack
A Team Leader
in the Highways Agency