

2012 No. 222

ROAD TRAFFIC

**The M5, M6 and M42 Motorways (M6 Junctions 4 to 10)
(Temporary Restriction and Prohibition of Traffic) Order
2012**

Made - - - - 20th January 2012

Coming into force - - 27th January 2012

WHEREAS the Secretary of State for Transport, being the traffic authority for the M5 Motorway (“the M5”), the M6 Motorway (“the M6”), the M42 Motorway (the “M42”) and connecting roads, is satisfied that traffic on lengths of those motorways and some of those connecting roads in the County of Warwickshire, Metropolitan Boroughs of Sandwell and Walsall and 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 M5, M6 and M42 Motorways (M6 Junctions 4 to 10) (Temporary Restriction and Prohibition of Traffic) Order 2012 and shall come into force on 27th January 2012.

2. In this Order:

- “the first length of motorway” means the –
- (a) southbound carriageway of the M6 from a point 1259 metres north of the centreline of Walsall Road Viaduct, Junction 8 west, to a point 150 metres north of its junction with the entry slip road at Junction 5; and
 - (b) northbound carriageway of the M6 from a point 830 metres south of the exit slip road at Junction 5 to a point 34 metres north of the entry slip road at Junction 8 west;

(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

- “the second length of motorway” means the –
- (a) northbound carriageway of the M6 from its junction with the exit slip road at Junction 4 to its junction with the entry slip road at Junction 10;
 - (b) southbound carriageway of the M6 from its junction with the exit slip road at Junction 10 to its junction with the link roads leading from the M42 Junction 7a;
 - (c) northbound carriageway of the M5 from its junction with the exit slip road at Junction 1 to its junction with (i) the northbound carriageway of the M6; and (ii) the southbound carriageway of the M6 (M6 Junction 8); and
 - (d) the southbound carriageway of the M5 from its junction with the northbound carriageway of the M6 (M6 Junction 8 east) to its junction with the entry slip road at Junction 1;
- “the third length of motorway” means the –
- (a) northbound carriageway of the M6 from its junction with the link road leading from the M42 at Junction 4a to a point 830 metres south of its junction with the exit slip road at Junction 5; and
 - (b) southbound carriageway of the M6 from a point 150 metres north of the entry slip road at Junction 5 to its junction with the link road leading to the M42 at Junction 4a;
- “the first length of slip road” means –
- (a) any slip road leading to or from the M6 at Junction 7;
 - (b) the slip road leading to the southbound carriageway of the M6 at Junction 5;
 - (c) the slip road leading from the northbound carriageway of the M6 at Junction 5
- “the second length of slip road” means the slip road leading to the northbound carriageway of the M6 at Junction 4 from its roundabout junction with the A446;
- “the first length of link road” means the –
- (a) link road connecting the northbound carriageway of the M5 with the southbound carriageway of the M6 at Junction 8 from a point 1038 metres southwest of the M6 northbound overbridge to its junction with the M6; and
 - (b) link road connecting the northbound carriageway of the M6 with the southbound carriageway of the M5 at Junction 8 from its junction with the M6 to a point 151 metres southwest of the centreline of Tame Valley Canal Bridge;
- “the second length of link road” means the link roads at M6 Junction 6 connecting –
- (a) the southbound carriageway of the M6 to Salford Circus;
 - (b) the southbound carriageway of the M6 to the A38(M) Aston Expressway;

- (c) the A38(M) Aston Expressway to the southbound carriageway of the M6;
- (d) Salford Circus to the northbound carriageway of the M6;
- (e) Salford Circus to the southbound carriageway of the M6;
- (f) the A38(M) Aston Expressway to the northbound carriageway of the M6;
- (g) the northbound carriageway of the M6 to Salford Circus; and
- (h) the northbound carriageway of the M6 to the A38 (M);

“the third length of link road”	means the – <ul style="list-style-type: none"> (a) link road leading from the southbound carriageway of the M42 to the northbound carriageway of the M6 at M6 Junction 4a ; (b) link road leading from the northbound carriageway of the M42 to the northbound carriageway of the M6 at M6 Junction 4;
“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 first length of motorway, the second length of motorway, the third length of motorway, the first length of slip road, the first length of link road, the second length of link road and the third length of link road;
“overall width”	has the same meaning given in regulation 3(2) of the Road Vehicles (Construction and Use) Regulations 1986(b);
“emergency refuge area”	means a part of the motorway – <ul style="list-style-type: none"> (i) which is adjacent to and situated on the left-hand or near-side of the hard shoulder or carriageway when facing in the direction in which, in accordance with regulation 6, vehicles may be driven, and (ii) whose boundary with the hard shoulder or carriageway is indicated by a marking of the type shown in diagram 1010 in Schedule 6 to the Traffic Signs Regulations 2002(c);
“the works period”	means the period starting at 00.01 hours on Monday 30th 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.

(a) S.I. 1982/1163, amended by S.I. 1983/374, 1984/1479, 1992/1364.

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

(c) S.I. 2002 No. 3113.

3. Subject as mentioned in articles 7 and 8, no person shall, during the works period, cause or permit any vehicle to be driven at a speed exceeding 50 miles per hour on the first length of motorway, the first length of slip road, the first length of link road or the second length of link road.

4. Subject as mentioned in articles 7 and 8, 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, the third length of motorway, the first length of slip road, the second length of slip road, the second length of link road or the third length of link road.

5. Subject as mentioned in articles 7 and 8, no person shall, during the works period, cause or permit any vehicle with an overall width exceeding 2.75 metres from entering or proceeding in the first length of motorway, the first length of slip road, the first length of link road or the second length of link road.

6. Subject as mentioned in articles 7 and 8, no person shall, during the works period, cause or permit any vehicle to enter or proceed in any emergency refuge area adjacent to the northbound or southbound carriageways of the M6 between Junctions 4a and 5 and between Junctions 8 and 10.

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

8. The provisions of –

(a) articles 3, 4, 5 and 6 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 used for special forces purpose; and

(c) articles 4, 5 and 6 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.

9. During the works period, regulations 5 and (in so far as it relates to a vehicle being driven) 9 of the Regulations, in respect of a hard shoulder, are hereby suspended at such times and to such extent as may from time to time be indicated by traffic signs.

10. The Secretary of State is satisfied that the execution of the said works will take longer than a period of eighteen months starting on the date when this Order comes into force.

Signed by authority of the Secretary of State

20th January 2012

A Slack
A Team Leader
in the Highways Agency