

Our ref: CRS 742,589
Your ref:

Second Floor
Woodlands
Manton Lane
Bedford MK41 7LW

Via email

Direct Line:

11 October 2016

Dear

FREEDOM OF INFORMATION REQUEST M40 OXFORDSHIRE & WARWICKSHIRE SPEED CAMERAS

Thank you for your email of 14 September requesting information about speed cameras on the M40 in Oxfordshire and Warwickshire. We have now completed our search for information.

I have extracted questions from your email and they are set out below with the relevant information below each.

- 1. I would like to request information as to whether there are any fixed speed cameras on the M40 motorway in Oxfordshire or Warwickshire (please answer for both counties separately rather than a blanket yes or no to both).*

There are no fixed cameras on the M40 motorway in Oxfordshire.
There are no fixed cameras on the M40 motorway in Warwickshire.

However, there are currently temporary average speed cameras installed between junctions 6 and 8 on the M40 to enforce a temporary 50mph speed limit restriction. This is to ensure the safety of our road workers and road users for the duration of the major resurfacing scheme currently underway in this area. We expect all work to be complete by Christmas.

- 2. If any such cameras are present, what is the legal basis in legislation or regulation / traffic control order for their use?*

The legislation which allows for the use of speed cameras is the Road Traffic Offenders Act 1988 and the Road Traffic Act 1988.

Additionally, all speed cameras in use on the strategic road network, including the M40 must be Home Office Type Approved.

3. *If any such cameras are present is there a legal requirement to display speed camera signs before using them for enforcement?*

The only signing requirement is compliance with the Traffic Signs Regulations and General Directions 2016 which can be found at https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/523916/DfT-circular-01-2016.pdf.

The Department for Transport has also produced guidance for the use of enforcement cameras which can be found on the Gov.UK website at <https://www.gov.uk/government/publications/use-of-speed-and-red-light-cameras-for-traffic-enforcement-guidance-on-deployment-visibility-and-signing>.

4. *Secondly, are mobile speed cameras used on the M40 in these area and if so, what is the legal basis in legislation or regulation for their use?*

We do not hold this information. I believe it may be held by Warwickshire and Oxfordshire constabularies and you will need to approach them separately.

5. *If mobile speed cameras are used are you required to display speed camera signs before using this type of camera?*

See answer to question number 3.

If you are unhappy with the way we have handled your request you may ask for an internal review. Our internal review process is available at:

<https://www.gov.uk/government/organisations/highways-england/about/complaints-procedure>

If you require a print copy, please phone the Information Line on 0300 123 5000; or email info@highwaysengland.co.uk. You should contact me if you wish to complain.

If you are not content with the outcome of the internal review, you have the right to apply directly to the Information Commissioner for a decision. The Information Commissioner can be contacted at:

Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

If you have any queries about this letter, please contact me. Please remember to quote reference number 742, 589 in any future communications.

Yours sincerely

Business Management Team Leader
Operations (East)
Email: