STATUTORY INSTRUMENTS

2010 No. 1846

ROAD TRAFFIC

The A38 Trunk Road (Manadon Flyover to Saltram Overbridge, Plymouth) (Temporary Prohibition and Restriction of Traffic) Order 2010

Made - - - -	*7 July 2010*
Coming into force - -	*10 July 2010*

WHEREAS the Secretary of State for Transport, being the traffic authority for the A38 Trunk Road ("the A38") and connecting roads, is satisfied that traffic on lengths of that road and one of those connecting roads in the City of Plymouth 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) of the Road Traffic Regulation Act 1984(**a**), hereby makes the following Order:-

1. This Order may be cited as the A38 Trunk Road (Manadon Flyover to Saltram Overbridge, Plymouth) (Temporary Prohibition and Restriction of Traffic) Order 2010 and shall come into force on 10 July 2010.

2. In this Order –

"the first length of the A38" means both carriageways of the A38 in Plymouth from a point at the centre of Manadon Flyover (2900 metres west of the centre of the Forder Valley West Overbridge) to a point at the centre of Saltram Overbridge (2100 metres east of the centre of the Forder Valley West Overbridge);

"the second length of the A38" means (i) the eastbound carriageway of the A38 from the tip of the nosing of the eastbound exit slip road at the Forder Valley Junction to the tip of the nosing of the eastbound entry slip road at the Marsh Mills Junction; and (ii) the westbound carriageway of the A38 from the tip of the nosing of the westbound exit slip road at the Forder Valley Junction to the tip of the nosing of the westbound entry slip road at the same junction;

"the slip road" means the eastbound exit slip road (leading to the link road) at the A38 Marsh Mills Junction;

"tip of the nosing" means the first point where an entry slip road joins the carriageway of a trunk road or the last point where an exit slip road leaves the carriageway of a trunk road;

"a bicycle" means a pedal cycle with fewer than four wheels and not being a mechanically propelled vehicle;

"the works" mean bridge and bridge parapet painting works;

(**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 works period" means the period starting at 00.01 hours on Monday 12 July 2010 and ending when the said works have been completed;

"a works period" means a period of 10 hours starting at 20.00 hours on Monday 12 July 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 6 and 7, no person shall, during the works period, drive any motor vehicle at a speed exceeding 50 miles per hour on the first length of the A38.

4. Subject as mentioned in articles 6 and 7, no person shall, during a works period, cause or permit any vehicle to enter or proceed in the second length of the A38 and the slip road.

5. Subject as mentioned in article 6, no person using a bicycle shall enter or proceed in the second length of the A38 during a works period.

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 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 constable.

7. The provisions of article 4 shall not apply to:

(a) a vehicle being used in connection with the said works;

(b) a vehicle being used for traffic officer purposes.

Signed by authority of the Secretary of State

MALCOLM ROBERTS
An Area Performance Manager
in the Highways Agency

7 July 2010