STATUTORY INSTRUMENTS

2010 No. 952

ROAD TRAFFIC

The A20 Trunk Road (Western Heights Roundabout – Satmar Lane Overbridge) (Restriction on Use of Offside Lane) (Experimental) Order 2010

Made - - - -	*1st March 2010*
Coming into force - -	*15th March 2010*

The Secretary of State for Transport in exercise of the powers conferred by sections 9(1)(a) and (3), 10(1) and (2) and 11 of the Road Traffic Regulation Act 1984(**a**), and vested in the Secretary of State(**b**), makes the following Order:-

1. This Order may be cited as the A20 Trunk Road (Western Heights Roundabout – Satmar Lane Overbridge) (Restriction on Use of Offside Lane) (Experimental) Order 2010 and shall come into force on 15th March 2010.

2. In this Order:

"the specified length of carriageway" means that part of the westbound carriageway of the A20 Trunk Road near Dover in the County of Kent which lies between Western Heights roundabout and Satmar Lane overbridge, as indicated by traffic signs; and

"traffic officer" means an individual designated as such by the Secretary of State, or by a person authorised by the Secretary of State, in accordance with section 2 of the Traffic Management Act 2004.

3.—(1) No heavy commercial vehicle(**c**) shall be driven or moved in the right hand or offside lane of the specified length of carriageway at any place where both the lanes are open for use by traffic proceeding in the same direction, at any time on any day.

(2) Nothing in this article shall have effect so as to require a heavy commercial vehicle to change lane during a period when it would not be reasonably practicable for it to do so without involving danger of injury to any person or inconvenience to other traffic.

4. The restriction in article 3 shall not apply -

(a) to any person using the right hand or offside lane of the specified length of carriageway, where it is done in accordance with –

(i) any direction or permission given by a constable;

(ii) any direction or permission given by a traffic officer in uniform; or

(iii) any indication given by a traffic sign;

(**a**) 1984 c.27; new sections 9(1) and 10(2) were substituted by the New Roads and Street Works Act 1991 (c.22), section 168 and Schedule 8 Part II, paragraphs 23(2) and (3) and 24.
(**b**) S.I. 1981/238.
(**c**) See section 138 of the Road Traffic Regulation Act 1984 (c.27) for the definition of "heavy commercial vehicle".

(b) where it is necessary for a person to use the right hand or offside lane of the specified length of carriageway to avoid or prevent an accident or due to circumstances beyond his or her control;

(c) to any vehicle being used by –

(i) a constable;

(ii) a traffic officer in uniform;

(iii) a member of an ambulance service; or

(iv) an employee of a fire and rescue authority;

where such vehicle is being used in the exercise of their duties; and

(d) where it is necessary for a person to use the right hand or offside lane of the specified length of carriageway to carry out in an efficient manner –

(i) the maintenance, repair, cleaning, clearance, alteration or improvement of the westbound carriageway of the A20 between Western Heights roundabout and Satmar Lane overbridge;

(ii) the removal of any vehicle from the westbound carriageway of the A20 between Western Heights roundabout and Satmar Lane overbridge; or

(iii) the erection, laying, placing, maintenance, testing, alteration, repair or removal of any structure, works or apparatus in, on, under, or over any part of the westbound carriageway of the A20 between Western Heights roundabout and Satmar Lane overbridge.

5. If it appears to the Area Performance Manager of the Highways Agency, Dorking, essential in the interests of the expeditious, convenient and safe movement of traffic, he may after –

(a) consulting with the Chief Constable for Kent, and

(b) giving such public notice as the Secretary of State may direct,

modify or suspend the operation of this Order or any provision contained therein.

Signed by authority of the Secretary of State for Transport

S DUKE
An Area Performance Manager
in the Highways Agency

1st March 2010

EXPLANATORY NOTE

(This note is not part of the Order)

This Order restricts heavy goods vehicles entering the offside lane of the westbound carriageway of the A20 between Western Heights roundabout and Satmar Lane overbridge where the prohibition is indicated by traffic signs at any time on any day.