

2019 No. 178 (W. 44)

ROAD TRAFFIC, WALES

**The A40 Trunk Road (Gibraltar
Tunnels, Monmouth,
Monmouthshire) (Temporary
Traffic Prohibitions & Restrictions)
Order 2019**

Made 5 February 2019

Coming into force 11 February 2019

The Welsh Ministers, as traffic authority for the relevant length of the A40 Trunk Road, are satisfied that traffic on specified lengths of the trunk road should be prohibited and/or restricted because of works proposed on or near the road.

The Welsh Ministers, therefore, in exercise of the powers conferred upon them by section 14(1), (4) and (7) of the Road Traffic Regulation Act 1984⁽¹⁾, make this Order.

Title, Commencement and Interpretation

1. The title of this Order is the A40 Trunk Road (Gibraltar Tunnels, Monmouth, Monmouthshire) (Temporary Traffic Prohibitions & Restrictions) Order 2019 and it comes into force on 11 February 2019.

2. In this Order:

“exempted vehicle” (*“cerbyd esempt”*) means:

⁽¹⁾ 1984 c.27; section 14 was substituted by the Road Traffic (Temporary Restrictions) Act 1991 (c.26), section 1(1) and Schedule 1. By virtue of S.I. 1999/672, and section 162 of, and paragraph 30 of Schedule 11 to, the Government of Wales Act 2006 (c.32), these powers are now exercisable by the Welsh Ministers in relation to Wales.

- (a) any vehicle being used for the purposes described in section 87 of the Road Traffic Regulation Act 1984(2); and
- (b) any vehicle being used for naval, military or air force purposes and being driven by a person for the time being subject to the orders of a member of the armed forces of the Crown, who is a member of the special forces—
 - (i) in response, or for practice in responding, to a national security emergency by a person who has been trained in driving at high speeds; or
 - (ii) for the purpose of training a person in driving vehicles at high speeds;

“special forces” (*“lluoedd arbennig”*) means those units of the armed forces the maintenance of whose capabilities is the responsibility of the Director of Special Forces or which are for the time being subject to the operational command of that Director;

“the trunk road” (*“y gefnffordd”*) means the A40 Newport to Worcester Trunk Road;

“works period” (*“cyfnod y gwaith”*) means intermittent periods commencing at 20:00 hours on 11 February 2019 and ending when the temporary traffic signs for each period of works are removed.

Prohibitions and Restrictions

3. No person may, during the works period, drive any vehicle on either the eastbound or westbound carriageway of the length of the trunk road specified in Schedule 1 to this Order.

4.—(1) Whilst movement of traffic is by article 3 prohibited in the eastbound carriageway but, pursuant to article 8, not prohibited in the westbound carriageway, no person may drive any vehicle in the offside lane of the westbound carriageway of the trunk road in any direction other than eastwards.

(2) Whilst movement of traffic is by article 3 prohibited in the westbound carriageway but, pursuant to article 8, not prohibited in the eastbound carriageway, no person may drive any vehicle in the offside lane of the eastbound carriageway of the trunk road in any direction other than westwards.

(2) Section 87 was amended by the Fire and Rescue Services Act 2004 (c.21), Schedule 1, paragraph 55, the Serious Organised Crime and Police Act 2005 (c.15), Schedule 4, paragraph 42, the Crime and Courts Act 2013 (c.22), Schedule 8, paragraph 29(2) and the Deregulation Act 2015 (c.20), section 50(4) and (5).

5. No person may, during the works period, drive any vehicle on the lengths of the trunk road specified in Schedule 2 to this Order.

6. No person may, during the works period, drive any motor vehicle at a speed exceeding 30 miles per hour on the length of the trunk road specified in Schedule 3 to this Order.

7. No person may, during the works period, drive any motor vehicle at a speed exceeding 50 miles per hour on the length of the trunk road specified in Schedule 4 to this Order.

Application

8.—(1) The prohibitions and restrictions in articles 3, 4, 5, 6 and 7 apply only during such times and to such extent as indicated by traffic signs.

(2) No speed limits imposed by this Order apply to an exempted vehicle.

Suspension

9. Any statutory provisions restricting the speed of vehicles on the lengths of the trunk road specified in Schedules 3 and 4 to this Order are suspended during such times as the restrictions specified in articles 6 and 7 are in operation.

Duration of this Order

10. The maximum duration for this Order is 18 months.

Signed under authority of the Minister for Economy and Transport, one of the Welsh Ministers.

Dated

5 February 2019

Richard Morgan

Head of Planning, Asset Management & Standards
Welsh Government

SCHEDULES

SCHEDULE 1 Contraflow

The length of the trunk road that extends from a point approximately 800 metres south of the portal to the Gibraltar Tunnels to a point approximately 50 metres north of the portal to the Tunnels.

SCHEDULE 2
Temporary Prohibition of Vehicles

The length of the A40 northbound diverge lane to the B4293 Portal Road.

The length of the A40 southbound exit slip road to its junction with the 2-way section of the B4293 Beech Road.

SCHEDULE 3
Temporary 30 mph Speed Limit

The length of the trunk road that extends from its junction with the A466 Wye Bridge traffic signals to a point 2.25 kilometres south of that junction.

SCHEDULE 4
Temporary 50 mph Speed Limit

The length of the trunk road that extends from a point 2.25 south of its junction with the A466 Wye Bridge traffic signals to a point 4.2 kilometres south of those traffic signals.