

D185

D185

DATED

6th November

1985 ✓

THE BOROUGH OF PENDLE  
(URBAN SAFETY PROJECT AREA B)  
(PROHIBITION AND RESTRICTION OF  
WAITING, PROHIBITION OF DRIVING AND  
REVOCATION) ORDER, 1985

A. Haigh,  
Solicitor,  
Town Hall,  
NELSON,  
Lancashire

B O R O U G H   O F   P E N D L E

THE BOROUGH OF PENDLE (URBAN SAFETY PROJECT AREA B)  
(PROHIBITION AND RESTRICTION OF WAITING, PROHIBITION OF DRIVING AND REVOCATION)  
ORDER, 1985

The Borough Council of Pendle (hereinafter referred to as "the Council") pursuant to arrangements made under Section 101 of the Local Government Act, 1972, with the Lancashire County Council in exercise of the powers of the said County Council under Sections 1 (1) and (2), 2 (1) to (3) and 4 (2) of and Part IV of Schedule 9 to the Road Traffic Regulation Act, 1984, (which said Act is hereinafter referred to as "the Act") and of all other enabling powers and 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. Save as provided in Article 2 of this Order, no person shall except upon the direction or with the permission of a police constable in uniform or of a traffic warden, cause or permit any vehicle :-
  - (a) to wait at any time on any of the lengths of road specified in Schedule 1 to this Order;
  - (b) to wait for a period longer than one hour in two (no return within two hours) between the hours of 8.30 a.m. and 6.00 p.m. on Monday to Saturday inclusive on the lengths of road specified in Schedule 2 to this Order.
2. Nothing in Article 1 of this Order shall render it unlawful to cause or permit any vehicle to wait in the length of road referred to in that Article -
  - (1) for so long as may be necessary -
    - (a) to enable a person to board or alight from the vehicle;
    - (b) to enable goods to be loaded on to or unloaded from the vehicle;
    - (c) to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any building operation or demolition, the removal of any obstruction to traffic, the maintenance, improvements or reconstruction of the length of road so referred to or the laying, erection, alteration or repair in or near the said length of road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telegraphic line as defined in the Telegraph Act, 1878; or
    - (d) to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to wait for so long as such waiting by that vehicle is reasonably necessary at or near to any premises situated on or adjacent to the said length of road, in connection with any wedding or funeral or in the service of a local or other public authority in pursuance of statutory powers or duties or for fire brigade, police or ambulance purposes.
  - (2) for a period not exceeding two hours (not being a period separated by an interval of less than one hour from a previous period of waiting by the same vehicle), if the vehicle is;

- (a) an invalid carriage;
- (b) a vehicle issued to a disabled person by the Department of Health and Social Security in lieu of an invalid carriage;
- (c) a vehicle left by the driver thereof, who is a person who on account of his severe physical disability has been given a notice in writing by the Council that he is exempt from the restrictions contained in Article 1 of this Order, if the notice is displayed on the vehicle in a conspicuous position; or
- (d) a disabled person's vehicle which displays in the relevant position a disabled person's badge having effect under the provisions of the Disabled Persons (Badges for Motor Vehicles) Regulations, 1982, as if it were a disabled person's badge and parking disc (on which the driver, or other person in charge of the vehicle, has marked the time at which the period of waiting began).

3. In Article 2 of this Order "disabled person's vehicle" has the same meaning as in The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) (Amendment) Regulations, 1975; "disabled person's badge" has the same meaning as in The Disabled Persons (Badges for Motor Vehicles) Regulations, 1982; "parking disc" means a disc issued by a local authority complying with the requirements of the British Standards Specifications for Parking Discs (BS No. 4631: 1970), coloured orange and capable of showing the quarter hour period during which a period of waiting begins; and "relevant position" means:-

- (i) in the case of a vehicle fitted with a front windscreen the badge is exhibited thereon with the obverse side facing forwards on the near side of and immediately behind the windscreen; and
- (ii) in the case of a vehicle not fitted with a front windscreen, the badge is exhibited in a conspicuous position on the front or near side of the vehicle.

4. No person shall cause any vehicle to enter or leave Every Street at a point 45 metres north east of its junction with Macleod Street.

5. Nothing in Article 4 of this Order shall render it unlawful to cause or permit any vehicle to proceed in the length of street referred to in Article 4 of this Order for as long as may be necessary

(a) to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any building operation or demolition, the removal of any obstruction to traffic, the maintenance, improvement or reconstruction of the length of road so referred to or the laying, erection, alteration or repair in or near the said length of road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telegraphic line as defined in the Telegraph Act, 1878, or

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

6. To revoke the Borough of Nelson (Various Streets) (Prohibition of Waiting) Order, 1966, insofar as it relates to the streets or parts of streets specified in Schedule 3 to this Order.

