

2009 No. 3350

ROAD TRAFFIC

**The London – Penzance Trunk Road (A38) (Dobwalls to
Trerulefoot Roundabout) (Prohibition of Waiting) (Clearways)
Order 1978 (Variation) Order 2009**

Made - - - - - *2 December 2009*
Coming into force - - - - - *14 December 2009*

The Secretary of State for Transport, in exercise of the powers conferred by sections 1(1), 2(1) and 2(2), 3(2) and 4(1) of, and paragraph 27(1) of schedule 9 to, the Road Traffic Regulation Act 1984(a), makes the following Order:-

1. This Order may be cited as The London – Penzance Trunk Road (A38) (Dobwalls to Trerulefoot Roundabout) (Prohibition of Waiting) (Clearways) Order 1978 (Variation) Order 2009 and shall come into force on 14 December 2009.
2. The schedule of The London – Penzance Trunk Road (A38) (Dobwalls to Trerulefoot Roundabout) (Prohibition of Waiting) (Clearways) Order 1978(b) is varied as specified in the schedule to this Order.

Signed by authority of the Secretary of State

2 December 2009

NIGEL DYSON
An Area Performance Manager
in the Highways Agency

THE SCHEDULE

- (a) 1984 c.27; sections 1(1) and 2(1) and (2) were amended by the New Roads and Street Works Act 1991 (c.22), section 168 and Schedule 8, paragraphs 17(2) and 18(2) and (3)
- (b) SI 1978 / 1834

This Order varies the London – Penzance Trunk Road (A38) (Dobwalls to Trerulefoot Roundabout) (Prohibition of Waiting) (Clearways) Order 1978 (S.I 1978 No. 1834).

The effect of the Order would be to vary the 1978 Order by:

- a) in Article 3, deleting the words: “with the permission of a police constable in uniform or of a traffic warden”;

And to substituting them with the words: “with the permission of a police officer, traffic officer or traffic warden”;

- b) in Article 4(b), deleting the words: “to a vehicle being used for fire brigade, ambulance or police purposes”

And to substituting them with the words: “to a vehicle being used for fire and rescue, ambulance, police, traffic officer, Safety Camera Partnership, winter maintenance, Highways Agency Contractors observation and Vehicle & Operator Service Agency purposes”;

- c) in the Schedule, deleting the words: “which extends from a point 820 yards east of the centre point of its junction with the A390 at Dobwalls to its junction with the A374 Torpoint Road at Trerulefoot roundabout, a distance measured along the said length of road of 7½ miles.”

And to substituting them with the words: “which extends from its junction with the A390 at Twelvewoods Roundabout, Dobwalls to its junction with the A374 at Trerulefoot Roundabout a distance measured along the said length of road of 14,680 metres (9 miles).”

EXPLANATORY NOTE

(This note is not part of the Order)

This Order varies the London – Penzance Trunk Road (A38) (Dobwalls to Trerulefoot Roundabout) (Prohibition of Waiting) (Clearways) Order 1978 (S.I 1978 No. 1834)

The effect of the Order would be to:

- a) vary the western termination point to authorise the prohibition of waiting of vehicles on the new A38 Dobwalls Bypass from a point 912 metres east of Looe Mills Junction overbridge to its junction with the A390 at Twelvewoods Roundabout;
- b) rescind the prohibition of waiting on a length of the (de-trunked) A38 from a point 912 metres east of Looe Mills Junction overbridge to a point 285 metres east of the centre of the junction of the (detrunked) A38 with the unclassified road to Duloe;
- c) extend the total length of the prohibition of waiting from 7½ miles (12,070 metres) to 14,680 metres (9 miles); and

- d) extend exceptions to Prohibition of Waiting to include vehicles used for Traffic Officer, Safety Camera Partnership, winter maintenance, Highways Agency contractors' observations and the Vehicle & Operator Service Agency purposes.