

**BLACKBURN WITH DARWEN BOROUGH COUNCIL
(TRAFFIC REGULATION) (RESTRICTED PARKING ZONE)
(EXPERIMENTAL) (BLACKBURN) ORDER 2019**

Blackburn with Darwen Borough Council ("the Council") in exercise of the powers contained in Sections 1, 2, 9, 10, 32, 35, and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("the 1984 Act") and of all other enabling powers hereby makes the following Experimental Order which shall come into force on 16 August 2019 and will be in operation for an experimental period of up to eighteen months.

DEFINITIONS

1. For the purposes of this Order:-

"a person authorised by the council"	means a police constable in uniform, a civil enforcement officer or a person who has been issued by the Council with a written authority
"authorised vehicle"	means a vehicle exempted from parking charges, waiting and loading restrictions as authorised by the Council as necessary from time to time either by permit, in writing or at the direction of a relevant officer of Parking Services or Civil Enforcement Officer
"bus"	means a motor vehicle which is constructed or adapted to carry more than eight passengers (exclusive of the driver) operating a scheduled public service
"bus stop area"	means any area of carriageway in any of the lengths of road or on the sides of road specified in the Schedule 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 employed by the Council for the enforcement of road traffic contraventions
"courier service"	means a company or persons engaged in the transport and delivery of parcels or goods, for hire or reward
"disabled persons badge"	has the same meaning as in Regulation 2 of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000

"hackney carriage"	has the same meaning as in Section 38 of the Town Police Clauses Act 1847 (for the avoidance of doubt this does not include a private hire vehicle within the meaning of Section 80 of the Local Government (Miscellaneous Provisions) Act 1976	
"motor vehicle"	has the same meaning as in Section 136 of the 1984 Act	
"parking bay"	shall mean any area of a road located within a parking place designated by this Order and which is indicated on the carriageway of the road as a bay for the leaving of a single motor vehicle	
"parking place"	means the areas of road designated by this Order as a parking place for the leaving of motor vehicles	
"relevant position"	in relation to the display of a disabled person's badge has the same meaning as given in Regulation 4 of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000	
"relevant officer"	means a Council officer, agent or contractor within the Councils parking services team who is authorised by the Head of that service to issue exemptions, instructions or directions with respect to matters relating to parking places	
"Restricted Parking Zone"	means a restriction on parking and loading indicated by signs only, as prescribed in the Traffic Signs Regulations and General Directions 2016	
"universal service provider"	has the same meaning as in the Postal Services Act 2000	
"vehicle"	Shall mean a motorised, self-propelled vehicle	

GENERAL EXEMPTIONS

The provisions of this order do not apply where:

1.	the vehicle is in use in connection with any wedding, funeral, building operation or demolition, the removal of any obstruction in the length of road so specified or the laying erection alteration or repair in or near the said length of road of any main pipe or apparatus for the supply of gas water or electricity or of any telecommunications apparatus as defined in section 4(3) of the Telecommunications Act 1984 and cannot be used for said purpose in any other nearby road
2.	the vehicle is in the service of a universal service provider, armoured delivery vehicle, cashiers service, authorised vehicle or courier service and is waiting in the lengths of road engaged in the collection and or delivery of postal packets or parcels, monetary carry-cases or other relevant delivery in accordance with statutory duties for the provision of services for the conveyance of postal packets, or the delivery and collection of parcels or the carrying of money or financial dockets. For the purposes of this Order, this exemption applies: i) only for so long as is necessary to unload packets or parcels from the vehicle, deliver to premises and confirm receipt of goods; or ii) only for so long as is necessary to collect packets or parcels from the premises, load in to the vehicle and confirm collection of goods; and iii) only when the vehicle is parked wholly on any carriageway and there is sufficient room for other vehicles to pass
3.	the vehicle is used for police, ambulance, fire brigade, local authority (and its contractors), highway maintenance, building maintenance repair or improvement or statutory undertakers purposes when used in pursuance of statutory powers or duties
4.	it is necessary in order to avoid an accident
5.	the vehicle is being used for the delivery or collection of waste bins, kegs or beer barrels for so long as is necessary to deliver, collect or return bins, kegs or barrels to premises.
6.	a bus is using a bus stop area.
7.	upon the direction or with the permission of a police constable in uniform, a relevant council officer or of a civil enforcement officer.

