

**2009 No. 3466**

**ROAD TRAFFIC**

**The M5 and M42 Motorways (M5 Junctions 4a to 5)  
(Temporary Restriction and Prohibition of Traffic) Order 2009**

*Made* - - - -28 December 2009

*Coming into force* - -4 January 2010

WHEREAS the Secretary of State for Transport being the traffic authority for the M5 Motorway (“the M5”), the M42 Motorway (“the M42”) and connecting roads is satisfied that traffic on lengths of those Motorways and on one of those connecting roads in the County of Worcestershire 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), and of all other powers enabling him in that behalf, hereby makes the following Order: -

1. This Order may be cited as the M5 and M42 Motorways (M5 Junctions 4a to 5) (Temporary Restriction and Prohibition of Traffic) Order 2009 and shall come into force on 4 January 2010.

2. In this Order:

- |                                 |   |
|---------------------------------|---|
| “the first length of motorway”  | means the northbound carriageway of the M5 from a point 370 metres south of the centreline of the Droitwich to Bromsgrove railway line overbridge, to a point 70 metres north of the centreline of Fockbury Mill Lane overbridge; |
| “the second length of motorway” | means the southbound carriageway of the M5 from a point 355 metres north of the centreline of Rocky Lane overbridge, to a point 120 metres north of the centreline of the A38 underbridge at Junction 5;                          |
| “the third length of motorway”  | means the southbound carriageway of the M42 from a point 570 metres east of the centreline of the B4091 Stourbridge Road overbridge, to its junction with the link road;  |
| “the link road”                 | means the link road leading from the southbound carriageway of the M42 to the southbound carriageway of the M5 at Junction 4a;  |
| “overall width”                 | has the same meaning given in regulation 3(2) of the Road Vehicles (Construction and Use) Regulations 1986(b);  |
| “the works period”              | means the period starting at 06.00 hours on Monday 11 January 2010 and ending when the said works have been completed;  |

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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. 1986/1078, to which there are amendments not relevant to this Order.

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 5 and 6, no person shall, during the works period, cause or permit any vehicle to be driven at a speed exceeding 50 miles per hour on the first length of motorway, the second length of motorway, the third length of motorway or the link road.

**4.** Subject as mentioned in articles 5 and 6, no person shall, during the works period, cause or permit any vehicle with an overall width exceeding –

- (a) 3.25 metres to enter or proceed in lane 1;
- (b) 3.0 metres to enter or proceed in lane 2; and
- (c) 2.75 metres to enter or proceed in lane 3;

of the first length of motorway, the second length of motorway, the third length of motorway or the link road.

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

**6.** The provisions of -

- (a) articles 3 and 4 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 or traffic officer in uniform, and
- (b) article 4 shall not apply to any vehicle being used in connection with the said works or by a traffic officer.

Signed by authority of the Secretary of State

28 December 2009

*A Slack*  
A Team Leader  
in the Highways Agency