

2013 No. 2520

ROAD TRAFFIC

**The A38 Trunk Road (South Brent, Devon) (Temporary
Restriction and Prohibition of Traffic) Order 2013**

Made - - - - 26th September 2013

Coming into force - - 4th October 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 road and one of those connecting roads near South Brent in the District of South Hams in the County of Devon 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 (South Brent, Devon) (Temporary Restriction and Prohibition of Traffic) Order 2013 and shall come into force on 4th October 2013.

2. In this Order –

“the first length of the A38” means the eastbound carriageway of the A38 from a point 500 metres west of the centre of the Wrangaton Overbridge to a point at the centre of the B3372 South Brent Underbridge;

“the second length of the A38” means the eastbound carriageway of the A38 from a point at the centre of the Wrangaton Overbridge to a point at the centre of the B3372 South Brent Underbridge;

“the slip road” means the eastbound exit slip road at the A38 South Brent (Woodpecker) Junction;

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

“the works” mean junction and access improvement and maintenance works;

“the works period” means the period starting at 00.01 hours on Monday 7th October 2013 and ending when the said works have been completed;

“a works period” means a period of 9½ hours starting at 20.30 hours on Monday 7th October 2013 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 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. 1986 / 1078, to which there are amendments not relevant to this Order;

3. Subject as mentioned in articles 6 and 8, no person shall, during the works period, drive any motor vehicle at a speed exceeding 50 miles per hour on the first length of the A38.

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

5. Subject as mentioned in articles 6 and 7, 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 any lane other than the left hand lane of the second length of the A38.

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 and shall not apply to:

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

7. The provisions of articles 4 and 5 shall not apply to a vehicle being used for or in connection with the said works, for traffic officer purposes or for winter maintenance purposes.

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

26th September 2013

Alexis Field
A Service Delivery Team Leader
in the Highways Agency