

**2013 No. 681**

**ROAD TRAFFIC**

**The M6 Motorway (Junctions 41 Southbound Carriageway and Junction 41 Southbound Entry and Exit Slip Roads) (Temporary Prohibition and Restriction of Traffic) Order 2013**

*Made* - - - - 22nd February 2013

*Coming into force* - - 24th February 2013

WHEREAS the Secretary of State for Transport, being the traffic authority for the M6 Motorway and its slip roads, is satisfied that traffic on a section of that motorway and on one of those slip roads in District of Eden in Cumbria 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) and regulation 16(2) of the Motorway Traffic (England and Wales) Regulations 1982(b) hereby makes the following Order:-

1. This Order may be cited as the M6 Motorway (Junctions 41 Southbound Carriageway and Junction 41 Southbound Entry and Exit Slip Roads) (Temporary Prohibition and Restriction of Traffic) Order 2013 and shall come into force on 24th February 2013.

2. In this Order:

“the motorway” means the M6 Motorway Junctions 41;

“the length of carriageway” means the southbound carriageway of the motorway from a point 5100 metres north of the last point where the southbound junction 41 exit slip road leaves the carriageway to a point to a point 700 metres south of the same point;

“the slip road” means the exit slip road leading from the southbound carriageway of the motorway at Junction 41;

“hardshoulder” has the meaning given in regulation 3(1)(e) of the Motorways Traffic (England and Wales) Regulations 1982(b);

“the length of hardshoulder” means the hardshoulder adjacent to the first length of carriageway;

“the first works period” means a period starting at 2000 hours on Monday 25 February 2013 and ending at 2359 Saturday 9 March 2013. However, works may start and continue between the same times on subsequent nights or continue overnight until completed, for such period not exceeding 18 months as shall be required to complete the work;

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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.  
(b) S.I. 1982/1163, as amended by S.I. 1983/374, 1984/1479, 1992/1364, 1995/158, 1996/3053, 2004/3168, 2004/3258 and 2006/594.

“works” means resurfacing works on the motorway;

**3.** The provisions of regulations 5 and (in so far as it relates to a vehicle being driven) 9 of the Motorways Traffic (England and Wales) Regulations 1982(**a**) are suspended in relation to the length of hardshoulder defined in article 2 of this Order at such times and to such extent as may be indicated by traffic signs; and in this article, “hardshoulder” has the meaning given in regulation 3(1)(e) of those Regulations.

**4.** Subject as mentioned in articles 6 and 7 of this Order, during the works period, no person shall cause or permit any motor vehicle to be driven in the first length of carriageway or the length of hardshoulder at a speed exceeding 50 miles per hour.

**5.** Subject as mentioned in article 6 of this Order, during the works period, no person shall cause or permit any motor vehicle to enter or proceed in the second length of carriageway or the slip road.

**6.** The provisions of articles 4 and 5 of this Order 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 vehicle being used for emergency purposes by the police, fire and rescue authority or ambulance services or anything done at the direction, or with the permission, of a constable, or a traffic officer in uniform.

And nothing in article 5 of this Order shall apply to any vehicle being used in connection with the said works or by traffic officers.

**7.** 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(**b**) when used in accordance with regulation 3(5) of those Regulations.

Signed by authority of the Secretary of State for Transport

Piccadilly Gate  
Store Street  
Manchester  
M1 2WD

*A Withington*  
Service Delivery Team Leader  
Network Delivery & Development Directorate  
Highways Agency

22nd February 2013

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(a) S.I. 1982/1163, as amended by S.I. 1983/374, 1984/1479, 1992/1364, 1995/158, 1996/3053, 2004/3168, 2004/3258 and 2006/594.  
(b) S.I. 2011/935