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

2010 No. 1242

ROAD TRAFFIC

The M5 Motorway (Junctions 28 and 29 Slip Roads) (Temporary Prohibition and Restriction of Traffic) Order 2010

Made - - - -	*24 March 2010*
Coming into force - -	*30 March 2010*

WHEREAS the Secretary of State for Transport, being the traffic authority for the M5 Motorway ("the M5") and connecting roads, is satisfied that traffic on some of those connecting roads at Junctions 28 and 29 in the County of Devon should be prohibited and 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 M5 Motorway (Junctions 28 and 29 Slip Roads) (Temporary Prohibition and Restriction of Traffic) Order 2010 and shall come into force on 30 March 2010 and apply for a period of twelve months.

2. In this Order –

"the first slip roads" mean (i) the northbound exit slip road at M5 Junction 28; and (ii) the northbound exit slip road at M5 Junction 29;

"the second slip roads" mean (i) the southbound entry slip road at M5 Junction 28; and (ii) the northbound entry slip road at M5 Junction 29;

"the hard shoulder" means the hard shoulder within the meaning of regulation 3(1)(e) of the Regulations which is adjacent to the second slip roads;

"the Regulations" means the Motorways Traffic (England and Wales) Regulations 1982(**b**);

"the works" mean litter picking, gully cleaning, sweeping, grass cutting, studs and patching, barrier re-tensioning, road markings and general maintenance;

"a works period" means a period of 8½ hours starting at 21.00 hours on Thursday 1 April 2010 or any subsequent day 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 4 and 5, no person shall, during a works period:

(a) cause or permit any vehicle to enter or proceed in the first slip roads;

(b) drive any motor vehicle at a speed exceeding 50 miles per hour in the second slip roads.

(**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 and 1992 / 1364

4. The provisions of article 3 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) a vehicle being used for police, fire and rescue authority or ambulance purposes;

(b) anything done at the direction of, or with the permission of, a police officer in uniform.

5. The provisions of article 3(a) shall not apply to a vehicle being used in connection with the said works, for traffic officer purposes or for winter maintenance purposes.

6. During a works period, regulation 5 and (insofar as it relates to a vehicle being driven) regulation 9 of the Regulations are hereby suspended, in respect of the 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

DAVID SLEDGE
An Area Performance Manager
in the Highways Agency

24 March 2010