This Statutory Instrument has been published in substitution of the SI of the same number to replace the incorrect version of that Statutory Instrument which was published in error.

STATUTORY INSTRUMENTS

2013 No. 2358

ROAD TRAFFIC

The M6 and M6 Toll Motorways (M6 Junctions 10a – 13) (Temporary Restriction and Prohibition of Traffic) Order 2013

Made - - - -	*27th August 2013*
Coming into force - -	*3rd September 2013*

WHEREAS the Secretary of State for Transport, being the traffic authority for the M6 Motorway ("the M6"), the M6 Toll Motorway ("the M6 Toll") and connecting roads, is satisfied that traffic on lengths of those motorways and some of those connecting roads, in the County of Staffordshire, 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 sections 14(1)(a) and 15(2) of the Road Traffic Regulation Act 1984**(a)** and regulation 16(2) of the Motorways Traffic (England and Wales) Regulations 1982**(b)**, hereby makes the following Order:-

1. This Order may be cited as the M6 and M6 Toll Motorways (M6 Junctions 10a – 13) (Temporary Restriction and Prohibition of Traffic) Order 2013 and shall come into force on 3rd September 2013.

2. In this Order:

"the first length of motorway" means –

(i) the northbound carriageway of the M6 from a point 80 metres south of the centreline of the A462 Bursnips Road overbridge to a point 20 metres south of the centreline of the northern A449 overbridge at Junction 13;

(ii) the southbound carriageway of the M6 from a point 170 metres north of the centreline the West Coast Mainline Railway underbridge south of Stafford, to a point 40 metres north of its junction with the link road leading from the

(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, as amended by S. I. 1983/374, 1984/1479, 1992/1364, 1995/158, 1996/3053, 2004/3168, 2004/3258 and 2006/594.

eastbound carriageway of the M54 at Junction 10a;

(iii) the northbound carriageway of the M6 Toll from a point 20 metres south of the merge point with the M6 northbound carriageway at Junction 11a to that point; and

(iv) the southbound carriageway of the M6 Toll from its diverge point from the M6 southbound carriageway at Junction 11a to the centreline of Saredon Road overbridge;

"the second length of motorway" means –

(i) the northbound carriageway on the M6 from a point 345 metres north of centreline of Micklewood Lane overbridge south east of Penkridge, to a point 335 metres north of the centreline of Old Vicarage Lane overbridge south of Acton Trussell; and

(ii) the southbound carriageway of the M6 from a point 560 metres north of the centreline of Old Vicarage Lane overbridge south of Acton Trussell, to a point 350 metres south the centreline of Moor Hall Lane overbridge southeast of Penkridge;

"the third length of motorway" means –

(i) the northbound carriageway of the M6 from its junction with the link road leading to the M54 at Junction 10a to its junction with the entry slip road at Junction 13;

(ii) the southbound carriageway of the M6 from its junction with the exit slip road at Junction 13 to its junction with the link road leading from the eastbound carriageway of the M54 at Junction 10a;

(iii) the northbound carriageway of the M6 Toll from its junction with the link road leading to the A460 Wolverhampton Road at Junction T8 to its merge point with the M6 at Junction 11a; and

(iv) the southbound carriageway of the M6 Toll from its diverge point from the M6 at Junction 11a to its junction with the link road leading from the A460/A4601 Wolverhampton Road roundabout at Junction T8;

"a slip road" means -

(i) any slip road leading to or from the northbound carriageway of the M6 at Junctions 11, 12 and Hilton Park Service Area;

(ii) any slip road leading to or from the southbound carriageway of the M6 at Junctions 11, 12, 13 and Hilton Park Service Area; and

(iii) the slip road leading from the northbound carriageway of the M6 at Junction 13;

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

"a hard shoulder" means the hard shoulder, within the meaning of regulation 3(1) (e) of the Regulations, which is adjacent to the first length of motorway and the second length of motorway;

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

"the works period" means the period starting at 0:01 hours on Monday 9th September 2013 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 7 and 8, no person shall, during the works period, cause or permit any vehicle to be driven at a speed exceeding 50 miles per hour on the first length of motorway or a slip road.

4. Subject as mentioned in articles 7 and 8, no person shall, during the works period, cause or permit any vehicle to be driven at a speed exceeding 40 miles per hour on the second length of motorway.

5. Subject as mentioned in articles 7 and 8 no person shall, during the works period, cause or permit any vehicle to enter or proceed on the third length of motorway or a slip road.

6. Subject as mentioned in articles 7 and 8, no person shall, during the works period, cause or permit any vehicle with an overall width exceeding 2.75 metres to enter or proceed in the first length of motorway, the second length of motorway or a slip road.

7. The provisions of articles 3, 4, 5 and 6 shall apply only during such times and to such extent as shall from time to time be indicated by traffic signs, or when traffic is controlled by police constables who will slow and then stop traffic for short periods until it is safe to allow drivers to proceed.

8. The provisions of –

(a) articles 3, 4, 5 and 6 shall not apply to any vehicle –

(i) being used for police, fire brigade or ambulance purposes; or

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

(a) S.I. 1986/1078, to which there are amendments not relevant to this Order

(b) articles 3 and 4 shall not apply to any vehicle being used for special forces purposes; and

(c) articles 5 and 6 shall not apply to any vehicle being used in connection with the said works or by a traffic officer in uniform.

9. During the works period, regulations 5 and (in so far as it relates to a vehicle being driven) 9 of the Regulations, in respect of a hard shoulder, are hereby suspended at such times and to such extent as may from time to time be indicated by traffic signs.

10. The Secretary of State is satisfied that the execution of the said works will take longer than a period of eighteen months starting on the date when this Order comes into force.

Signed by authority of the Secretary of State

V Bennett
A Team Leader
in the Highways Agency

27th August 2013