

2014 No. 2412

ROAD TRAFFIC

**The M4 Motorway (Junctions 8/9 – 10) (Temporary Restriction
and Prohibition of Traffic) (No.2) Order 2014**

Made - - - - *18th August 2014*

Coming into force - - *6th September 2014*

WHEREAS the Secretary of State for Transport, being the traffic authority for the M4 Motorway and connecting roads, is satisfied that traffic should be restricted and prohibited on a length of that motorway and on some of those connecting roads 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) and paragraph 27(1) of Schedule 9 to, the Road Traffic Regulation Act 1984(a), hereby makes the following Order:-

1. This Order may be cited as the M4 Motorway (Junctions 8/9 - 10) (Temporary Restriction and Prohibition of Traffic) (No.2) Order 2014 and shall come into force on 6th September 2014.

2. In this Order:

“the motorway” means the M4 Motorway in the County of Berkshire;

“the first length of motorway” means the eastbound carriageway of the motorway between the tip of the nosing of the ‘off’ link road to A329(M) at Junction 10 and the tip of the nosing of the ‘on’ slip road at Junction 8/9 (A404(M)/A308(M));

“the second length of motorway” means the westbound carriageway of the motorway between the tip of the nosing of the ‘off’ slip road at Junction 8/9 (A404(M)/A308(M)) and the tip of the nosing of the ‘on’ link road leading from the A329(M) northbound carriageway at Junction 10 of the motorway;

“a link road” means –

- (i) the road leading to the eastbound carriageway of the motorway from the southbound carriageway of the A329(M) at Junction 10 of the motorway,
- (ii) the road leading from the westbound carriageway of the motorway to the A329 (M) at Junction 10 of the motorway,
- (iii) the road leading from the northbound carriageway of the A329(M) to the eastbound carriageway of the motorway at Junction 10 of the Motorway, or
- (iv) the road leading from the southbound carriageway of the A329(M) to the westbound carriageway of the motorway at Junction 10 of the motorway;

“a slip road” means –

(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.

- (i) the road leading from the eastbound carriageway of the motorway at Junction 8/9 (A404(M)/A308(M), or
- (ii) the road leading to the westbound carriageway of the motorway at Junction 8/9 (A404(M)/A308(M);

“recovery vehicle” has the meaning given in paragraph 5 of Schedule 1 to the Vehicle Excise and Regulation Act 1994(a);

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

“works” mean drainage works, including repairs to drains, kerbs, gullies, pipework, soakaways, resurfacing and associated work; and

“a hard shoulder” means the hard shoulder, within the meaning of regulations 3(1)(e) of the Regulations, which is adjacent to the first length of carriageway and the second length of carriageway;

“the Regulations” means the regulation 16(2) of the Motorways Traffic (England and Wales) Regulations 1982(c);

“a first works period” means a period of 24 hours starting at 0001 hours on Monday 8th September 2014 or on any subsequent day until 5th March 2016; and

“second works period” means a period of 7 hours starting at 2300 hours on Monday 8th September 2014 or on any subsequent day until 5th March 2016.

3. Subject as mentioned in articles 5 and 7, no person shall, during the second works period, cause or permit any vehicle to enter or proceed in a slip road, a link road, the first length of carriageway or the second length of carriageway.

4. Subject as mentioned in articles 5 and 7, no person shall, during the first works period, drive any motor vehicle at a speed exceeding 50 miles per hour on the first length of motorway, the second length of carriageway or a hard shoulder.

5. The provisions of articles 3, 4 and 6 shall apply only at such times and to such extent as shall from time to time be indicated by traffic signs.

6. Subject as mentioned in articles 5 and 7, no person shall, during a first works period, cause or permit –

- (i) a vehicle with an overall width exceeding 2.85 metres to enter or proceed in the outside lane,
- (ii) a vehicle with an overall width exceeding 2.5 metres to enter or proceed in the middle lane, or
- (iii) a vehicle with an overall width exceeding 3 metres to enter or proceed in the inside lane,

on the first length of carriageway or the second length of carriageway, where only those lanes are open for use by traffic;

7. (1) Nothing in articles 3 and 6 shall apply to -

- (a) a recovery vehicle or a vehicle being used in connection with the said works;
- (b) a vehicle being used for police, ambulance, traffic officer or fire and rescue authority purposes;
- (c) anything done at the direction of, or with the permission of, a constable or traffic officer in uniform; or

(a) 1994 c.22.

(b) S.I. 1986/1078; to which there are amendments not relevant to this Order.

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

(d) any vehicle being used for winter maintenance purposes.

(2) Nothing in article 4 shall apply to a vehicle being used for police, ambulance or fire and rescue authority purposes and to vehicles falling within regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011(a) when used in accordance with regulation 3(5) of those Regulations.

8. During the works period, the provisions of regulations 5 and (insofar as it relates to a vehicle being driven) 9 of the Regulations are hereby suspended, in respect of a hard shoulder, at such times and to such extent as shall from time to time be indicated by traffic signs.

9. The M4 Motorway (Junction 8/9 – 10) (Temporary Restriction and Prohibition of Traffic) Order 2014(b) is hereby revoked.

Signed by authority of the Secretary of State for Transport

18th August 2014

G Berresford
A Service Delivery Team Leader
in the Highways Agency

(a) S.I. 2011/935.
(b) S.I. 2014/1752