

2012 No. 2128

ROAD TRAFFIC

**The M5 Motorway (Junctions 5 to 6, Worcestershire)
(Temporary Restriction and Prohibition of Traffic) Order
2012**

Made - - - - 30th July 2012

Coming into force - - 6th August 2012

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 lengths of that motorway and two of those connecting roads, between junctions 5 and 6 in the County of Worcestershire, 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) of the Road Traffic Regulation Act 1984(a), and regulation 16(2) of the Motorway Traffic (England and Wales) Regulations 1982(b), hereby makes the following Order:-

1. This Order may be cited as the M5 Motorway (Junctions 5 to 6, Worcestershire) (Temporary Restriction and Prohibition of Traffic) Order 2012 and shall come into force on 6th August 2012.

2. In this Order:

“the first length of motorway” means –

- (i) the northbound carriageway of the M5 between the centre point of the B4636 overbridge and a point 307 metres north of the centre point of the Trotshill Lane East overbridge; and
- (ii) the southbound carriageway of the M5 from a point 849 metres north of the centre point of Hanbury Road underbridge and continuing for 1000 metres in a southerly direction;

(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, as amended by S. I. 1983/374, 1984/1479, 1992/1364, 1995/158, 1996/3053, 2004/3168, 2004/3258 and 2006/594.

- “the second length of motorway” means –
- (i) the northbound carriageway of the M5 from a point 307 metres north of the centrepoint of the Trotshill Lane East overbridge to a point 44 metres south of the centrepoint of Middle Lane underbridge; and
 - (ii) the southbound carriageway of the M5 from a point 151 metres south of the centrepoint of Hanbury Road underbridge to the centrepoint of the Junction 6 southern overbridge;
- “the third length of motorway” means –
- (i) the northbound carriageway of the M5 from its junction with the exit slip road at Junction 6 to its junction with the entry slip road at Junction 5; and
 - (ii) the southbound carriageway of the M5 from its junction with the exit slip road at Junction 5 to its junction with the entry slip road at Junction 6;
- “the fourth length of motorway” means –
- (i) the northbound carriageway of the M5 from a point 36 metres south of the centrepoint of the Junction 6 southern overbridge to a point 14 metres north of Middle Lane underbridge; and
 - (ii) the southbound carriageway of the M5 from a point 342 metres north of Middle Lane underbridge to a point 66 metres south of the centrepoint of the Junction 6 northern overbridge;
- “a slip road” means –
- (i) the slip road leading to the northbound carriageway of the M5 at Junction 6; and
 - (ii) the slip road leading to the southbound carriageway of the M5 at Junction 5;
- “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 fourth length of motorway;
- “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 13th August 2012 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.

(a) S. I. 1982/1163, as amended by S. I. 1983/374, 1984/1479, 1992/1364, 1995/158, 1996/3053, 2004/3168, 2004/3258 and 2006/594.

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

3. Subject as mentioned in articles 7 and 8, 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.

4. Subject as mentioned in articles 7 and 8, no person shall, during the works period, cause or permit any vehicle to be driven at a speed exceeding 40 miles per hour on the second length of motorway.

5. Subject as mentioned in articles 7 and 8, no person shall, during the works period, cause or permit any vehicle to enter or proceed in the third length of motorway or a slip road.

6. Subject as mentioned in articles 7 and 8, no person shall, during the works period, cause or permit any vehicle with an overall width exceeding—

- (i) 3.25 metres from entering or proceeding in lanes 1 and 2 of the fourth length of motorway;
or
- (ii) 2.75 metres from entering or proceeding in lane 3 of the lengths of the fourth length of motorway.

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

8. The provisions of —

(a) articles 3, 4, 5 and 6 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) articles 3 and 4 shall not apply to any vehicle being used for special forces purposes; and

(c) articles 5 and 6 shall not apply to any vehicle being used in connection with the said works or by, or with the permission of, a traffic officer in uniform.

9. 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

30th July 2012

A Slack
A Team Leader
in the Highways Agency