S T A T U T O R Y I N S T R U M E N T S

2009 No. 2853

ROAD TRAFFIC

The A2 Trunk Road (Brenley Corner - Dunkirk) (Temporary Restriction and Prohibition of Traffic) Order 2009

Made - - - -	*19th October 2009*
Coming into force - -	*24th October 2009*

WHEREAS the Secretary of State for Transport, being the traffic authority for the A2 Trunk Road, is satisfied that traffic should be restricted and prohibited on a length 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 A2 Trunk Road (Brenley Corner - Dunkirk) (Temporary Restriction and Prohibition of Traffic) Order 2009 and shall come into force on 24th October 2009.

2. In this Order:

"the trunk road" means the A2 Trunk Road in the County of Kent;

"the length of trunk road" means both carriageways of the trunk road between the roundabout at Brenley Corner Interchange (A299/M2) and a point 730 metres east of Dunkirk Interchange;

"lay-by" means an area of carriageway intended for the waiting of vehicles and bounded partly by a traffic sign of the type shown in diagram 1010 in Schedule 6 to the Traffic Signs Regulations and General Directions 2002(**b**) and partly by the outer edge of that carriageway on the same side of the road as that on which the sign is placed; 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 A2 lay-by" means the lay-by in the Londonbound carriageway of the trunk road between points 117 metres west of Popular View footbridge and 80 metres east of Boughton Street Interchange;

"works" mean the installation of a weather station, fog detectors and signs on the trunk road;

"a first works period" means a period of 24 hours starting at 0001 hours on Monday 26th October 2009 or on any subsequent day until 23rd April 2011; and

(**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.

"a second works period" means a period of 8 hours starting at 2100 hours on Monday 26th October 2009 or on any subsequent day until 23rd April 2011.

3. Subject as mentioned in articles 5 and 6 below, no person shall, during a first works period, cause or permit any vehicle to enter or proceed in, or wait on, an A2 lay-by.

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 50 miles per hour on the length of trunk road.

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. 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 police officer or traffic officer in uniform; or

(d) any vehicle being used for winter maintenance purposes;

and nothing in article 4 above shall apply to a vehicle being used for police, ambulance or fire and rescue authority purposes.

Signed by authority of the Secretary of State for Transport

S DUKE
An Area Performance Manager
in the Highways Agency

19th October 2009