

2011 No. 16 (W. 9)

ROAD TRAFFIC, WALES

The M4 Motorway (Junction 42
(Earlswood), Neath Port Talbot)
(Temporary Prohibition of Vehicles
& Trafficking of Hard Shoulders)
Order 2011

Made 5 January 2011

Coming into force 12 January 2011

The Welsh Ministers, being the traffic authority for the relevant length of the London – South Wales Motorway (M4) (hereinafter referred to as “the motorway”), are satisfied that traffic in specified lengths of the motorway should be prohibited or permitted by reason of works proposed to be executed thereon.

The Welsh Ministers, therefore, in exercise of the powers conferred upon them by section 14(1) and (4) of the Road Traffic Regulation Act 1984(1) and of all other enabling powers(2), make this Order.

1. This Order comes into force on 12 January 2011 and its title is The M4 Motorway (Junction 42 (Earlswood), Neath Port Talbot) (Temporary Prohibition of Vehicles & Trafficking of Hard Shoulder) Order 2011.

2. —(1) In this Order:

“exempted vehicle” (*“cerbyd esempt”*) means any vehicle being used in connection with the works giving rise to this Order;

“the lengths of the motorway” (*“y darnau o’r draffordd”*) means those lengths of the motorway specified in the Schedules to this Order;

“works period” (*“cyfnod y gwaith”*) means the period commencing at 20:00 hours on 12 January 2011 and ending when the temporary traffic signs are permanently removed.

(2) Any reference in this Order to a numbered article or Schedule is a reference to the article or Schedule bearing that number in this Order.

3. Subject to the provisions of article 5, no person shall, during the works period, drive or cause or permit any vehicle, other than an exempted vehicle, to proceed in the lengths of the motorway specified in Schedule 1 to this Order.

4. Subject to the provisions of article 5, the hard shoulders adjacent to the westbound and eastbound carriageways of the lengths of the motorway specified in Schedule 2 to this Order shall be made available for use as a traffic lane.

5. The provisions of articles 3 and 4 apply only during such times and to such extent as traffic signs indicate the application of the prohibition and permissions referred to therein.

6. Regulation 5 of the Motorways Traffic (England and Wales) Regulations 1982⁽³⁾ and the provisions of Regulation 9 of those Regulations relating to the driving of vehicles are suspended insofar as they apply to the hard shoulder which is contiguous with the lengths of the westbound and eastbound carriageways of the motorway specified in Schedule 2 and traffic is directed to use the specified hard shoulder.

7. The maximum duration for this Order shall be 12 months.

Signed under authority of the Minister for the Economy and Transport, one of the Welsh Ministers.

Dated the

5 January 2011

J COLLINS

Deputy Director, Infrastructure Delivery
Welsh Assembly Government

(1) 1984 c.27; Section 14 was substituted by the Road Traffic (Temporary Restrictions) Act 1991 (c.26), section 1(1) and Schedule 1.

(2) By virtue of S.I. 1999/672, article 2 and Schedule 1, and paragraph 30 of Schedule 11 to the Government of Wales Act 2006, these powers are now exercisable by the Welsh Ministers in relation to Wales.

(3) S.I. 1982/1163

SCHEDULES

SCHEDULE 1 Prohibition of Vehicles

The length of the westbound carriageway of the motorway that extends from the physical nosing of the westbound exit slip road at Junction 41 (Pentyla) to the physical nosing of the westbound entry slip road at Junction 42 (Earlswood).

The length of the eastbound carriageway of the motorway that extends from the physical nosing of the eastbound exit slip road at Junction 42 (Earlswood) to the physical nosing of the eastbound entry slip road at Junction 41 (Pentyla).

The entire length of the eastbound entry slip road at Junction 42 (Earlswood).

SCHEDULE 2 Trafficking of Hard Shoulders

That length of the hard shoulder adjacent to the westbound carriageway of the motorway that extends from a point 700 metres east of the physical nosing of the Junction 42 (Earlswood) westbound exit slip road to the physical nosing of the westbound entry slip road of the said junction.

That length of the hard shoulder adjacent to the eastbound carriageway of the motorway that extends from the physical nosing of the Junction 42 (Earlswood) eastbound exit slip road to a point 1050 metres east of the physical nosing of the eastbound entry slip road of the said junction.