

2013 No. 3284

ROAD TRAFFIC

**The M5 Motorway (Junctions 12-11A) (Temporary Restriction
and Prohibition of Traffic) (Number 3) Order 2013**

Made - - - - *30th December 2013*

Coming into force - - *4th January 2014*

WHEREAS the Secretary of State for Transport, being the traffic authority for the M5 Motorway (“the M5”), is satisfied that traffic on lengths of that road between Junctions 12 and 11A in the County of Gloucestershire 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 12-11A) (Temporary Restriction and Prohibition of Traffic) (Number 3) Order 2013 and shall come into force on 4th January 2014.

2. In this Order –

“the first length of the M5” means both carriageways of the M5 north of Junction 12 from a point at the centre of the Pool Farm Access Overbridge to a point at the centre of the Winnycroft Lane Overbridge;

“the second length of the M5” means both carriageways of the M5 north of Junction 12 from a point 600 metres south of the centre of the A4173 Stroud Road Overbridge at Brookthorpe to a point 600 metres north of the centre of that overbridge;

“the 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 the M5;

“the Regulations” means the Motorways Traffic (England and Wales) Regulations 1982;

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

“the works” mean bridge works involving the installation of traffic management, excavation and exposure of pier foundations, removal and replacement of thaumasite affected concrete, backfill and reinstatement of drainage, communications cables and paving;

“the works period” means the period starting at 00.01 hours on Monday 6th January 2014 and ending when the said works have been completed;

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

and a reference to an article followed by a number is a reference to an article in this Order which bears that number.

3. Subject as mentioned in articles 4 and 6, no person shall, during the works period:

- (a) drive any motor vehicle at a speed exceeding 50 miles per hour on the first length of the M5;
- (b) cause or permit any vehicle with an overall width exceeding 2.5 metres to enter or proceed in any lane other than the left hand lane or middle lane of the second length of the M5;
- (c) cause or permit any vehicle with an overall width exceeding 3 metres to enter or proceed in any lane other than the left hand lane of the second length of the M5.

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 and shall not apply to:

- (a) a vehicle being used for police, fire and rescue authority or ambulance purposes; or
- (b) anything done at the direction of, or with the permission of, a constable.

5. During the works period, regulation 5 and (insofar as it relates to a vehicle being driven) regulation 9 of the Regulations are hereby suspended, in respect of the hard shoulder, at such times and to such extent as shall from time to time be indicated by traffic signs.

6. No speed limit imposed by this order applies to vehicles falling within regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011 when used in accordance with regulation 3(5) of those Regulations.

Signed by authority of the Secretary of State

30th December 2013

David Sledge
A Service Delivery Team Leader
in the Highways Agency