

2012 No. 1738

ROAD TRAFFIC

The M42 and M6 Toll Motorways (Coleshill to M6 Toll Junction T4) (Temporary Restriction and Prohibition of Traffic) Order 2012

Made - - - - 15th June 2012

Coming into force - - 22nd June 2012

WHEREAS the Secretary of State for Transport, being the traffic authority for the M42 Motorway (“the M42”), the M6 Toll Motorway (“the M6 Toll”) and connecting roads, is satisfied that traffic on lengths of the M42 and M6 Toll and one of those connecting roads, in the Counties of Warwickshire, Staffordshire and the City of Birmingham, should be restricted and 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 her in that behalf, hereby makes the following Order:-

1. This Order may be cited as the M42 and M6 Toll Motorways (Coleshill to M6 Toll Junction T4) (Temporary Restriction and Prohibition of Traffic) Order 2012 and shall come into force on 22nd June 2012.

2. In this Order:

“the first length of motorway” means the northbound carriageway of the M42 and M6 Toll from a point 100 metres south of the B4114 Birmingham Road overbridge (north of Junction 7a) to a point 260 metres south of the centreline of Marsh Lane overbridge (south of Junction 9);

“the second length of motorway” means the northbound carriageway of the M6 Toll from its junction with the slip road leading to the A38 at Junction T3 to its junction with the slip road leading from the roundabout junction with the A5 and A38 at Junction T4;

“the link road” means the link road leading to the northbound carriageway of the M42 and M6 Toll from the southbound carriageway of the M6 at M42 Junction 8;

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

(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.

“a hard shoulder”	means the hard shoulder, within the meaning of Regulation 3(1)(e) of the Regulations, which is adjacent to the first length of motorway and the link road;
“overall width”	has the same meaning given in regulation 3(2) of the Road Vehicles (Construction and Use) Regulations 1986 (a) ;
"the works period"	means the period starting at 21:00 hours on Thursday 28th June 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 articles 6 and 7, no person shall, during the works period, drive any motor vehicle at a speed exceeding 50 miles per hour on the first length of motorway or the link road.

4. Subject as mentioned in articles 6 and 7, no person shall, during the works period, cause or permit any vehicle to enter or proceed in the first length of motorway, the second length of motorway or the link road.

5. Subject as mentioned in articles 6 and 7, no person shall, during the works period, cause or permit any vehicle with an overall width exceeding 2 metres to enter or proceed in lane 3 of the first length of motorway.

6. The provisions of articles 3, 4 and 5 shall apply only during such times and to such extent as shall from time to time be indicated by traffic signs.

7. The provisions of –

(a) articles 3, 4 and 5 shall not apply to any vehicle –

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

(ii) proceeding at the direction of, or with the permission of, a police constable;

(b) article 3 shall not apply to any vehicle being used for special forces purposes; and

(c) articles 4 and 5 shall not apply to any vehicle being used in connection with the said works or by, or at the direction of, a traffic officer in uniform.

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

8. 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

15th June 2012

A Slack
A Team Leader
in the Highways Agency