STATUTORY INSTRUMENTS

2013 No. 204

ROAD TRAFFIC

The A120 Trunk Road (Old London Road to Church Lane, Marks Tey, Colchester, Essex) (Temporary Restriction and Prohibition of Traffic and Pedestrians) Order 2013

Made - - - -	*28th January 2013*
Coming into force - -	*4th February 2013*

WHEREAS the Secretary of State for Transport, being the traffic authority for the A120 Trunk Road ("the A120"), is satisfied that traffic and pedestrians on lengths of that road in the District of 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 A120 Trunk Road (Old London Road to Church Lane, Marks Tey, Colchester, Essex) (Temporary Restriction and Prohibition of Traffic and Pedestrians) Order 2013 and shall come into force on 4th February 2013.

2. In this Order –

"the first length of trunk road" means the A120 at Marks Tey between the centre line of its junctions with Old London Road and Church Lane;

"footway" means a way comprised in a highway which also comprises a carriageway, being a way over which the public have a right of way on foot only;

"the westbound footway" means the footway adjacent to the westbound carriageway of the A120 at Marks Tey between points 200 metres west, and 300 metres west, of the centre line of its junction with Old London Road;

"overall width" has the meaning given in regulation 3(2) of the Road Vehicles (Construction and Use) Regulations 1986(**b**);

"works" mean the reconstruction of the footway adjacent to the westbound carriageway of the A120 over Marks Tey Railway bridge;

"a works period" means a period of 10 hours starting at 20:00 hours on Monday 11th February 2013 or on any subsequent day until the works have been completed;

"the works period" means the period starting at 20:00 hours on Monday 11th February 2013 and ending when the 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.

(**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.1 1986/1078, to which there are amendments not relevant to this Order.

3. Subject as mentioned in articles 5 and 6 no person shall, during a works period, cause or permit any vehicle to be driven at a speed exceeding 10 miles per hour on a length of the first length of trunk road –

(a) whilst traffic signs of a character authorised under section 64 of the Traffic Road Regulation Act 1984 indicating "convoy working" on those lengths are displayed, or

(b) when such signs as described at (a) above are not displayed.

4. Subject as mentioned in articles 5 and 6 no –

(a) person shall cause or permit any vehicle with an overall width exceeding 3 metres to enter or proceed in the first length of trunk road, during the works period,

(b) person shall cause or permit any vehicle to overtake any other moving vehicle in the first length of trunk road, during the works period, or

(c) pedestrian shall enter or proceed in the westbound footway, during a works period.

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

6. The provisions of -

(a) article 4(a) and (b) shall not apply to a vehicle -

(i) being used for, or in connection with, the works or for traffic officer or winter service maintenance purposes,

(ii) being used for police, fire and rescue authority or ambulance purposes, or

(iii) proceeding at the direction, or with the permission, of a constable, or a traffic officer in uniform;

(b) article 4(c) shall not apply to a pedestrian –

(i) engaged in the works,

(ii) engaged in police, fire and rescue authority or ambulance purposes,

(iii) leaving a vehicle that is prevented from proceeding by circumstances beyond his or her control, or

(iv) requiring access to premises which are accessible from, and only from, that footway,

and nothing in article 3 shall apply to a vehicle being used for a purpose specified in paragraph (a)(ii) of this article or to any vehicle falling within regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011(a) when used in accordance with regulation 3(5) of those Regulations.

Signed by authority of the Secretary of State for Transport

Woodlands, Manton Lane, Bedford, MK41 7LW
28th January 2013

M R Evans
A Team Leader in the Highways Agency

(**a**) S.I. 2011/935.