

PRESTON BOROUGH COUNCILTHE BOROUGH OF PRESTON (CENTRAL AREA) (ACCESS PROVISIONS)
(PROHIBITION OF TRAFFIC) ORDER 1993

WHEREAS :

1. The Preston Borough Council (hereinafter referred to as "the Council") pursuant to arrangements made under Section 101 of the Local Government Act 1972 with the Lancashire County Council may exercise certain of the powers possessed by the said County Council as the Highway Authority for the Borough of Preston.
2. The Council is satisfied that vehicular traffic in the roads specified in the Articles to the Order shall be prohibited to prevent danger to pedestrians and damage to the road surfaces.

NOW THEREFORE the Council in exercise of the powers of the said County Council under Sections 1(1) and (2), 2(1) to (3) and 124(1)(c) and (d) of the Road Traffic Regulation Act 1984 (hereinafter referred to as "the Act") and of all other enabling powers after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act hereby makes the following Order:-

1. In this Order:-

"Security Vehicle" means a vehicle constructed or adapted for use for the secure carriage of monies and other valuable goods.

"Goods Vehicle" means a motor vehicle constructed or adapted for use for the carriage of goods or a trailer so constructed or adapted as defined by Section 192 of the Road Traffic Act 1988.

"Permit Holder" means a person to which a permit has been issued by the Council, the categories of person who are entitled to be issued with such a permit being specified in the Tenth Schedule to this Order and the terms of such issue also being specified in the said Schedule.

- Amended see 9805 (2)
2. No provision contained in this Order shall render it unlawful for a Security Vehicle to enter Orchard Street for the purposes of making deliveries to or collections from banks and building societies situate in Orchard Street.
 3. No person shall cause or permit any vehicle to proceed in the lengths of road specified in the Eleventh Schedule to this Order except in the direction specified therein.
 4. The Orders which are listed in Column 1 of the Twelfth Schedule to this Order are hereby revoked to the extent specified opposite in Column 2 of the Schedule.
 5. The Order which is mentioned in the Thirteenth Schedule to this order shall hereby be amended in the manner specified in that Schedule.

6. Nothing in Article 13 of this Order shall render it unlawful to cause or permit any vehicle to wait in any of the lengths of road referred to therein for so long as may be necessary to enable:-
- (a) the vehicle if it cannot conveniently be used for such purposes in any other roads to be used in connection with any of the following operations:-
 - (i) building, industrial or demolition operations;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance, improvement or reconstruction of any of the said lengths of road;
 - (iv) the laying, erection, alteration or repair in or in the land adjacent to any of the said lengths of road of any sewer or of any main pipe or apparatus for the supply of gas, water or electricity or of any telecommunication apparatus as defined in paragraph 1(1) of the Telecommunications Code contained in Schedule 2 to the Telecommunications Act 1984.
 - (b) the vehicle if it cannot conveniently be used for such purposes in any other road to be used in the service of a local authority or a water company in pursuance of statutory power or duties;
 - (c) the vehicle to be used for fire brigade, ambulance or police purposes.

PART II

ACCESS PROVISIONS

7. No person shall cause or permit any motor vehicle to proceed in Harris Street at any time with the exception of a Judge's car and Police escort.
8. No person shall cause or permit any motor vehicle to proceed in any of the lengths of road mentioned in the First Schedule to this Order between the times and on the days stated therein subject to the proviso that this shall not apply in the case of the exceptions contained in the said Schedule.
9. No person shall cause or permit any motor vehicle to proceed in the length of road mentioned in the Second Schedule to this Order between the times and on the days stated therein subject to the proviso that this shall not apply in the case of the exception contained in the said Schedule.
10. No person shall cause or permit any motor vehicle to proceed in any of the lengths of road mentioned in the Third Schedule to this Order between the times and on the days stated therein subject to the proviso that this shall not apply in the case of the exceptions contained in the said Schedule.

11. No person shall cause or permit any motor vehicle to proceed in the length of road mentioned in the Fourth Schedule to this Order between the times and on the days stated therein subject to the proviso that this should not apply in the case of the exception contained in the said Schedule.
12. No person shall cause or permit any pedal cycle to be ridden along any of the lengths of road specified in the Fifth Schedule to this Order between the times and on the days stated therein.

