

2009 No. 3078

ROAD TRAFFIC

**The M42 Motorway and the A42 Trunk Road (Junction 9 to
Junction 11) (Temporary Restriction and Prohibition of
Traffic) Order 2009**

Made - - - - 30 October 2009

Coming into force - - 6 November 2009

WHEREAS the Secretary of State for Transport, being the traffic authority for the M42 Motorway (“the M42”), the A42 Trunk Road (“the A42”) and connecting roads, is satisfied that traffic on lengths of those roads and some of those connecting roads in the Counties of Warwickshire and Leicestershire 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), and of all other powers enabling him in that behalf, hereby makes the following Order:-

1. This Order may be cited as the M42 Motorway and the A42 Trunk Road (Junction 9 to Junction 11) (Temporary Restriction and Prohibition of Traffic) Order 2009 and shall come into force on 6 November 2009.

2. In this Order -

“the trunk road” means the southbound carriageway of the A42 from a point 1 kilometre north of its junction with the M42 north of Junction 11 to that junction;

“the first length of motorway” means –
(i) the northbound carriageway of the M42 from a point 1 kilometre south of its junction with the exit slip road at Junction 9 to its junction with the entry slip road at Junction 11; and
(ii) the southbound carriageway of the M42 from its junction with the A42 north of Junction 11 to its junction with the entry slip road at Junction 9;

“the second length of motorway” means –

^(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

- (i) the northbound carriageway of the M42 from its junction with the exit slip road at Junction 9 to its junction with the entry slip road at Junction 11; and
- (ii) the southbound carriageway of the M42 from its junction with the exit slip road at Junction 11 to its junction with the entry slip road at Junction 9;

“a slip road”

means the slip road leading –

- (i) to the northbound carriageway of the M42 at Junction 9;
- (ii) from the southbound carriageway of the M42 at Junction 9;
- (iii) to and from the M42 at Junction 10;
- (iv) to the southbound carriageway of the M42 at Junction 11; and
- (v) from the northbound carriageway of the M42 at Junction 11;

"the works period"

means the period starting at 22.00 hours on Monday 9 November 2009 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 5 and 6, no person shall, during the works period, drive any motor vehicle at a speed exceeding 50 miles per hour in the trunk road and the first length of motorway.

4. Subject as mentioned in articles 5 and 6, no person shall, during the works period, cause or permit any vehicle to enter or proceed in the second length of motorway or a slip road.

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 articles 3 and 4 shall not apply to any vehicle –

- (a) being used for police, fire brigade or ambulance purposes; or
- (b) proceeding at the direction of, or with the permission of, a police constable or traffic officer in uniform;

and nothing in article 4 shall apply to any vehicle being used for or in connection with the said works or by a traffic officer.

Signed by authority of the Secretary of State

30 October 2009

A Slack
A Team Leader
in the Highways Agency