GENERAL PROVISIONS

1.	Subject to the proviso contained herein no person shall cause or permit any vehicle to be left in a parking place during such period as there is a cover notice traffic cone sign or light placed within the parking place PROVIDED THAT nothing in this paragraph shall apply to any other vehicle if that vehicle is so left with the permission of the person who authorised the suspension of use of the parking place in accordance with the foregoing provisions of this Article or a police constable in uniform, relevant council officer or a civil enforcement officer	2.	Unless prior written consent has been granted by the Council no person shall use a vehicle while it is in a parking place in connection with the sale or advertisement of anything to persons in or near the parking place or in connection with the selling, carrying out or offering for hire of his or her skill or services	3.	Where any vehicle is standing in a parking place in contravention of the provisions of any article, a police constable in uniform or civil enforcement officer may alter or cause to be altered the position of the vehicle in order that its position shall comply with those provisions	4.	Where a civil enforcement officer is of the opinion that any of the provisions contained in this Order have been contravened or not complied with in respect of a vehicle left in a parking place he/she may remove or cause to be removed the vehicle from the parking place	5.	Any person removing or altering the position of a vehicle by virtue of Articles 3 or 4 in the General Provisions of this Order, may do so by towing or driving the vehicle or in such other manner as he/she may think necessary and may take such measures in relation to the vehicle as he/she may think necessary to enable him/her to remove it or alter its position as the case may be	6.	When a person authorised by the Council removes or makes arrangements for the removal of a vehicle from a parking place by virtue of Article 5 of the General Provisions this Order he/she shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle	7.	Any vehicle so removed from a parking place may be disposed of in accordance with Sections 101 to 103 of the 1984 Act	8.	The charging hours and parking charge for the parking places identified in this order are subject to such variation thereof as the Council may from time to time legally determine	9.	The restrictions 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 1984 Act or by or under any other enactment
----	---	----	---	----	---	----	---	----	--	----	--	----	---	----	--	----	--

10.	For the avoidance of doubt any reference in this Order to a length of road or parking place shall be deemed to be a reference to more than one length of road or parking place where the context requires it
11.	Where the provisions of any Order made or having effect as if made under the 1984 Act which imposes any prohibition or restriction on waiting by vehicles or grants any exemption from such prohibition or restriction relating to a lengths of road designated as parking places in this Order the provisions of this Order shall prevail

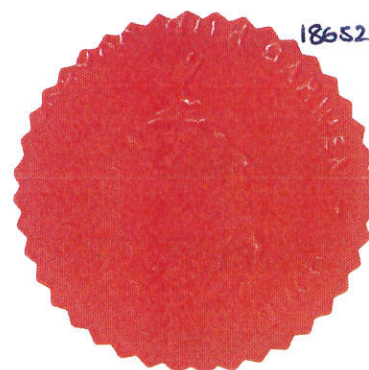
PROHIBITION OF WAITING AND LOADING/UNLOADING EXCEPT IN SIGNED BAYS

1.	The areas of road which are described as signed bays in Schedules 1 and 2 hereto are on street parking places for such classes of vehicle for such purposes in such positions and during such hours for such periods on such days as are specified in that Schedule.
2.	Upright signs and will be used to identify the restrictions on each bay as defined in Schedules 1 and 2 the limits or extents of such parking places will be indicated on the carriageway.
3.	Every vehicle left in a parking bay shall stand wholly within the limits of the bay as indicated on the carriageway.
4.	Where in either Schedule 1 or 2 to this Order the signed bay is described as available for vehicles of a specified class engaged in a specified purpose and in a specified position a person must not cause or permit a vehicle to wait in that loading bay unless it is of the specified class engaged in the specified purpose

