

2012 No. 2246

ROAD TRAFFIC

The M6 Motorway (Junctions 17-18 Northbound and Southbound Carriageways) (Temporary Prohibition and Restriction of Traffic) Order 2012

Made - - - - *21st August 2012*

Coming into force - - *5th September 2012*

WHEREAS the Secretary of State for Transport, being the traffic authority for the M6 Motorway, is satisfied that traffic on sections of that motorway in Cheshire West and Chester and Cheshire East 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) and regulation 16(2) of the Motorway Traffic (England and Wales) Regulations 1982(b) hereby makes the following Order:-

1. This Order may be cited as the M6 Motorway (Junctions 17-18 Northbound and Southbound Carriageways) (Temporary Prohibition and Restriction of Traffic) Order 2012 and shall come into force on 5th September 2012.

2. In this Order:

“the motorway” means the M6 Motorway between Junctions 17 and 18;

“the first length of carriageway” means the northbound carriageway of the motorway from a point 100 metres south of the centreline of Brindley Lane overbridge to a point 300 metres south of the centreline of Brereton Lane overbridge;

“the second length of carriageway” means the southbound carriageway of the motorway from a point 200 metres north of the centreline of Broad Lane overbridge to a point 300 metres south of the centreline of Whitening House overbridge;

“the third length of carriageway” means the northbound carriageway of the motorway from a point 100 metres north of the centreline of Wards Lane overbridge to a point 200 metres south of Brereton Lane overbridge;

“the fourth length of carriageway” means the southbound carriageway of the motorway from a point 300 metres north of the centreline of Brereton Lane overbridge to a point 100 metres north of the centreline of Whitening House 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.
(b) S.I. 1982/1163, as amended by S.I. 1983/374, 1984/1479, 1992/1364, 1995/158, 1996/3053, 2004/3168, 2004/3258 and 2006/594.

“the fifth length of carriageway” means the northbound carriageway of the motorway from a point 200 metres south of the centreline of Whitening House overbridge to a point 200 metres north of the centreline of Whitening House overbridge;

“the sixth length of carriageway” means the southbound carriageway of the motorway from a point 200 metres north of the centreline of Whitening House overbridge to a point 400 metres south of the centreline of Brereton Lane overbridge;

“hardshoulder” has the meaning given in regulation 3(1)(e) of the Motorways Traffic (England and Wales) Regulations 1982(a);

“the first length of hardshoulder” means the hardshoulder adjacent to the fifth length of carriageway;

“the second length of hardshoulder” means the hardshoulder adjacent to the sixth length of carriageway;

“the works period” means periods overnight between 2200 hours and 0500 hours during a period starting on Thursday 6 September 2012 and ending on Monday 8 October 2012. However, works may start and continue between the same times on subsequent nights or continue overnight until completed, for such period not exceeding 18 months as shall be required to complete the work;

“works” means railway bridge maintenance by Network Rail;

3. The provisions of regulations 5 and (in so far as it relates to a vehicle being driven) 9 of the Motorways Traffic (England and Wales) Regulations 1982 (a) are suspended in relation to the first and second lengths of hardshoulder defined in article 2 of this Order at such times and to such extent as may be indicated by traffic signs; and in this article, “hardshoulder” has the meaning given in regulation 3(1)(e) of those Regulations.

4. Subject as mentioned in articles 6 and 7 of this Order, during the works period, no person shall cause or permit any motor vehicle to be driven in the first and second lengths of carriageway or the first and second lengths of hardshoulder at a speed exceeding 50 miles per hour.

5. Subject as mentioned in article 6 of this Order, during the works period, no person shall cause or permit any motor vehicle to enter or proceed in the third and fourth lengths of carriageway.

6. The provisions of articles 4 and 5 of this Order 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 vehicle being used for emergency purposes by the police, fire and rescue authority or ambulance services or anything done at the direction, or with the permission, of a constable, or a traffic officer in uniform.

And nothing in article 5 of this Order shall apply to any vehicle being used in connection with the said works or by traffic officers.

7. No speed limit imposed by this Order applies to vehicles falling within regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011(b) when used in accordance with regulation 3(5) of those Regulations.

(a) S.I. 1982/1163 amended by S.I. 1983/374, 1984/1479, 1992/1364.

(b) S.I. 2011/935

Signed by authority of the Secretary of State for Transport

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21st August 2012