

2015 No. (W.)

ROAD TRAFFIC, WALES

The A470 Trunk Road
(Northbound Link Road, Coryton
Interchange, Cardiff) (Clearway,
Prohibition of Left and Right Hand
Turns and Prohibition of
Pedestrians) Order 2015

Made 13 July 2015

Coming into force 15 July 2015

The Welsh Ministers, as traffic authority for the Cardiff – Llangurig Trunk Road (A470) (“the trunk road”), in exercise of the powers conferred upon them by sections 1(1), 2(1), 2(2) and 2(3) of the Road Traffic Regulation Act 1984(1) (“the 1984 Act”) and after consultation with the Chief Officer of the South Wales Police, make this Order.

Title, Interpretation and Commencement

1. This Order comes into force on 15 July 2015. Its title is The A470 Trunk Road (Northbound Link Road, Coryton Interchange, Cardiff) (Clearway, Prohibition of Left and Right Hand Turns and Prohibition of Pedestrians) Order 2015.

2. (1) In this Order:

“carriageway” (“*cerbyttfordd*”) means that length of the trunk road which is intended for the passage of vehicular traffic and

“verge” (“*llain ymyl*”) means any part of the trunk road which is not a carriageway.

(2) Any reference in this Order to a numbered article or Schedule is a reference to the article or Schedule bearing that number in this Order.

Prohibitions

3. No person shall cause or permit any vehicle or pedal cycle to make a left hand turn in the length of the trunk road specified in Schedule 1.

4. No person shall cause or permit any vehicle or pedal cycle to make a right hand turn in the length of the trunk road specified in Schedule 2.

5. Save as provided by article 8, no person may cause or permit any vehicle to stop or wait on that length of the trunk road specified in Schedule 3 except on the direction or with the permission of a police constable, police community support officer or civil enforcement officer.

6. No pedestrian shall, except upon the direction or with the permission of a police constable, police community support officer or civil enforcement officer, proceed in the length of the trunk road specified in Schedule 3.

7. No person may cause or permit any vehicle to stop or wait on any verge immediately adjacent to any part of the carriageway comprised in the length of the trunk road specified in Schedule 3.

Exemptions

8. Nothing in article 5 applies:

a. so as to prevent a vehicle waiting on any carriageway for so long as may be necessary to enable the vehicle to be used in connection with:

i. any building operation or demolition;

ii. the removal of any obstruction to traffic;

iii. the maintenance, improvement or reconstruction of the trunk road or the laying, erection, maintenance, alteration or repair in or near the trunk road of any sewer or of any main pipe or apparatus for the supply of gas, water or electricity or of any electronic communications apparatus as defined by the Communications Act 2003(2).

b. to a vehicle being used for police, fire brigade or ambulance purposes;

c. to a vehicle being used in the service of a local authority in pursuance of statutory powers or duties, and

d. to a vehicle stopping or waiting when the person in control of it:

- i. is required by law to stop;
- ii. is obliged to stop in order to avoid an accident, or
- iii. is prevented from proceeding by circumstances outside that person's control.

9. Nothing in article 6 shall render it unlawful for a pedestrian to proceed in the length of the trunk road where:

(a) it is necessary to do so to avoid or prevent an accident or to obtain or give help as a result of an accident or emergency and the pedestrian does so in such a manner as to cause as little danger or inconvenience as possible to other traffic on the trunk road;

(b) the pedestrian does so in exercise of his or her duty as a police constable, police community support officer or civil enforcement officer or as a member of the emergency services;

(c) it is necessary to do so in order to recover or move an object that has fallen onto the trunk road;

(d) it is necessary to do so in order to carry out in an efficient manner:

(i) the maintenance, repair, cleaning, clearance, alteration or improvement of any part of the trunk road;

(ii) the removal of any vehicle from any part of the trunk road; or

(iii) the erection, laying, placing, maintenance, testing, alteration, repair or removal of any structure, works or apparatus in, on, under, over or abutting any part of the trunk road;

(e) where it is necessary to do so in connection with any inspection, survey, investigation or census that relates to the trunk road or any part thereof and which is carried out in accordance with any general or special authority granted by the Welsh Ministers.

