

2013 No. 2339

ROAD TRAFFIC

**The A46 Trunk Road (M5 Junction 9 to Aston Cross,
Gloucestershire) (Temporary Prohibition of Traffic) Order 2013**

Made - - - - *16th August 2013*

Coming into force - - *23rd August 2013*

WHEREAS the Secretary of State for Transport, being the traffic authority for the A46 Trunk Road (“the A46), is satisfied that traffic on a length of that road, at Ashchurch and in the County of Gloucestershire, 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 A46 Trunk Road (M5 Junction 9 to Aston Cross, Gloucestershire) (Temporary Prohibition of Traffic) Order 2013 and shall come into force on 23rd August 2013.

2. In this Order:

“the trunk road” means the eastbound and westbound carriageways of the A46 from its roundabout junction with the M5 at Junction 9 to its junction with the B4079 at Aston Cross;

“bus stop area” means any area of a carriageway on a side of the trunk road, intended for the waiting of buses, which is comprised within and indicated by a road marking complying with diagram 1025, 1025.1, 1025.3 or 1025.4 in Schedule 6 to the Traffic Signs Regulations and General Directions 2002;

“layby” means an area of carriageway intended for the waiting of vehicles and bounded partly by a traffic sign 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

(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.

carriageway on the same side of the road as that on which the sign 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 Friday 30th August 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 7 and 8, no person shall, during the works period, cause or permit any vehicle to enter or proceed in the trunk 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 leave any side road at its junction with the trunk road.

5. 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 bus stop area situated adjacent to the trunk 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 the layby situated adjacent to the westbound carriageway of the trunk road 250 metres west of the B4079 junction at Aston Cross.

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 articles 3, 4, 5 and 6 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 to or from premises which are accessible from, and only from, the trunk road.

Signed by authority of the Secretary of State

16th August 2013

V Bennett
A Team Leader
in the Highways Agency