

**THE BOROUGH OF BLACKBURN WITH DARWEN**  
**(HACKNEY CARRIAGE AND OTHER) (AINSWORTH STREET/RAILWAY ROAD**  
**BLACKBURN) (TAXI RANK) ORDER 2017**

The Blackburn with Darwen Borough Council, in exercise of the powers of the said Council under Sections 1, 2, 4 and 124 of the Road Traffic Regulation Act 1984 and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 of the Act, hereby makes the following Order:-

1. This Order shall come into operation on the 9<sup>th</sup> day of June 2017 and may be cited as the Borough of Blackburn with Darwen (Hackney Carriage and other) (Ainsworth Street/Railway Road Blackburn) (Taxi Rank) Order 2017.

2.1 In this Order -

“a bus stop area” means any area of carriageway in any of the lengths of road or on the sides of road specified in the Schedules to this Order intended for the waiting of buses, which is comprised within and indicated by a road marking complying with either diagram 1025.1 or diagram 1025.3 in Schedule 6 to The Traffic Signs Regulations and General Directions 1994:

“Civil Enforcement Officer” means a person authorised by or on behalf of Blackburn with Darwen Borough Council in accordance with Section 76 of the Traffic Management Act 2004

“disabled person's badge” has the same meaning as in The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000, as amended:

“disabled person's vehicle” has the same meaning as in The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000, as amended:

“parking disc” means a disc, issued by a local authority, complying with the requirements of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000, as amended.

2.2 A vehicle displays a disabled person's badge in the relevant position if -

- (a) in the case of a vehicle fitted with a dashboard or fascia panel, the badge is exhibited thereon so that Part 1 of the badge is legible from outside the vehicle; or
- (b) in the case of a vehicle not fitted with a dashboard or fascia panel, the badge is exhibited in a conspicuous position on the vehicle so that Part 1 of the badge is legible from outside the vehicle.

A vehicle displays a parking disc in the relevant position if -

- (a) in the case of a vehicle fitted with a dashboard or fascia panel, the disc is exhibited thereon so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle; or
- (b) in the case of a vehicle not so fitted, the disc is exhibited in a conspicuous position on the vehicle so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle.

2.3 Except where otherwise stated, any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order.

3. Save as provided in Articles 6.1, 6.2, and 6.3 to this Order no person shall, except on the direction or with the permission of a police officer in uniform or a Civil Enforcement Officer cause or permit any vehicle, other than a Hackney Carriage, to wait at any time on the sides of the road or in any lengths of road specified in Schedule 1.

4. Save as provided in Articles 6.1, 6.2, and 6.3 to this Order no person shall, except on the direction of or with the permission of a Police Officer in uniform or of a Civil Enforcement Officer, cause or permit any vehicle to wait, other than a Hackney Carriage, at any time on the sides of road or in any lengths of road specified in Schedule 2.

5. Save as provided in Articles 6.1, 6.2, and 6.3 to this Order no person shall, except on the direction of or with the permission of a Police Officer in uniform or of a Civil Enforcement Officer, cause or permit any vehicle to wait, at any time on the sides of road or in any lengths of road specified in Schedule 3.

6.1 Nothing in Articles 3, 4, and 5 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:-

- (a) enable a person to board or alight from the vehicle
- (b) if the vehicle is being used for the purpose of collecting or delivering of postal packets as defined by Section 87 of the Post Office Act 1953.

6.2 Nothing in Articles 3, 4 and 5 of this Order shall render it unlawful to cause or permit any vehicle to wait in the lengths of road referred therein if it cannot be conveniently used for such purpose in any other road, to be used in connection with any of the following operations, namely -

- (i) building maintenance, industrial or demolition operations;
- (ii) the removal of any obstruction to traffic;
- (iii) the maintenance, improvement or reconstruction of the said lengths of road or side of road; or
- (iv) the laying, erection, alteration or repair in or in land adjacent to the said lengths of road or side of road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in paragraph 1(i) of the Telecommunications Code contained in Schedule 2 to the Telecommunications Act 1984.

6.3 Nothing in Articles 3, 4 and 5 of this Order shall render it unlawful to cause or permit any vehicle to wait in the lengths of road referred therein if it cannot be conveniently used for such purpose in any other road, to be used in connection with any of the following operations, namely -

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

7. In so far as any provision of this Order conflicts with a provision which is contained in an Order made or having effect as if made under the Act of 1984, and existing at the time when this Order comes into operation, and which imposes a restriction or prohibition on waiting by vehicles other than those engaged in the provision of a local service, as defined in Section 2 of the Transport Act, 1985 in a bus stop area or grants an exemption from such restriction or prohibition, that provision of that Order shall prevail.

