

2015 No. 1223

ROAD TRAFFIC

The M5 and M42 Motorways (M5 Junctions 4a – 6) (Temporary Restriction and Prohibition of Traffic) Order 2015

Made - - - - 18th March 2015

Coming into force - - 25th March 2015

WHEREAS the Secretary of State for Transport, being the traffic authority for the M5 Motorway (“the M5”), the M42 Motorway (“the M42”) and connecting roads, is satisfied that traffic on lengths of those motorways and some of those connecting roads, 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 sections 14(1)(a) and 15(2) of the Road Traffic Regulation Act 1984(a) and regulation 16(2) of the Motorways Traffic (England and Wales) Regulations 1982(b), hereby makes the following Order:-

1. This Order may be cited as the M5 and M42 Motorways (M5 Junctions 4a - 6) (Temporary Restriction and Prohibition of Traffic) Order 2015 and shall come into force on Wednesday 25th March 2015.

2. In this Order –

“the first length of motorway”

means –

- (a) the northbound carriageway of the M5 from a point 1 kilometre south of its junction with the exit slip road at Junction 6 to a point 150 metres south of Rocky Lane overbridge;
- (b) the southbound carriageway of the M5 from a point 100 metres north of the B4091 Stourbridge Road overbridge to a point 200 metres south of the centreline of the southern overbridge at the roundabout junction of the A4538, A4440 and A449 (Junction 6);
- (c) the westbound carriageway of the M42 from the centreline of Little Heath Lane underbridge to its junction with the link road leading to the southbound carriageway of the M5; and

(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.

- (d) the eastbound carriageway of the M42 from its junction with the link road leading from the northbound carriageway of the M5 to its junction with the entry slip road at Junction 1;

- “the second length of motorway” means –
- (a) the northbound carriageway of the M5 from its junction with the exit slip road at Junction 6 to its junction with the link road leading from the westbound carriageway of the M42 (M5 Junction 4a); and
 - (b) the southbound carriageway of the M5 from its junction with the link road leading to the eastbound carriageway of the M42 (M5 Junction 4a) to its junction with the entry slip road at Junction 6;
- “a link road” means the link road –
- (a) leading from the westbound carriageway of the M42 to the southbound carriageway of the M5 (M5 Junction 4a);
 - (b) leading from the southbound carriageway of the M5 to the eastbound carriageway of the M42 (M5 Junction 4a); and
 - (c) leading from the northbound carriageway of the M5 to the eastbound carriageway of the M42 (M5 Junction 4a);
- “a slip road” means –
- (a) the slip road leading to the northbound carriageway of the M5 at Junction 6;
 - (b) the slip road leading from the southbound carriageway of the M5 at Junction 6; and
 - (c) any slip road leading to or from the M5 at Junction 5;
- “overall width” has the same meaning given in regulation 3(2) of the Road Vehicles (Construction and Use) Regulations 1986(a);
- “the Regulations” means the Motorways Traffic (England and Wales) Regulations 1982;
- “a hard shoulder” means the hard shoulder, within the meaning of Regulation 3(1)(e) of the Regulations, which is adjacent to the first length of motorway;
- “the works period” means the period starting at 00:01 hours on Wednesday 1st April 2015 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 7, 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, a link road or a slip road.

(a) 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 to enter or proceed on the second length of motorway, a link road or a slip road.
5. Subject as mentioned in articles 6 and 7, no person shall, during the works period, cause or permit any vehicle with an overall width exceeding 2 metres to enter or proceed in lane 3 of the second length of motorway.
6. The provisions of articles 3 and 4 shall apply only during such times and to such extent as shall from time to time be indicated by traffic signs.
7. The provisions of –
 - (a) article 3 shall not apply to any vehicle being used for special forces purposes;
 - (b) articles 3, 4 and 5 shall not to any vehicle being used for police, fire brigade or ambulance purposes; and
 - (c) articles 4 and 5 shall not apply to any vehicle proceeding at the direction of, or with the permission of, a police constable, or traffic officer in uniform, being used by a traffic officer in uniform or being used in connection with the works.
8. During the works period, regulations 5 and (in so far 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 may from time to time be indicated by traffic signs.
9. The Secretary of State is satisfied that the execution of the said works will take longer than a period of eighteen months starting on the date when this Order comes into force.

Signed by authority of the Secretary of State

18th March 2015

J Paul
A Team Leader
in the Highways Agency