

2013 No. 1166

ROAD TRAFFIC

The A38 Trunk Road (Claymills, Staffordshire) (Temporary Prohibition of Traffic in Layby) Order 2013

Made - - - - *25th March 2013*
Coming into force - - *1st April 2013*

WHEREAS the Secretary of State for Transport, being the traffic authority for the A38 Trunk Road (“the A38”), is satisfied that traffic on a length of that road, near Claymills in the County of Staffordshire, should be 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), hereby makes the following Order: -

1. This Order may be cited as the A38 Trunk Road (Claymills, Staffordshire) (Temporary Prohibition of Traffic in Layby) Order 2013 and shall come into force on 1st April 2013.
2. In this Order:

“layby” means an area of carriageway intended for the waiting of vehicles and bounded partly by a road marking of the type shown in diagram 1010 in Schedule 6 to the Traffic Signs Regulations 2002(b) and partly by the outer edge of that carriageway on the same side of the road as that on which the marking is placed; and in this definition “carriageway” means any way (other than a cycle track) comprised in a length of the trunk road over which the public have a right of way for the passage of vehicles and which has a suitable surface for the exercise of that right;

“the works period” means the period starting at 19:00 hours on Monday 8th April 2013 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) 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. 2002/3113, Part 1.

3. Subject as mentioned in articles 4 and 5, no person shall, during the works period, cause or permit any vehicle to enter or proceed in the layby adjacent to the southbound carriageway of the A38 approximately 800 metres north of its junction with the slip road leading to the A5121 Derby Road at Claymills (Dove Bridge Layby).

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

5. The provisions of article 3 shall not apply to any vehicle-

- (i) being used for police, fire brigade or ambulance purposes,
- (ii) proceeding at the direction of, or with the permission of, a police constable,
- (iii) being used in connection with the said works, or
- (iv) proceeding in the layby to or from premises which are accessible for that vehicle from, and only from, that layby.

Signed by authority of the Secretary of State

25th March 2013

V Bennett
A Team Leader
in the Highways Agency