

ROAD TRAFFIC REGULATION ACT 1984
LANCASHIRE COUNTY COUNCIL
(CHEAPSIDE AREA, PRESTON, PRESTON CITY)
(REVOCATION AND PROHIBITION OF DRIVING) ORDER 2013

The County Council of Lancashire ("the Council") in exercise of its powers under Sections 1, 2 and 4 of, and part IV of schedule 9 to the Road Traffic Regulation Act 1984, as amended ("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 make the following Order:-

1. Definitions and Interpretation

For all the purposes of this Order the terms described in this Article shall have the meanings specified:

- a) **"Civil Enforcement Officer"** means a person authorised by or on behalf of Lancashire County Council in accordance with Section 76 of the Traffic Management Act 2004.
- b) **"Cycle"** means a unicycle, bicycle, tricycle, or Cycle having four or more wheels, not being in any case mechanically propelled unless it is an electrically assisted pedal cycle of such class as is to be treated as not being a motor Vehicle for the purposes of the 1984 Act.
- c) **"Disabled Person's Badge"** means a badge which was –
 - i) issued, or has effect as if issued, to a disabled person or an institution under The Disabled Persons (Badges for Motor Vehicles) (England) Regulations or under regulations having effect in Scotland or Wales under Section 21 of the Chronically Sick and Disabled Persons Act 1970; and
 - ii) has not ceased to be in force.
- d) **"disabled person's Vehicle"** means a Vehicle displaying a disabled person's badge in the circumstances prescribed in Regulations 13, 14, 15 or 16 of The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000.
- e) **"Loading"** and **"Unloading"** means the continuous transference from (or to) a Vehicle to (or from) premises adjacent to where the Vehicle is parked of heavy or unmanageable Goods that are not designed to be carried by hand other than over a very short distance.
- f) **"Permit Holder"** means a person to whom a permit has been issued (For the purpose of this Order a Doctor on call, or service Vehicle is deemed to be a Permit Holder but is not required to display a Permit).
- g) **"Permit"** for the purposes of this Order the term permit refers to a "Pedestrian Zone Access Permit" or a "Loading Access Permit" issued by the Council or its local agent or authority. Charges, eligibility criteria and terms for said Permit are published by the issuing authority.

- h) A Vehicle displays a disabled person's badge in the "**Relevant Position**" if -
 - i) the badge is exhibited on the dashboard or fascia of the Vehicle, or
 - ii) where the Vehicle is not fitted with a dashboard or fascia the badge is exhibited in a conspicuous position on the Vehicle, so that the front of the badge is clearly legible from the outside of the Vehicle.

- i) A Vehicle displays a parking disc in the "**Relevant Position**" if -
 - i) the disc is exhibited on the dashboard or fascia of the Vehicle; or
 - ii) where the Vehicle does not have a dashboard or fascia, the disc is exhibited in a conspicuous position on the Vehicle, so that when marked to show the quarter hour period during which a period of waiting began that period is clearly legible from the outside of the Vehicle.

- j) "**Taxi**" means (as defined in section 64 (3) of the **M19** Transport Act 1980), being a Vehicle licensed to ply for hire.

- k) "**Vehicle**" means a motor vehicle, a passenger vehicle, a dual-purpose vehicle, a goods vehicle, a motorcycle or an invalid carriage or any other vehicle of any description whether drawn or propelled along a road by animal or mechanical power.

2. Revocations

Those Orders or parts of Orders as set out in Schedule 1 to this Order are hereby revoked.

3. Prohibition of Driving

- a) Save as is hereinafter provided no person shall, except upon the direction or with the permission of a police constable in uniform or a Civil Enforcement Officer, cause or permit any Vehicle or Cycle to proceed along Market Place, Preston, for its extent of the pedestrianised square adjacent to the Cenotaph.

- b) Save as is hereinafter provided no person shall, except upon the direction or with the permission of a police constable in uniform or a Civil Enforcement Officer, cause or permit any Vehicle or Cycle to proceed between the hours of 9am-6.30pm, along the lengths of road set out in Schedule 2 to this Order, unless that Vehicle is a Disabled Person's Vehicle, Taxi or any Vehicle involved in Loading or Unloading.

- c) Save as is hereinafter provided no person shall, except upon the direction or with the permission of a police constable in uniform or a Civil Enforcement Officer, cause or permit any motor Vehicle or Cycle to proceed between the hours of 9am-6.30pm, along the lengths of road set out in Schedule 3 to this Order, Unless that Vehicle displays a 'CSA' permit in the Relevant Position.

- d) Save as is hereinafter provided no person shall, except upon the direction or with the permission of a police constable in uniform or a Civil Enforcement Officer, cause or permit any Vehicle or Cycle to proceed between the hours of 9am-6.30pm, along the

lengths of road set out in Schedule 4 to this Order, Unless that Vehicle displays an 'OSA' permit in the Relevant Position.

