

**2013 No. 3061**

**ROAD TRAFFIC**

**The M5 Motorway (Junctions 4 to 3 Northbound) (Temporary Restriction and Prohibition of Traffic) Order 2013**

*Made - - - - 24th November 2013*

*Coming into force - - 1st December 2013*

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 County of Worcestershire and the Metropolitan Borough of Dudley, 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) 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 Motorway (Junctions 4 to 3 Northbound) (Temporary Restriction and Prohibition of Traffic) Order 2013 and shall come into force on 1st December 2013.

2. In this Order –

- |                    |  |
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| "the motorway"     | means the northbound carriageway of the M5 from its junction with the exit slip road at Junction 4 to its junction with the entry slip road at Junction 3; |
| “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 motorway;                                   |
| "the works period" | means the period starting at 21.00 hours on Tuesday 3 <sup>rd</sup> December 2013 and ending when the said works have been completed;                      |

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(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.

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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 4 and 5, no person shall, during the works period, drive any motor vehicle at a speed exceeding 50 miles per hour in the motorway.

**4.** The provisions of article 3 shall apply only during such times and to such extent as shall from time to time be indicated by traffic signs.

**5.** The provisions of article 3 shall not apply to any vehicle -

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

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

(iii) being used for special forces purposes.

**6.** 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

24th November 2013

*E Davis*  
A Team Leader  
in the Highways Agency