STATUTORY INSTRUMENTS

2009 No. 2802

ROAD TRAFFIC

The A194(M) Motorway and the A184 Trunk Road (Havannah Interchange to Testo's Roundabout) (Temporary Restriction and Prohibition of Traffic) Order 2009

Made - - - -	*12 October 2009*
Coming into force - -	*25 October 2009*

WHEREAS, the Secretary of State for Transport, being the traffic authority for the A194(M) Motorway, the A184 Trunk Road and connecting roads, in the Districts of Gateshead and South Tyneside in the County of Tyne and Wear, is satisfied that traffic on that motorway, that trunk road and some of those connecting roads should be restricted and prohibited because traffic loop and ducting installation 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**), makes the following Order: -

1. This Order may be cited as the A194(M) Motorway and the A184 Trunk Road (Havannah Interchange to Testo's Roundabout) (Temporary Restriction and Prohibition of Traffic) Order 2009 and shall come into force on 25 October 2009.

2. In this Order; –

"the A194(M)" means the A194(M) Motorway;

"the A184" means the A184 Trunk Road;

"the roundabout" means the circulatory carriageway of the A184 White Mare Pool Interchange Roundabout;

"the first length of northbound carriageway" means the A194(M) northbound carriageway from a point 700 metres north of the centre-point of the A182 Havannah Interchange to its junction with the roundabout, a distance of 3500 metres;

"the second length of northbound carriageway" means the A194(M) northbound carriageway from the nose of the northbound exit slip road at the A195 Follingsby Interchange to its junction with the roundabout, a distance of 1800 metres;

"the southbound carriageway" means the A194(M) southbound carriageway from its junction with the roundabout southwards for a distance of 1000 metres;

(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.

"the westbound carriageway" means the A184 westbound carriageway from its junction with the A19 Trunk Road Testo's Roundabout to its junction with the roundabout, a distance of 2450 metres;

"the first slip roads" means any of the following slip roads:
(i) the A194(M) northbound exit and entry slip roads at Follingsby Interchange, and
(ii) the A184 westbound exit and eastbound entry slip roads at the roundabout;

"the second slip roads" means any of the following slip roads:
(i) the A194(M) northbound entry slip road at Follingsby Interchange, and
(ii) the A184 westbound exit slip road at the roundabout;

"a layby" means an area of carriageway intended for the waiting of vehicles and bounded partly by a road marking of the type shown in diagram 1010 in Schedule 6 to the Traffic Signs Regulations and General Directions 2002(**a**) 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 the A184 over which the public have a right of way for the passage of vehicles and which has a surface suitable for the exercise of that right;

"the central reservation" means that part of the A184 which separates its carriageways for the safety and guidance of traffic using that road;

"the first works period" means the period commencing at 00:01 hours on Monday 26 October 2009 and ending when the said works have been completed;

"the second works period" means a period of 10 hours commencing at 20:00 hours on Monday 26 October 2009 or any subsequent night thereafter until 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 article 5 no person shall, during the first works period, cause or permit any vehicle to be driven at a speed exceeding 50 miles per hour in the first length of northbound carriageway, the southbound carriageway, the westbound carriageway, the roundabout, or the first slip roads.

4. Subject as mentioned in article 5, no person shall, cause or permit any vehicle:

(a) to enter or proceed in the second length of northbound carriageway, or the second slip roads during the second works period;

(b) to enter or proceed through the gap in the central reservation approximately 500 metres west of Testo's Roundabout during the second works period; or

(c) to enter or wait in a layby situated adjacent to the A184 westbound carriageway approximately 1330 metres west of Testo's Roundabout during the first works period.

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. Nothing in article 4 shall apply to:

(a) a vehicle being used for police, fire and rescue authority or ambulance purposes;

(b) a vehicle being used for, or in connection with, the said works, or for winter maintenance or traffic officer purposes; or

(c) anything done at the direction of, or with the permission, of a police officer or traffic officer in uniform;

and nothing in article 3 shall apply to any vehicle being used for a purpose specified in paragraph (a) of this article.

(a) S.I. 2002/3113; Part I.

6. 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 hard shoulders adjacent to the second length of northbound carriageway as described in article 2 at such times and to such extent as may, from time to time, be indicated by traffic signs; and in this article "hard shoulder" has the meaning given in regulation 3(1)(e) of those Regulations.

Signed by authority of the Secretary of State

PETER MOFFATT
An Area Performance Manager
in the Highways Agency

12 October 2009

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