

**2011 No. 3120**

**ROAD TRAFFIC**

**The A38 Trunk Road (Cappers Lane to Swinfen, Staffordshire)  
(Temporary Prohibition of Traffic) Order 2011**

*Made* - - - - *21st December 2011*  
*Coming into force* - - *28th December 2011*

WHEREAS the Secretary of State for Transport, being the traffic authority for the A38 Trunk Road (“the A38”) and connecting roads, is satisfied that traffic on a length of that road and three of those connecting roads, near Lichfield in the County of Staffordshire, 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) of the Road Traffic Regulation Act 1984(a), and of all other powers enabling her in that behalf, hereby makes the following Order: -

1. This Order may be cited as the A38 Trunk Road (Cappers Lane to Swinfen, Staffordshire) (Temporary Prohibition of Traffic) Order 2011 and shall come into force on 28th December 2011.

2. In this Order:

“a slip road” means the slip road leading –

- i) to the southbound carriageway of the A38 from the A5192 Cappers Lane;
- ii) from the southbound carriageway of the A38 to its roundabout junction with the A5206 (Swinfen Roundabout);and
- iii) from Swinfen Roundabout to the southbound carriageway of the A5148;

“layby” means an area of carriageway intended for the waiting of vehicles and bounded partly by a traffic sign of the type shown in diagram 1010 in Schedule 6 to the Traffic Signs Regulations 2002(b) and partly by the outer edge of that carriageway on the same side of the road as that on which the sign is placed; and in this definition “carriageway” means any way (other than a cycle track) comprised in a length of the trunk road over which the public have a right of way for the passage of vehicles and which has a suitable surface for the exercise of that right;

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(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. 2002/3113; Part 1.

“the works period”

means the period starting at 20.00 hours on Tuesday 3rd January 2012 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 5, no person shall, during the works period, cause or permit any vehicle to enter or proceed in a slip road.

**4.** Subject as mentioned in article 5, no person shall, during the works period, cause or permit any vehicle to enter or proceed in the layby situated adjacent to the southbound carriageway of the A38 approximately 800 metres south of the centreline of Cappers Lane underbridge.

**5.** The provisions of articles 3 and 4 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 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 in uniform; or
- (c) being used for or in connection with the said works.

Signed by authority of the Secretary of State

21st December 2011

*A Slack*  
A Team Leader  
in the Highways Agency