

2012 No. 2232

ROAD TRAFFIC

The M3 Motorway (Junction 4) (Temporary Restriction and Prohibition of Traffic) Order 2012

Made - - - - 28th August 2012

Coming into force - - 15th September 2012

WHEREAS the Secretary of State for Transport, being the traffic authority for the M3 Motorway and connecting roads, is satisfied that traffic should be restricted on a length of that motorway and restricted and prohibited on some of those connecting roads 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), hereby makes the following Order:-

1. This Order may be cited as the M3 Motorway (Junction 4) (Temporary Restriction and Prohibition of Traffic) Order 2012 and shall come into force on 15th September 2012.

2. In this Order:

“the motorway” means the M3 Motorway near Frimley in the County of Hampshire;

“the eastbound carriageway” means the eastbound carriageway of the motorway between points 1733 metres west and 1467 metres east of the centre of Hawley Lane (B3272) underbridge at Junction 4 (A331);

“the Regulations” means regulation 16(2) of the Motorways Traffic (England and Wales) Regulations 1982(b);

“the slip road” means the road leading to the westbound carriageway of the motorway at Junction 4 (A331/B3272);

“a hard shoulder” means the hard shoulder, within the meaning of regulation 3(1)(e) of the Regulations, which is adjacent to the eastbound carriageway;

“overall width” has the meaning given in regulation 3(2) of the Road Vehicles (Construction and Use) Regulations 1986(c);

“recovery vehicle” has the meaning given in the Vehicle Excise and Registration Act 1994(d);

“abnormal load” means a vehicle having an overall width exceeding 3.0 metres;

“works” mean bridge strengthening, waterproofing, resurfacing and all associated works on the motorway;

“a first works period” means a period of 24 hours starting at 0001 hours on Monday 17th September 2012 or on any subsequent day until 14th March 2014; and

(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, 1995/158, 1996/3053, 2004/3168, 2004/3258 and 2006/594.
(c) S.I. 1986/1078; to which there are amendments not relevant to this Order.
(d) 1994 c.22.

“a second works period” means a period of 8 hours starting at 2200 hours on Monday 17th September 2012 or on any subsequent day until 14th March 2012.

3. Subject as mentioned in articles 6, 7 and 8 below, no person shall, during a first works period, drive any motor vehicle at a speed exceeding 50 miles per hour on the eastbound carriageway or a hard shoulder.

4. Subject as mentioned in articles 6 and 7 below, no person shall, during a second works period, cause or permit any vehicle to enter or proceed in the slip road.

5. Subject as mentioned in articles 6, 7 and 8 below, no person shall, during a first works period, cause or permit any vehicle with an overall width exceeding 6 feet 6 inches to enter or proceed in-

(a) any lane in a carriageway or length of carriageway, where one lane or more lanes in that carriageway or length and the hard shoulder adjacent to that carriageway or length are open for use by traffic; or

(b) any lane other than the nearside lane of two or more lanes in a carriageway or length of carriageway, where only those lanes are open for use by traffic;

and in this article a reference to a carriageway is a reference to the eastbound carriageway.

6. The provisions of articles 3, 4 and 5 above shall apply only at such times and to such extent as shall from time to time be indicated by traffic signs.

7. (1) Nothing in articles 4 or 5 above shall apply to –

(a) a recovery vehicle or a vehicle being used in connection with the said works;

(b) a vehicle being used for police, ambulance, fire and rescue authority or traffic officer purposes;

(c) anything done at the direction of, or with the permission of, a constable or traffic officer in uniform; or

(d) any vehicle being used for winter maintenance purposes.

(2) Nothing in article 5 above shall apply to an abnormal load.

(3) Nothing in article 3 above shall apply to a vehicle being used for police, ambulance or fire and rescue authority purposes and to vehicles falling within regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011(a) when used in accordance with regulation 3(5) of those Regulations.

8. During a first works period, the provisions of regulations 5 and (insofar 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 shall from time to time be indicated by traffic signs.

Signed by authority of the Secretary of State for Transport

28th August 2012

G Berresford
A Service Delivery Team Leader
in the Highways Agency

(a) S.I. 2011/935