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

# 2010 No. 1450

# ROAD TRAFFIC

## The M42 Motorway (Junctions 4 - 7) (Temporary Restriction and Prohibition of Traffic) Order 2010

*Made - - - - 7 May 2010*

*Coming into force - -14 May 2010*

WHEREAS the Secretary of State for Transport, being the traffic authority for the M42 Motorway ("the M42"), is satisfied that traffic on a length of that motorway in the Metropolitan Borough of Solihull 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) and (7) 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 M42 Motorway (Junctions 4 - 7) (Temporary Restriction and Prohibition of Traffic) Order 2010 and shall come into force on 14 May 2010.

**2.** In this Order –

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| "the motorway" | means – |
| | (i) the northbound carriageway of the M42 from its junction with the exit slip road at Junction 4 to its junction with the link road leading to the M6 at Junction 7; and |
| | (ii) the southbound carriageway of the M42 from its junction with the link road leading from the M6 at Junction 7 to its junction with the entry slip road at Junction 4; |
| "the Regulations" | means the Motorways Traffic (England and Wales) Regulations 1982 **(b)**; |
| "a hard shoulder" | means the hard shoulder, within the meaning of Regulation 3(1)(e) of the Regulations, which is adjacent to the motorway; |

**(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, amended by S.I. 1983/374, 1984/1479, 1992/1364.

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| "the works period" | means the period starting at 21.30 hours on Monday 17 May 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 5 and 6, no person shall, during the works period, drive any motor vehicle at a speed exceeding 40 miles per hour in the motorway.

**4.** Subject as mentioned in articles 5 and 6, no person shall, during the works period, cause or permit any vehicle to enter or proceed in the motorway.

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

**6.** The provisions of articles 3 and 4 shall not apply to any vehicle –

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

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

and nothing in article 4 shall apply to any vehicle being used for or in connection with the said works or by a traffic officer in uniform.

**7.** 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

*A Slack*
A Team Leader
in the Highways Agency

7 May 2010