

2011 No. 1969

ROAD TRAFFIC

The A23 Trunk Road and the M23 Motorway (London Road North/Brighton Road, Hooley and Merstham Interchange) (Temporary Restriction and Prohibition of Traffic) Order 2011

Made - - - - *8th August 2011*

Coming into force - - *27th August 2011*

WHEREAS the Secretary of State for Transport, being the traffic authority for the A23 Trunk Road, the M23 Motorway and connecting roads, is satisfied that traffic should be restricted and prohibited on lengths of that road, on lengths of that motorway and on some of those connecting roads 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) and (7) of the Road Traffic Regulation Act 1984(a), hereby makes the following Order:-

1. This Order may be cited as the A23 Trunk Road and the M23 Motorway (London Road North/Brighton Road, Hooley and Merstham Interchange) (Temporary Restriction and Prohibition of Traffic) Order 2011 and shall come into force on 27th August 2011.

2. In this Order:

“the A23” and “the M23” mean, respectively, the A23 Trunk Road (London Road North/Brighton Road, Hooley) and the M23 Motorway in the County of Surrey;

“bus stop area” means an area of carriageway on a side of the A23, intended for waiting of buses, which is comprised within and indicated by a road marking complying with diagrams 1025.1 or 1025.4 in Schedule 6 to the Traffic Signs Regulations and General Directions 2002(b);

“the Regulations” means the Motorways Traffic (England and Wales) Regulations 1982(c);

“the A23 bus stop area” means the bus stop area on the southbound carriageway of the A23 near Netherne Drive at Hooley;

“the first length of northbound carriageway” means the northbound carriageway of the M23 between a point 1150 metres south of Shepherd’s Hill (B2031) overbridge near Junction 8 (Merstham Interchange – M25 Junction 7) and its junction with the northbound carriageway of the A23 at Junction 7 near Hooley;

“a hard shoulder” means the hard shoulder, within the meaning of regulation 3(1)(e) of the Regulations, which is adjacent to the first length of northbound carriageway;

(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. 2002/3113.

(c) S.I. 1982/1163; amended by S.I. 1983/374, 1984/1479, 1992/1364, 1995/158, 2004/3258.

“the second length of northbound carriageway” means the northbound carriageway of the M23 between the link roads leading to the clockwise carriageway and the anti-clockwise carriageway of the M25 at Junction 8 (Merstham Interchange – M25 Junction 7) and its junction with the A23 at Junction 7 near Hooley;

“the third length of northbound carriageway” means the northbound carriageway of the A23 between a point 350 metres south of its junction with the M23 and a point 480 metres north of the M23 Junction 7 overbridge near Hooley;

“a length of southbound carriageway” means –

- (i) the southbound carriageway of the A23 between points 100 metres north and 50 metres south of its junction with Dean Lane near Hooley, or
- (ii) the southbound carriageway of the A23 between points 650 metres north and 50 metres south of its junction with Netherne Drive at Hooley;

“a link road” means any road leading from the clockwise carriageway or the anti-clockwise carriageway of the M25 at Junction 7 to the northbound carriageway of the M23 at Junction 8 at Merstham Interchange;

“Dean Lane” and “Netherne Drive” mean, respectively, the roads known as Dean Lane and Netherne Drive at their junction with the southbound carriageway of the A23, Hooley;

“works” mean resurfacing, road marking and road stud installation work on the A23 and the M23; and

“a works period” means a period of –

- (i) 7½ hours starting at 2200 hours on Tuesday 30th August 2011 or on any subsequent day other than a Friday, Saturday or Sunday,
- (ii) 7 hours starting at 2300 hours on Friday 2nd September 2011 or on any subsequent Friday,
- (iii) 8 hours starting at 2200 hours on Saturday 3rd September 2011 or on any subsequent Saturday, or
- (iv) 7 hours starting at 2230 hours on Sunday 4th September 2011 or on any subsequent Sunday,

until 26th February 2013.

3. Subject as mentioned in articles 5 and 6 below, no person shall, during a works period, cause or permit any vehicle –

- (a) to enter or proceed in, or wait on, the A23 bus stop area;
- (b) to enter or proceed in the second length of northbound carriageway or a link road; or
- (c) to turn right from the northbound carriageway of the A23 into Dean Lane or Netherne Drive.

4. Subject as mentioned in articles 5, 6 and 7 below, no person shall, during a works period, drive any motor vehicle at a speed exceeding –

- (a) 10 miles per hour on the third length of northbound carriageway or a length of southbound carriageway while traffic signs of a character authorised under section 64 of the Road Traffic Regulation Act 1984 indicating “convoy working” on that length of carriageway are displayed;
- (b) 30 miles per hour on the third length of northbound carriageway while the traffic signs specified in paragraph (a) of this article in relation to that length of carriageway are not displayed; or
- (c) 50 miles per hour on the first length of northbound carriageway or a hard shoulder.

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

6. (1) Nothing in article 3 above shall apply to -

- (a) a vehicle being used in connection with the said works;
- (b) a vehicle being used for police, ambulance, fire and rescue authority or traffic officer purposes;
- (c) anything done at the direction of, or with the permission of, a constable or traffic officer in uniform; or
- (d) any vehicle being used for winter maintenance purposes.

(2) Nothing in article 4 above shall apply to a vehicle being used for police, ambulance or fire and rescue authority purposes and to vehicles falling within regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulation 2011(a) when used in accordance with regulation 3 (5) of those Regulations.

7. During a works period, the provisions of regulations 5 and (insofar as it relates to a vehicle being driven) 9 of the Regulations are hereby suspended, in respect of a hard shoulder, at such times and to such extent as shall from time to time be indicated by traffic signs.

Signed by authority of the Secretary of State for Transport

8th August 2011

P Rix
A Service Delivery Team Leader
in the Highways Agency

(a) S.I. 2011/935.