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STATUTORY INSTRUMENTS

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**2010 No. 596**

**ROAD TRAFFIC**

**SPECIAL ROADS**

**The A1(M) Motorway (County of Durham) (Restriction on Use of Off-side Lanes) (Southbound) Regulations 2010**

<i>Made</i>	- - - -	<i>2nd March 2010</i>
<i>Laid before Parliament</i>		<i>8th March 2010</i>
<i>Coming into force</i>	- -	<i>31st March 2010</i>

The Secretary of State makes the following Regulations in exercise of the powers conferred by section 17(2) and (3) of the Road Traffic Regulation Act 1984(1).

In accordance with section 134(2) of that Act the Secretary of State has consulted with such organisations as were thought fit.

**Citation and commencement**

1. These Regulations may be cited as the A1(M) Motorway (County of Durham) (Restriction on Use of Off-side Lanes) (Southbound) Regulations 2010 and they come into force on 31st March 2010.

**Interpretation**

2. In these Regulations—

“A1(M)” means the A1(M) Motorway in the County of Durham;

“carriageway” has the same meaning as in the Motorways Traffic (England and Wales) Regulations 1982(2);

“specified off-side lanes” means those right-hand or off-side lanes of the A1(M) southbound carriageway described in regulation 3; and

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(1) 1984 c.27; section 17 was amended by the New Roads and Street Works Act 1991 (c.22) Schedule 8, paragraph 28 and by the Road Traffic Act 1991 (c.40) Schedule 4, paragraph 25. There are other amendments to sections 17 and 134 which are not relevant to these Regulations.

(2) S. I. 1982/1163, as amended by S. I. 1984/1479; there are other amending instruments but none is relevant.

“traffic officer” means an individual designated as such by the Secretary of State, or by a person authorised by the Secretary of State, in accordance with section 2 of the Traffic Management Act 2004<sup>(3)</sup>.

### **Specified off-side lanes**

3. The specified off-side lanes are—
- (a) the right hand or off-side lane of the A1(M) southbound carriageway starting from the point 1150 metres south of junction 61 and ending at the point 680 metres south of the Lumley New Road Bridge, a total of 2400 metres; and
  - (b) the right hand or off-side lane of the A1(M) southbound carriageway starting from the point 100 metres north of the A177 Cornfield Lane Bridge and ending at the point 480 metres south of the Stobb Cross Lane Bridge, a total distance of 2400 metres.

### **Restriction of use of specified off-side lanes**

4. No person is to cause or permit any heavy commercial vehicle<sup>(4)</sup> to enter or proceed on the specified off-side lanes between the hours of 0700 and 1900 on any day.

### **Exceptions to the restriction on use of specified off-side lanes**

5. The restriction in regulation 4 does not apply—
- (a) to any person using the specified off-side lanes in accordance with any —
    - (i) direction given by a constable in uniform or traffic officer in uniform; or
    - (ii) traffic sign<sup>(5)</sup>;
  - (b) where it is necessary for a person to use the specified off-side lanes in order to avoid or prevent an accident;
  - (c) to any vehicle being used by—
    - (i) a constable in uniform;
    - (ii) a traffic officer in uniform;
    - (iii) a member of an ambulance service; or
    - (iv) an employee of a fire and rescue authority;
 where such vehicle is used in the exercise of their duties; or
  - (d) where it is necessary for a person to use the specified off-side lanes to carry out in an efficient manner—
    - (i) the maintenance, repair, cleaning, clearance, alteration or improvement of the southbound carriageway of the A1(M) in the vicinity of the specified off-side lanes;
    - (ii) the removal of any vehicle from the southbound carriageway of the A1(M) in the vicinity of the specified off-side lanes; or
    - (iii) the erection, laying, placing, maintenance, testing, alteration, repair or removal of any structure, works or apparatus in, on, under or over any part of the southbound carriageway of the A1(M) in the vicinity of the specified off-side lanes .

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(3) 2004 c.18.

(4) See section 138 of the Road Traffic Regulation Act 1984 (c. 27) for the definition of “heavy commercial vehicle”.

(5) See section 64 of the Road Traffic Regulation Act 1984 (c. 27) for the definition of “traffic sign”.

Signed by the authority of the Secretary of State

2nd March 2010

*C.D. Mole*  
Parliamentary Under Secretary of State  
Department for Transport

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations restrict heavy commercial vehicles from using certain stretches of the southbound A1(M) motorway in Durham between the hours of 0700 and 1900 on any day.

The specified stretches of motorway are described in regulation 3.

Exceptions to the restriction apply where a vehicle is directed to the off-side lane by the police, traffic officers or traffic signs; where necessary to avoid an accident; for vehicles used by traffic officers or the emergency services and for vehicles used for motorway maintenance purposes.

An impact assessment has not been produced for this instrument as no impact on the private, public or voluntary sectors is foreseen.