8. Nothing in Articles 3, 4 or 5 to this Order shall apply to vehicles:

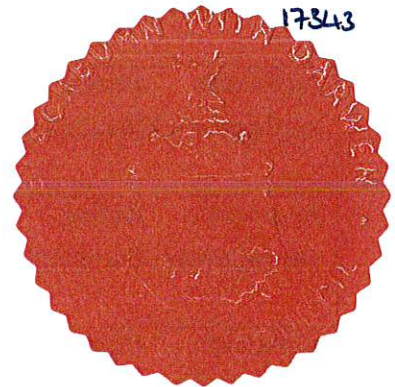
- a) Used by the local authority in connection with street cleansing; or
- b) Proceed at the direction or with the permission of a police officer in uniform

9. The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any regulations made or having effect as if made under the Act of 1984 or by or under any other enactment.

10. The Orders specified in the Column 1 of Schedule 4 to this Order are hereby revoked to the extent specified in Column 2

Given under the Common Seal of the Blackburn with Darwen Borough Council  
this 8<sup>th</sup> day of June 2017

The COMMON SEAL of the Blackburn  
with Darwen Borough Council was  
hereunto affixed in pursuance of a  
resolution of the Council held on the  
15 November 2001 )  
)  
)  
)  
)



  
**Authorised Officer**

**SCHEDULE 1**

**Prohibition of waiting at any time except Hackney Carriages (taxi rank)**

Street	Side	Extent
Ainsworth Street, (west carriageway) Blackburn	west	From a point 124 metres north of its junction with Church Street for a distance of 25 metres in a northerly direction
Railway Road, Blackburn	west	From a point 25 metres south east of its junction with Church Street for a distance of 30 metres in a south easterly direction

**SCHEDULE 2**

**Prohibition of Driving at any time except Hackney Carriages**

Street	Side	Extent
Ainsworth Street, Blackburn	both	From a point 115 metres north of its junction with Church Street in a northerly direction for a distance of 47 metres to the entrance to the shopping centre service road to include east and west carriageways and the adjoining link

**SCHEDULE 3**

**Prohibition of Waiting at any time**

Street	Side	Extent
Ainsworth Street, (west carriageway) Blackburn	west	From a point 115 metres north of its junction with Church Street in a northerly direction for a distance of 9 metres ✓
Ainsworth Street, (west carriageway) Blackburn	west	From a point 149 metres north of its junction with Church Street in a northerly direction to its junction with Regent Street ✓
Ainsworth Street, (west carriageway) Blackburn	east	From the northern kerbline of Regent Street for a distance of 68 metres in a southerly direction ✓
Ainsworth Street, (west carriageway) Blackburn	east	From a point 136 metres south of the northern kerbline of Regent Street for a distance of 80 metres in a southerly direction ✓
Ainsworth Street, (east carriageway) Blackburn	both	From its junction with Barbara Castle Way for a distance of 223 metres in a southerly direction ✓

**SCHEDULE 4**

**Schedule of Revocations**

Order	Reference
THE COUNTY BOROUGH OF BLACKBURN (VARIOUS STREETS)	All references to Ainsworth Street

(NO1)(PROHIBITION AND RESTRICTION OF WAITING)(ORDER 1973)	
THE COUNTY BOROUGH OF BLACKBURN (BROSELEY HOUSE)(NO WAITING)(ORDER 1967)	All reference to Ainsworth Street
THE BOROUGH OF BLACKBURN WITH DARWEN (VARIOUS STREETS)(PROHIBITION AND RESTRICTION OF WAITING AND REVOCATION) ORDER 1999	All reference to Ainsworth Street
THE BOROUGH OF BLACKBURN WITH DARWEN (VARIOUS STREETS)(IN STREET PARKING PLACES) ORDER 2008	All reference to Ainsworth Street
THE BOROUGH OF BLACKBURN WITH DARWEN (VARIOUS STREETS)(NO 3)(PROHIBITION AND RESTRICTION OF WAITING AND REVOCATION) ORDER 2009	All reference to Ainsworth Street
THE BOROUGH OF BLACKBURN WITH DARWEN (VARIOUS STREETS)(NO 8) (PROHIBITION AND RESTRICTION OF WAITING AND REVOCATION) ORDER 2005	All reference to Ainsworth Street
THE BOROUGH OF BLACKBURN(ST JOHNS TAVERN SERVICE ROAD) (PROHIBITION OF WAITING) ORDER 1977	All reference to Ainsworth Street

