

**2013 No. 48**

**ROAD TRAFFIC**

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

*Made* - - - - - *9th January 2013*

*Coming into force* - - - - - *12th January 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 Ivybridge in the County of Devon should be 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 (Ivybridge to South Brent, Devon) (Temporary Restriction of Traffic) Order 2013 and shall come into force on 12th January 2013.

2. In this Order –

“the first length of the A38” means the eastbound carriageway of the A38 from a point 3000 metres west of the tip of the nosing of the eastbound exit slip road at the South Brent Junction to a point adjacent to that tip of the nosing;

“the second length of the A38” means the eastbound carriageway of the A38 from a point 1000 metres west of the tip of the nosing of the eastbound exit slip road at the South Brent Junction to a point adjacent to that tip of the nosing;

“the slip road” means the eastbound entry slip road at the A38 Wrangaton Junction;

“the tip of the nosing” means the last point where an exit slip road leaves the carriageway of a trunk road;

“the works” mean resurfacing and maintenance works;

“a works period” means a period of 11 hours starting at 19.00 hours on Monday 14th January 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.

3. Subject as mentioned in articles 5 and 6, no person shall, during a works period, drive any motor vehicle at a speed exceeding 50 miles per hour on the first length of the A38 and the slip road.

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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;

4. Subject as mentioned in articles 5 and 6, no person shall, during a works period, drive any motor vehicle at a speed exceeding 10 miles per hour on the second length of the A38 whilst traffic signs of a character authorised under section 64 of the Road Traffic Regulation Act 1984 indicating “convoy working” on that road are displayed.

5. The provisions of articles 3 and 4 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.

6. 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

9th January 2013

*Malcolm Roberts*  
A Service Delivery Team Leader  
in the Highways Agency