

2011 No. 1831

ROAD TRAFFIC

**The M23 Motorway (Junctions 8 – 9, Southbound) (Temporary
Restriction of Traffic) Order 2011**

Made - - - - *18th July 2011*

Coming into force - - *6th August 2011*

WHEREAS the Secretary of State for Transport, being the traffic authority for the M23 Motorway, is satisfied that traffic should be restricted on a length of that motorway 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 M23 Motorway (Junctions 8 – 9, Southbound) (Temporary Restriction of Traffic) Order 2011 and shall come into force on 6th August 2011.

2. In this Order:

“the motorway” means the M23 Motorway in the County of Surrey;

“the southbound carriageway” means the southbound carriageway of the motorway between Green Lane overbridge (at marker post 38/4) south of Junction 8 (M25) and Perrylands Lane underbridge (at marker post 41/6) north of Junction 9 (Gatwick Link);

“recovery vehicle” has the meaning given in paragraph 5 of Schedule 1 to the Vehicle Excise and Registration Act 1994(b);

“overall width” has the meaning given in regulation 3(2) of the Road Vehicles (Construction and Use) Regulations 1986(c);

“abnormal load” means a vehicle having an overall width exceeding 9 feet 6 inches;

“works” mean embankment and all associated works on the motorway; and

“the works period” means the period starting on Sunday 7th August 2011 and ending on 5th February 2013.

3. Subject as mentioned in articles 5 and 6 below, no person shall, during the works period, cause or permit any vehicle having an overall width exceeding 6 feet 6 inches to enter or proceed in the offside lane or the middle lane of the southbound carriageway.

4. Subject as mentioned in articles 5 and 6 below, no person shall, during the works period, drive any motor vehicle at a speed exceeding 50 miles per hour on the southbound carriageway.

(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) 1994 c.22.
(c) S.I. 1986/1078; to which there are amendments not relevant to this Order.

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 recovery vehicle, an abnormal load or 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

18th July 2011

G Threader
A Service Delivery Team Leader
in the Highways Agency

(a) S.I. 2011/935.