

**2011 No. 304**

**ROAD TRAFFIC**

**The A3(M) Motorway and the A27 Trunk Road (Junction 5, Northbound) (Temporary Restriction of Traffic) Order 2011**

*Made* - - - - *31st January 2011*

*Coming into force* - - *19th February 2011*

WHEREAS the Secretary of State for Transport, being the traffic authority for the A3(M) Motorway and the A27 Trunk Road, is satisfied that traffic should be restricted on a length of that motorway and that trunk road 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 A3(M) Motorway and the A27 Trunk Road (Junction 5, Northbound) (Temporary Restriction of Traffic) Order 2011 and shall come into force on 19th February 2011.

2. In this Order:

“the A3(M)” and “the A27” mean, respectively, the A3(M) Motorway and the A27 Trunk Road near Havant in the City of Portsmouth and the County of Hampshire;

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

“recovery vehicle” has the meaning given in paragraph 5 of schedule 1 to the Vehicle Excise and Registration Act 1994(c);

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

“the length of carriageway” means the northbound carriageway of the A3(M) and the eastbound carriageway of the A27 between Cattle Creep underbridge (at marker post 49.8 + 68) east of Eastern Road Interchange (A2030) and Portsdown Hill Road overbridge (B2177 – at marker post 1.2) north of A3(M) Junction 5;

“the slip road” means the road leading from the length of carriageway to the A2030 at Junction 5;

“a hard shoulder” means the hard shoulder, within the meaning of regulation 3(1)(e) of the Regulations, which is adjacent to the northbound carriageway of the motorway between its junction with, and including, the northbound exit slip road at Junction 5 (A2030 - at marker post 50.6) and Portsdown Hill Road overbridge (B2177 – at marker post 1.2);

“works” means bridge parapet work on the A3(M) and the A27; and

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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, 1992/1364, 1995/158, 2004/3258.  
(c) 1994 c.22.  
(d) S.I. 1986/1078; to which there are amendments not relevant to this Order.

“the works period” means the period starting on Monday 21st February 2011 and ending on 18th August 2012.

3. Subject as mentioned in articles 5, 6 and 7 below, no person shall, during the works period, cause or permit any vehicle having an overall width exceeding 6 feet 6 inches to enter or proceed in –

- (a) any lane in the length of carriageway, where one or more lanes in that carriageway and the hard shoulder adjacent to that carriageway are open for use by traffic, or
- (b) any lane other than the nearside lane of two or more lanes in the length of carriageway, where only those lanes are open for use by traffic.

4. Subject as mentioned in articles 5, 6 and 7 below, no person shall, during the works period, drive any motor vehicle at a speed exceeding 50 miles per hour on the length of carriageway, the slip road or a hard shoulder.

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

6. (1) Nothing in article 3 above shall apply to -

- (a) a recovery vehicle or a vehicle being used in connection with the said works;
- (b) a vehicle being used for police, ambulance, traffic officer or fire and rescue authority purposes;
- (c) anything done at the direction of, or with the permission of, a constable or traffic officer in uniform; or
- (d) any vehicle being used for winter maintenance purposes.

(2) Nothing in article 4 above shall apply to a vehicle being used for police, ambulance or fire and rescue authority purposes.

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

Signed by authority of the Secretary of State for Transport

31st January 2011

*G Berresford*  
An Area Performance Manager  
in the Highways Agency