

**2010 No. 1738**

**ROAD TRAFFIC**

**The M5 and M42 Motorways (M5 Junction 4a to Junction 4)  
(Temporary Prohibition of Traffic) Order 2010**

*Made* - - - -21 June 2010

*Coming into force* - -28 June 2010

WHEREAS the Secretary of State for Transport, being the traffic authority for the M5 Motorway ("the M5"), the M42 Motorway ("the M42") and connecting roads, is satisfied that traffic on lengths of those motorways and one of those connecting roads in the County of Worcestershire should be 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) and (7) 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 M5 and M42 Motorways (M5 Junction 4a to Junction 4) (Temporary Prohibition of Traffic) Order 2010 and shall come into force on 28 June 2010.

2. In this Order –

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|--------------------|--|
| "the link road"    | means the link road leading from the southbound carriageway of the M42 to the northbound carriageway of the M5 at Junction 4a;                                     |
| "the motorway"     | means the northbound carriageway of the M5 from a point 300 metres south of its junction with the link road to its junction with the exit slip road at Junction 4; |
| "the Regulations"  | means the Motorways Traffic (England and Wales) Regulations 1982(b);   |
| "a hard shoulder"  | means the hard shoulder, within the meaning of Regulation 3(1)(e) of the Regulations, which is adjacent to the motorway;   |
| "the works period" | means the period starting at 22.00 hours on Wednesday 30 June 2010 and ending when the said works have been completed;   |

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(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, amended by S.I. 1983/374, 1984/1479, 1992/1364.

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 4 and 5, no person shall, during the works period, cause or permit any vehicle to enter or proceed in the motorway or the link road.

4. The provisions of article 3 shall apply only during such times and to such extent as shall from time to time be indicated by traffic signs.

5. The provisions of article 3 shall not apply to any vehicle –

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

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

(c) being used for or in connection with the said works or by a traffic officer in uniform.

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

Signed by authority of the Secretary of State

21 June 2010

*A Slack*  
A Team Leader  
in the Highways Agency