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B O R O U G H O F P E N D L E

THE BOROUGH OF PENDLE (NELSON TOWN CENTRE
TRAFFIC MANAGEMENT) ORDER, 1983

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 (NELSON TOWN CENTRE TRAFFIC MANAGEMENT) ORDER, 1983

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 Section 1 (1), (2) and (3) of the Road Traffic Regulation Act, 1967, as amended by Part IX of the Transport Act, 1968, Schedule 19 of the Local Government Act, 1972, and Schedule 6 of the Road Traffic Act, 1974 (which said Act of 1967 as so amended is hereinafter referred to as the "Act of 1967") and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Section 84C(1) of the Act of 1967, hereby make the following Order:-

1. The Borough of Nelson (Various Roads) (One-Way Traffic) Order, 1971, is hereby revoked insofar as it relates to Cross Street from its junction with Pendle Street to its junction with Market Street.
2. The Borough of Nelson (Various Streets) (Prohibition of Waiting) Order, 1966, is hereby revoked insofar as it relates to -
 - (a) Forest Street (southerly side) from its junction with Scotland Road to its junction with Every Street;
 - (b) Pendle Street (northerly side) from its junction with Scotland Road to its junction with Cross Street.
3. The Borough of Nelson (Various Roads) (Prohibition and Restriction of Waiting) Order, 1971, is hereby revoked insofar as it relates to -
 - (a) Russell Street (northerly side) from its junction with Scotland Road to its junction with Cross Street;
 - (b) Russell Street (southerly side) from its junction with Back Scotland Road to its junction with Jude Street;
 - (c) Cross Street (easterly side) from a point 25 yards north of its junction with Market Street to its junction with Russell Street.
4. The Borough of Nelson (Market Square and Every Street) (Prohibition of Waiting) Order, 1964, is hereby revoked insofar as it relates to -
 - (a) Market Square (north-easterly half of the north-easterly side) from its junction with Cross Street to its junction with Every Street;
 - (b) Market Square (south-westerly half of the south-westerly side) from its junction with Cross Street to its junction with Every Street.
5. Save as provided in Article 6 of this Order no person shall cause any vehicle to proceed in the lengths of road specified in column 1 of Schedule 1 to this Order in a direction other than that specified opposite thereto in column 2 of the said Schedule.
6. Nothing in Article 5 of this Order shall apply to any mechanical road cleansing vehicle.
7. Save as provided in Article 9 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 to wait between the hours of 8.30 a.m. and 6.00 p.m. on any day except Sunday for a longer period than one hour (no return within two hours) on any of the lengths of road specified in Schedule 2 hereto.

8. Save as provided in Article 9 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 to wait at any time in the lengths of road specified in Schedule 3 hereto.
9. Nothing in Articles 7 and 8 of this Order shall render it unlawful to cause or permit any vehicle to wait in the lengths 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, 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
 - (d) to enable the vehicle if it cannot be conveniently used for such purpose in any other road to be used in the service of a local or other public authority in pursuance of statutory powers or duties.
- (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 Articles 7 and 8 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 or a badge having effect under the provisions of the Disabled Persons (Badges for Motor Vehicles) Regulations 1975, 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).
10. In Article 9 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 1975; "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.

- 11. Save as provided in Article 12 of this Order no person shall cause any motor vehicle to proceed in Scotland Road from its junction with Pendle Street to its junction with Forest Street.
- 12. Nothing in Article 11 of this Order shall apply so as to prevent any person from causing any vehicle to proceed in that part of Scotland Road if the vehicle is being used -
 - (a) for the conveyance of persons, goods or merchandise to or from any premises situated on or adjacent to that length of road;
 - (b) in connection with any building operation or demolition in or adjacent to that length of road, the removal of any obstruction to traffic in that length of road, the maintenance, improvement or reconstruction of that length of road, or the laying, erection, alteration or repair in or adjacent to that 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;
 - (c) for fire brigade, ambulance or police purposes; or
 - (d) in the service of a local authority in pursuance of statutory powers and duties.
- 13. 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 of 1967, or by or under any other enactment.
- 14. The Interpretation Act, 1978, shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
- 15. This Order shall come into operation on the 29th day of October, 1983, and may be cited as "The Borough of Pendle (Nelson Town Centre Traffic Management) Order, 1983".

GIVEN under the Common Seal of The Borough Council of Pendle on the 26th day of October, 1983.

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

Winifred Crossley
Mayor

John Summerville

Town Clerk and
Chief Executive Officer



SCHEDULE 1

1	2
<u>Lengths of road in Nelson in the Borough of Pendle</u>	<u>Directions</u>
Cross Street from its junction with Pendle Street to its junction with North Street	Northerly
Cross Street from its junction with Pendle Street to its junction with Market Street	Southerly
Forest Street from its junction with Scotland Road to its junction with Every Street	Westerly
North Street from its junction with Cross Street to its junction with Scotland Road	Easterly
Pendle Street from its junction with Scotland Road to its junction with Cross Street	Westerly
Scotland Road from its junction with Russell Street to its junction with Market Street	Southerly
Scotland Road from its junction with Pendle Street to its junction with Forest Street	Northerly

SCHEDULE 2

<u>Lengths of road in Nelson in the Borough of Pendle</u>
Forest Street (southerly side) from its junction with Scotland Road to its junction with Every Street
Jude Street (both sides) for the whole length from its junction with Russell Street
New Brown Street (both sides) from its junction with Cross Street to its junction with Every Street
North Street (southerly side) from its junction with Scotland Road to its junction with Cross Street
Pendle Street (northerly side) from its junction with Scotland Road to its junction with Cross Street
Russell Street (northerly side) from its junction with Scotland Road to its junction with Back Scotland Road and from a point 20 metres from its junction with Back Scotland Road to its junction with Cross Street
Raglan Street (both sides) from its junction with Cross Street to its junction with Every Street
Cross Street (easterly side) from a point 25 yards north of its junction with Market Street to its junction with Russell Street
Market Square (north-easterly half of the north-easterly side) from its junction with Cross Street to its junction with Every Street

Market Square (south-westerly half of the south-westerly side) from its junction with Cross Street to its junction with Every Street

SCHEDULE 3

Lengths of road in Nelson in the Borough of Pendle

North Street (northerly side) from its junction with Scotland Road to its junction with Cross Street

Russell Street (northerly side) from its junction with Back Scotland Road for a distance of 20 metres in a westerly direction.

Russell Street (southerly side) from its junction with Back Scotland Road to its junction with Jude Street.