

2012 No. 1996

ROAD TRAFFIC

**The M5 Motorway (Junctions 1 to 2)
(Temporary Restriction and Prohibition of Traffic) Order
2012**

Made - - - - 9th July 2012

Coming into force - -16th July 2012

WHEREAS the Secretary of State for Transport, being the traffic authority for the M5 Motorway (“the M5”), is satisfied that traffic on a length of that motorway, 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 her in that behalf, hereby makes the following Order: -

1. This Order may be cited as M5 Motorway (Junctions 1 to 2) (Temporary Restriction of Traffic) Order 2012 and shall come into force on 16th July 2012.

2. In this Order:

“the first length of motorway” means the southbound carriageway of the M5 from a point 600 metres south of its junction with the entry slip road at Junction 1 to a point 100 metres north of the centrepont of the A457 underbridge;

“the second length of motorway” means the southbound carriageway of the M5 from a point 2100 metres south of its junction with the entry slip road at Junction 1 to a point 100 metres north of the centrepont of the A457 underbridge;

“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 second 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 21.30 hours on Thursday 19th July 2012 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, cause or permit any vehicle to be driven at a speed exceeding 50 miles per hour on 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 second length of motorway.

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:

- (a) articles 3 and 4 shall not apply to any vehicle -
 - (i) being used for police, fire brigade or ambulance purposes, or
 - (ii) proceeding at the direction of, or with the permission of, a police constable;
- (b) article 3 shall not apply to any vehicle being use for special forces purposes; and
- (c) article 4 shall not apply to any vehicle being used 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, in respect of a hard shoulder, are hereby suspended 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

9th July 2012

A Slack
A Team Leader
in the Highways Agency