- e) Save as is hereinafter provided no person shall, except upon the direction or with the permission of a police constable in uniform or a Civil Enforcement Officer, cause or permit any Vehicle or Cycle to proceed between the hours of 9am-6.30pm, along the lengths of road set out in Schedule 5 to this Order, Unless that Vehicle displays an 'FSA' permit in the Relevant Position.

4. Exemptions

Nothing in Article 3 of this Order shall render it unlawful to cause or permit any vehicle to travel along any part of the length of road referred to therein for so long as may be necessary to enable:

- a) the vehicle to be used for fire brigade, ambulance or police purposes in pursuance of statutory powers or duties;
- b) the vehicle to be used for the purposes of a local authority in pursuance of statutory powers or duties if it cannot conveniently be used for such purpose in any other road.

5. Miscellaneous

The prohibitions imposed by this Order shall be in addition to and not in derogation of any restrictions or requirements imposed by any regulations made, or having effect as if made, under the Act or by or under any other enactment.

6. Commencement

This Order shall come into force on 21st October 2013 and may be cited as the "Lancashire County Council (Cheapside Area, Preston, Preston City) (Revocation and Prohibition of Driving) Order 2013".

Dated this 10th day of October 2013

THE COMMON SEAL of the Lancashire County Council was hereunto affixed following a decision made on 10th day of October 2013 by the Cabinet Member for Highways and Transport

Authorised Signatory



22798

Schedule 1

The "The Borough of Preston (Central Area)(No.2) Traffic Regulation Order 1992" is hereby revoked insofar as it relates to:

Prohibition of Driving Mon-Sat 9am-6.30pm except loading

- a) Birley Street, between its junction with Church Street and its junction with Jacson Street;
- b) Jacson Street, for the whole length.

Prohibition of Driving Mon-Sat 9am-6.30pm except Permit Holders & loading

- a) Birley Street, between its junction with Earl Street and its junction with Harris Street;
- b) Cheapside, for the whole length;
- c) Earl Street, for the whole length;
- d) Market Street, for the whole length.

The "The Borough of Preston (Central Area)(Access Provisions) (Prohibition of Traffic) Order 1993" is hereby revoked insofar as it relates to:

Prohibition of Driving Mon-Sat 9am-6.30pm except Permit Holders & loading

- a) Friargate, between its junction with Orchard Street and Ringway.

The "The Borough of Preston (Central Area)(Access Provisions) (Prohibition of Traffic) Amendment Order (No.1) 1998" is hereby revoked insofar as it relates to:

Prohibition of Driving Mon-Fri 11am-4pm and Sat 10am-4pm

- a) Friargate, between its junction with Market Place and its junction with Orchard Street.

Prohibition of Driving Mon-Fri 11am-4pm and Sat 10am-4pm except keyholders

- a) Lowthian Street, for the whole length;
- b) Market Street, between its junction with Earl Street and its junction with Lowthian Street;
- c) Orchard Street, for the whole length.

The "City Of Preston (Market Square Area) (Prohibition of Vehicles) Order 2002" is hereby revoked insofar as it relates to:

Prohibition of Driving

- a) Birley Street, from the southerly edge of the carriageway of Harris Street to the kerbline where Jacson Street meets Birley Street;
- b) Unnamed Road (between Jacson Street And Cheapside), full length.

The "City Of Preston (Cenotaph Area) (Prohibition of Vehicles) Order 2006 is hereby revoked insofar as it relates to:

Prohibition of Driving

- a) Birley Street, from its junction with Harris Street for a distance of 8.5 metres in a northerly direction;
- b) Market Place, from its junction with Market Place north-south length to its junction with Harris Street.

Schedule 2

Prohibit all motor Vehicles and Cycles except for disabled persons Vehicles, taxis and for loading, from proceeding along the following lengths of road in the City of Preston between the hours of 9am-6.30pm on any day:

- a) Birley Street, Preston, between its junction with Church Street and its junction with Jacson Street;
- b) Jacson Street, Preston, for its entire length.

