

2018 No. 1223 (W. 251)

ROAD TRAFFIC, WALES

The M4 Motorway (Junction 23,
Rogiet to the Wales/England
Border, Monmouthshire)
(Temporary Prohibition of Vehicles,
Trafficking of the Hard Shoulder
and 50 MPH Speed Limit) Order
2018

Made 23 November 2018

Coming into force 1 December 2018

The Welsh Ministers, as traffic authority for the relevant length of the M4 Motorway, are satisfied that traffic on specified lengths of the motorway should be prohibited and/or restricted because of works proposed on or near the road.

The Welsh Ministers, therefore, in exercise of the powers conferred upon them by section 14(1), (4) and (7) of the Road Traffic Regulation Act 1984⁽¹⁾, make this Order.

Title, Commencement and Interpretation

1. The title of this Order is The M4 Motorway (Junction 23, Rogiet to the Wales/England Border, Monmouthshire) (Temporary Prohibition of Vehicles, Trafficking of the Hard Shoulder and 50 MPH Speed Limit) Order 2018 and it comes into force on 1 December 2018.

⁽¹⁾ 1984 c.27; section 14 was substituted by the Road Traffic (Temporary Restrictions) Act 1991 (c.26), section 1(1) and Schedule 1. By virtue of S.I. 1999/672, and section 162 of, and paragraph 30 of Schedule 11 to, the Government of Wales Act 2006(c.32), these powers are now exercisable by the Welsh Ministers in relation to Wales.

2.—(1) In this Order:

“exempted vehicle” (*“cerbyd esempt”*) means:

- (a) any vehicle being used for the purposes described in section 87 of the Road Traffic Regulation Act 1984 Act(2) or in connection with the works giving rise to this Order;
- (b) any vehicle being used for naval, military or air force purposes and being driven by a person for the time being subject to the orders of a member of the armed forces of the Crown, who is a member of the special forces—
 - (i) in response, or for practice in responding, to a national security emergency by a person who has been trained in driving at high speeds; or
 - (ii) for the purpose of training a person in driving vehicles at high speeds;

“special forces” (*“lluoedd arbennig”*) means those units of the armed forces the maintenance of whose capabilities is the responsibility of the Director of Special Forces or which are for the time being subject to the operational command of that Director;

“the motorway” (*“y draffordd”*) means the M4 London to South Wales Motorway;

“works period” (*“cyfnod y gwaith”*) means intermittent periods commencing at 20:00 hours on 1 December 2018 and ending when the temporary traffic signs are permanently removed.

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

(2) Section 87 was amended by the Fire and Rescue Services Act 2004 (c.21), Schedule 1, paragraph 55, the Serious Organised Crime and Police Act 2005 (c.15), Schedule 4, paragraph 42, the Crime and Courts Act 2013 (c.22), schedule 8, paragraph 29(2) and the Deregulation Act 2015 (c.20), section 50(4) and (5).

Prohibitions and Restriction

3. No person may, during the works period, drive or cause or permit any vehicle to proceed on the length of the motorway specified in Schedule 1 to this Order.

4. No person may, during the works period, drive or cause or permit any vehicle with an overall width exceeding 2.5 metres to enter or proceed in any lane other than the left hand lane of the lengths of the motorway specified in Schedule 2 to this Order.

5. No person may, during the works period, drive any vehicle at a speed exceeding 50 miles per hour on the lengths of the motorway specified in Schedule 3 to this Order.

Suspensions

6. The provisions of regulation 3 of the Motorway Traffic (Speed Limit) Regulations 1974⁽³⁾, insofar as they apply to the lengths of motorway specified in Schedule 3, are suspended during such times as the restriction specified in article 5 is in operation.

7. The provisions of regulation 5 of the Motorways Traffic (England and Wales) Regulations 1982⁽⁴⁾ 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 of the lengths of the motorway specified in Schedule 4 to this Order and traffic is directed to use the hard shoulder.

Application

8.—(1) The prohibition and restriction in articles 3, 4 and 5 apply only during such times and to such extent as indicated by traffic signs.

(2) No speed limit imposed by this Order applies to an exempted vehicle.

⁽³⁾ S.I. 1974/502
⁽⁴⁾ S.I. 1982/1163

Duration of this Order

9. The maximum duration for this Order is 18 months.

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

Dated 23 November 2018

Richard Morgan
Head of Planning, Asset Management and Standards
Welsh Government

SCHEDULES

SCHEDULE 1 Temporary Prohibition of Vehicles

The length of the main eastbound carriageway that extends from the nosing of the eastbound exit slip road at Junction 23 to a point 740 metres east of the centre of the bridge over the train line to Severn Tunnel Junction (western concession boundary).

SCHEDULE 2 Vehicle Width Restriction and Temporary Trafficking of Narrow Lanes 1, 2 and 3

The length of the main westbound carriageway that extends from a point 740 metres east of the centre of the bridge over the train line to Severn Tunnel Junction (western concession boundary) to a point 100 metres east of the B4245 Caldicot Road bridge.

The length of the main eastbound carriageway that extends from a point 300 metres east of the B4245 Caldicot Road bridge to a point 740 metres east of the centre of the bridge over the train line to Severn Tunnel Junction (western concession boundary).

SCHEDULE 3 Temporary 50 mph Speed Limit

The length of the main westbound carriageway that extends from a point 740 metres east of the centre of the bridge over the train line to Severn Tunnel Junction (western concession boundary) to the centre point of the B4245 Caldicot Road bridge.

The length of the main eastbound carriageway that extends from the centre point of Vinegar Hill bridge to a point 740 metres east of the centre of the bridge over the train line to Severn Tunnel Junction (western concession boundary).

SCHEDULE 4
Hard Shoulder

The length of the hard shoulder of the eastbound carriageway from the nosing of the eastbound exit slip road at Junction 23 to a point 740 metres east of the centre of the bridge over the train line to Severn Tunnel Junction (western concession boundary).

The length of the hard shoulder of the westbound carriageway from a point 740 metres east of the centre of the bridge over the train line to Severn Tunnel Junction (western concession boundary) to the nosing of the westbound entry slip road at Junction 23.