

**2013 No. 1424**

**ROAD TRAFFIC**

**The A38 Trunk Road (Alfreton to Coxbench, Derbyshire)  
(Temporary Restriction and Prohibition of Traffic) Order 2013**

*Made* - - - - 3rd June 2013

*Coming into force* - - 10th June 2013

WHEREAS the Secretary of State for Transport, being the traffic authority for the A38 Trunk Road (“the A38”) and connecting roads, is satisfied that traffic on lengths of that trunk road and three of those connecting roads between Alfreton and Coxbench in the County of Derbyshire 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), hereby makes the following Order:-

1. This Order may be cited as the A38 Trunk Road (Alfreton to Coxbench, Derbyshire) (Temporary Restriction and Prohibition of Traffic) Order 2013 and shall come into force on 10th June 2013.

2. In this Order –

“Hartshay/Ripley Interchange” means the roundabout junction of the A610, the B6441 and the slip roads leading to and from the A38;

“the first length of trunk road” means the northbound carriageway of the A38 from a point 2000 metres south of its junction with the slip road leading to Hartshay/Ripley Interchange, to a point 200 metres north of the centreline of the Asher Lane underbridge;

“the second length of trunk road” means the southbound carriageway of the A38 from a point 1600 metres north of its junction with the slip road leading to Hartshay/Ripley Interchange, to its junction with that slip road;

“the third length of trunk road” means the northbound carriageway of the A38 from its junction with the slip road leading to the Hartshay/Ripley Interchange, to its junction with the slip road leading from the roundabout junction with the A61 and B6179 (Alfreton Interchange);

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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

- “the fourth length of trunk road” means the southbound carriageway of the A38 from its junction with the slip road leading to Hartsay/Ripley Interchange to its junction with the link road leading from the B6179 Derby Road near Coxbench;
- “a slip road” means –
- (i) the slip road leading from the northbound carriageway of the A38 to Hartsay/Ripley Interchange;
  - (ii) the slip road leading to the northbound carriageway of the A38 from Hartsay/Ripley Interchange; and
  - (iii) the slip road leading to the southbound carriageway of the A38 from Hartsay/Ripley Interchange;
- “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(a) 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 20:00 hours on Sunday 16th June 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.

3. Subject as mentioned in articles 6 and 7, no person shall, during the works period, drive any motor vehicle at a speed exceeding 50 miles per hour on the first length of trunk road or the second length of trunk road.

4. Subject as mentioned in articles 6 and 7, no person shall, during the works period, cause or permit any vehicle to enter or proceed on the third length of trunk road, the fourth length of trunk road or a slip road.

5. Subject as mentioned in articles 6 and 7, no person shall, during the works period, cause or permit any vehicle to enter or proceed in the layby adjacent to the –

- i) northbound carriageway of the A38 approximately 200 metres north of the B6374 Ripley Road overbridge;
- ii) northbound carriageway of the A38 approximately 180 metres south of its junction with the slip road leading to the northbound carriageway of the A38 to Hartsay/Ripley Interchange;
- iii) northbound carriageway of the A38 approximately 120 metres north of the B6016 Pentrich Road;
- iv) southbound carriageway of the A38 approximately 1027 metres south of the junction with the slip road leading from Hartsay/Ripley Interchange;
- v) southbound carriageway of the A38 approximately 2232 metres south of the junction with the slip road leading from Hartsay/Ripley Interchange;

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(a) S.I. 2002/3113, Part 1.

- vi) southbound carriageway of the A38 approximately 4020 metres south of the junction with the slip road leading from Hartsay/Ripley Interchange;
- vii) southbound carriageway of the A38 approximately 5802 metres south of the junction with the slip road leading from Hartsay/Ripley Interchange;

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

7. The provisions of –

- a) article 3 shall not apply to any vehicle being used for special forces purposes;
- b) articles 3, 4, and 5 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;
- c) articles 4 and 5 shall not apply to any vehicle –
  - (i) being used in connection with the said works; or
  - (ii) proceeding in the trunk road to or from premises which are accessible for that vehicle from, and only from, that road.

Signed by authority of the Secretary of State

3rd June 2013

*V Bennett*  
A Team Leader  
in the Highways Agency