PART III

WAITING PROVISIONS

13. No person shall cause or permit any vehicle to wait in any of the lengths of road mentioned in any of the Sixth, Seventh, Eighth and Ninth Schedules of this Order unless:-
 - (i) it is outside the times mentioned in respect of the length of road in question in any of the said Schedules; and
 - (ii) the vehicle shall be in use for any of the purposes specified in respect of the length of road in question in any of the said Schedules.

FIRST SCHEDULE

Prohibition of motor vehicles between:-

- (a) 9.00 a.m. and 11.00 a.m. and between 4.00 p.m. and 6.30 p.m. on any Monday, Tuesday, Wednesday, Thursday and Friday.
- (b) 9.00 a.m. and 10.00 a.m. and between 4.00 p.m. and 6.30 p.m. on any Saturday.

✓ Orchard Street)	
✓ Market Street (between its)	except for permit holders and for loading
junction with Earl Street)	
and its junction with)	
Lowthian Street))	
✓ Lowthian Street)	

SECOND SCHEDULE

Prohibition of motor vehicles between:-

- (a) 11.00 a.m. and 4.00 p.m. on any Monday, Tuesday, Wednesday, Thursday and Friday.
- (b) 10.00 a.m. and 4.00 p.m. on any Saturday.

✓ Orchard Street)	
✓ Lowthian Street)	Except permit holders
✓ Market Street (between its)	
junction with Earl Street)	
and its junction with)	
Lowthian Street))	

✓Friargate (between its)
junction with Market Place) No exceptions
and its junction with)
Orchard Street)

THIRD SCHEDULE

Prohibition of motor vehicles between:-

- (a) 4.00 p.m. and 11.00 a.m. on any Monday to Tuesday, Tuesday to Wednesday, Wednesday to Thursday or Thursday to Friday.
- (b) 4.00 p.m. on any Friday to 10.00 a.m. on any Saturday.
- (c) 4.00 p.m. on any Saturday to 11.00 a.m. on any Monday.

✓Friargate (between its junction) Except for loading
with Market Place and its junction) by goods vehicles
with Orchard Street)

FOURTH SCHEDULE

Prohibition of motor vehicles between 9.00 a.m. and 6.30 p.m. on any Monday, Tuesday, Wednesday, Thursday, Friday or Saturday:-

✓Friargate (between its junction with) Except for permit holders
Orchard Street and Ringway) and loading by goods vehicle

FIFTH SCHEDULE

Prohibition of the riding of pedal cycles between 11.00 a.m. to 4.00 p.m. Mondays, Tuesdays, Wednesdays, Thursdays and Fridays and between 10.00 a.m. to 4.00 p.m. Saturdays:-

✓Friargate (between its junction with Market Place and its junction with Orchard Street).

✓Orchard Street

✓Lowthian Street

✓Market Street (between its junction with Earl Street and its junction with Lowthian Street)

SIXTH SCHEDULE

Waiting prohibited between 9.00 a.m. and 6.30 p.m. on any Monday, Tuesday, Wednesday, Thursday, Friday or Saturday in the following length of road:-

✓Friargate - between Orchard Street and Ringway unless the vehicle shall be in use for any of the following purposes:-

(a) loading/unloading to or from any premises situate in that length of road if the vehicle is a goods vehicle.

(b) a permit holder.

SEVENTH SCHEDULE

No waiting at any time on the following length of road:-

- ✓ Friargate - between Market Street and Orchard Street unless the vehicle shall be a goods vehicle in use for the purpose of either or both loading/unloading to or from any premises situate in that length of road.

EIGHTH SCHEDULE

No waiting between the hours of:-

- (i) 11.00 a.m. and 4.00 p.m. on any Monday, Tuesday, Wednesday, Thursday or Friday inclusive; or
- (ii) 10.00 a.m. and 4.00 p.m. on any Saturday in the following lengths of road:-
- ✓(a) Orchard Street
- ✓(b) Lowthian Street
- ✓(c) Market Street (between its junction with Earl Street and its junction with Lowthian Street)

unless the vehicle shall be in use for the purposes of a permit holder.

