

**2011 No. 2583**

**ROAD TRAFFIC**

**The M5 Motorway (Junction 9) (Temporary Prohibition and  
Restriction of Traffic) Order 2011**

*Made* - - - - - *17th October 2011*

*Coming into force* - - - - - *22nd October 2011*

WHEREAS the Secretary of State for Transport, being the traffic authority for the M5 Motorway (“the M5”) and connecting roads, is satisfied that traffic on one of those connecting roads at Junction 9 in the County of Gloucestershire should be prohibited and restricted 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), hereby makes the following Order:-

1. This Order may be cited as the M5 Motorway (Junction 9) (Temporary Prohibition and Restriction of Traffic) Order 2011 and shall come into force on 22nd October 2011.

2. In this Order –

“the slip road” means the southbound entry slip road of the M5 at Junction 9;

“the hard shoulder” means the hard shoulder within the meaning of regulation 3(1)(e) of the Regulations which is adjacent to the slip road;

“the Regulations” means the Motorways Traffic (England and Wales) Regulations 1982(b);

“overall width” has the meaning given in regulation 3(2) of the Road Vehicles (Construction and Use) Regulations 1986(c);

“the works” mean planing and resurfacing works;

“a works period” means a period of 10 hours starting at 20.00 hours on Monday 24th October 2011 or on any subsequent day and ending when the said works have been completed;

“the works period” means the period starting at 00.01 hours on Monday 24th October 2011 or any subsequent day 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 8, no person shall, during the works period, drive any motor vehicle at a speed exceeding 50 miles per hour on the slip road and the hard shoulder.

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(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) S.I. 1982 / 1163, amended by S.I. 1983 / 374, 1984 / 1479 and 1992 / 1364;  
(c) S.I. 1986 / 1078, to which there are amendments not relevant to this Order;

4. Subject as mentioned in articles 6 and 7, no person shall, during the works period, cause or permit any vehicle with an overall width in excess of 3.3 metres to enter or proceed in any lane other than the left hand or nearside lane of the slip road.

5. Subject as mentioned in articles 6 and 7, no person shall, during a works period, cause or permit any vehicle to enter or proceed in the slip road.

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 and shall not apply to:

(a) a vehicle being used for police, fire and rescue authority or ambulance purposes;

(b) anything done at the direction of, or with the permission of, a constable.

7. The provisions of articles 4 and 5 shall not apply to a vehicle being used in connection with the said works, for traffic officer purposes or for winter maintenance purposes.

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

9. No speed limit imposed by this order applies to vehicles falling within regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011 when used in accordance with regulation 3(5) of those Regulations.

Signed by authority of the Secretary of State

17th October 2011

*David Sledge*  
A Service Delivery Team Leader  
in the Highways Agency