S T A T U T O R Y I N S T R U M E N T S

2014 No. 2131

ROAD TRAFFIC

The A38 Trunk Road (Holbrook - Allestree, Derbyshire) (Temporary Restriction and Prohibition of Traffic) Order 2014

Made - - - -	*21st July 2014*
Coming into force - -	*28th July 2014*

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 trunk road and two of those connecting roads, between Holbrook and Allestree in the County of Derbyshire, 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 A38 Trunk Road (Holbrook - Allestree, Derbyshire) (Temporary Restriction and Prohibition of Traffic) Order 2014 and shall come into force on Monday 28th July 2014.

2. In this Order –

"the first length of trunk road"	means the southbound carriageway of the A38 from a point 2000 metres north of the slip road leading to the B6179 Derby Road at Coxbench, to the centrepoint of the A6 Duffield Road roundabout junction at Allestree;
"the second length of trunk road"	means the southbound carriageway of the A38 from – a) the junction with the slip road leading to the B6179 Derby Road, to its roundabout junction with the A61 (Little Eaton Roundabout), including the dedicated lane leading from the A38 to the southbound carriageway of the A61; b) Little Eaton Roundabout, to its junction with the slip road leading from the roundabout junction with the A6 Duffield Road at Allestree;
"a slip road"	means the slip roads leading - (a) to the southbound carriageway of the A38 from its junction with the B6179 Derby Road;

(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) from the southbound carriageway of the A38 to its roundabout junction with the A6 Duffield Road;

"layby"	means an area of carriageway intended for the waiting of vehicles and bounded partly by a road marking of the type shown in diagram 1010 in Schedule 6 to the Traffic Signs Regulations 2002**(a)** and partly by the outer edge of that carriageway on the same side of the road as that on which the marking is placed; and in this definition "carriageway" means any way (other than a cycle track) comprised in a length of the trunk road over which the public have a right of way for the passage of vehicles and which has a suitable surface for the exercise of that right;
"the works period"	means the period starting at 20:00 hours on Monday 4th August 2014 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 trunk road.

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

5. Subject as mentioned in articles 6 and 7, no person shall, during the works period, cause or permit any vehicle to enter or proceed in the laybys situated adjacent to the southbound carriageway of the A38 approximately –

a) 270 metres south of Coxbench Road underbridge;
b) 250 metres south of the unnamed underpass leading to Breadsall; and
c) 573 metres southwest of the roundabout junction with the A61 (Little Eaton Roundabou)t.

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.

(a) S.I. 2002/3113, Part 1.

7. The provisions of –

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

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

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

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

(c) articles 4 and 5 shall not apply to any vehicle being used in connection with the said works.

Signed by authority of the Secretary of State

A Slack
A Team Leader
in the Highways Agency

21st July 2014