

DATED

25th June

2020

**BLACKBURN WITH DARWEN BOROUGH COUNCIL
(TRAFFIC REGULATION) (WAITING RESTRICTIONS)
(BLACKBURN TOWN CENTRE ZONE) ORDER 2020**

**BLACKBURN WITH DARWEN BOROUGH COUNCIL
(TRAFFIC REGULATION) (WAITING RESTRICTIONS)
(EXPERIMENTAL) (BLACKBURN TOWN CENTRE ZONE) ORDER 2020**

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Blackburn with Darwen Borough Council ("the Council") in exercise of the powers contained in Sections 1, 2, 32, 35, 45 46 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 Order which shall come into force on 6 July 2020 and will be in operation for an experimental period of up to eighteen months.

1. 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
"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
"driver"	in relation to a vehicle left in a parking bay means the person driving the vehicle at the time it was left in the parking bay
"drop-off bay"	shall mean an area of the road designated for setting down or picking up passengers and/or goods for a short time period as determined by the Council from time to time
"goods vehicle"	has the same meaning as in Section 138(1) of the 1984 Act

“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
“loading bay”	means that part of a road authorised by this Order to be used as a parking place for the purpose of loading or unloading
“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 charge”	means the charge payable for parking in a parking bay
“parking place”	means the areas of road designated by this Order as a parking place for the leaving of motor vehicles
“parking ticket”	means a ticket dispensed by a parking ticket machine on the payment of the parking charge or issued by a civil enforcement officer on the payment of the parking charge
“parking ticket machine”	means any apparatus or device installed to facilitate collection of the parking charge and to dispense numbered tickets as evidence of payment of the parking charge and of the time of issue of the parking ticket (or evidence from which that information can be deduced)

“penalty charge”	shall mean a charge set by the Council in accordance with The Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007 and the provisions of Part 6 and Schedule 9 the Traffic Management Act 2004.
“permit holder”	means a person to whom a permit has been issued authorising the use of a parking place or any other person to whom the Council has issued a permit authorising the use of that parking place.
“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 position”	in relation to the display of a parking ticket on a vehicle means – (a) if the vehicle is fitted with a front windscreen – facing outwards on the near side or off side on and immediately behind the windscreen; (b) if the vehicle does not have a front windscreen – in a conspicuous position on the vehicle
“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

2. 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.	<p>the vehicle is in the service of a universal service provider, armoured delivery vehicle, cashiers service 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:</p> <p>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</p> <p>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</p>
	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 loaded or unloaded while being used for the delivery or removal of furniture or shop fittings to or from any premises fronting on to the said lengths of road
6.	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.

7.	<p>where not in a loading bay provided for such purpose and only in respect of the parking places defined in this Order, for so long as may be necessary to deliver to or collect from or load or unload goods at any premises fronting onto the said lengths of road PROVIDED THAT no vehicle so engaged shall wait for longer than 20 minutes outside the same premises without the permission of a police constable in uniform, relevant council officer or a civil enforcement officer</p>
8.	<p>upon the direction or with the permission of a police constable in uniform, a relevant council officer or of a civil enforcement officer.</p>

3. 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 forgoing 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

4. PROHIBITION OF WAITING AT ANY TIME

1.	A person must not cause or permit a vehicle to wait on the lengths of road described in Schedule 1, except as specifically allowed for in the General Exemptions and/or General Provisions of this Order, at any time of day or any day of the week, or those sections or parts thereof of road described in the subsequent Schedules.
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5. PARKING PLACES FOR LOADING AND UNLOADING

1.	The areas of road which are described as parking places in Schedule 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 Schedule 2 and 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 the Schedule 2 to this Order the loading 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
5.	The Articles contained within the General Provisions and General Exemptions apply to this part of the Order.

6. NO WAITING MON-SAT 8AM-6PM

1.	A person must not cause or permit a vehicle to wait on the lengths of road described in Schedule 3, except as specifically allowed for in the General Exemptions and/or General Provisions of this Order, at the time of days or days of the week as set out in Schedule 3.
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7. PROHIBITION OF WAITING AND LOADING/UNLOADING EXCEPT IN SIGNED BAYS

1.	The areas of road which are described as signed bays in Schedule 4 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.
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2.	Upright signs and will be used to identify the restrictions on each bay as defined in Schedule 4 and 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 the Schedule 4 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
5.	The Articles contained within the General Provisions and General Exemptions (except those numbered 5 & 7 in the General Exemptions) apply to this part of the Order.

**8. PROHIBITION OF WAITING AND LOADING/UNLOADING EXCEPT IN SIGNED BAYS 10AM-4PM
EXCEPT FOR PERMIT HOLDERS OR DELIVERIES**

1.	The areas of road which are described as signed bays in Schedule 5 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 signed bay as defined in Schedule 5 and the limits or extents of such parking places will be indicated on the carriageway.
3.	Every vehicle left in a signed bay shall stand wholly within the limits of the bay as indicated on the carriageway.
4.	Where in the Schedule 5 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
5.	The Articles contained within the General Provisions and General Exemptions apply to this part of the Order.
6.	Those entitled to become permit holders are those that in the reasonable opinion of the Council have a bona fide business reason to require permits.

