

2012 No. 2442

ROAD TRAFFIC

The A404 Trunk Road and the A404(M) Motorway (A404(M) Junction 9B – M40 Junction 4) (Temporary Restriction and Prohibition of Traffic) Order 2012

Made - - - - *17th September 2012*

Coming into force - - *8th October 2012*

WHEREAS the Secretary of State for Transport, being the traffic authority for the A404 Trunk Road, the A404(M) Motorway and connecting roads, is satisfied that traffic should be restricted and prohibited on lengths of that trunk road and prohibited on some of those connecting roads 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), hereby makes the following Order:-

1. This Order may be cited as the A404 Trunk Road and the A404(M) Motorway (A404(M) Junction 9B – M40 Junction 4) (Temporary Restriction and Prohibition of Traffic) Order 2012 and shall come into force on 8th October 2012 and shall apply for a period of twelve months.

2. In this Order:

“the trunk road” means the A404 Trunk Road in the Royal Borough of Windsor and Maidenhead and the County of Buckinghamshire;

“the motorway” means the A404(M) Motorway in the Royal Borough of Windsor and Maidenhead;

“the length of trunk road” means both carriageways of the trunk road between its junction with the A404(M) at Junction 9B near Maidenhead and its junction with the M40 at Junction 4 near High Wycombe;

“lay-by” means an area of carriageway, intended for the waiting of vehicles, bounded partly by a road marking on the outer edge of that carriageway complying with diagram 1010 in Schedule 6 to the Traffic Signs Regulations and General Directions 2002(b);

“an A404 lay-by” means –

- (i) any lay-by in the southbound carriageway of the trunk road between its junction with the M40 at Junction 4 near High Wycombe and its junction with the A404(M) at Junction 9B near Maidenhead, or

(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. 2002/3113.

- (ii) any lay-by in the northbound carriageway of the trunk road between its junction with the A404(M) at Junction 9B near Maidenhead and its junction with the M40 at Junction 4 near High Wycombe;

“a slip road” means –

- (i) the road leading from the northbound carriageway of the motorway to the A4 (Bath Road) near Maidenhead,
- (ii) the road leading to the northbound carriageway of the trunk road from the A4 (Bath Road) near Maidenhead,
- (iii) the road leading from the southbound carriageway of the trunk road to the A4 (Bath Road) near Maidenhead,
- (iv) the road leading to the southbound carriageway of the motorway from the A4 (Bath Road) near Maidenhead,
- (v) the road leading from the northbound carriageway of the trunk road to the A4130 at Burchett’s Green Interchange,
- (vi) the road leading to the northbound carriageway of the trunk road from the A4130 at Burchett’s Green Interchange,
- (vii) the road leading from the southbound carriageway of the trunk road to the A4130 at Burchett’s Green Interchange,
- (viii) the road leading to the southbound carriageway of the trunk road from the A4130 at Burchetts Green Interchange,
- (ix) the road leading from the northbound carriageway of the trunk road to the A4155 at Marlow Interchange,
- (x) the road leading to the northbound carriageway of the trunk road from the A4155 at Marlow Interchange,
- (xi) the road leading from the southbound carriageway of the trunk road to the A4155 at Marlow Interchange, or
- (xii) the road leading to the southbound carriageway of the trunk road from the A4155 at Marlow Interchange;

“works” means essential carriageway repairs and all associated work on the trunk road; and

“a works period” means a period of 8 hours starting at 2200 hours on Monday 8th October 2012 or on any subsequent day until 7th October 2013.

3. Subject as mentioned in articles 5 and 6 below, no person shall, during a works period, cause or permit any vehicle –

- (a) to enter or proceed in, or wait on, an A404 lay-by; or
- (b) to enter or proceed in a slip road.

4. Subject as mentioned in articles 5 and 6 below, no person shall, during a works period, drive any motor vehicle at a speed exceeding –

- (a) 10 miles per hour on the length of trunk road while traffic signs of a character authorised under section 64 of the Road Traffic Regulation Act 1984 indicating “convoy working” on that length of road are displayed; or
- (b) 40 miles per hour on the length of trunk road while the traffic signs specified in paragraph (a) of this article in relation to that length of road are not displayed.

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. Nothing in article 3 above shall apply to -

- (a) a vehicle being used in connection with the said works;

- (b) a vehicle being used for police, ambulance, fire and rescue authority or traffic officer 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;

and nothing in article 4 above shall apply to a vehicle being used for police, ambulance or fire and rescue authority purposes and to vehicles falling within regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011(a) when used in accordance with regulation 3(5) of those Regulations.

Signed by authority of the Secretary of State for Transport

17th September 2012

G Berresford
A Service Delivery Team Leader
in the Highways Agency

(a) S.I. 2011/935.