

2013 No. 2453

ROAD TRAFFIC

**The A21 Trunk Road (Flimwell - Swiftsden) (Temporary
Restriction and Prohibition of Traffic) Order 2013**

Made - - - - - *16th September 2013*

Coming into force - - - - - *5th October 2013*

WHEREAS the Secretary of State for Transport, being the traffic authority for the A21 Trunk Road, is satisfied that traffic should be restricted and prohibited on lengths of that road 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 A21 Trunk Road (Flimwell - Swiftsden) (Temporary Restriction and Prohibition of Traffic) Order 2013 and shall come into force on 5th October 2013.

2. In this Order:

“the trunk road” means the A21 Trunk Road in the Counties of Kent and East Sussex;

“a first length of trunk road” means -

- (i) the southbound carriageways of the trunk road from its junction with Lady Oak Lane to Flimwell Close, or
- (ii) both carriageways of the trunk road from a point 104 metres south of its junction with the A268/B2087 at Flimwell to West Lodge;

"the second length of trunk road" means both carriageways of the trunk road between Flimwell Close and a point 104 metres south of its junction with the A268/B2087 at Flimwell;

"the third length of trunk road" means both carriageways of the trunk road from its junction with the A268/B2087 at Flimwell to its junction with the B2099 at Swiftsden;

“lay-by” means an area of carriageway, intended for the waiting of vehicles, bounded partly by a road marking on the outer edge of that carriageway complying with diagram 1010 in Schedule 6 to the Traffic Signs Regulations and General Directions 2002(b);

“an A21 lay-by” means –

- (i) the lay-by in the southbound carriageway of the trunk road between points 230 metres and 312 metres southeast of Flimwell Close,
- (ii) the lay-by in the southbound carriageway of the trunk road between points 924 metres and 708 metres south of its junction with the B2099 at Swiftsden,
- (iii) the lay-by in the northbound carriageway of the trunk road between points 673 metres and 774 metres south of its junction with the A268/B2087 at Flimwell, or

(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. 2002/3113.

- (iv) the lay-by in the northbound carriageway of the trunk road between points 1657 metres south of its junction with the A268/B2067 at Flimwell and 1167 metres north of its junction with the B2099 at Swiftsden;

“a side road” means –

- (i) the A268 at its junction with the southbound carriageway of the trunk road, or
- (ii) the B2087 at its junction with the northbound carriageway of the trunk road;

“works” mean resurfacing, road stud renewal and all associated work on the trunk road;

“a first works period” means a period of 24 hours starting at 0001 hours on Monday 7th October 2013 or on any subsequent day until 4th April 2015; and

“a second works period” means a period of 10 hours starting at 2000 hours on Monday 7th October 2013 or on any subsequent day until 4th April 2015.

3. Subject as mentioned in articles 5 and 6 below, no person shall -

- (a) during a first works period, cause or permit any vehicle to enter or proceed in, or wait on, an A21 lay-by; or
- (b) during a second works period, cause or permit any vehicle to enter or proceed in the third length of trunk or a side road.

4. Subject as mentioned in articles 5 and 6 below, no person shall, during a second works period, drive any motor vehicle at a speed exceeding –

- (a) 10 miles per hour on the second length of trunk road while traffic signs of a character authorised under section 64 of the Road Traffic Regulation Act 1984 indicating “convoy working” on that length of road are displayed; or
- (b) 40 miles per hour on a first length of trunk road while the traffic signs specified in paragraph (a) of this article in relation to that length of road are not displayed.

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. (1) Nothing in article 3 above shall apply to -

- (a) 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.

(2) 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

(a) S.I. 2011/935.

16th September 2013

G Threader
A Service Delivery Team Leader
in the Highways Agency