Schedule 3

Prohibition of driving, between the hours of 9am-6.30pm all motor Vehicles and Cycles except for CSA Permit Holders, from proceeding along the following lengths of road in the City of Preston:

- a) Birley Street, Preston, from its junction with Earl Street to its junction with Harris Street;
- b) Cheapside, Preston, for its entire length;
- c) Earl Street, Preston, for its entire length;
- d) Market Place, Preston, for its entire length of the carriageway between Cheapside and Market Street;
- e) Market Street, Preston, for its entire length;

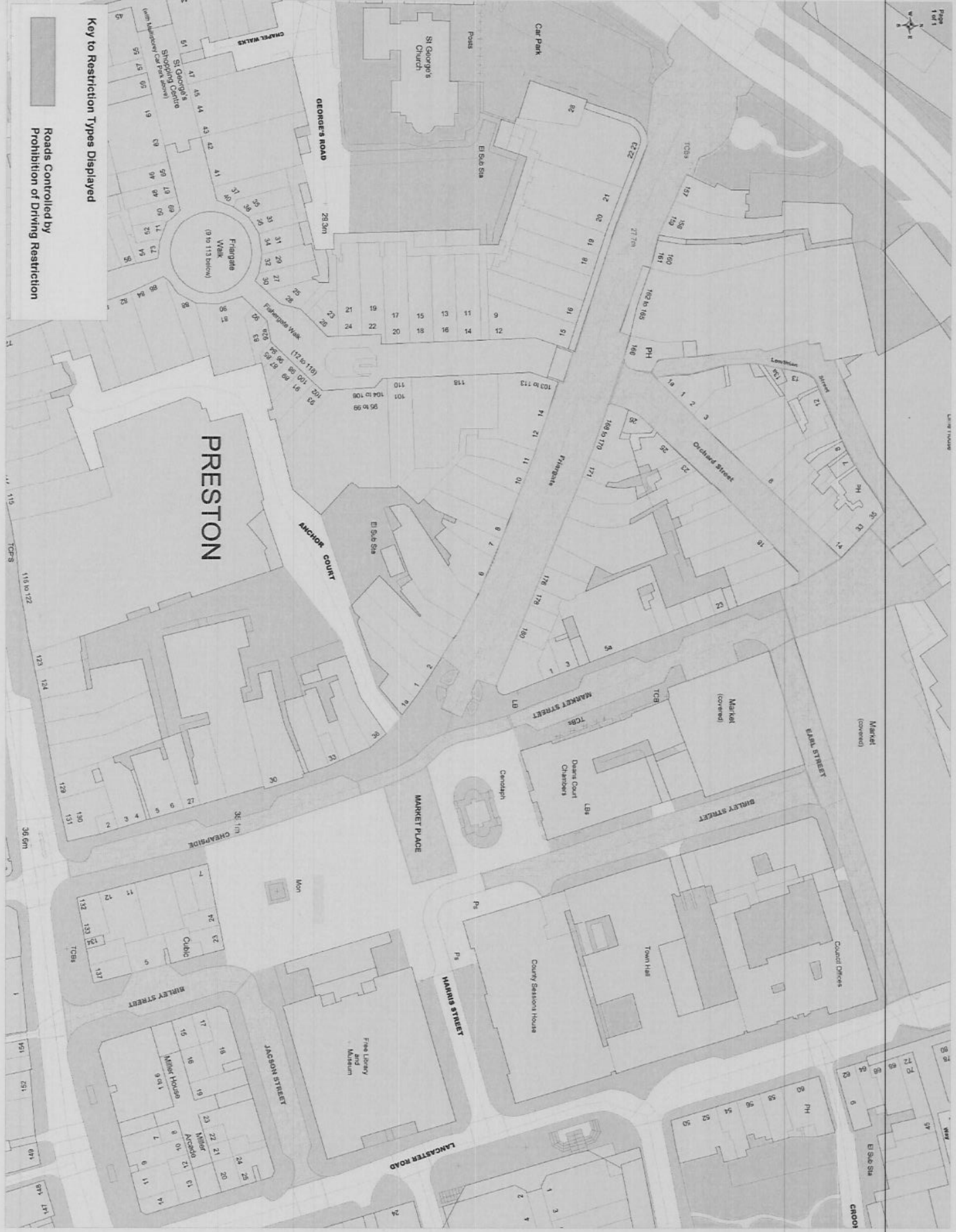
Schedule 4

Prohibition of driving, between the hours of 9am-6.30pm all motor Vehicles and Cycles except for FSA Permit Holders, from proceeding along Friargate, Preston, from its junction with Market Place to its junction with Ringway;

Schedule 5

Prohibition of driving, between the hours of 9am-6.30pm all motor Vehicles and Cycles except for OSA Permit Holders, from proceeding along the following length of road in the City of Preston:

- a) Friargate, Preston, from its junction with Orchard Street to its junction with Ringway;
- b) Lowthian Street, Preston, for its entire length;
- c) Orchard Street, Preston, for its entire length;
- d) Starch House Square - Market Street Link, Preston, for its entire length.



Key to Restriction Types Displayed

Roads Controlled by Prohibition of Driving Restriction



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DRAWING TITLE
Pedestrian Zone

SCALE	1:100
DATE	14/03/2012
DRAWING No.	
DRAWN BY	EM