

2021 No. 696 (W. 173)

ROAD TRAFFIC, WALES

**The A5 Trunk Road (Near Llyn
Ogwen, Gwynedd) (Temporary
Speed Limits and Clearway) Order
2021**

Made 8 June 2021

Coming into force 10 June 2021

The Welsh Ministers, as traffic authority for the A5 Trunk Road, are satisfied that traffic on a specified length of the trunk road should be restricted and prohibited by reason of likelihood of danger to the public.

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 and commencement

1. The title of this Order is the A5 Trunk Road (Near Llyn Ogwen, Gwynedd) (Temporary Speed Limits and Clearway) Order 2021 and this Order comes into force on 10 June 2021.

Interpretation

2. In this Order—

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

(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, these powers are now exercisable by the Welsh Ministers in relation to Wales.

- (a) any vehicle being used for the purposes described in section 87 of the Road Traffic Regulation Act 1984 Act(1) or in connection with the works giving rise to this Order; and
- (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 home 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 A5 London to Holyhead Trunk Road in the County of Gwynedd that extends from a point 1000 metres north-west of its junction with the unclassified road adjacent to Ogwen Cottage to a point 5200 metres east of the junction adjacent to the private road leading to the property known as Tal y Braich Isaf.

“specified period” (*“cyfnod penodedig”*) means the period commencing at 00:00 hours on 10 June 2021 and ending when the temporary traffic signs are permanently removed.

Restrictions and Prohibition

3. No person may, during the works period, drive any motor vehicle at a speed exceeding 50 miles per hour on the length of the trunk road.

4. No person may, during the works period, drive any motor vehicle at a speed exceeding 40 miles per hour on the length of the trunk road.

5. No person may, during the works period, drive any motor vehicle at a speed exceeding 30 miles per hour on the length of the trunk road.

(1) 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).

6. Except as provided by article 7, no person may cause or permit any vehicle to stop on the length of the trunk road except on the direction or with the permission of a police constable, police community support officer or civil enforcement officer.

Exemption

7. Nothing in article 6 applies—

- (a) so as to prevent a vehicle waiting on any carriageway for so long as may be necessary to enable the vehicle to be used in connection with:
 - (i) any building operation or demolition;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance, improvement or reconstruction of the access road or the laying, erection, maintenance, alteration or repair in or near the access road of any sewer or of any main pipe or apparatus for the supply of gas, water or electricity or of any electronic communications apparatus as defined in paragraph 5 of Schedule 3A to the Communications Act 2003⁽¹⁾;
- (b) to a vehicle being used for police, fire brigade or ambulance purposes;
- (c) to a vehicle being used in the service of a local authority in pursuance of statutory powers or duties; and
- (d) to a vehicle stopping when the person in control of it:
 - (i) is required by law to stop;
 - (ii) is obliged to stop in order to avoid an accident; or
 - (iii) is prevented from proceeding by circumstances outside that person's control.

Suspension

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

(1) 2003 c.21. Schedule 3A was inserted by paragraph 1 of Schedule 1 to the Digital Economy Act 2017 (c. 30).

Application

9. (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 limits imposed by this Order apply to an exempted vehicle.

Duration of this Order

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

Signed on behalf of the Deputy Minister for Climate Change, acting under the authority of the Minister for Climate Change, one of the Welsh Ministers.

Dated

8 June 2021

Nicci Hunter
Business Team Leader
Welsh Government