NINTH SCHEDULE

No waiting between the hours of:-

- (i) 9.00 a.m. and 11.00 a.m. on any Monday, Tuesday, Wednesday, Thursday or Friday; or
- (ii) 4.00 p.m. and 6.30 p.m. on any Monday, Tuesday, Wednesday, Thursday or Friday; or
- (iii) 9.00 a.m. and 10.00 a.m. on any Saturday; and
- (iv) 4.00 p.m. and 6.30 p.m. on any Saturday.

in the following lengths of road:-

- ✓(a) Orchard Street
- ✓(b) Lowthian Street
- ✓(c) Market Street (between its junction with Earl Street and its junction with Lowthian Street)

unless the vehicle shall be in use for any of the following purposes:

- (a) loading/unloading to or from any premises situate in that length of road.
- (b) a permit holder.

TENTH SCHEDULE

PERMIT - HOLDERS

Categories and Terms of Issue

1. Private Parking

- (i) Persons having the use of authorised private off-street parking facilities:-
 - (a) Town Hall Basement Car Park (Chief Officers and Councillors);
 - (b) Amounderness House Yard (Housing staff and certain Courts staff);
 - (c) Anchor Court Service Yard (Legal and General Assurance Company Limited);
- (ii) Terms of issue of such permits:-
 - (a) The holder of a permit must use only the route specified on the permit to reach their parking facility.
 - (b) The issue of a permit to any given person or in respect of any vehicle shall be at the discretion of the Council.
 - (c) Permits are subject to withdrawal if in the opinion of the Council there has been misuse of a permit.

2. Customer Collection

- (i) Retailers who were established within the town centre area subject to private vehicle loading restrictions prior to the introduction of the pedestrianisation scheme and who offered a "collect by car" facility to customers for the collection of bulky goods or purchase may apply for the issue of permit(s) to enable them to continue to offer this facility.
- (ii) On purchase of goods requiring collection by motor vehicle the purchaser shall be issued with a permit to be displayed on his/her vehicle. The permit must be returned to the retailer upon collection of the goods. The receipt and the item will allow egress from the zone along the route specified on the permit.
- (iii) Upon a business in receipt of a permit(s) vacating its premises within the pedestrianised zone it will be required to surrender such permit(s). If the premises are subsequently occupied by a retailer who can demonstrate a requirement for customer collection further permits may at the discretion of the Borough Council, be issued.

- (iv) All permits are renewable annually. A charge may be levied by the Borough Council to cover production and administration costs.
- (v) The Borough Council in considering such application reserves the right to:-
 - (a) Refuse the issue of a permit(s) in any instance where it is considered reasonable for purchases to be carried from the applicant's premises to the nearest parking facility, or where collection by car would substantially undermine compliance with and enforcement of access restrictions.
 - (b) Limit the number of permits issued in the interests of the successful application of vehicle access restrictions.
 - (c) Confine access/egress by permit to a particular route.
 - (d) Withdraw permits from any recipient found to be using them for purposes other than customer collection or other than in full accordance with the conditions of use.
- (vi) Terms of issue of such permits:-
 - (a) The holder of a permit must use only the route specified on the permit to reach their parking facility.
 - (b) The issue of a permit to any given person or in respect of any vehicle shall be at the discretion of the Council.
 - (c) Permits are subject to withdrawal if in the opinion of the Council there has been misuse of a permit.

3. Outdoor Retail Market: Loading/Unloading by Private Cars

- (i) Stallholders on the outdoor retail market may be issued with permits to enable them to load and unload by private car. Each stallholder shall be entitled to one permit only.
- (ii) Terms of issue:-
 - (a) The route which a vehicle bearing such a permit shall use shall be the following:-

Cheapside; Market Place; Market Street; Earl Street; Lancaster Road;
 - (b) The issue of a permit shall be at the discretion of the Council;

- (c) The permits are renewable annually and are subject to withdrawal if in the opinion of the Council there has been a misuse of a permit.

4. Loading Permit

- (i) Loading permits may be available to certain retailers to enable them to load/unload goods to and from their premises by private car before 10.00 a.m. and after 4.00 p.m. on any Monday, Tuesday, Wednesday, Thursday, Friday and Saturday provided that the following conditions can met by the retailer:-

- (a) Vehicular access to the business premises must be via Cheapside, Market Place, Anchor Court, Market Street, Earl Street or Birley Street (North) or the business premises must be sufficiently close to those streets that deliveries/collections can be made, therefrom without resulting in obstruction to pedestrians or to other authorised vehicular traffic.
- (b) The quantity or bulk of goods sold or materials used by the business is such that delivery/collection by private car is adequate to meet a significant proportion of such needs.
- (c) The business does not have use of or access to a goods vehicle for the purposes of delivery/collection.
- (d) Deliveries to/collections from the business premises cannot reasonably be undertaken other than by the vehicle entering that part of the pedestrianised area to which the "loading by goods vehicle" restriction applies (i.e. the vehicle must come through Cheapside).