Given under the Common Seal of the Blackburn with Darwen Borough Council
this 7th day of August 2019

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


Authorised Officer



SCHEDULE 1

RESTRICTED PARKING ZONE (NO WAITING & NO LOADING AT ANY TIME EXCEPT IN SIGNED BAYS) ALL BLACKBURN

Street	Side	Location
✓ AINSWORTH ST	both	for its entire length
✓ ALMA ST	both	for its entire length
BARBARA CASTLE WAY	both	from a point approx 30m west of the centre line of Alma St to the centre line of Preston New Rd
BARBARA CASTLE WAY EASTBOUND CARRIAGEWAY	both	from the centre line of Preston New Road to a point approx 30m west of the centre line of Lark Hill
BARBARA CASTLE WAY WESTBOUND CARRIAGEWAY	both	from a point approx 30m west of the centre line of Penny St to the centre line of Preston New Rd
✓ BARTON ST	both	for its entire length
✓ BLAKEY MOOR	both	for its entire length
BROWN ST	both	for its entire length
BYROM ST	both	from the centre line of Sumner St for a distance of approx 190m in a northerly direction
CANTERBURY ST	both	from the centre line of Wainwright Way to the centre line of Harrison St
CARDWELL PLACE	both	for its entire length

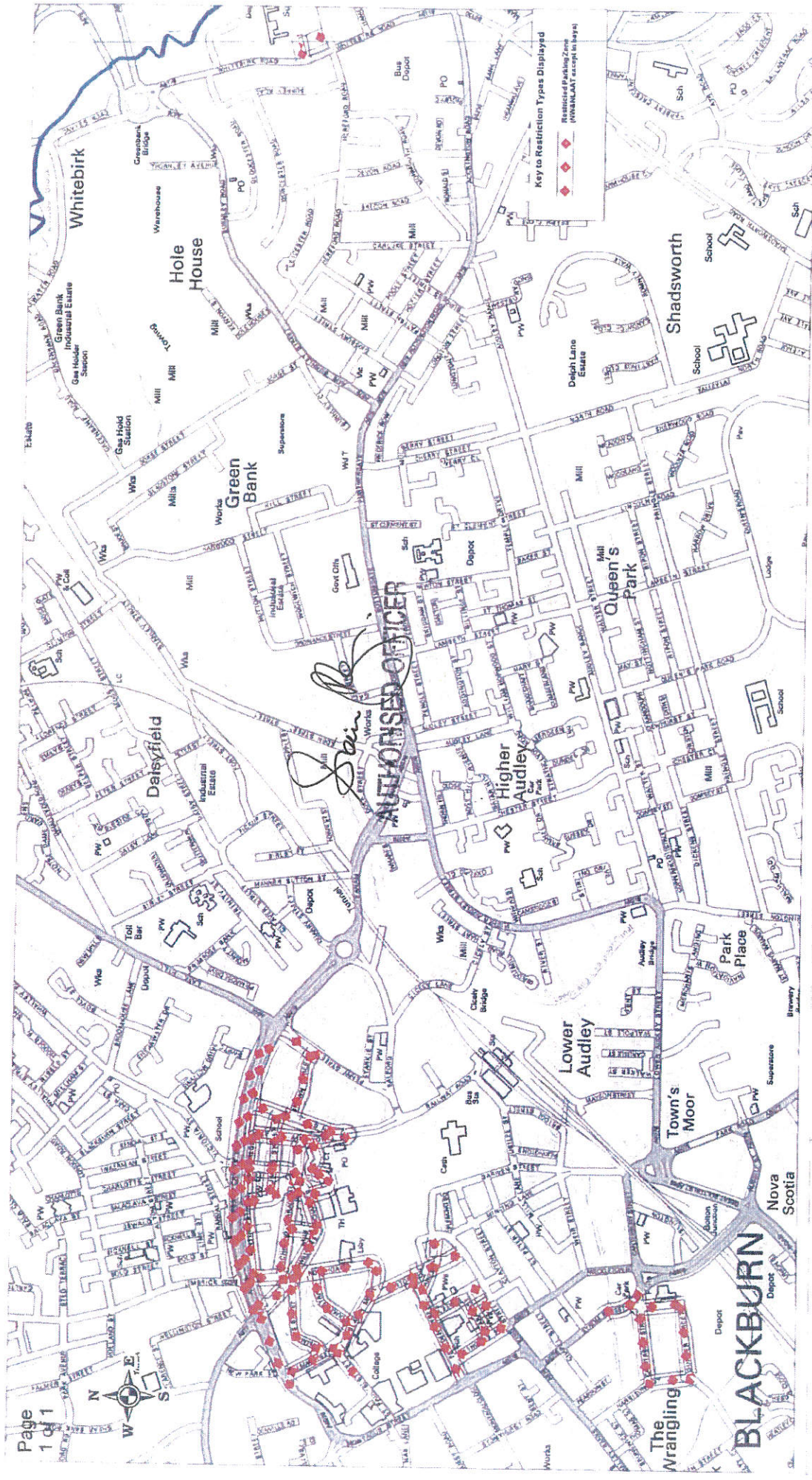
DUKE ST	both	for its entire length
EXCHANGE ST	both	from its junction with Museum St to its junction with Richmond Terrace
FEILDEN ST	both	for its entire length
FRANCE ST	both	for its entire length
HARRISON ST	both	from a point approx 20m north of the centre line of Canterbury St to the centre line of Sumner St
JAMES ST	both	for its entire length
KING WILLIAM ST	both	from its junction with Museum St to its junction with Northgate
LIMBRICK	both	from its junction with Tontine St to the centre line of Preston New Rd
