

2009 No. 2853

ROAD TRAFFIC

**The A2 Trunk Road (Brenley Corner - Dunkirk)
(Temporary Restriction and Prohibition of Traffic) Order 2009**

Made - - - - *19th October 2009*

Coming into force - - *24th October 2009*

WHEREAS the Secretary of State for Transport, being the traffic authority for the A2 Trunk Road, is satisfied that traffic should be restricted and 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 A2 Trunk Road (Brenley Corner - Dunkirk) (Temporary Restriction and Prohibition of Traffic) Order 2009 and shall come into force on 24th October 2009.

2. In this Order:

“the trunk road” means the A2 Trunk Road in the County of Kent;

“the length of trunk road” means both carriageways of the trunk road between the roundabout at Brenley Corner Interchange (A299/M2) and a point 730 metres east of Dunkirk Interchange;

“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 A2 lay-by” means the lay-by in the Londonbound carriageway of the trunk road between points 117 metres west of Popular View footbridge and 80 metres east of Boughton Street Interchange;

“works” mean the installation of a weather station, fog detectors and signs on the trunk road;

“a first works period” means a period of 24 hours starting at 0001 hours on Monday 26th October 2009 or on any subsequent day until 23rd April 2011; and

(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.

“a second works period” means a period of 8 hours starting at 2100 hours on Monday 26th October 2009 or on any subsequent day until 23rd April 2011.

3. Subject as mentioned in articles 5 and 6 below, no person shall, during a first works period, cause or permit any vehicle to enter or proceed in, or wait on, an A2 lay-by.

4. Subject as mentioned in articles 5 and 6 below, no person shall, during a second works period, drive any motor vehicle at a speed exceeding 50 miles per hour on the length of trunk road.

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

6. Nothing in article 3 above shall 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;

and nothing in article 4 above shall apply to a vehicle being used for police, ambulance or fire and rescue authority purposes.

Signed by authority of the Secretary of State for Transport

19th October 2009

S DUKE
An Area Performance Manager
in the Highways Agency