

2012 No. 226

ROAD TRAFFIC

**The M5 Motorway (Junctions 24-26) (Temporary Restriction
and Prohibition of Traffic) Order 2012**

Made - - - - 24th January 2012

Coming into force - - 28th January 2012

WHEREAS the Secretary of State for Transport, being the traffic authority for the M5 Motorway (“the M5”) and connecting roads, is satisfied that traffic on lengths of that road and some of those connecting roads in the County of Somerset 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), hereby makes the following Order:

1. This Order may be cited as the M5 Motorway (Junctions 24-26) (Temporary Restriction and Prohibition of Traffic) Order 2012 and shall come into force on 28th January 2012.

2. In this Order –

“the first length of the M5” means the northbound carriageway of the M5 from a point 1000 metres south of the centre of Junction 24 to a point at the centre of the A372 Westonzoyland Road Overbridge;

“the second length of the M5” means the northbound carriageway of the M5 south of Junction 24 from a point at the centre of the Moon Lane Overbridge to a point 500 metres north of the centre of the Newton Road Overbridge;

“the third length of the M5” means the southbound carriageway of the M5 between Junctions 25 and 26 from a point 600 metres south of the centre of the Killam’s Lane Overbridge to a point at the centre of the unclassified road overbridge to Sweethay Lane;

“the slip roads” mean the northbound exit and entry slip roads at M5 Junction 24;

“the 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 the M5, the second length of the M5 and the third length of the M5;

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

“the works” mean resurfacing works;

“a first works period” means a period of 10 hours starting at 20.00 hours on Tuesday 31st January 2012 or on any subsequent day and ending when the said works have been completed;

(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 and 1992 / 1364.

“a second works period” means a period of 8 hours starting at 21.00 hours on Tuesday 31st January 2012 or on any subsequent day and ending when the said works have been completed; and a reference to an article followed by a number is a reference to an article in this Order which bears that number.

3. Subject as mentioned in articles 5, 6 and 8, no person shall, during a first works period:

- (a) drive any motor vehicle at a speed exceeding 50 miles per hour on the first length of the M5;
- (b) cause or permit any vehicle to enter or proceed in the slip roads.

4. Subject as mentioned in articles 5 and 8, no person shall, during a second works period, drive any motor vehicle at a speed exceeding 50 miles per hour on the second length of the M5 and the third length of the M5.

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:

- (a) a vehicle being used for police, fire and rescue authority or ambulance purposes; or
- (b) anything done at the direction of, or with the permission of, a constable.

6. The provisions of article 3(b) shall not apply to a vehicle being used in connection with the said works, for winter maintenance purposes or for traffic officer purposes.

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

8. No speed limit imposed by this order applies to vehicles falling within regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011 when used in accordance with regulation 3(5) of those Regulations.

Signed by authority of the Secretary of State

24th January 2012

David Sledge
A Service Delivery Team Leader
in the Highways Agency