

ROAD TRAFFIC REGULATION ACT 1984
LANCASHIRE COUNTY COUNCIL
**(VARIOUS LOCATIONS, LYTHAM ST ANNES, FYLDE BOROUGH) (REVOCATION,
AMENDMENT TO PERMIT PARKING AND PROHIBITION OF WAITING) ORDER 202***

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 hereby make the following Order: -

1. Definitions and Interpretations

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

- a) **"Centreline"** means the centre line of a highway as shown on Ordnance Survey graphical information systems at the time that the Order was prepared;
- b) **"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;
- c) **"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;
- d) **"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.
- e) **"Parking Disc"** means a device which -
 - i) is 125 millimetres square and coloured blue, if issued on or after 1st 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.
- g) **"Penalty Charge Notice"** means a notice served by a Civil Enforcement Officer pursuant to the provisions of section 78 of the 2004 Act and supporting regulations;
- h) a Vehicle displays a Disabled Person's Badge or Parking Disc in the **"Relevant Position"** if –
 - i) the badge/disc 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/disc is exhibited in a conspicuous position on the Vehicle, so that the front of the badge/disc is clearly legible from the outside of the Vehicle.

- i) “**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 parts of the "Lancashire County Council (Fylde Borough Area) (On Street Parking Places, Prohibition and Restriction of Waiting) Consolidation Order 2009", as set out in Schedule 1 to this Order, are hereby revoked.

3. Amendment

The "Lancashire County Council (Various Roads, The Whole of Lancashire) (Permit Parking Order Amendment (No1)) Order 2019" as amended, is hereby amended as set out in Schedule 2 of this Order.

4. Amendment

The "Lancashire County Council (Various Roads, Fylde Borough Area) (Revocation and Introduction of Parking Places) Order 2015" as amended, is hereby amended as set out in Schedule 3 of this Order.

5. 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 the lengths of road set out in the Schedule 4 to this Order.

6. Restriction of Waiting 9am – 6pm

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 on any day, between 9am and 6pm, in the lengths of road set out in Schedule 5 to this Order.

7. General Exemptions

Nothing in Articles 5 and 6 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) 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 road;

- 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.
- 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;
- c) the Vehicle to be used for fire brigade, ambulance or police purposes in pursuance of statutory powers or duties.

8. Exemption for Disabled Person's Vehicle

- a) Nothing in Articles 5 and 6 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 length of road 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.

9. Additional Exemptions

Nothing in Articles 5 and 6 of this Order shall render it unlawful to cause or permit any Vehicle to wait, in the lengths of road referred to therein when the person in control of the Vehicle:

- a) is required by law to stop;
- b) is obliged to stop in order to avoid an accident; or
- c) is prevented from proceeding along the road due to circumstances beyond his/her control.

10. Miscellaneous

The Restriction 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.

11. Effect of Contravention

Failure by a person to comply with any prohibition or restriction contained within this order or any subsequent orders shall constitute a contravention of the same and shall result in the issue by the Council and/or its agents of a Penalty Charge Notice which shall be payable by such persons in accordance with the legislation.

12. Commencement of Order

This Order shall come into force on the XX day of XX 202X and may be cited as the “Lancashire County Council (Various Locations, Lytham St Annes, Fylde Borough) (Revocation, Amendment To Permit Parking And Prohibition Of Waiting) Order 202*”.

Dated this XX day of XXX 202X.

THE COMMON SEAL of the Lancashire County Council was hereunto affixed pursuant to the Scheme of Delegation to Heads of Service **OR** following a decision made on **/**/**** by The Cabinet

Authorised Signatory

Schedule 1 – Revocation

Items (3)a) , (3)b) and (7) of Schedule 11.015.

Schedule 2 – Amendment

Remove all information in Schedule 4 – Amendment 4 and replace with the below.

Zone	Residents Permits		Visitors Permits		Business Permits		Doctors Permits	
	Cost	Maximum Per Household	Cost	Maximum Per Household	Cost	Maximum Per Business	Cost	Maximum per bay
A	£25	2	£25	2	£25	2	£25	2
LSA1	£25	1	£25	1	NOT AVAILABLE			

Schedule 3 - Amendment

a) Insert the following into Schedule 2

ZONE	NAME OF STREET	ELIGIBLE PROPERTIES
LSA1	Ashton Street (U7004)	2-16 evens Including Flat 8a 1-7 odds Including 7 Ground Floor Flat 11-15 odds
	Beach Street (U7005)	1-18 inclusive Including 8a, 9a, 11a, 12a
	Henry Street (U7008)	13-37 odds Including 15a 14-32 evens
	Gregson Street (U7003)	1-5 odds Including 1a 2-4 evens 10-14 evens 18 only Coach House Phoenix Mews The Barn
	Livesey Street (U7006)	Neptune Cottage Fairrig Cottage High View Angel Cottage
	Queen Street (U7007)	3-11 inclusive 13a only
	Westwood Road (U7009)	28-44 evens Including 28a, 30 ground floor flat, 30 maisonette flat and 32a 39-49 odds

b) Insert the following into Schedule 3 Permit Holders Only

Item No	Zone	Street name	Side of road	Location Details
(1)	LSA1	Ashton Street, Lytham St Annes	a) the east side	(i) from a point 41.5 metres south of its junction with the Centreline of Church Road in a southerly direction to its junction with

