

2017 No. 884

ROAD TRAFFIC

**The M6 Toll Motorway (Junction T3 to South of T1)
(Temporary Prohibition of Traffic) (No. 2) Order 2017**

Made 29th August 2017

Coming into force 5th September 2017

WHEREAS the Secretary of State for Transport, being the traffic authority for the M6 Toll Motorway (“the M6 Toll”) and connecting roads, is satisfied that traffic on a length of that motorway and two of those connecting roads, in the City of Birmingham and the County of Warwickshire, should be prohibited because works are proposed to be executed thereon:

NOW, THEREFORE, the Secretary of State for Transport, in exercise of the powers conferred by section 14(1)(a) of, and paragraph 27(1) of Schedule 9 to, the Road Traffic Regulation Act 1984^(a) and regulation 16(2) of the Motorways Traffic (England and Wales) Regulations 1982^(b), hereby makes the following Order:-

1. This Order may be cited as The M6 Toll Motorway (Junction T3 to South of T1) (Temporary Prohibition of Traffic) (No. 2) Order 2017 and shall come into force on Tuesday 5th September 2017.

2. In this Order –

“the first length of trunk road” means the southbound carriageway of the M6 Toll from its junction with the exit slip road at Junction T3, to its junction with the entry slip road at Junction T3;

“the second length of motorway” means the southbound carriageway of the M6 Toll from a point 480 metres north of the centreline of Withy Hill Road overbridge, near Sutton Coldfield, to a point 300 metres south of the centreline of Marsh Lane overbridge, near Curdworth;

“the regulations” means the Motorways Traffic (England and Wales) Regulations 1982;

^(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.

“a hard shoulder”	means the hard shoulder, within the meaning of regulation 3(1) (e) of the regulations, which is adjacent to the second length of motorway;
"the works period"	means the period starting at 21:00 hours on Tuesday 5th September 2017 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 4, no person shall, during the works period, cause or permit any vehicle to enter or proceed on the first length of motorway.

4. The provisions of article 3 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) being driven by, or at the direction of, a traffic officer in uniform.

5. During the works period, regulations 5 and (in so far as it relates to a vehicle being driven) 9 of the regulations, in respect of a hard shoulder, are hereby suspended at such times and to such extent as may be indicated by traffic signs.

6. The M6 Toll Motorway (Junction T3) (Warwickshire) (Temporary Prohibition of Traffic) Order 2017(a) is hereby revoked.

Signed by authority of the Secretary of State

29th August 2017

J. Griffiths
Divisional Director
in the Department for Transport