

2013 No. 2855

ROAD TRAFFIC

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

Made - - - - *1st November 2013*

Coming into force - - *8th November 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 some of those connecting roads, between Alfreton and Ripley in the County of Derbyshire, should be prohibited and restricted 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 Ripley, Derbyshire) (Temporary Prohibition and Restriction of Traffic) Order 2013 and shall come into force on 8th November 2013.

2. In this Order:

“Hartshay Interchange” means the circulatory carriageway of the A38/A610 roundabout junction at Ripley;

“Watchorn Interchange” means the circulatory carriageway of the A38/A61/B6179 roundabout junction at Alfreton;

“the first length of trunk road” means –
(a) the southbound carriageway of the A38 from its junction with the slip road leading to the B600, at Alfreton, to its junction with the slip road leading from Hartshay Interchange;
(b) the northbound carriageway of the A38 from its junction with the exit slip road leading to Hartshay Interchange to its junction with the slip road leading from Watchorn Interchange;

^(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 second length of trunk road”	means the southbound carriageway of the A38 between points 500 metres north and 2100 metres south of the southern overbridge of Watchorn Interchange;
“a slip road”	means the slip roads leading – <ul style="list-style-type: none"> i) to the southbound carriageway of the A38 from the B600; ii) from the southbound carriageway of the A38 to Watchorn Interchange; iii) to the southbound carriageway of the A38 from Watchorn Interchange; iv) from the southbound carriageway of the A38 to Hartshay Interchange; v) to the northbound carriageway of the A38 from Hartshay Interchange; and vi) from the northbound carriageway of the A38 to Watchorn Interchange; and
“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 Friday 15th November 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, cause or permit any vehicle to enter or proceed on the first length of trunk road or a slip 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 in any layby adjacent to the first length of trunk road.

5. 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 second length of trunk road.

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.

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

7. The provisions of –

- a) 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;
- b) articles 3 and 4 shall not apply to any vehicle being used in connection with the said works; and
- c) article 5 shall not apply to any vehicle being used for special forces purposes.

Signed by authority of the Secretary of State

1st November 2013

E Davis
A Team Leader
in the Highways Agency