

2011 No. 2879

ROAD TRAFFIC

The M5 Motorway (Junctions 11A-12) (Temporary Restriction of Traffic) (Number 3) Order 2011

Made - - - - *23rd November 2011*

Coming into force - - *29th November 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) (Temporary Restriction of Traffic) (Number 3) Order 2011 and shall come into force on 29th November 2011.

2. In this Order –

“the M5” means both carriageways of the M5 between Junctions 11A and 12 from a point adjacent to the tip of the nosing of the southbound exit slip road at Junction 11A to a point at the centre of Naas Farm Overbridge;

“the works” mean the installation of concrete pier protection to overbridges on the M5;

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

“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);

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

“the works period” means the period starting at 00.01 hours on Thursday 1st December 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:

(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;

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

- (a) drive any motor vehicle at a speed exceeding 50 miles per hour on the M5 and the hard shoulder;
- (b) cause or permit any vehicle with an overall width exceeding 3 metres to enter or proceed in any lane other than the left hand lane of the M5;
- (c) cause or permit any vehicle with an overall width exceeding 2.25 metres to enter or proceed in any lane other than the left hand lane or middle lane of the M5.

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. 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.

6. During a 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.

Signed by authority of the Secretary of State

23rd November 2011

David Sledge
A Service Delivery Team Leader
in the Highways Agency