

BATH AND NORTH EAST SOMERSET DISTRICT COUNCIL**(GREEN PARK ROAD, BATH)**
(RESERVED BUS LANE) ORDER 1999

The Bath and North East Somerset District Council (hereinafter referred to as "the Council") in exercise of its powers under sections 1(1), 2(1) to (3) and 4(1) of the Road Traffic Regulation Act 1984 as amended (hereinafter referred to as "the Act of 1984") 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 of 1984, hereby makes the following Order:-

1. This Order shall come into operation on the 1st November 1999 and may be cited as the Bath and North East Somerset District Council (Green Park Road, Bath) (Reserved Bus Lane) Order 1999.

2. (1) In this Order:-

"bus lane" means any area of the carriageway of that length of the offside lane of the northbound carriageway of Green Park Road, Bath in the District of Bath and North East Somerset which extends from a point in line with the centre line of Midland Bridge Road in a generally northerly direction for a distance of 60 metres which is bounded on the west by a road marking complying with diagram 1049 and 1010 in Schedule 6 to the Traffic Signs Regulations and General Direction 1994 which runs parallel with the western kerblines of the road and where that western kerblines is broken by the junction of that road with another road or accessway, by the line joining the said northern kerblines on either side of that junction and on the east by a road marking complying with diagram 1049 in Schedule 6 to the Traffic Signs Regulations and General Direction 1994 and which runs parallel with the eastern kerblines of that road.

"local service" has the same meaning as in the Transport Act 1985;

"pedal cycle" means a bicycle, tricycle or cycle having four or more wheels, not being in any case a motor vehicle; and

"public service vehicle" has the same meaning as in Section 1(1)(a) of the Public Passenger Vehicles Act 1981.

(2) For the purposes of this order a vehicle shall be deemed to wait for more than two minutes in the same place if any one part of the road is below any part of the vehicle or its load (if any) throughout a period exceeding two minutes whether or not the vehicles is moved during that period.

3. Save as provided in Article 4 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 other than a public service vehicle or a pedal cycle to enter proceed or wait in the bus lane otherwise than for the purpose of crossing it.

4. (1) Nothing in Article 3 of this order shall render it unlawful for any person to cause or permit any vehicle to enter or proceed in any direction in the bus lane so far as such entry or proceeding is reasonably necessary to enable the vehicle to be used for any of the purposes specified in paragraph (2) of this Article, or to wait in the bus lane for so long as may be necessary for any of those purposes.

AUTHORITY FOR SEALING	
Council resolution	P.T.E.
..... Committee minute	16 of 16.9.99
Initials

- (2) The purposes referred to in paragraph (1) of this Article are:-
- (i) the removal of any obstruction to traffic;
 - (ii) police, fire brigade or ambulance purposes in an emergency;
- (3) Nothing in this order shall render it unlawful for any person to cause or permit any vehicle to enter or proceed in a generally northerly direction in the bus lane so far as such entry or proceeding is reasonably necessary to enable the vehicle to be used for any of the purposes specified in paragraph (4) of this Article or (save as provided in that paragraph) to wait in the bus lane for so long as may be necessary for any of those purposes.
- (4) The purposes referred to in paragraph (3) of this Article are:-
- (i) in the service of any local authority, Environment Agency, a water undertaker or sewerage undertaker in pursuance of statutory powers or duties or in connection with the supply of gas or electricity or any telecommunications apparatus as defined in the Telecommunication Act 1984;
 - (ii) the avoidance of an accident;
- (5) Nothing in this order shall render it unlawful for any person to cause or permit any ambulance to enter or proceed in the bus lane in the direction specified in relation to that bus lane in paragraph (3) of this Article whilst it is in execution of official duties.
5. In so far as any provision of this order conflicts with any provision of any order made or having effect as if made under the Act of 1984 and which imposes a restriction or prohibition on waiting by vehicles or grants exemption from such restriction or prohibition then that provision of this order shall prevail.

Given under the Common Seal of the Bath and North East Somerset District Council the 13th day of October 1999.

The COMMON SEAL of the
BATH AND NORTH EAST SOMERSET
DISTRICT COUNCIL
was hereunto affixed
in the presence of:-


Head of Legal Services