10. Nothing in article 7 applies:

a. so as to prevent a vehicle waiting on any carriageway for so long as may be necessary to enable the vehicle to be used in connection with:

- i. any building operation or demolition;
- ii. the removal of any obstruction to traffic;
- iii. the maintenance, improvement or reconstruction of the trunk road or the laying, erection, maintenance, alteration or repair in or near the access road of any sewer or of any main pipe or apparatus for the supply of gas, water or electricity or of any electronic communications apparatus as defined by the Communications Act 2003⁽²⁾.

b. to a vehicle being used for police, fire brigade or ambulance purposes;

c. to a vehicle being used in the service of a local authority in pursuance of statutory powers or duties, and

d. to a vehicle stopping or waiting when the person in control of it:

- i. is required by law to stop;
- ii. is obliged to stop in order to avoid an accident, or
- iii. is prevented from proceeding by circumstances outside that person's control.

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

Dated 13 July 2015

R MORGAN
Head of Asset Management and Standards
Welsh Government

⁽¹⁾ 1984 c.27; section 1(1) was amended by the New Roads and Street Works Act 1991 (c.22). By virtue of S.I. 1999/672, article 2 and Schedule 1, and paragraph 30 of Schedule 11 to the Government of Wales Act 2006, these powers are now exercisable by the Welsh Ministers in relation to Wales.

⁽²⁾ S.I. 2003 c. 21

SCHEDULES

SCHEDULE 1

PROHIBITION OF LEFT HAND TURN

Exit from the dedicated A470 northbound link road into the A470 southbound carriageway.

SCHEDULE 2

PROHIBITION OF RIGHT HAND TURN

Exit from the A470 gyratory into the dedicated A470 northbound link road.

SCHEDULE 3

CLEARWAY AND PROHIBITION OF PEDESTRIANS

The length of the dedicated A470 northbound link road from its junction with the A470 gyratory to its junction with the A470 southbound carriageway

THE A470 TRUNK ROAD (NORTHBOUND LINK ROAD, CORYTON INTERCHANGE, CARDIFF) (CLEARWAY, PROHIBITION OF LEFT AND RIGHT HAND TURNS AND PROHIBITION OF PEDESTRIANS) ORDER 2015

The Welsh Ministers have made an Order in exercise of their powers under sections 1 and 2 of the Road Traffic Regulation Act 1984 which comes into force on 15 July 2015.

The effect of the Order will be to prohibit vehicles and pedal cycles making left and right hand turns in the lengths of the trunk road specified in Schedules 1 and 2 to this Notice and prohibit pedestrians proceeding along length of the trunk road specified in Schedule 3 to this Notice. The Order will create a clearway in the length of the trunk road specified in Schedule 3 to this Notice.

During a period of 6 weeks from 13 July 2015, a copy of the Order and associated plan may be inspected during normal office hours at Whitchurch Library, Park Road, Whitchurch, Cardiff CF14 7XA or may be obtained free of charge from the address below quoting reference number qA12047247/1.

If any person desires to question the validity of the Order, or of any provisions contained therein on the grounds:

- a. that it is not within the relevant powers of the Road Traffic Regulation Act 1984; or
- b. that any of the relevant requirements has not been complied with,

that person may, within 6 weeks of 13 July 2015 2015, apply to the High Court for the suspension or quashing of the Order or of any provision contained therein.

A copy of the Order and Notice can be viewed on the Welsh Government's website at www.gov.wales (select: Legislation/ Subordinate Legislation/ Local Statutory Instruments/ Permanent Traffic Orders/ 2015).

A copy of this Notice in larger print can be obtained from Transport, Orders Branch, Welsh Government, Cathays Park, Cardiff CF10 3NQ.

M D BURNELL
Transport
Welsh Government

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