Businesses satisfying all the above conditions will normally be entitled to one loading permit each.

- (ii) Private cars displaying a loading permit will be entitled to access into Cheapside, Market Place, Anchor Court, Market Street, Earl Street or Birley Street (North) for the purposes of loading/unloading before 10.00 a.m. and after 4.00 p.m. on any Monday, Tuesday, Wednesday, Thursday, Friday and Saturday.
- (iii) The permit shall:-
- (a) Be clearly displayed on the windscreen of the private car whenever it is used for the purpose of delivering to or collecting from the specified premises.
- (b) Be used only for the purposes of delivering to or collecting from the specified premises before 10.00 a.m. and after 4.00 p.m. on any Monday, Tuesday, Wednesday, Thursday, Friday and Saturday.

- (c) Be subject to immediate withdrawal if found to be used other than in full accordance with the above conditions.
- (iv) Upon a business in receipt of a loading permit(s) vacating its premises within the pedestrianised zone it will be required to surrender such permit(s). If the premises are subsequently occupied by a retailer who can demonstrate compliance with the conditions further permits may at the discretion of the Borough Council be issued.
- (v) All permits are renewable annually. A charge may be levied by the Borough Council to cover production and administration costs:-
 - (a) The issue of a permit shall be at the discretion of the Council;
 - (b) The permits are renewable annually and are subject to withdrawal if in the opinion of the Council there has been misuse of a permit.

5. Special Issue:-

- (i) The Council may issue from time to time to any individual or organisation a temporary permit to enable the individual or organisation to obtain access to a particular event taking place in the town centre in which the individual or organisation has a specific interest.
- (ii) Terms of issue:-
 - (a) The holder of such a permit may enter only those streets necessary to reach the event in which the permit holder has an interest;
 - (b) At the end of the particular event or as soon as may be reasonably possible thereafter the temporary permit used must be surrendered to the Council;
 - (c) The issue of a permit to any individual or organisation in respect of any vehicle shall be at the discretion of the Council;
 - (d) The permit shall be valid for this purpose only on the dates which are specified thereon.

ELEVENTH SCHEDULE

One-Way Traffic

- ✓ Friargate - between its junction with Market Place and its junction with Ringway. South east to North west.
- ✓ Orchard Street North east to South west.

TWELFTH SCHEDULE

TITLE OF ORDER	EXTENT TO BE REPEALED
✓/County Borough of Preston (Traffic Regulation Order) (No. 1) 1938.	The reference to Friargate.
✓/The County Borough of Preston (Traffic Regulation) (No. 4) Order 1960.	In so far as the same relates to Orchard Street.
✓/The County Borough of Preston (Traffic Regulation) (No. 1) Order 1966.	In so far as the same relates to Friargate.
✓/The County Borough of Preston (Traffic Regulation) (Various Roads) (No. 1) Order 1968.	In so far as the same relates to Friargate between its junctions with Ringway and Market Place.
✓/County Borough of Preston (Traffic and Transport Plan Phase I) (Traffic Regulation) Order 1973.	The reference to Harris Street.
✓/Borough of Preston (Traffic and Transport Plan Phase II) Traffic Regulation Order 1975.	The reference to Orchard Street and Market Street.
✓/The Borough of Preston (Various Streets) Prohibition of Waiting) Order 1980.	In so far as the same relates to Lowthian Street.
✓/Borough of Preston (Fishergate, Fishergate Hill, Market Place (north side) Friargate) (Bus Lanes) Order 1984.	The reference to Friargate, the references to the Friargate 'bus lane'.
✓/The Borough of Preston (Town Centre Waiting Restrictions) Order 1984.	In so far as the same relates to Friargate.

THIRTEENTH SCHEDULE

The following Traffic Regulation Order is hereby amended as follows:-

The County Borough of Preston (Traffic Regulation) (Various Roads) (No. 1) Order 1968.

Schedule 1 Column 2 in so far as it relates to Friargate is hereby amended to:-

North side - Union Street to Ringway.

South side - Walter Street to Ringway.

PASSED under the Common Seal)
of the within-named Preston)
Borough Council on the 8th)
day of June 1993)
in the presence of:-)

P. Rowell