7. To revoke the Borough of Nelson (Market Square and Every Street) (Prohibition of Waiting) Order, 1964 insofar as it relates to the north westerly side of Every Street from a point 7.3 metres north east of the centre-line of Albion Street at its junction with Every Street for a distance of 25.3 metres in a north easterly direction.
8. To revoke the Borough of Nelson (Traffic Regulation) (No. 1) Order 1955 and the Borough of Nelson (Various Streets) (Prohibition of Waiting) Order 1966 insofar as they relate to the westerly side of Scotland Road from a point 14 metres north of the junction with Pendle Street for a distance of 41.5 metres in a northerly direction and from a point 2 metres north of the junction with North Street for a distance of 24.5 metres in a northerly direction
9. To revoke the Borough of Pendle (Nelson Town Centre Traffic Management) Order, 1983 insofar as it relates to any vehicle proceeding in Scotland Road from its junction with Pendle Street to its junction with Forest Street.
10. To revoke the Borough of Pendle (Urban Safety Project Area B) (Prohibition of Waiting, Prohibition of Driving and Prohibition of Right Turn and Revocation) Order, 1984 insofar as it relates to
  - (1) the prohibition of any vehicle entering or leaving Every Street on the northern side of its junction with Raglan Street
  - (2) any vehicle proceeding in the lengths of road specified in column 1 of Schedule 4 to this Order in a direction other than that specified opposite thereto in column 2 of the said Schedule.
11. To revoke the Borough of Nelson (Lomeshaye Road and Stanley Street) (Prohibition of Waiting) Order, 1973 insofar as it relates to Lomeshaye Road on its south westerly side in a north westerly direction from the centre line with the junction of Meadow Bank Road for a distance of 53 metres.
12. The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation of any restriction or requirement imposed by any regulations made or having effect as if made under the Act, or by or under any other enactment.
13. The Interpretation Act, 1978, shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
14. This Order shall come into operation on the eleventh day of November, 1985, and may be cited as "The Borough of Pendle (Urban Safety Project Area B) (Prohibition and Restriction of Waiting, Prohibition of Driving and Revocation) Order, 1985".

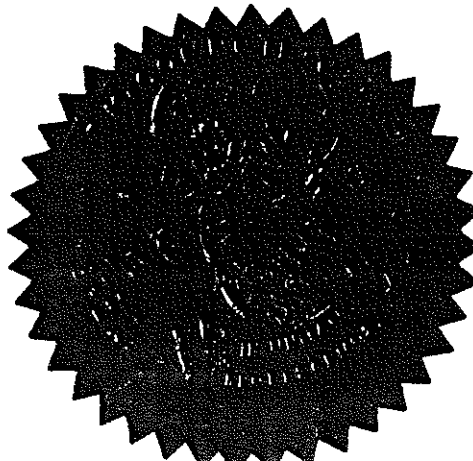
GIVEN under the Common Seal of The Borough Council of Pendle on the Sixth day of November, 1985.

THE COMMON SEAL of The Borough )  
 Council of Pendle was hereunto )  
 affixed in the presence of:- )

*[Signature]*  
 DEPUTY  
 Mayor

*[Signature]*

Town Clerk and  
 Chief Executive Officer



SCHEDULE 1

NWAAT

Lengths of road in the Borough of Pendle

Pendle Street (south west side) from a point 3.3 metres south east of the centre line of Clayton Street at its south westerly junction with Pendle Street for a distance of 23.3 metres in a north westerly direction to Back Clayton Street. ✓

Pendle Street (south west side) from Back Clayton Street for a distance of 11.5 metres in a north westerly direction. ✓

SCHEDULE 2

MON - SAT

8.30am - 6pm

1hr in any 2hrs

Roads or parts of road in the Borough of Pendle

Every Street (north west side) from its junction with Raglan Street to its junction with New Brown Street ✓

Every Street (north west side) from its junction with North Street to its junction with Forest Street ✓

Every Street (north west side) from a point 7.3 metres north east of the centre line of Albion Street at its junction with Every Street for a distance of 25.3 metres in a north easterly direction ✓

Scotland Road (west side) from a point 14 metres north of the junction with Pendle Street for a distance of 41.5 metres in a northerly direction ✓

Scotland Road (west side) from a point 2 metres north of the junction with North Street for a distance of 24.5 metres in a northerly direction ✓

SCHEDULE 3

REVOCATIONS

Roads or parts of road in the Borough of Pendle

Every Street (north west side) from its junction with Forest Street to its junction with Nile Street ✓

Every Street (north west side) from its junction with Nile Street to its junction with Calder Street ✓

Every Street (north west side) from its junction with Calder Street to its junction with Scotland Road ✓

Every Street (south east side) from its junction with Forest Street to its junction with Back Forest Street ✓

Every Street (south east side) from its junction with Back Forest Street to its junction with Seedhill Terrace ✓

Every Street (south east side) from its junction with Seedhill Terrace to its junction with Scotland Road ✓

Every Street (north west side) from its junction with Raglan Street to its junction with New Brown Street ✓

Every Street (north west side) from its junction with North Street to its junction with Forest Street ✓

Every Street (south east side) from its junction with Market Square to its junction with Raglan Street ✓

Every Street (south east side) from its junction with New Brown Street to its junction with Pendle Street ✓

Every Street (north west side) from its junction with Macleod Street to its junction with Victoria Street

Every Street (north west side) from its junction with Victoria Street to its junction with Maurice Street

Every Street (north west side) from its junction with Maurice Street to its junction with Hereford Street

Every Street (north west side) from its junction with Hereford Street to its junction with St. Mary's Street

Every Street (south east side) from its junction with St. Mary's Street to its junction with Back St. Mary's Street

SCHEDULE 4

<u>1</u> <u>Lengths of road in the Borough of Pendle</u>	<u>2</u> <u>Direction</u>
Albert Street from its junction with Every Street to its junction with Manchester Road	south easterly
Albert Street from its junction with Every Street to its junction with Clayton Street	north westerly
Clayton Street from its junction with Albert Street to its junction with Stanley Street	north easterly