STATUTORY INSTRUMENTS

2009 No. 3119

ROAD TRAFFIC

The A12 and A120 Trunk Roads (Coggeshall to Marks Tey, Essex) (Temporary Restriction and Prohibition of Traffic) Order 2009

Made - - - -	*16 November 2009*
Coming into force - -	*23 November 2009*

WHEREAS, the Secretary of State for Transport, being the traffic authority for the A12 Trunk Road ("the A12") and the A120 Trunk Road ("the A120"), is satisfied that traffic on lengths of those roads in the Districts of Braintree and Colchester in the County of Essex 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) of the Road Traffic Regulation Act 1984(**a**) hereby makes the following Order:-

1. This Order may be cited as the A12 and A120 Trunk Roads (Coggeshall to Marks Tey, Essex) (Temporary Restriction and Prohibition of Traffic) Order 2009 and shall come into force on 23 November 2009.

2. In this Order:

"the first length of trunk road" means the eastbound and westbound carriageways of the A120 from their junctions with the A12/A120 Marks Tey Roundabout to a point 5613 metres west of that roundabout;

"the second length of trunk road" means the eastbound and westbound carriageways of the A120 from a point 1350 metres west and 4263 metres west of their junctions with the A12/A120 Marks Tey Roundabout;

"the third length of trunk road" means the eastbound and westbound carriageways of the A120 between their junctions with Marks Farm Roundabout and the A12/A120 Marks Tey Roundabout.

"lay-by" means an area of carriageway intended for the waiting of vehicles and bounded partly by a traffic sign of the type shown in diagram 1010 in Schedule 6 to the Traffic Signs Regulations 2002(**b**) 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 trunk road 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 works" mean carriageway resurfacing works to the trunk road;

(**a**) 1984 c.27; a new section 14 was substituted by the Road Traffic (Temporary Restrictions) Act 199 (c.26), section 1(1) and Schedule 1.
(**b**) S.I. 2002/3113; Part I.

"the works period" means the period starting at 00.01 hours on Friday 27 November 2009 and ending when the said works have been completed;

"a works period" means a period of 10 hours starting at 20.00 hours on Friday 27 November 2009 or on any subsequent day 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 articles 6 and 7 no person shall, during a works period, drive any motor vehicle at a speed exceeding –

(a) 10 miles per hour on a length of the second length of trunk road whilst traffic signs of a character authorised under section 64 of the Road Traffic Regulation Act 1984 indicating "convoy working" on that length are displayed,

(b) 40 miles per hour on a length of the second length of trunk road whilst such traffic signs as described at (a) above in relation to that length are not displayed, or

(c) 40 miles per hour on the first length of trunk road.

4. Subject as mentioned in articles 6 and 7 no person shall, during a works period, cause or permit any vehicle –

(a) to overtake any other moving vehicle on the first length of trunk road or the second length of trunk road,

(b) with an overall width exceeding 3.5 metres to enter or proceed in the third length of trunk unless escorted by an authorised vehicle, or

(c) to enter or leave the trunk road at its junction with the A120 and –

(i) Great Tey Road/Brook Road,

(ii) Salmons Lane/ East Gores Road, and

(iii) Elm Lane.

5. Subject as mentioned in articles 6 and 7 no person shall, during the works period, cause or permit any vehicle to enter the lay-by adjacent to the -

(a) A120 eastbound carriageway situated 3340 metres west of the A12/A120 Marks Tey Roundabout,

(b) A120 westbound carriageway situated 4025 metres west of the A12/A120 Marks Tey Roundabout,

(c) A120 eastbound carriageway situated 700 metres west of the B1256 Marks Farm Roundabout,

(d) A12 northbound carriageway situated 2400 metres south of the centre of the A12/A120 Marks Tey Interchange, and

(e) A12 southbound carriageway situated 1500 metres north of the centre of the A12/A120 Marks Tey Interchange.

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

7. Nothing in –

(a) articles 3, 4 and 5 shall apply to a vehicle being used for police, fire and rescue authority or ambulance purposes,

(b) articles 4(b) and 5 shall apply to a vehicle being used in connection with the said works or for traffic officer, or winter service maintenance purposes,

(c) article 4(c) shall apply to a vehicle requiring access to properties which are accessible from, and only from, those roads, and

(d) article 5(c), (d) and (e) shall apply to a vehicle described in article 4(b).

Signed by authority of the Secretary of State

P J Smith
An Area Performance Manager
in the Highways Agency

Woodlands, Manton Lane, Bedford
16 November 2009