

**2012 No. 2973**

**ROAD TRAFFIC**

**The A46 Trunk Road (Ashchurch, Gloucestershire) (Temporary  
Restriction and Prohibition of Traffic) Order 2012**

*Made* - - - - 12th November 2012

*Coming into force* - - 19th November 2012

WHEREAS the Secretary of State for Transport, being the traffic authority for the A46 Trunk Road (“the A46”), is satisfied that traffic on lengths of that road at Ashchurch in the County of Gloucestershire, should be restricted and 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) of the Road Traffic Regulation Act 1984(a), hereby makes the following Order:-

1. This Order may be cited as the A46 Trunk Road (Ashchurch, Gloucestershire) (Temporary Restriction and Prohibition of Traffic) Order 2012 and shall come into force on 19th November 2012.

2. In this Order –

“the first length of trunk road” means the westbound and eastbound carriageways of the A46 between points 650 metres west of and 500 metres east of the centreline of its junction with the B4079 at Aston Cross;

“the second length of trunk road” means the westbound and eastbound carriageways of the A46 between its junction with Austin Road, Ashchurch and its roundabout junction with the A435 and B4077 (Teddington Hands Roundabout);

“layby” means an area of carriageway intended for the waiting of vehicles and bounded partly by a road marking of the type shown in diagram 1010 in Schedule 6 to the Traffic Signs Regulations 2002 (b) and partly by the outer edge of that carriageway on the same side of the road as that on which the marking is placed; and in this definition “carriageway” means any way (other than a cycle track) comprised in a length of the trunk road over which the public have a right

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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. 2002/3113, Part 1.

of way for the passage of vehicles and which has a suitable surface for the exercise of that right;

“the works period”

means the period starting at 18.30 hours on Monday 26th November 2012 and ending when the said works have been completed;

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 6 and 7, no person shall, during the works period, drive any motor vehicle at a speed exceeding 10 miles per hour on the first length of trunk road whilst traffic signs of a character authorised under section 64 of the Road Traffic Regulation Act 1984 indicating “convoy working” on that length of road are displayed.

4. Subject as mentioned in articles 6 and 7, no person shall, during the works period, cause or permit any vehicle to enter or proceed in any layby situated adjacent to the second length of trunk road.

5. Subject as mentioned in articles 6 and 7, no person shall, during the works period, cause or permit any vehicle to enter or leave the B4079 at its junction with the A46.

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

7. The provisions of –

(a) articles 3, 4 and 5 shall not apply to any vehicle-

- (i) being used for police, fire brigade or ambulance purposes; or
- (ii) proceeding at the direction of, or with the permission of, a police constable;

(b) article 3 shall not apply to any vehicle being used for special forces purposes; and

(c) article 4 and 5 shall not apply to any vehicle being used in connection with the said works.

Signed by authority of the Secretary of State

12th November 2012

*V Bennett*  
A Team Leader  
in the Highways Agency