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

2009 No. 2684

ROAD TRAFFIC

The M6 Motorway (Junctions 38-39, Northbound Carriageway) (Temporary Restriction of Traffic) Order 2009

Made - - - -	*1st October 2009*
Coming into force - -	*4th October 2009*

WHEREAS the Secretary of State for Transport, being the traffic authority for the M6 Motorway, is satisfied that traffic on sections of that motorway in the District of Eden in the County of Cumbria should be restricted 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**) hereby makes the following Order:-

1. This Order may be cited as the M6 Motorway (Junctions 38-39, Northbound Carriageway) (Temporary Restriction of Traffic) Order 2009 and shall come into force on 4th October 2009.

2. In this Order:

"the motorway" means the M6 Motorway between Junctions 38-39;

"the tip of the nosing of the exit slip road" means the last point where the slip road leaves the carriageway of the motorway;

"the tip of the nosing of the entry slip road" means the first point where the slip road joins the carriageway of the motorway;

"the first length of carriageway" means the northbound carriageway of the motorway from a point 105 metres south of the tip of the nosing of the entry slip road at Junction 38 to a point 110 metres south of the tip of the nosing of the entry slip road at Junction 39;

"the second length of carriageway" means the northbound carriageway of the motorway from a point 55 metres north of the tip of the nosing of the exit slip road leading to Westmoreland Services to a point 300 metres south of the tip of the nosing of the entry slip road at Junction 39;

"the length of hardshoulder" means the hardshoulder adjacent to the second length of carriageway;

"the works period" means a period starting at 1200 hours on Monday 5 October 2009 and ending at 0600 hours on Sunday 20 December 2009. Works may start and continue beyond these dates until 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

"hardshoulder" has the meaning given in regulation 3(1)(e) of the Motorways Traffic (England and Wales) Regulations 1982(**a**);

"works" means resurfacing, road marking and loop installation works on the motorway;

3. Subject as mentioned in article 5 of this Order, during the works period, no person shall cause or permit any vehicle to be driven in the first length of carriageway or the length of hardshoulder at a speed exceeding 50 miles per hour.

4. The provisions of regulations 5 and (in so far as it relates to a vehicle being driven) 9 of the Motorways Traffic (England and Wales) Regulations 1982 **(a)** are suspended in relation to the length of hardshoulder defined in article 2 of this Order at such times and to such extent as may be indicated by traffic signs; and in this article, "hardshoulder" has the meaning given in regulation 3(1)(e) of those Regulations.

5. The provisions of article 3 of this Order 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 vehicle being used for emergency purposes by the police, fire and rescue authority or ambulance services.

Signed by authority of the Secretary of State for Transport

City Tower
Piccadilly Plaza
Manchester
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M SWEETING
Regional Performance Manager
Network Operations Division
Highways Agency

1st October 2009

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(a) S.I. 1982/1163 amended by S.I. 1983/374, 1984/1479, 1992/1364.