

2014 No. 2740

ROAD TRAFFIC

**The A38 and A516 Trunk Roads (Mickleover - Findern,
Derbyshire) (Temporary Prohibition of Traffic) Order 2014**

Made - - - - 22nd September 2014
Coming into force - - 29th September 2014

WHEREAS the Secretary of State for Transport, being the traffic authority for the A38 Trunk Road (“the A38”), the A516 Trunk Road (“the A516”) and connecting roads, is satisfied that traffic on lengths of those roads and some of those connecting roads, between Mickleover and Findern in the City of Derby and the County of Derbyshire, should be 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 and A516 Trunk Roads (Mickleover - Findern, Derbyshire) (Temporary Prohibition of Traffic) Order 2014 and shall come into force on Monday 29th September 2014.

2. In this Order –

- | | |
|-----------------------|---|
| “Kingsway Roundabout” | means the circulatory carriageway of the roundabout junction of the A38 and the A5111 Kingsway; |
| “Toyota Interchange” | means the circulatory carriageway of the roundabout junction of the A38 and the A50; |
| “Findern Interchange” | means the circulatory carriageway of the roundabout junction of the A38, Rykneld Road, Staker Lane and Burton Road; |
| “the trunk road” | means –
a) the southbound carriageway of the A38 from Kingsway Roundabout, to Toyota Interchange;
b) the southbound carriageway of the A516 from the junction with the A38, to the junction with the slip road leading from the roundabout junction with Etwall Road; |

(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

“a slip road” means the slip roads leading -

- (a) to the southbound carriageway of the A38 from the roundabout junction with A516 Uttoxeter New Road;
- (b) to the southbound carriageway of the A516 from the southbound carriageway of the A38;
- (c) from the southbound carriageway of the A38 to Findern Interchange;
- (d) to the southbound carriageway of the A38 from Findern Interchange; and
- (e) from the southbound carriageway of the A38 to Toyota Interchange;

“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 Monday 6th October 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 article 5, no person shall, during the works period, cause or permit any vehicle to enter or proceed on the trunk road or a slip road.

4. Subject as mentioned in article 5, no person shall, during the works period, cause or permit any vehicle to enter or proceed in the laybys situated adjacent to –

- a) the southbound carriageway of the A38 –
 - (i) 250 metres south of the centreline of Haven Baulk Lane underbridge;
 - (ii) 300 metres south of the centreline of Findern Interchange southern overbridge;
 - (iii) 530 metres south of the centreline of Findern Interchange southern overbridge;and
- b) the southbound carriageway of the A516 200 metres west of the centreline of The Hollow underbridge.

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

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 any vehicle -

- a) being used for police, fire brigade or ambulance purposes;
- b) proceeding at the direction of, or with the permission of, a police constable;
- c) being used in connection with the said works; or
- d) proceeding to or from premises which are accessible from, and only from, the trunk road.

Signed by authority of the Secretary of State

22nd September 2014

J Paul
A Team Leader
in the Highways Agency