

2012 No. 1705

ROAD TRAFFIC

**The A30 Trunk Road (Innis Downs to Indian Queens, Cornwall)
(24 Hour Clearway) Order 2012**

Made - - - - 19th June 2012
Coming into force - - 2nd July 2012

The Secretary of State for Transport, in exercise of the powers conferred by sections 1(1), 2(1) and (2), 3(2) and 4(1) of the Road Traffic Regulation Act 1984(a), makes the following Order:-

1. This Order may be cited as the A30 Trunk Road (Innis Downs to Indian Queens) (24 Hour Clearway) Order 2012 and shall come into force on 2 July 2012.

2. In this Order –

“the trunk road” means the A30 Trunk Road near Bodmin in the county of Cornwall from a point 538 metres east of the centre of the overbridge at the junction with the A391 and the A389 at Innis Downs and a point 450 metres northeast of the centre of the St Dennis Railway Bridge at Indian Queens;

“slip roads” mean a) the slip roads at the junction with the A391 and A389 at Innis Downs: i) the eastbound exit slip road, ii) the length of the eastbound entry slip road from the roundabout junction with the A389 to a point 48 metres east of the same point, iii) the length of the westbound exit slip road from a point 365 metres east of the roundabout junction with the A391 to that roundabout junction and iv) the westbound entry slip road; and b) the entry and exit slip roads at the junction with unclassified roads at Victoria;

“carriageway” means a way consisting of, or comprised in the trunk road or slip roads being a way (other than a cycle track) over which the public have a right of way for the passage of vehicles with a surface suitable for the exercise of that right;

“layby” means an area of carriageway, intended for the waiting of vehicles, bounded partly by a road marking on the outer edge of that carriageway complying with diagram 1010 in Schedule 6 to the Traffic Signs Regulations and General Directions 2002 (b)

“verge” means any part of the trunk road or slip roads which is not a carriageway;

“water authority” means a water or sewerage undertaker within the meaning of the Water Industry Act 1991(c).

3. Save as mentioned in article 4 of this Order, no person shall cause or permit any vehicle to wait on any part of the carriageway of the trunk road or the slip roads or the verge other than a layby except upon a direction or with the permission of, a constable or a traffic officer in uniform.

(a) 1984 c.27; sections 1(1) and 2(1) and (2) were amended by the New Roads and Street Works Act 1991 (c.22), section 168 and Schedule 8, paragraphs 17(2) and 18(2) and (3)

(b) SI 2002/3113

(c) 1991 c.56

4. Nothing in article 3 of this Order shall apply: (a) so as to prevent a vehicle waiting on any part of the trunk road or slip roads, for so long as may be necessary to enable that vehicle to be used in connection with (i) any building operation or demolition, (ii) the removal of any obstruction to traffic, (iii) the maintenance, improvement or reconstruction of the trunk road or slip roads, or (iv) the laying, erection, alteration or repair in or near the trunk road or slip roads of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in Schedule 2 of the Telecommunications Act 1984 (a); (b) in relation to a vehicle being used (i) for fire and rescue services, ambulance, police, Traffic Officer or Safety Camera purposes; (ii) in the service of a local authority, of a water authority in pursuance of statutory powers or duties or of Highways Agency contractors in performance of their duties ; (c) in relation to a vehicle waiting when the person in control of it is (i) required to stop by law, (ii) obliged to stop in order to avoid an accident, or (iii) prevented from proceeding by circumstances outside his or her control.

5. No person shall cause or permit any vehicle to wait on any part of the carriageway, verge or layby of the trunk road or slip roads for the purpose of selling, or dispensing of, goods from that vehicle, unless the goods are immediately delivered at, or taken into, premises adjacent to the land on which the vehicle stood when the goods were sold or dispensed.

Signed by authority of the Secretary of State

19th June 2012

MALCOLM ROBERTS
A Service Delivery Team Leader
in the Highways Agency

EXPLANATORY NOTE

(This does not form part of the Order)

Following the upgrading, re-alignment and construction of new carriageway for the A30 between Bodmin and Indian Queens, it has become necessary to make additions to the existing clearway provision. This will maintain the free flow of traffic in this area.

The proposed Order will impose a clearway on the newly constructed lengths of carriageway and slip roads of the A30 and will merge into the existing clearway imposed on the A30 by The Trunk Road (A30) (Innis Downs to Indian Queens, Cornwall) (24 hour Main Carriageway Clearway) Order 1983 – SI 1983 No 773 (as varied by SI 2001 No 2810).

The proposed clearway will extend from a point 538 metres east of the centre of the overbridge at the junction with the A391 and the A389 at Innis Downs to a point 450 metres northeast of the centre of the St Dennis Railway Bridge. It would include the slip roads at Victoria Junction, the westbound entry slip road and eastbound exit slip road at Innis Downs Junction and lengths of the eastbound entry slip road and westbound exit slip road at Innis Downs Junction from the roundabout to the points where they merge with the existing clearway provision on those slip roads.

(a) 1984 c.12