

1977 No. 2010

ROAD TRAFFIC

SPECIAL ROADS

**The Motorways Traffic (Length of the M5)
(Restriction of Use of Right Hand Lane) Regulations 1977**

Made - - - - 5th December 1977

Laid before Parliament 15th December 1977

Coming into Operation 5th January 1978

The Secretary of State for Transport, in exercise of powers conferred by section 13(2) and (3) of the Road Traffic Regulation Act 1967(a) and now vested in him(b) and of all other enabling powers, and after consultation with representative organisations in accordance with the provisions of section 107(2) of that Act, hereby makes the following Regulations:—

1. These Regulations shall come into operation on 5th January 1978 and may be cited as the Motorways Traffic (Length of the M5) (Restriction of Use of Right Hand Lane) Regulations 1977.

2.—(1) In these Regulations—

“the Principal Regulations” means the Motorways Traffic Regulations 1959(c) as amended(d), and

“the specified carriageway” means the length of carriageway of the M5 Motorway which is specified in the Schedule to these Regulations.

(2) These Regulations shall be construed as one with the Principal Regulations.

(3) The Interpretation Act 1889(e) shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament and as if for the purposes of section 38 of that Act the Regulations revoked by Regulation 5 of these Regulations were an Act of Parliament thereby repealed.

3. These Regulations apply to a motor vehicle other than—

- (i) a motor car with an unladen weight not exceeding 3 tons,
- (ii) a heavy motor car constructed solely for the carriage of passengers and their effects and not adapted or used for any other purpose, or
- (iii) a motor cycle.

4.—(1) No vehicle to which these Regulations apply shall be driven or moved or stop or remain at rest on the right hand or offside lane of the specified carriageway where there are two traffic lanes open for use by traffic proceeding in the same direction.

(a) 1967 c. 76. (b) S.I. 1970/1681 (1970 III, p. 5551).
(c) S.I. 1959/1147 (1959 II, p. 2507). (d) S.I. 1971/1087 (1971 II, p. 3225).
(e) 1889 c. 63.

(2) The provisions of this Regulation are, in relation to the specified carriageway, supplemental to the provisions of the Principal Regulations.

5. The Motorways Traffic (Lengths of the M5) (Restriction of Overtaking) Regulations 1973(a) are hereby revoked.

5th December 1977.

William Rodgers,
Secretary of State for Transport.

SCHEDULE

THE SPECIFIED CARRIAGEWAY

The length of the northbound carriageway of the M5 Motorway in the County of Hereford and Worcester which extends from a point 1,053 yards north of the northern boundary of the northernmost bridge of the two which comprise Lydiate Ash junction in the District of Bromsgrove in a northerly direction for a distance of 2,838 yards.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations—

- (1) revoke the Motorways Traffic (Lengths of the M5) (Restriction of Overtaking) Regulations 1973 (which prohibited the use of the right hand or offside lane on three lengths of carriageway of the M5 Motorway by certain vehicles, in general goods vehicles having an unladen weight exceeding 3 tons), and
- (2) prohibit the use of the right hand or offside lane of the length of motorway specified in the Schedule by certain vehicles, in general goods vehicles having an unladen weight exceeding 3 tons.

(a) S.I. 1973/1021.

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