MUSEUM ST	both	for its entire length
NORTHGATE	both	from the centre line of Blakey Moor to the centre line of Duke St
PARADISE LANE	both	for its entire length
PARADISE ST	both	for its entire length
PENNY ST	both	from the centre line of the westbound carriageway of Barbara Castle Way to a point approx 20m south west of the centre line of Brown St
PRESTON NEW ROAD	both	from the centre line of Northgate to the centre line of the westbound carriageway of Barbara Castle Way
PRINCES ST	both	for its entire length
REGENT ST	both	for its entire length
RICHMOND HILL,	both	for its entire length
RICHMOND TERRACE	both	for its entire length
SIMMONS ST	both	for its entire length

✓ ST PAULS ST	both	from the centre line of Alma St to a point approx 20m west of the centre line of St Pauls Ave
✓ SUMNER ST	both	for its entire length
✓ TACKETT ST	both	for its entire length
✓ TONTINE ST	both	for its entire length
TOWN HALL ST	both	from its junction with Tackett St to its junction with Victoria St
UN-NAMED ROAD TO THE NORTH EAST OF THE COUNTY COURT	both	from its junction with Ainsworth St to its junction with Victoria St
✓ VICTORIA ST	both	from the centre line of the westbound carriageway of Barbara Castle Way to its junction with Town Hall Street

SCHEDULE 2

RESTRICTED PARKING ZONE (NO WAITING & NO LOADING AT ANY TIME EXCEPT IN SIGNED BAYS) MON-FRI 8AM-9.30AM AND 2PM-5PM

Street	Side	Location
SERVICE ROAD TO THE REAR OF NOS 50 TO 64 WHITEBIRK ROAD,	both	for its entire length
WHITEBIRK ROAD (SERVICE ROAD TO SCHOOL),	No Side Specified	for its entire length



© Crown copyright and database rights 2017

Licence No. 100019493

1 : 11500

07/05/2019

Proposed Experimental TRO - Borough Restricted Zone

	Checked by



