

**2012 No. 2181**

**ROAD TRAFFIC**

**The M42 Motorway (Junctions 10 – 9) (Temporary Restriction  
and Prohibition of Traffic) Order 2012**

*Made* - - - - 13th August 2012

*Coming into force* - -20th August 2012

WHEREAS the Secretary of State for Transport, being the traffic authority for the M42 Motorway (“the M42”), is satisfied that traffic on lengths of that motorway and one of those connecting roads in the County of Warwickshire 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) of the Road Traffic Regulation Act 1984(a) and regulation 16(2) of the Motorway Traffic (England and Wales) Regulations 1982(b) and of all other powers enabling her in that behalf, hereby makes the following Order:-

1. This Order may be cited as the M42 Motorway (Junctions 10 – 9) (Temporary Restriction and Prohibition of Traffic) Order 2012 and shall come into force on 20th August 2012.

2. In this Order –

“the first length of motorway” means –

- i) the southbound carriageway of the M42 from a point 1350 metres north of its junction with the exit slip road at Junction 10 to a point 491 metres south of the centreline of Marston Lane overbridge; and
- ii) the northbound carriageway of the M42 from a point 1190m south of the centreline of Marston Lane overbridge to a point 110 metres north of the centreline of Holt Hall Farm access overbridge;

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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. 1982/1163, as amended by S. I. 1983/374, 1984/1479, 1992/1364, 1995/158, 1996/3053, 2004/3168, 2004/3258 and 2006/594.

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"the second length of motorway"	means the southbound carriageway of the M42 from its junction with the exit slip road at Junction 10 to its junction with the entry slip road at Junction 9;
"the third length of motorway"	means the northbound and southbound carriageways of the M42 from a point 162 metres south of the centreline of Whateley Lane overbridge to a point 778 metres south of the centreline of Bodymoor Heath Road overbridge;
"the first length of slip road"	means the slip road leading from the southbound carriageway of the M42 at Junction 10;
"the second length of slip road"	means the slip road leading to the southbound carriageway of the M42 at Junction 10;
"the Regulations"	means the Motorways Traffic (England and Wales) Regulations 1982 (a);
"a hard shoulder"	means the hard shoulder, within the meaning of Regulation 3(1)(e) of the Regulations, which is adjacent to the third length of motorway;
"the works period"	means the period starting at 00.01 hours on Monday 27th August 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 5 and 6, 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 first length of slip road.

**4.** Subject as mentioned in articles 5 and 6, no person shall, during the works period, cause or permit any vehicle to enter or proceed on the second length of motorway or the second length of slip road.

**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.

**6.** The provisions of:

(a) articles 3 and 4 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) article 4 shall not apply to any vehicle being used in connection with the said works or by, or with the permission of a traffic officer in uniform

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(a) S.I. 1982/1163, amended by S.I. 1983/374, 1984/1479, 1992/1364 1995/158, 1996/3053, 2004/3168, 2004/3258 and 2006/594.

7. 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

13th August 2012

*A Slack*  
A Team Leader  
in the Highways Agency