

2014 No. 3047

ROAD TRAFFIC

**The M23 Motorway (Junctions 9 - 11) (Temporary Restriction
and Prohibition of Traffic) Order 2014**

Made - - - - *3rd November 2014*

Coming into force - - *22nd November 2014*

WHEREAS the Secretary of State for Transport, being the traffic authority for the M23 Motorway and connecting roads, is satisfied that traffic should be restricted and prohibited on lengths of that road 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) of the Road Traffic Regulation Act 1984(a), hereby makes the following Order:-

1. This Order may be cited as the M23 Motorway (Junctions 9 - 11) (Temporary Restriction and Prohibition of Traffic) Order 2014 and shall come into force on 22nd November 2014.

2. In this Order:

“the Motorway” means the M23 Motorway in the Counties of West Sussex and Surrey;

“the first length of carriageway” means the northbound carriageway of the motorway between the tip of the nosing of the ‘off’ slip road and the tip of the nosing of the ‘on’ slip road at Junction 11 (A264);

“the second length of carriageway” means the southbound carriageway of the motorway between the tip of the nosing of the ‘off’ slip road and the tip of the nosing of the ‘on’ slip road at Junction 11 (A264);

“the third length of carriageway” means the northbound carriageway of the motorway between the tip of the nosing of the ‘off’ slip road and the tip of the nosing of the ‘on’ slip road at Junction 10 (A264);

“the fourth length of carriageway” means the southbound carriageway of the motorway between the tip of the nosing of the ‘off’ slip road and the tip of the nosing of the ‘on’ slip road at Junction 10 (A264);

“the fifth length of carriageway” means the northbound carriageway of the motorway between the tip of the nosing of the ‘off’ slip road and the tip of the nosing of the ‘on’ slip road at Junction 9;

“the sixth length of carriageway” means the southbound carriageway of the motorway between the tip of the nosing of the ‘off’ slip road and the tip of the nosing of the ‘on’ slip road at Junction 9;

(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.

“the seventh length of carriageway” means both carriageways of the motorway between A25 overbridge (Bletchingley Road) and a point 420 metres south of the southern overbridge at Junction 11 (A264/Pease Pottage);

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

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

“a first slip road” means –

- (i) the road leading to the northbound carriageway of the motorway at Junction 11 (A264),
- (ii) the road leading from the southbound carriageway of the motorway at Junction 11 (A264),
- (iii) the road leading to the southbound carriageway of the motorway at Junction 11 (A264),
- (iv) the road leading to the northbound carriageway of the motorway at Junction 10a,
- (v) the road leading from the southbound carriageway of the motorway at Junction 10a,
- (vi) the road leading to the northbound carriageway of the motorway at Junction 10 (A264),
- (vii) the road leading from the northbound carriageway of the motorway at Junction 10 (A264),
- (viii) the road leading to the southbound carriageway of the motorway at Junction 10 (A264),
- (ix) the road leading from the southbound carriageway of the motorway at Junction 10 (A264),
- (x) the road leading to the northbound carriageway of the motorway at Junction 9,
- (xi) the road leading from the northbound carriageway of the motorway at Junction 9,
- (xii) the road leading to the southbound carriageway of the motorway at Junction 9, or
- (xiii) the road leading from the southbound carriageway of the motorway at Junction 9;

“the second slip road” means the road leading from the northbound carriageway of the motorway at Junction 11 (A264);

“works” mean resurfacing, road markings, re-installation of road studs and all associated carriageway work; and

“a works period” means a period of 10 hours starting at 2000 hours on Monday 24th November 2014 or on any subsequent day until 21st May 2016.

3. Subject as mentioned in articles 5 and 6 below, no person shall during a works period cause or permit any vehicle to enter or proceed in a first slip road, the first length of carriageway, the second length of carriageway, the third length of carriageway, the fourth length of carriageway, the fifth length of carriageway or the sixth length of carriageway.

4. Subject as mentioned in articles 5, 6 and 7 below, no person shall, during a works period, drive any motor vehicle at a speed exceeding -

- (a) 10 miles per hour on the second slip road while traffic signs of a character authorised under section 64 of the Road Traffic Regulation Act 1984 indicating “convoy working” on that road are displayed;

(a) 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.

- (b) 40 miles per hour on the second slip road while the traffic signs specified in paragraph (a) of this article in relation to that road are not displayed; or
- (c) 50 miles per hour on the seventh length of carriageway.

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

6. (1) Nothing in article 3 above shall apply to -

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

(2) Nothing in article 4 above 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.

7. During a 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.

Signed by authority of the Secretary of State for Transport

3rd November 2014

G Threader
A Service Delivery Team Leader
in the Highways Agency

(a) S.I.2011/935