

2013 No. 962

ROAD TRAFFIC

The A38 Trunk Road (Glynn Valley, Near Bodmin) (Temporary Restriction and Prohibition of Traffic) Order 2013

Made - - - - - *28th February 2013*

Coming into force - - - - - *8th March 2013*

WHEREAS the Secretary of State for Transport, being the traffic authority for the A38 Trunk Road (“the A38”), is satisfied that traffic on lengths of that road between Turfdown Roundabout and Twelve Woods Roundabout near Bodmin in Cornwall 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), hereby makes the following Order:-

1. This Order may be cited as the A38 Trunk Road (Glynn Valley, Near Bodmin) (Temporary Restriction and Prohibition of Traffic) Order 2013 and shall come into force on 8th March 2013.

2. In this Order –

“the first length of the A38” means the A38 from a point 1000 metres east of the centre of its junction with Bodmin Parkway Station to a point at the eastern edge of Carminow Cross Roundabout;

“the second length of the A38” means the A38 from a point 200 metres east of the centre of its junction with Bodmin Parkway Station to a point at the centre of Carminow Cross Overbridge;

“the third length of the A38” means the A38 from the eastern edge of Turfdown Roundabout, Bodmin, to the western edge of Twelve Woods Roundabout (junction with the A390);

"layby" 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); and in this definition "carriageway" means any way (other than a cycle track) comprised in the trunk road over which the public have a right of way for the passage of vehicles and which has a surface suitable for the exercise of that right;

“the works” mean drainage, geotechnical and resurfacing works together with routine maintenance works such as sign cleaning, gully emptying, tree works, road studs and white lining;

“the works period” means the period starting at 00.01 hours on Sunday 10th March 2013 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. 2002/3113; Part I

“a works period” means a period of 10 hours starting at 20.00 hours on Sunday 10th March 2013 or on any subsequent day 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 7 and 10, no person shall, during the works period, drive any motor vehicle at a speed exceeding 30 miles per hour on the first length of the A38.

4. Subject as mentioned in articles 7 and 10, no person shall, during the works period, drive any motor vehicle at a speed exceeding 10 miles per hour on the A38 whilst traffic signs of a character authorised under section 64 of the Road Traffic Regulation Act 1984 indicating “convoy working” on that road are displayed.

5. Subject as mentioned in articles 7, 8 and 9, no person shall, during a works period, cause or permit any vehicle to enter or proceed in the A38.

6. Subject as mentioned in articles 7 and 8, no person shall, during a works period, cause or permit any vehicle to enter, proceed or remain in the laybys adjacent to:

- (a) the A38 eastbound situated 600 metres east of the Drift Lane Junction and opposite the North Lane Junction;
- (b) the A38 westbound situated 250 metres east of the Drift Lane Junction and 150 metres east of the Holt Road Junction.

7. The provisions of articles 3, 4, 5 and 6 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;
- (b) anything done at the direction of, or with the permission of, a constable;
- (c) a vehicle being used in connection with the said works.

8. The provisions of articles 5 and 6 shall not apply to a vehicle being used in connection with the said works or for traffic officer purposes.

9. The provisions of article 5 shall not apply to a vehicle proceeding to or from Bodmin Parkway Station or premises that are accessible from and only from the A38.

10. 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

28th February 2013

Malcolm Roberts
A Service Delivery Team Leader
in the Highways Agency