		Ashton Street, Lytham St Annes		the Centreline of Westwood Road
				(ii) from a point 8 metres south of its junction with the Centreline of Church Road for a distance of 27 metres in a southerly direction
		Ashton Street, Lytham St Annes	b) the west side	for its entire length
(2)	LSA1	Back of Wood Road, Lytham St Annes	both sides	for its entire length
(3)	LSA1	Back West Beach Nos 17-21, Lytham St Annes	both sides	for its entire length
(4)	LSA1	Beach Street, Lytham St Annes	a) the east side	from a point 6 metres south of its junction with the Centreline of Church Road in a southerly direction to a point 15 metres north of its junction with the Centreline of West Beach
		Beach Street, Lytham St Annes	b) the west side	(i) from a point 6 metres south of Rear 23-35 Church Road to its junction with the Centreline of Westwood Road in a southerly direction
		Beach Street, Lytham St Annes		(ii) from a point 4 metres north of its junction with the Centreline of Livesey Street in a northerly direction to its junction with

				the Centreline of Westwood Road
		Beach Street, Lytham St Annes		(iii) from a point 15 metres north of its junction with the Centreline of West Beach in a northerly direction to its junction with the Centreline of Livesey Street
		Beach Street, Lytham St Annes		(iv) from a point 20 metres south of its junction with the Centreline of Church Road for a distance of 20 metres in a southerly direction
(5)	LSA1	Gregson Street, Lytham St Annes	both sides	(i) from a point 15 metres north of its junction with the Centreline of West Beach in a northerly direction to its junction with the centreline of Westwood Road
		Gregson Street, Lytham St Annes		(ii) from its junction with the Centreline of Westwood Road in a northerly direction to its junction with the Centreline of Church Road
(6)	LSA1	Henry Street, Lytham St Annes	both sides	from a point 13.5 metres west of its junction with the Centreline of Queen Street to its junction with the Centreline of Beach Street in a westerly direction

(7)	LSA1	Livesey Street, Lytham St Annes	a) the north side	from a point 30 metres west of its junction with the Centreline of Beach Street for a distance of 20 metres in a westerly direction
		Livesey Street, Lytham St Annes	b) the south side	for its entire length
(8)	LSA1	Miller Street, Lytham St Annes	the north west side	from its junction with the Centreline of Back Of Wood Road for a distance of 13 metres in a northerly direction
(9)	LSA1	Queen Street, Lytham St Annes	the east side	from a point 35.5 metres south of its junction with the Centreline of Market Square for a distance of 42 metres in a southerly direction
(10)	LSA1	Rear 23-35 Church Road, Lytham St Annes	both sides	from a point 16 metres west of its junction with the Centreline of Beach Street westerly for its entire length
(11)	LSA1	Westwood Road, Lytham St Annes	both sides	for its entire length

c) Insert the following into Schedule 11 Permit Holders and Limited Waiting 2 Hours No Return Within 4 Hours

Item No	Zone	Street name	Side of road	Location Details
(1)	LSA1	Queen Street, Lytham St Annes	the east side	from a point 11.5 metres south of its junction with the Centreline of Market Square for a distance of 24 metres in a southerly direction

Schedule 4 – Prohibition of Waiting

- a) Ashton Street, Lytham St Annes, the east side, from a point 35 metres south of its junction with the Centreline of Church Road for a distance of 6.5 metres in a southerly direction;

- b) Henry Street, Lytham St Annes, both sides, from its junction with the Centreline of Queen Street for a distance of 13.5 metres in a westerly direction;
- c) Queen Street, Lytham St Annes, the east side, from its junction with the Centreline of Henry Street for a distance of 10 metres in a northerly direction;
- d) Queen Street, Lytham St Annes, the west side, from a point 11 metres south of its junction with the Centreline of Henry Street for a distance of 22 metres in a northerly direction.

Schedule 5 – Restriction of Waiting 9am – 6pm

- a) Queen Street, Lytham St Annes, the west side, from a point 15 metres north of the Centreline of West Beach to a point 11 metres south of its junction with Henry Street.
- b) Queen Street, Lytham St Annes, the west side, from a point 11 metres north of its junction with the Centreline of Henry Street to a point 6.5 metres south of its junction with the Centreline of Church Road.