1958 No. 302

The Traffic Signs (40 m.p.h. Speed Limit) Regulations, 1958

Made - - - -	21*st February*, 1958
Laid before Parliament	28*th February*, 1958
Coming into Operation	15*th March*, 1958

The Secretary of State and the Minister of Transport and Civil Aviation (hereinafter referred to as "the Minister") acting jointly in exercise of their powers under sections 48 and 59 of the Road Traffic Act, 1930(a), as read with the Transfer of Functions (Roads, Bridges and Ferries) Order, 1955(b), section 35 of the Road Traffic Act, 1956(c), and of all other powers them enabling in that behalf hereby make the following Regulations:—

1. These Regulations shall come into operation on the fifteenth day of March, 1958, and may be cited as the Traffic Signs (40 m.p.h. Speed Limit) Regulations, 1958.

2.—(1) In these Regulations the following expressions have the meanings hereby respectively assigned to them:—

"classified road" means a road classified by the Minister under the Ministry of Transport Act, 1919(d), in Class I or Class II;

"forty miles per hour speed limit" means a speed limit of forty miles per hour on the driving of mechanically propelled vehicles imposed under section 10 of the London Traffic Act, 1924(e);

"hours of darkness" means the time between half-an-hour after sunset and half-an-hour before sunrise;

"Schedule" means the Schedule to these Regulations;

"the directions" means the Traffic Signs (40 m.p.h. Speed Limit) Directions, 1958(f).

(2) Any reference in these Regulations to any enactment shall be construed as a reference to that enactment as amended by any subsequent enactment.

(3) The Interpretation Act, 1889(g), shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

3.—(1) Every traffic sign for conveying to traffic information that a forty miles per hour speed limit is in force on a length of road shall be of the size, colour and type shown in either diagram 1, diagram 2 or diagram 3 in the Schedule.

(2) Every traffic sign for conveying to traffic information as to the point at which a forty miles per hour speed limit ceases to be in force on a length of road shall be of the size, colour and type shown in diagram 4 in the Schedule, notwithstanding that a sign of that size, colour and type is by the Traffic Signs (30 m.p.h. Speed Limit) Regulations, 1957(h), prescribed for conveying information as to the point at which a length of road ceases to be a road which is deemed to be a road in a built-up area.

(a) 20 & 21 Geo. 5. c. 43. (b) S.I. 1955/1955 (1955 I, p. 1205). (c) 4 & 5 Eliz. 2. c. 67.
(d) 9 & 10 Geo. 5. c. 50. (e) 14 & 15 Geo. 5. c. 34. (f) S.I. 1958/303 (Pt. II, p. 2098 of this volume).
(g) 52 & 53 Vict. c. 63. (h) S.I. 1957/274 (1957 II, p. 2088).

4.—(1) The following provisions as to illumination shall during the hours of darkness apply to a sign shown in diagram 1, diagram 2 or diagram 4 in the Schedule.

(2) Where any such sign is placed within one hundred and fifty yards of a street lamp, the sign shall, subject to the provisions of paragraphs (4) and (5) of this Regulation, be illuminated by a means of lighting which is fitted to the sign unless it has been agreed in writing by or on behalf of the Minister that either—

(*a*) the sign is so illuminated by street lighting during the hours of darkness as to be adequately visible to drivers of approaching motor vehicles ; or

(*b*) the sign may be illuminated by the use of reflectors or reflecting material in accordance with the relevant provisions of Regulations 6 and 7 of these Regulations.

(3) Where any such sign is placed not within one hundred and fifty yards of a street lamp, the sign shall be illuminated either—

(*a*) by a means of lighting which is fitted to the sign, or

(*b*) by the use of reflectors or reflecting material in accordance with the relevant provisions of Regulations 6 and 7 of these Regulations.

(4) Where two signs shown in diagram 2 are, in accordance with paragraphs 4 and 8 of the directions (which contain provision as to the positions at which these signs may be placed) placed on a road, not being a trunk road or a classified road, the sign other than the sign on the left or near side of the road, if it is within one hundred and fifty yards of a street lamp, may be illuminated by the use of reflectors or reflecting material in accordance with the relevant provisions of Regulations 6 and 7 of these Regulations, notwithstanding that by virtue of paragraph (2) of this Regulation the sign could, but for this paragraph, only be so illuminated if it had been so agreed in writing by or on behalf of the Minister.

(5) Where two signs shown in diagram 4 in the Schedule are, in accordance with paragraphs 7 and 8 of the directions (which contain provision as to the positions at which these signs may be placed) placed on a road within one hundred and fifty yards of a street lamp and at or near the junction of that road with a side of a length of road on which a forty miles per hour speed limit is in force, one sign may be illuminated by the use of reflectors or reflecting material in accordance with the relevant provisions of Regulations 6 and 7 of these Regulations, notwithstanding that by virtue of paragraph (2) of this Regulation the sign could, but for this paragraph, only be so illuminated if it had been so agreed in writing by or on behalf of the Minister.

