STATUTORY INSTRUMENTS

2010 No. 209

ROAD TRAFFIC

The A249 Trunk Road (Wormdale Hill Overbridge – Chestnut Street Overbridge, Lay-By) (Temporary Prohibition of Traffic) Order 2010

Made - - - -	*25th January 2010*
Coming into force - -	*30th January 2010*

WHEREAS the Secretary of State for Transport, being the traffic authority for the A249 Trunk Road, is satisfied that traffic should be prohibited on a length of that road 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 A249 Trunk Road (Wormdale Hill Overbridge – Chestnut Street Overbridge, Lay-By) (Temporary Prohibition of Traffic) Order 2010 and shall come into force on 30th January 2010.

2. In this Order:

"the trunk road" means the A249 Trunk Road near Sittingbourne in the County of Kent;

"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 and General Directions 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 A249 lay-by" means the lay-by in the northbound carriageway of the trunk road between Wormdale Hill overbridge northeast of Stockbury (M2 Junction 5) and Chestnut Street overbridge southwest of Key Street (A2);

"works" mean the installation of a new fence on the trunk road; and

"the works period" means the period starting on Monday 1st February 2010 and ending on 29th July 2011.

3. Subject as mentioned in article 4 below, no person shall, during the works period, cause or permit any vehicle to enter or proceed in, or wait on, the A249 lay-by.

(**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. 2002/3113.

4. The provisions of article 3 above shall apply only at 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 in connection with the said works;

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

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

(d) any vehicle being used for winter maintenance purposes.

Signed by authority of the Secretary of State for Transport

P B EVANS
A Deputy DBFO Contract Manager
in the Highways Agency

25th January 2010