

**2013 No. 3304**

**ROAD TRAFFIC**

**The A38 Trunk Road (Little Eaton and Allestree, Derbyshire)  
(Temporary Restriction and Prohibition of Traffic) (No. 2)  
Order 2013**

*Made* - - - - - *27th December 2013*  
*Coming into force* - - - *3rd January 2014*

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 two of those connecting roads, between Little Eaton and Allestree in the City of Derby and 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 (Little Eaton and Allestree, Derbyshire) (Temporary Restriction and Prohibition of Traffic) (No. 2) Order 2013 and shall come into force on 3rd January 2014.

2. In this Order –

“Little Eaton Roundabout” means the circulatory carriageway of the A38 at its roundabout junction with the A61, B6179 and Ford Lane at Little Eaton;

“Palm Court Roundabout” means the circulatory carriageway of the A38 at its roundabout junction with the A6 at Allestree;

“the first length of trunk road” means –

- i) the northbound carriageway of the A38 between points 220 metres south and 150 metres north of the centrepoint of Little Eaton Roundabout; and
- ii) the southbound carriageway of the A38 between points 400 metres north and 220 metres south of the centrepoint of Little Eaton Roundabout;

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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

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“the second length of trunk road”	<p>means –</p> <ul style="list-style-type: none"> <li>i) the northbound carriageway of the A38 from a point 200 metres south of the centrepoint of Palm Court Roundabout southern bridge to a point 220 metres south of the centrepoint of Little Eaton Roundabout; and</li> <li>ii) the southbound carriageway of the A38 from a point 660 metres south of the centrepoint of Moor Lane underbridge to a point 400 metres north of the centrepoint of Little Eaton Roundabout;</li> </ul>
“the third length of trunk road”	<p>means –</p> <ul style="list-style-type: none"> <li>i) the southbound carriageway of the A38 from its junction with the dedicated link road leading to the A61, north of Little Eaton Roundabout, to its junction with the entry slip road leading from Palm Court Roundabout including the southern section of Little Eaton Roundabout;</li> <li>ii) the northbound carriageway of the A38 from its junction with the exit slip road leading to Palm Court Roundabout to a point 150 metres north of Little Eaton Roundabout, including the northern section of Little Eaton Roundabout;</li> </ul>
“a link road”	means the dedicated link road leading from the southbound carriageway of the A38 to the A61 at Little Eaton Roundabout;
“a slip road”	means the slip road leading to the northbound carriageway of the A38 from Palm Court Roundabout;
“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;
“pedal cycle”	has the meaning given in regulation 4 of the Traffic Signs Regulations and General Directions 2002;
“ cycle track”	means a way constituting or comprised in a highway, being a way over which the public have the following, but no other, rights of way, that is to say, a right of way on pedal cycles with or without a right of way on foot;

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

“footway”	means a way comprised in a highway which also comprises a carriageway, being a right of way on which the public have a right of way on foot only;
"the works period"	means the period starting at 20:00 hours on Monday 6th January 2014 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 10 and 11 no person shall, during the works period, drive any motor vehicle at a speed exceeding 30 miles per hour on the first length of trunk road.

**4.** Subject as mentioned in articles 10 and 11, 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.

**5.** Subject as mentioned in articles 10 and 11, no person shall, during the works period, cause or permit any vehicle to enter or proceed on the third length of trunk road, a link road or a slip road.

**6.** Subject as mentioned in articles 10 and 11, no person shall, during the works period, cause or permit any vehicle to enter or proceed in the layby situated adjacent to the –

- i) northbound carriageway of the A38 approximately 985 metres north of Palm Court Roundabout; and
- ii) southbound carriageway of the A38 approximately 530 metres south of the centrepoint of Morley Lane underbridge.

**7.** Subject as mentioned in articles 10 and 11, no person shall, during the works period, cause or permit any vehicle to enter or leave Little Eaton Roundabout at its junction with Ford Lane.

**8.** Subject as mentioned in articles 10 and 11, no person shall, during the works period, cause or permit any person using a pedal cycle to enter or proceed in the cycle track adjacent to -

- i) Little Eaton Roundabout; and
- ii) the A38 between a point 200 metres west of Little Eaton Roundabout and that roundabout.

**9.** Subject as mentioned in articles 10 and 11, no person shall, during the works period, cause or permit any pedestrian to enter or proceed in the footway adjacent to -

- i) Little Eaton Roundabout; and
- ii) the A38 between a point **200** metres west of Little Eaton Roundabout and that roundabout.

**10.** The provisions of articles 3, 4, 5, 6, 7, 8, and 9 shall apply only during such times and to such extent as shall from time to time be indicated by traffic signs.

**11. The provisions of –**

- (a) articles 3, 4, 5, 6, 7, 8 and 9 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 for special forces purposes;
- (c) articles 5, 6, 7, 8 and 9 shall not apply to any vehicle being used in connection with the said works; and
- (d) articles 8 and 9 shall not apply to any person –
  - (i) engaged in police, fire brigade or ambulance activity; or
  - (ii) engaged in activity connected with the works.

Signed by authority of the Secretary of State

27th December 2013

*E Davis*  
A Team Leader  
in the Highways Agency