

2012 No. 650

ROAD TRAFFIC

**The M6 Motorway (Junction 37 Northbound Carriageway)
(Temporary Prohibition and Restriction of Traffic) Order 2012**

Made - - - - - *29th February 2012*

Coming into force - - - - - *4th March 2012*

WHEREAS the Secretary of State for Transport, being the traffic authority for the M6 Motorway, is satisfied that traffic on sections of that motorway in the District of South Lakeland in the County of Cumbria 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 M6 Motorway (Junction 37 Northbound Carriageway) (Temporary Prohibition and Restriction of Traffic) Order 2012 and shall come into force on 4th March 2012.

2. In this Order:

“the motorway” means the M6 Motorway at Junction 37;

“the tip of the nosing of the exit slip road” means the last point where the slip road leaves the carriageway of the motorway;

“the tip of the nosing of the entry slip road” means the first point where the slip road joins the carriageway of the motorway;

“the first length of carriageway” means a section of the northbound carriageway of the motorway from a point 1230 metres south of the tip of the nosing of the exit slip road at Junction 37 to a point 580 metres north of the tip of the nosing of the entry slip road at Junction 37;

“the second length of carriageway” means a section of the northbound carriageway of the motorway from the tip of the nosing of the exit slip road at Junction 37 to the centre point of Sedbergh Road interchange over bridge;

“hardshoulder” has the meaning given in regulation 3(1)(e) of the Motorways Traffic (England and Wales) Regulations 1982(a);

(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

“the length of hardshoulder” means the hardshoulder adjacent to the second length of carriageway;

“the first works period” means a period starting at 0001 hours on Monday 5 March 2012 and ending at 2359 hours on Sunday 11 March 2012. However, works may start and continue beyond these dates for such period not exceeding 18 months as shall be required to complete the work;

“the second works period” means a period overnight between 2000 hours and 0600 hours starting on Saturday 10 March 2012 and ending on Sunday 11 March 2012. However, works may start and continue between the same times on subsequent nights or continue overnight until completed, for such period not exceeding 18 months as shall be required to complete the work;

“works” means resurfacing works on the motorway;

3. Subject as mentioned in articles 7 and 8 of this Order, during the first works period, no person shall cause or permit any motor vehicle to be driven in the first length of carriageway at a speed exceeding 50 miles per hour.

4. Subject as mentioned in article 7 of this Order, during the second works period, no person shall cause or permit any motor vehicle to enter or proceed in the second length of carriageway.

5. Subject as mentioned in article 7 and 8 of this order during the second works period, no person shall cause or permit any motor vehicle to be driven in the length of hardshoulder at a speed exceeding 50 miles per hour.

6. The provisions of regulations 5 and (in so far as it relates to a vehicle being driven) 9 of the Motorways Traffic (England and Wales) Regulations 1982 **(a)** are suspended in relation to the length of hardshoulder defined in article 2 of this Order at such times and to such extent as may be indicated by traffic signs; and in this article, “hardshoulder” has the meaning given in regulation 3(1)(e) of those Regulations.

7. The provisions of articles 3, 4 and 5 of this Order 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 vehicle being used for emergency purposes by the police, fire and rescue authority or ambulance services or anything done at the direction, or with the permission, of a constable, or a traffic officer in uniform.

And nothing in article 4 of this Order shall apply to any vehicle being used in connection with the said works or by traffic officers.

8. 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**(b)** when used in accordance with regulation 3(5) of those Regulations.

Signed by authority of the Secretary of State for Transport

Piccadilly Gate
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A Withington
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29th February 2012

(a) S.I. 1982/1163 amended by S.I. 1983/374, 1984/1479, 1992/1364.
(b) S.I. 2011/935.