

2018 No. 1031

ROAD TRAFFIC

The M6 Toll Motorway (Coleshill) (Temporary Restriction and Prohibition of Traffic) (No. 2) Order 2018

Made 21st September 2018

Coming into force 28th September 2018

WHEREAS the Secretary of State for Transport, being the traffic authority for the M6 Toll Motorway (“the M6 Toll”), is satisfied that traffic on lengths of that motorway, in the County of Warwickshire, should be restricted and prohibited because works are proposed to be executed thereon:

NOW, THEREFORE, the Secretary of State for Transport, in exercise of the powers conferred by sections 14(1)(a) and 15(2) 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 (Coleshill) (Temporary Restriction and Prohibition of Traffic) (No. 2) Order 2018 and shall come into force on Friday 28th September 2018.

2. In this Order –

- | | |
|---------------------------------|---|
| “tip of the nosing” | means, as indicated by the markings on the carriageway, the first point where an entry slip/link road/merge joins, or the last point where an exit slip/link road/diverge leaves the carriageway; |
| “the first length of motorway” | means the southbound carriageway of the M6 Toll from a point 850 metres northwest of the centreline of the Packington Lane overbridge, to its junction with the M6 (M6 Junction 3a); |
| “the second length of motorway” | means the northbound carriageway of the M6 Toll from the tip of the nosing at its diverge from the M6 (M6 Junction 3a) for a distance of 1200 metres; |

(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.

“the third length of motorway”	means the southbound carriageway of the M6 Toll from its diverge from the M42, at Coleshill, to its junction with the M6 (M6 Junction 3a);
“the fourth length of motorway”	means – (a) the southbound carriageway of the M6 Toll from a point 1500 metres north of the tip of the nosing at its merge with the M6 (M6 Junction 3a), to that tip of the nosing; and (b) the northbound carriageway of the M6 Toll from the tip of the nosing at its diverge from the M6 (M6 Junction 3a), to a point 1500 metres north of that tip of the nosing;
“the fifth length of motorway”	means the southbound carriageway of the M6 Toll from a point 200 metres northwest of the centreline of the Packington Lane overbridge, to its junction with the M6 (M6 Junction 3a);
“the Regulations”	means the Motorways Traffic (England and Wales) Regulations 1982;
“overall width”	has the same meaning given in regulation 3(2) of the Road Vehicles (Construction and Use) Regulations 1986(a);
“a hard shoulder”	means the hard shoulder, within the meaning of Regulation 3(1)(e) of the Regulations, which is adjacent to the fifth length of motorway;
“the works period”	means the period starting at 00:01 hours on Friday 28th September 2018 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 articles 7 and 8, no person shall, during the works period, cause or permit any vehicle to be driven at a speed exceeding 50 miles per hour on the first length of motorway or the second length of motorway.

4. Subject as mentioned in articles 7 and 8, no person shall, during the works period, cause or permit any vehicle to be driven at a speed exceeding 60 miles per hour on the first length of motorway or the second length of motorway.

5. Subject as mentioned in articles 7 and 8, no person shall, during the works period, cause or permit any vehicle to enter or proceed on the third length of motorway.

6. Subject as mentioned in articles 7 and 8, no person shall, during the works period, cause or permit any vehicle with an overall width exceeding 6' 6" inches (2 metres) to enter or proceed on the offside lane of the fourth length of motorway.

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

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

8. The provisions of –

- a) articles 3, 4, 5 and 6 shall not apply to any vehicle –
 - (i) being used for police, fire and rescue authority or ambulance purposes;
 - (ii) proceeding at the direction of, or with the permission of, a police constable;
- (b) articles 3 and 4 shall not apply to any vehicle 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; and
- (c) articles 5 and 6 shall not apply to any vehicle –
 - (i) being driven by, or at the direction of, a traffic officer in uniform;
 - (ii) being used in connection with the works; or
 - (ii) being used for winter maintenance purposes.

9. During the works period, regulations 5 and (in so far 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 may from time to time be indicated by traffic signs.

10. The Secretary of State is satisfied that the execution of the said works will take longer than a period of eighteen months starting on the date when this Order comes into force.

11. The M6 Toll Motorway (Coleshill) (Temporary Restriction and Prohibition of Traffic) Order 2018(b) is hereby revoked.

Signed by authority of the Secretary of State

21st September 2018

A. Brunning
Department for Transport