

**2017 No. 910 (W. 222)**

**ROAD TRAFFIC, WALES**

**The A40 Trunk Road (Gibraltar  
Tunnels, Monmouth,  
Monmouthshire) (Temporary  
Prohibition of Vehicles & 40 mph  
Speed Limit) Order 2017**

*Made* 4 September 2017

*Coming into force* 10 September 2017

The Welsh Ministers, being the traffic authority for the relevant length of the A40 Newport to Worcester Trunk Road, are satisfied that traffic in a specified length of the trunk road should be prohibited and/or restricted because of works proposed on or near the road.

The Welsh Ministers, therefore, in exercise of the powers conferred upon them by section 14(1), (4) and (7) of the Road Traffic Regulation Act 1984<sup>(1)</sup>, make this Order.

**Title, Interpretation and Commencement**

**1.** This Order comes into force on 10 September 2017 and its title is The A40 Trunk Road (Gibraltar Tunnels, Monmouth, Monmouthshire) (Temporary Prohibition of Vehicles & 40 mph Speed Limit) Order 2017.

**2.—(1)** In this Order:

“exempted vehicle” (“*cerbyd esempt*”) means:

(a) any vehicle being used by the emergency services; and

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<sup>(1)</sup> 1984 c.27; Section 14 was substituted by the Road Traffic (Temporary Restrictions) Act 1991 (c.26), section 1(1) and Schedule 1. By virtue of S.I. 1999/672, article 2 and Schedule 1, and paragraph 30 of Schedule 11 to the Government of Wales Act 2006 (c.32), these powers are now exercisable by the Welsh Ministers in relation to Wales.

- (b) any vehicle being used for naval, military or air force purposes and are being driven by a person for the time being subject to the orders of the member of the armed forces of the Crown, who is a member of the special forces—
  - (i) in response, or for practice in responding, to a national security emergency by a person who has been trained in driving at high speeds: or
  - (ii) for the purpose of training a person in driving vehicles at high speeds.

“special forces” (*“lluoedd arbennig”*) means those units of the armed forces the maintenance of whose capabilities is the responsibility of the Director of Special Forces or which are for the time being subject to the operational command of that Director;

“the trunk road” (*“y gefnffordd”*) means the A40 Newport to Worcester trunk road at Monmouth in the County of Monmouthshire that extends from the crossover point approximately 400 metres south of the Gibraltar Tunnels to a point approximately 50 metres north of the said Tunnels;

“works period” (*“cyfnod y gwaith”*) means intermittent periods commencing at 19:00 hours on 10 September 2017 and ending when the temporary traffic signs for each period of works are removed.

(2) Any reference in this Order to a numbered article is a reference to the article bearing that number in this Order.

### **Prohibition and Restriction**

**3.** No person shall, during the works period, drive or cause or permit any vehicle to be driven on either the eastbound or westbound carriageway of the length of the trunk road.

**4.(1)** Whilst movement of traffic is by article 3 prohibited in the eastbound carriageway but, pursuant to article 7, not prohibited in the westbound carriageway, no person shall drive, cause or permit any vehicle to proceed in the offside lane of the westbound carriageway of the trunk road in any direction other than eastwards.

(2) Whilst movement of traffic is by article 3 prohibited in the westbound carriageway but, pursuant

to article 7, not prohibited in the eastbound carriageway, no person shall drive, cause or permit any vehicle to proceed in the offside lane of the eastbound carriageway of the trunk road in any direction other than westwards.

5.No person shall, during the works period, drive, cause or permit any vehicle to proceed at a speed exceeding 40 miles per hour on the length of the trunk road.

### **Suspension**

6. Any statutory provisions restricting the speed of vehicles on the relevant length of the trunk road specified in article 2 are suspended during such times as the restriction specified in article 5 is in operation.

### **Application**

7.—(1) The prohibition and restriction in articles 3, 4 and 5 apply only during such times and to such extent as indicated by traffic signs.

(2) No speed limit imposed by this Order applies to an exempted vehicle.

### **Duration of this Order**

8. The maximum duration for this Order shall be 18 months.

Signed under authority of the Cabinet Secretary for  
Economy and Infrastructure, one of the Welsh  
Ministers

Date 4 September 2017

*Nina Ley*  
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Welsh Government