

# ROAD TRAFFIC REGULATION ACT 1984

## LANCASHIRE COUNTY COUNCIL (RECTORY ROAD, GROSVENOR STREET, HOLME ROAD, CAVOUR STREET, AND ASHLEY STREET, BURNLEY, BURNLEY BOROUGH) (PROHIBITION OF WAITING) ORDER 2011

The County Council of Lancashire ("the Council") in exercise of its powers under Sections 1, 2 and 4 of 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) "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.
- b) "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.
- c) "parking disc" means a device which -
  - i) is 125 millimetres square and coloured blue, if issued on or after 1<sup>st</sup> April, 2000 or orange if issued before that date.
  - ii) has been issued by a local authority and has not ceased to be valid. and
  - iii) is capable of showing the quarter hour period during which a period of waiting has begun.
- d) 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.
- e) 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.



## **2. Prohibition of Waiting**

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 to wait, at any time, on any day, in any lengths of road specified in the Schedule to this Order.

## **3. Exception to Prohibition of Waiting**

Nothing in Article 2 of this Order shall render it unlawful to cause or permit any vehicle to wait in the lengths of road referred to therein for so long as may be necessary to enable:-

- a) a person to board or alight from the vehicle.
- b) goods to be loaded on to or unloaded from the vehicle.
- c) the vehicle, if it cannot conveniently be used for such purpose in any other road to be used in connection with any of the following:-
  - i) building, industrial or demolition operations.
  - ii) the removal of any obstruction to traffic.
  - iii) the maintenance, improvement or reconstruction of the said lengths of roads.
  - iv) the laying, erection, alteration or repair in, or in land adjacent to, the said lengths of road of any sewer or of any main, pipe or apparatus or the exercise of any other statutory power or duty for the maintenance and supply of gas, water or electricity or of any telecommunications system as defined in Section 4 of the Telecommunications Act 1984.
- d) 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.
- e) the vehicle to be used for delivering or collecting postal packets as defined in Postal Services Act 2000.
- f) the vehicle to be used for fire brigade, ambulance or police purposes in pursuance of statutory powers or duties.
- g) the vehicle to wait at or near to any premises situated on or adjacent to the said lengths of road for so long as such waiting by the vehicle is reasonably necessary in connection with any wedding or funeral.

## **4. Exemption for disabled person's vehicle**

Nothing in Article 2 of this Order shall render it unlawful to cause or permit any vehicle to wait in the lengths of road referred to therein for a period not exceeding three hours (not being a period separated by an interval of less than one hour from a previous period of waiting by the same vehicle in the same lengths of roads on the same day) if the vehicle is a disabled person's vehicle which displays in the relevant position both a disabled person's badge and a parking disc marked to show the quarter hour period during which the period of waiting began.



## **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 of Order**

This Order shall come into force on the 3<sup>rd</sup> day of August, 2011 and may be cited as the "Lancashire County Council (Rectory Road, Grosvenor Street, Holme Road and Ashley Street, Burnley, Burnley Borough)(Prohibition of Waiting) Order 2011"

### **SCHEDULE – NO WAITING AT ANY TIME**

Introduce No Waiting At Any Time on the following lengths of road:

#### **1. Rectory Road, Burnley, on the following lengths:**

- i) South westerly side, from its junction with Princess Way to a point 20 metres north west of the centre line of Grosvenor Street
- ii) South westerly side, from the centre line of Holme Road for a distance of 25 metres in a north westerly direction
- iii) north easterly side from its junction with Princess Way to a point 40 metres north west of the centre line of Holme Road
- iv) north easterly side from a point 20 metres south east of the centre line of Ashley Street for a distance of 40 metres in a north westerly direction

#### **2. Grosvenor Street, Burnley**

- i) both sides, for its full length, a distance of approximately 54 metres, from its junction with Rectory Road to its cul-de-sac end.

#### **3. Holme Road, Burnley, on the following lengths:**

- i) Northerly side, from the centre line of Rectory Road in a westerly direction to a point 30 metres west of the centre line of Cavour Street.
- ii) Both sides, from a point 267 metres west/north of the centre line of Cavour Street for a distance of 45 metres in a northerly direction.
- iii) Southerly side, from a point 75 metres west of the centre line of Cavour Street for a distance of 60 metres in a north westerly direction.

#### **4. Cavour Street, Burnley, on the following lengths:**

- i) North easterly side, from the centre line of Holme Road for a distance of 15 metres in a north westerly direction.
- ii) North easterly side, from a point 20 metres south east of the centre line of Ashley Street for a distance of 35 metres in a north westerly direction.
- iii) North easterly side, from a point 42 metres north west of the centre line of Ashley Street to its cul-de-sac end, for a distance of approximately 15 metres.
- iv) South westerly side, from the centre line of Holme Road, for a distance of 20 metres in a north westerly direction.
- v) South westerly side, from a point 15 metres south east of the centre line of Ashley Street in a north westerly direction to its cul-de-sac end, for a distance of approximately 72 metres.

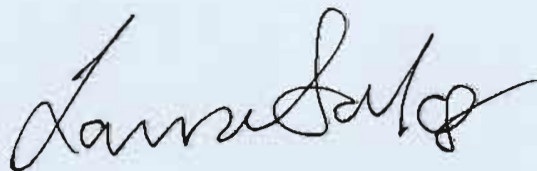
**5. Ashley Street, Burnley, on the following lengths:**

- i) Northerly side, from its junction with Princess Way to its junction with Rectory Road.
- ii) Southerly side, from its junction with Princess Way to its junction with Rectory Road.
- iii) Southerly side, from a point 10 metres north east of the centre line of Cavour Street, for a distance of 30 metres in a south westerly direction.
- iv) Northerly side from a point 18 metres south west of the centre line of Rectory Road to a point 20 metres south west of the centre line of Cavour Street

Dated this 21<sup>st</sup> day of July, 2011.

THE COMMON SEAL of the Lancashire County  
Council was hereunto affixed following a decision  
made on the 11 day of April 2011  
by the Cabinet Member for Highways and Transport

Authorised Signatory



20807