STATUTORY INSTRUMENTS

2010 No. 1591

ROAD TRAFFIC

The M42 Motorway (Junctions 6 - 4) (Temporary Restriction and Prohibition of Traffic) Order 2010

Made - - - - 28 May 2010

Coming into force - - 4 June 2010

WHEREAS the Secretary of State for Transport, being the traffic authority for the M42 Motorway ("the M42") and connecting roads, is satisfied that traffic on a length of that motorway and some of those connecting roads 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 6 - 4) (Temporary Restriction and Prohibition of Traffic) Order 2010 and shall come into force on 4 June 2010.

2. In this Order –

"the motorway"	means the southbound carriageway of the M42 from its junction with the exit slip road at Junction 6 to its junction with the entry slip road at Junction 4;
"a slip road"	means the slip road leading –
	(i) to the southbound carriageway of the M42 at Junction 6;
	(ii) to the southbound carriageway of the M42 at Junction 5;
	(iii) from the southbound carriageway of the M42 at Junction 5; and
	(iv) from the southbound carriageway of the M42 at Junction 4;
"the Regulations"	means the Motorways Traffic (England and Wales) Regulations 1982 **(b)**

(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

“a hard shoulder”	means the hard shoulder, within the meaning of Regulation 3(1)(e) of the Regulations, which is adjacent to the motorway;
"the works period"	means the period starting at 22.00 hours on Monday 7 June 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 50 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 or a slip road.

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

28 May 2010