STATUTORY INSTRUMENTS

2010 No. 393

ROAD TRAFFIC

The A46 Trunk Road (Evesham Bypass) (Temporary Restriction and Prohibition of Traffic) Order 2010

Made - - - - 1 February 2010

Coming into force - - 8 February 2010

WHEREAS the Secretary of State for Transport, being the traffic authority for the A46 Trunk Road ("the A46") is satisfied that traffic on lengths of that road at Evesham in the County of Worcestershire 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 sections 14(1)(a) of the Road Traffic Regulation Act 1984(**a**), and of all other powers enabling him in that behalf, hereby makes the following Order:-

1. This Order may be cited as The A46 Trunk Road (Evesham Bypass) (Temporary Restriction and Prohibition of Traffic) Order 2010 and shall come into force on 8 February 2010.

2. In this Order –

"the trunk road"	means the A46 from a point 200 metres south of its roundabout junction with the A4184 (Cheltenham Road Roundabout) to a point 300 metres north of its roundabout junction with the A44 (Twyford Roundabout);
"layby"	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 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 a length of the trunk road over which the public have a right of way for the passage of vehicles and which has a suitable surface for the exercise of that right;

(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 1.

"the works period"	means the period starting at 20:00 hours on Sunday 14 February 2010 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 6 and 7, no person shall, during the works period, drive any motor vehicle at a speed exceeding -

(a) 10 miles per hour on a length of the trunk road whilst 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 length of the trunk road whilst such traffic signs in relation to that length are not displayed.

4. Subject as mentioned in articles 6 and 7, no person shall, during the works period, cause or permit any vehicle to enter or proceed in any layby adjacent to the northbound carriageway or the southbound carriageway of the trunk road.

5. Subject as mentioned in articles 6 and 7, no person shall, during the works period, cause or permit any pedestrian to enter or proceed across the A46 at its junction with Badsey Lane.

6. The provisions of articles 3, 4 and 5 shall apply only during such times and to such extent as shall from time to time be indicated by traffic signs.

7. The provisions of:

(a) articles 3 and 4 shall not apply to any vehicle -

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

(ii) proceeding at the direction of, or with the permission of, a police officer in uniform;

(b) article 4 shall not apply to any vehicle being used in connection with the said works; and

(c) article 5 shall not apply to any person –

(i) engaged in police, fire brigade or ambulance activity, or

(ii) engaged in activity connected with the works.

Signed by authority of the Secretary of State

A Slack
A Team Leader
1 February 2010 in the Highways Agency