

2019 No. 33 (W. 10)

ROAD TRAFFIC, WALES

**The A489 Trunk Road (Cemmaes
Road to Machynlleth, Powys)
(Temporary Speed Restrictions and
No Overtaking) Order 2019**

Made 2 January 2019

Coming into force 10 January 2019

The Welsh Ministers, as traffic authority for the A489 Trunk Road, are satisfied that traffic on a specified length of the trunk road should be restricted and/or prohibited 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 A489 Trunk Road (Cemmaes Road to Machynlleth, Powys) (Temporary Speed Restrictions and No Overtaking) Order 2019 and it comes into force on 10 January 2019.

⁽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. 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 trunk road” (*“y gefnffordd”*) means the A489 Caersws to Machynlleth Trunk Road in the County of Powys which extends from its junction with the A470 at Cemmaes Road roundabout in a south-westerly direction to the centre-point of its junction with the A487 at Machynlleth;

“works period” (*“cyfnod y gwaith”*) means intermittent periods commencing at 08:00 hours on 10 January 2019 and ending when the temporary traffic signs are permanently removed.

Restrictions and Prohibition

3. No person may, during the works period, drive or cause or permit any vehicle to proceed at a speed exceeding 40 miles per hour on the length of the trunk road.

(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).

4. No person may, during the works period, drive or cause or permit any vehicle to proceed at a speed 30 miles per hour on the length of the trunk road.

5. No person may, during the works period, drive or cause or permit any vehicle to proceed at a speed exceeding 10 miles per hour on the length of the trunk road.

6. No person may, during the works period, use or permit the use of a vehicle, other than an exempted vehicle, in such a way that it overtakes any other vehicle on the length of the trunk road during such times as the restriction referred to in article 5 is in operation.

Suspensions

7. Any statutory provisions restricting the speed of vehicles on the relevant length of the trunk road are suspended during such times as the restrictions specified in articles 3, 4 and 5 are in operation.

Application

8. (1) The restrictions and prohibition in articles 3, 4, 5, and 6 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.

Duration of this Order

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

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

Dated the 2 January 2019

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