

**2012 No. 3194**

**ROAD TRAFFIC**

**The A404(M) Motorway (M4 Junction 8/9 – A404(M) Junction 9b) (Temporary Restriction and Prohibition of Traffic) Order 2012**

*Made* - - - - *10th December 2012*

*Coming into force* - - - *5th January 2013*

WHEREAS the Secretary of State for Transport, being the traffic authority for the A404(M) Motorway, is satisfied that traffic should be restricted and prohibited on a length of that motorway because works are proposed to be executed on the road:

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), hereby makes the following Order:-

1. This Order may be cited as the A404(M) Motorway (M4 Junction 8/9 – A404(M) Junction 9b) (Temporary Restriction and Prohibition of Traffic) Order 2012 and shall come into force on 5th January 2013.

2. In this Order:

“the motorway” means the A404(M) Motorway in the Royal Borough of Windsor & Maidenhead;

“the length of motorway” means both carriageways of the motorway between the roundabout at its junction with the M4 at Junction 8/9 (A308(M)) and its junction with the A404 at Junction 9b (A4 – Bath Road);

“recovery vehicle” has the meaning given in paragraph 5 of Schedule 1 to the Vehicle Excise and Regulation Act 1994(b);

“overall width” has the meaning given in regulation 3(2) of the Road Vehicles (Construction and Use) Regulation 1986(c);

“abnormal load” means a vehicle having an overall width exceeding 9 feet 6 inches;

“works” mean central reserve safety barrier and all associated work on the motorway.

“the works period” means the period starting on Monday 7th January 2013 and ending on 4th July 2014.

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

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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) 1994 c.22.

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

4. Subject as mentioned in articles 5 and 6 below, no person shall, during the works period, drive any motor vehicle at a speed exceeding 50 miles per hour on the length of motorway.

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

6. (1) Nothing in article 3 above shall apply to -

- (a) a recovery vehicle or a vehicle being used in connection with the said works;
- (b) a vehicle being used for police, ambulance, traffic officer or fire and rescue authority purposes;
- (c) anything done at the direction of, or with the permission of, a constable or traffic officer in uniform;
- (d) any vehicle being used for winter maintenance purposes;
- (e) any vehicle being used for incident management purposes; or
- (f) an abnormal load.

(2) Nothing in article 4 above shall apply to a vehicle being used for police, ambulance or fire and rescue authority purposes and to vehicles falling within regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011(a) when used in accordance with regulation 3(5) of those Regulations.

Signed by authority of the Secretary of State for Transport

10th December 2012

*G Threader*  
A Service Delivery Team Leader  
in the Highways Agency

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(a) S.I. 2011/935.