5. Every sign shown in diagram 3 shall be illuminated during the hours of darkness—

(*a*) by a means of lighting which is fitted to the sign, or

(*b*) by the use of reflectors or reflecting material

unless the sign is so illuminated by street lighting as to be adequately visible to drivers of approaching motor vehicles.

6. Where any sign shown in any of the diagrams in the Schedule is illuminated by the use of reflectors in accordance with the foregoing provisions of these Regulations, the number, size, colour and arrangement of such reflectors shall be as shown in the diagram relating to that sign.

7. Where any sign shown in any of the diagrams in the Schedule is illuminated by the use of reflecting material in accordance with the foregoing provisions of these Regulations—

(*a*) material reflecting red light shall be used on that part (if any) of the sign which is shown as to be coloured red in the diagram relating to that sign, and

(*b*) subject to the provisions of the last preceding paragraph, material reflecting white light shall be used either—

(i) on any number, letter or symbol incorporated in the sign but not elsewhere thereon, or

(ii) not on any number, letter or symbol incorporated in the sign but elsewhere thereon,

but so that the colours of the sign as shown in the diagram relating to that sign are not materially impaired in normal daylight.

Given under the Seal of the Secretary of State this twentieth day of February, 1958.

John S. Maclay,
One of Her Majesty's Principal Secretaries of State.

Given under the Official Seal of the Minister of Transport and Civil Aviation this twenty-first day of February, 1958.

(L.S.)

Harold Watkinson,
The Minister of Transport and Civil Aviation.

SCHEDULE

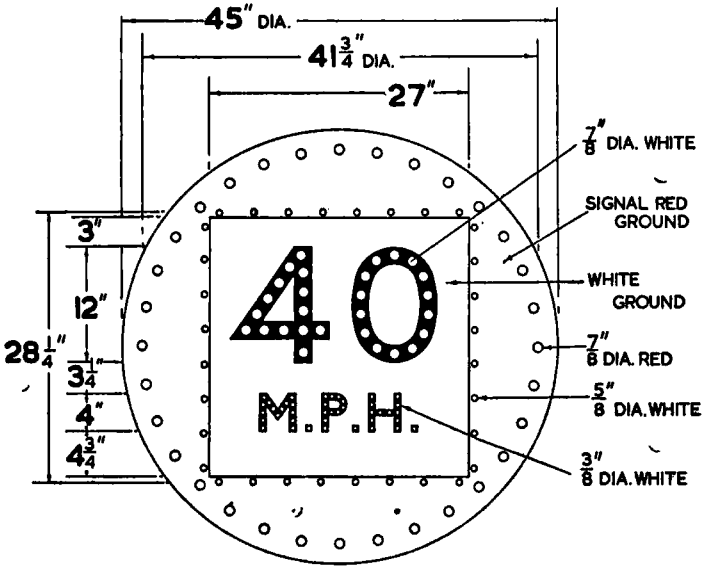


Diagram 1

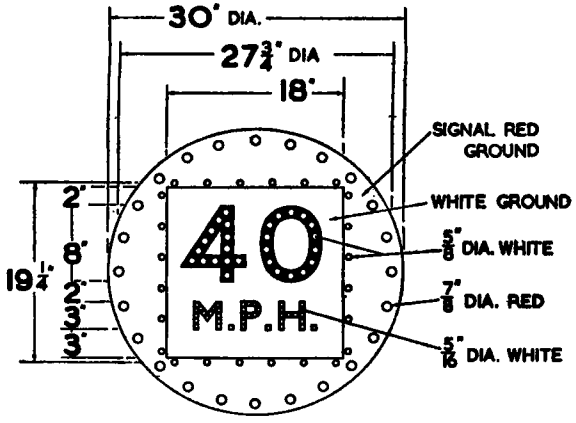


Diagram 2

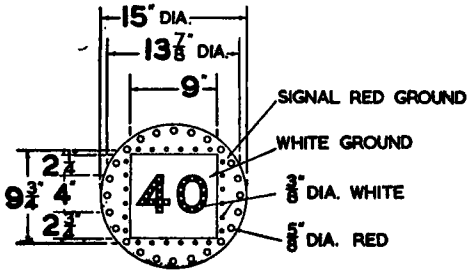


Diagram 3

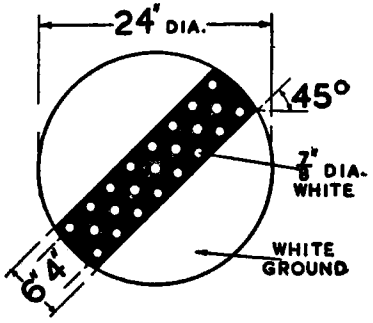


Diagram 4

EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations prescribe the size, colour and type of traffic signs which highway authorities in the London Traffic Area may use to indicate that a speed limit of forty miles per hour on the driving of mechanically-propelled vehicles is in force on lengths of road in their areas by virtue of regulations under section 10 of the London Traffic Act, 1924, as amended.