

2010 No. 2898

ROAD TRAFFIC

The A38 Trunk Road (Dartbridge Junction, Buckfastleigh, to Forder Valley Junction, Plymouth) (Temporary Prohibition and Restriction of Traffic) Order 2010

Made - - - - *30 November 2010*

Coming into force - - *4 December 2010*

WHEREAS the Secretary of State for Transport, being the traffic authority for the A38 Trunk Road (“the A38”) and connecting roads, is satisfied that traffic on lengths of that road and two of those connecting roads between the Dartbridge Junction and the Forder Valley Junction in the Districts of Teignbridge and South Hams and the City of Plymouth in the County of Devon should be prohibited and restricted 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 A38 Trunk Road (Dartbridge Junction, Buckfastleigh, to Forder Valley Junction, Plymouth) (Temporary Prohibition and Restriction of Traffic) Order 2010 and shall come into force on 4 December 2010.

2. In this Order –

“the first length of the A38” means the westbound carriageway of the A38 between a point 400 metres east of the centre of the Smithaleigh Overbridge, near Ivybridge, and a point 6000 metres west of the centre of that overbridge;

“the second length of the A38” means the westbound carriageway of the A38 between a point 1400 metres west of the centre of the Smithaleigh Overbridge, near Ivybridge, and a point 4100 metres west of the centre of that overbridge;

“the third length of the A38” means the westbound carriageway of the A38 between a point 3000 metres west of the centre of the Smithaleigh Overbridge, near Ivybridge, and a point 6000 metres west of the centre of that overbridge;

“the fourth length of the A38” means the westbound carriageway of the A38 between a point 310 metres east of the centre of the Saltram Overbridge, Plymouth, and a point 2940 metres west of the centre of that overbridge;

“the fifth length of the A38” means the westbound carriageway of the A38 between a point 2340 metres west of the centre of the Saltram Overbridge, Plymouth, and a point 2940 metres west of the centre of that overbridge;

(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.

“the first slip road” means the eastbound exit slip road at the A38 Dartbridge Junction, Buckfastleigh;

“the second slip road” means the westbound entry slip road at the A38 Forder Valley Junction, Plymouth;

“the works” mean carriageway repairs;

“a works period” means a period of 10 hours starting at 20.00 hours on Monday 6 December 2010 or any subsequent day 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 article 6, no person shall, during a works period, drive any motor vehicle at a speed exceeding 50 miles per hour in the first length of the A38, the fourth length of the A38 and the second slip road.

4. Subject as mentioned in article 6, no person shall, during a works period, drive any motor vehicle at a speed exceeding 10 miles per hour in the second length of the A38, the third length of the A38 and the fifth length of the A38 whilst traffic signs of a character authorised under section 64 of the Road Traffic Regulation Act 1984 indicating “convoy working” on that road are displayed.

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

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 and shall not apply to:

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

(b) anything done at the direction of, or with the permission of, a constable.

7. The provisions of article 5 shall not apply to a vehicle being used for or in connection with the said works or for traffic officer purposes.

Signed by authority of the Secretary of State

30 November 2010

Malcolm Roberts
An Area Performance Manager
in the Highways Agency