

2011 No. 2368

ROAD TRAFFIC

The M5 and M6 Motorways (M5 Junction 2 to M6 Junction 9) (Temporary Restriction and Prohibition of Traffic) Order 2011

Made - - - - *19th September 2011*
Coming into force - - *26th September 2011*

WHEREAS the Secretary of State for Transport, being the traffic authority for the M5 Motorway (“the M5”), the M6 Motorway (“the M6”) and connecting roads, is satisfied that traffic on lengths of those motorways and some of those connecting roads in the Metropolitan Boroughs of Sandwell and Walsall should be restricted and prohibited because works are proposed to be executed thereon:

NOW, THEREFORE, the Secretary of State, in exercise of the powers conferred by section 14(1)(a) and (7) of the Road Traffic Regulation Act 1984(a), and of all other powers enabling him in that behalf, hereby makes the following Order: -

1. This Order may be cited as the M5 and M6 Motorways (M5 Junction 2 to M6 Junction 9) (Temporary Restriction and Prohibition of Traffic) Order 2011 and shall come into force on 26th September 2011.

2. In this Order:

“the first length of motorway” means the northbound carriageway of the M5 between its junction with the entry slip road at Junction 2 and its junction with the link roads leading to the M6;

“the second length of motorway” means the southbound carriageway of the M5 between its junction with the link roads leading from the M6 and its junction with the entry slip road at Junction 1;

“the third length of motorway” means –
(a) the northbound carriageway of the M5 between its junction with the exit slip road at Junction 1 and its junction with the link roads leading to the M6; and

(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) the southbound carriageway of the M5 between its junction with the exit slip road and its junction with the entry slip road at Junction 1;
“a link road”	means any link road connecting the M5 and M6 at M6 Junction 8;
“the first lengths of slip road”	means the slip roads leading – (a) to the northbound carriageway of the M5 at Junction 1; (b) from the northbound carriageway of the M5 at Junction 1; and (c) from the southbound carriageway of the M5 at Junction 1;
“the second lengths of slip road”	means the slip roads leading – (a) to the northbound carriageway of the M5 at Junction 1; (b) from the southbound carriageway of the M5 at Junction 1; and (c) to the southbound carriageway of the M6 at Junction 9;
“the Regulations”	means the Motorways Traffic (England and Wales) Regulations 1982(a);
“a hard shoulder”	means the hard shoulder, within the meaning of regulation 3(1)(e) of the Regulations, which is adjacent to the second length of motorway, the third length of motorway or a link road;
“overall width”	has the same meaning given in regulation 3(2) of the Road Vehicles (Construction and Use) Regulations 1986(b);
“the works period”	means the period starting at 00.01 hours on Monday 3rd October 2011 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 6 and 7, 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, the second length of motorway, a link road or the first lengths of slip road.

4. Subject as mentioned in articles 6 and 7, no person shall, during the works period, cause or permit any vehicle to enter or proceed in the second length of motorway, the third length of motorway, a link road or the second lengths of slip road.

5. Subject as mentioned in articles 6 and 7, no person shall, during the works period, cause or permit any vehicle with an overall width exceeding 2 metres from entering or proceeding in –
 (a) lane 3 of the second length of motorway or the third length of motorway; or
 (b) lane 2 of a link road.

(a) S.I. 1982/1163, amended by S.I. 1983/374, 1984/1479, 1992/1364.

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

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

7. The provisions of –

(a) articles 3, 4 and 5 shall not apply to any vehicle –

(i) being used for police, fire brigade or ambulance purposes; or

(ii) proceeding at the direction of, or with the permission of, a police constable;

(b) article 3 shall not apply to any vehicle used for special forces purpose; and

(c) articles 4 and 5 shall not apply to any vehicle being used in connection with the said works or by a traffic officer in uniform.

7. During the works period, regulations 5 and (in so far as it relates to a vehicle being driven) 9 of the Regulations, in respect of a hard shoulder, are hereby suspended at such times and to such extent as may from time to time be indicated by traffic signs.

Signed by authority of the Secretary of State

19th September 2011

A Slack
A Team Leader
in the Highways Agency