9. PARKING PLACES FOR WAITING FOR LIMITED PERIODS

1.	The areas of road which are described as parking places in Schedules 6 and 7 hereto are on street parking places for such classes of vehicle in such positions and for such periods on such days as are specified in those two respective Schedules.
2.	The limits of the parking places and bays shall be indicated on the carriageway and the restrictions associated with that bay indicated on upright signs.
3.	Every vehicle left in a bay shall stand wholly within the limits of the bay as marked on the carriageway
4.	A person must not cause or permit a vehicle to wait in any bay in Schedule 6 or Schedule 7, where that bay is described as available for vehicles of a specified class, engaged in a specified purpose, and/or in a specified position, unless that vehicle so complies with any such restrictions attached to that bay.

10. ON STREET PAY AND DISPLAY PARKING PLACES

1.	The areas of road which are described as parking places in Schedules 8 & 9 hereto are on street parking places subject to charges 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 those respective Schedules.
2.	Every vehicle left in a parking place shall stand wholly within the limits of the bay as marked on the carriageway
3.	The said maximum number the number and disposition of such parking bays in a parking place shall be as determined legally from time to time by the Council and indicated either by upright signs only, or accompanied by markings on the carriageway.
4.	Each parking bay may be used subject to the provisions of this Order for the leaving of any vehicle which by reference to its size can be accommodated within the limits of the parking bay
5.	The parking charges that apply to any vehicle left in a parking place described in Schedules 8 & 9 are set in Schedule 10. Charges may be amended from time to time by the Council as determined and publicised in accordance with statutory requirements
6.	Payment of the parking charge may be made by way of a parking ticket machine, or electronically via a system chosen by the Council and directions for use of which will be provided by upright signs and/or on parking ticket machines.
7.	The parking charge shall be payable on the leaving of a vehicle in a parking bay by the insertion into the parking ticket machine of coins of the denomination marked on the parking ticket machine or such other method acceptable by the parking ticket machine (whether by payment card, telephone or otherwise) that will enable the parking charge to be paid by electronic means to the value of the relevant parking charge appropriate for that parking bay having regard to the intended period of stay
8.	Unless ticketless payment has been made using the published systems offered by the Council, payment of the parking charge shall be indicated by the issue of a ticket by a parking ticket machine relating to that parking bay showing the time and day when payment of the parking charge was made (or showing information from which this can be deduced) and an indication that payment of that parking charge has been made and by the display of that parking ticket on the vehicle in accordance with this Order.

9.	A parking ticket obtained from a parking ticket machine on payment of the parking charge must be displayed in the relevant position on the vehicle for which it was issued and the said ticket must be so displayed on the vehicle so that the time and day when payment of the parking charge was made (or showing information from which this can be deduced) and an indication that payment of that parking charge has been made shown on the front of the parking ticket is clearly visible from the front of the vehicle.
10.	The day and time shown on a parking ticket as being the day and time in respect of which the relevant parking charge has been paid shall be presumed unless the contrary is proved to be the day and time in respect of which such parking charge was paid
11.	If at any time while a vehicle is left in a parking bay no parking ticket indicating that the relevant parking charge has been paid in respect of the day on which the vehicle is so left is displayed on that vehicle in accordance with the provisions of this Order, and no relevant entry is available on an electronic or cashless system as may be installed, it shall be presumed that the relevant parking charge has not been paid
12.	A person must not exhibit on a vehicle left in a parking bay during the charging hours any parking ticket other than the parking ticket issued upon payment of the parking charge for that bay in respect of that vehicle.
13.	For the avoidance of doubt, Articles 9 and 12 of this part of the Order mean that only a single valid ticket for the parking place must be displayed in the relevant position. Multiple tickets on display in the relevant position will be regarded as a failure to properly display a valid ticket.
14.	<p>A vehicle must not be left in a parking bay during the charging hours:</p> <ul style="list-style-type: none"> a) for longer than the period for which payment was made by the parking charge; or b) without payment of the parking charge; or c) without displaying in the relevant position a parking ticket which shows that the day of payment of the parking charge is not the day on which the vehicle was so left (in which event it will be assumed that the parking charge has not been duly paid); or d) in a position which does not comply with requirements of this Order
15.	A person causing or permitting a vehicle to wait in a parking bay by virtue of Articles 1 to 5 inclusive in the General Provisions shall take all necessary steps to ensure that the vehicle is left in accordance with this Order.

