

2011 No. 1235

ROAD TRAFFIC

**The M5 Motorway (Junction 1 – M6 Junction 8) (Temporary
Restriction and Prohibition of Traffic) Order 2011**

Made - - - - *3rd May 2011*
Coming into force - - *10th May 2011*

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 one of those connecting roads, in the Metropolitan Borough of Sandwell 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) and (7) of the Road Traffic Regulation Act 1984(a), and of all other powers enabling him in that behalf, hereby makes the following Order:-

1. This Order may be cited as the M5 Motorway (Junction 1 – M6 Junction 8) (Temporary Restriction and Prohibition of Traffic) Order 2011 and shall come into force on 10th May 2011.

2. In this Order –

- "the first length of motorway" means the northbound carriageway of the M5 from its junction with the entry slip road at Junction 1 to the centreline of the A4041 Newton Road overbridge;
- "the second length of motorway" means the northbound carriageway of the M5 from its junction with the exit slip road at Junction 1 to its junction with the link roads leading to the northbound and southbound carriageways of the M6 at Junction 8;
- "the slip road" means the slip road leading to the northbound carriageway of the M5 at Junction 1;
- "the Regulations" means the Motorways Traffic (England and Wales) Regulations 1982(b);
- "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;

(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.

"the works period" means the period starting at 22:00 hours on Monday 16 May 2011 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 5 and 6, no person shall, during the works period, drive any motor vehicle at a speed exceeding 50 miles per hour in the first length of motorway.

4. Subject as mentioned in articles 5 and 6, no person shall, during the works period, cause or permit any vehicle to enter or proceed in the first length of motorway, the second length of motorway or the slip road.

5. 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.

6. The provisions of articles 3 and 4 shall not apply to any vehicle –

(a) being used for police, fire brigade or ambulance purposes; or

(b) proceeding at the direction of, or with the permission of, a police constable;

and nothing in article 4 shall apply to any vehicle being used for or in connection with the said works or by a traffic officer in uniform.

7. 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.

Signed by authority of the Secretary of State

3rd May 2011

A Slack
A Team Leader
in the Highways Agency