Given under the Common Seal of the Blackburn with Darwen Borough Council
this 25th day of June 2020

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



11. SCHEDULES

SCHEDULE 1 : No Waiting At Any Time

Street (all Blackburn)	Side	Location
KING ST	both	from the centre line of Wainwright Way for a distance of 196 m in a SW erly direction
MINCING LN	W	from its jct with Mill Ln to its jct with Weir St

SCHEDULE 2 : LOADING BAY

Street (all Blackburn)	Side	Location
ASTLEY GATE	S	from its end on jct with Higher Church St for a distance of 14 m in a W erly direction
DARWEN ST	E	from a point approx. 55 m N of the centreline of Jubilee St for a distance of approx. 12 m in a N erly direction
HIGHER CHURCH ST	S	from its end on jct with Astley Gate for a distance of 7 m in an E e direction
MINCING LN	W	from a point approx. 18 m N of the centreline of Mincing Ln for a distance of approx. 12 m in a W erly direction
ST PETER ST	S	from a point approx. 88 m SW of the centreline of Mincing Ln for a distance of approx. 12 m in a W erly direction

SCHEDULE 3 : NO WAITING MON-SAT 8AM-6PM

Street (all Blackburn)	Side	Location
CHAPEL ST	N	from its jct with Byrom St to its jct with Pearson St

SCHEDULE 4 : RESTRICTED PARKING ZONE (NO WAITING & NO LOADING AT ANY TIME EXCEPT IN SIGNED BAYS)

Street (all Blackburn)	Side	Location
ASTLEY GATE	No Side Specified	from its end on jct with Higher Church St to its jct with King St
CHAPEL ST	No Side Specified	from its jct with Heaton St to its jct with Freckleton St
CHURCH ST	No Side Specified	from the centreline of Darwen St for a distance of 49 m in an E erly direction from the centreline of Railway Rd for a distance of 58 m in a W erly direction
CLAYTON ST	No Side Specified	entire length
CORPORATION ST	No Side Specified	entire length
DANDY WALK	No Side Specified	entire length
DARWEN ST	No Side Specified	from its jct with Church St to its jct with Jubilee St
FLEMING SQUARE	No Side Specified	entire length
FRECKLETON ST	No Side Specified	from its jct with King St to its jct with Weir St
HEATON ST	No Side Specified	entire length
HIGHER CHURCH ST	No Side Specified	from its end on jct with Church St to its end on jct with Astley Gate
JUBILEE ST	No Side Specified	from its end on jct with The Boulevard for a distance of 85 m in a S W erly direction
KING ST	No Side Specified	from its jct with Mincing Ln to a point approx 20 m E of its jct with Montague St
LORD ST W	No Side Specified	from its jct with Corporation St to its jct with Barton St
MARKET ST LN	No Side Specified	entire length
MINCING LN	No Side Specified	from its jct with Mill Ln to its jct with King St
RAILWAY ROAD	No Side Specified	entire length
SALFORD	No Side Specified	from its jct with Railway Rd to a point 80 m W of the centreline of Vicar St
ST PETER ST	No Side Specified	entire length

THE BOULEVARD	NW	from the centreline of Railway Rd to its end on jct with Jubilee St
THE BOULEVARD	SE	from the centreline of Railway Rd to its end on jct with Bridge St

SCHEDULE 5 : RESTRICTED PARKING ZONE (NO WAITING & NO LOADING AT ANY TIME EXCEPT IN SIGNED BAYS) 10AM-4PM EXCEPT FOR PERMIT HOLDERS OR DELIVERIES

Street (all Blackburn)	Side	Location
CHURCH ST	No Side Specified	from a point 54 m NE of the centreline of Darwen St for a distance of approximately 64 m in a NE erly direction

SCHEDULE 6 : LIMITED WAITING 8AM-6PM 3 HOURS, NO RETURN WITHIN 2 HOURS

Street (all Blackburn)	Side	Location
CHAPEL ST	S	from a point approx. 14 m E of the centreline of Freckleton St for a distance of approx. 48 m in an E erly direction
CLAYTON ST	N	From a point approx. 10 m E of the centreline of Heaton St for a distance of approx. 110 m in a E erly direction
FRECKLETON ST	E	from a point 18 m N of the centreline of St Peter St for a distance of approx. 30 m in a N erly direction
		from a point 10 m N of the centreline of Chapel St for a distance of approx 55 m in a N erly direction
FRECKLETON ST	W	from a point approx. 10 m N of the centreline of Weir St for a distance of approx. 60 m in a N erly direction from a point approx. 18 m N of the centreline of St Peter St for a distance of approx. 15 m in a N erly direction from a point approx. 10 m N of the centreline of Chapel St for a distance of approx.30 m in a N erly direction
HEATON ST	W	from a point approx 10 m S of the centreline of King St for a distance of 57 m in a S erly direction
ST PETER ST	N	from a point approx. 20 m E of the centreline of Freckleton St for a distance of approx. 113 m in an E erly direction
ST PETER ST	S	from a point approx. 21 m W of the centreline of Mincing Ln for a distance of approx. 61 m in a W erly direction

SCHEDULE 7 : LIMITED WAITING MON-SAT 8AM-6PM 2 HOURS, NO RETURN WITHIN 3 HOURS

Street (all Blackburn)	Side	Location
CHAPEL ST	S -E	from a point approx 8m SW of the centreline of Byrom St for a distance of approx. 50m in a SW erly direction

SCHEDULE 8: PAY & DISPLAY PARKING MAX STAY 1 HOUR, NO RETURN WITHIN 2 HOURS

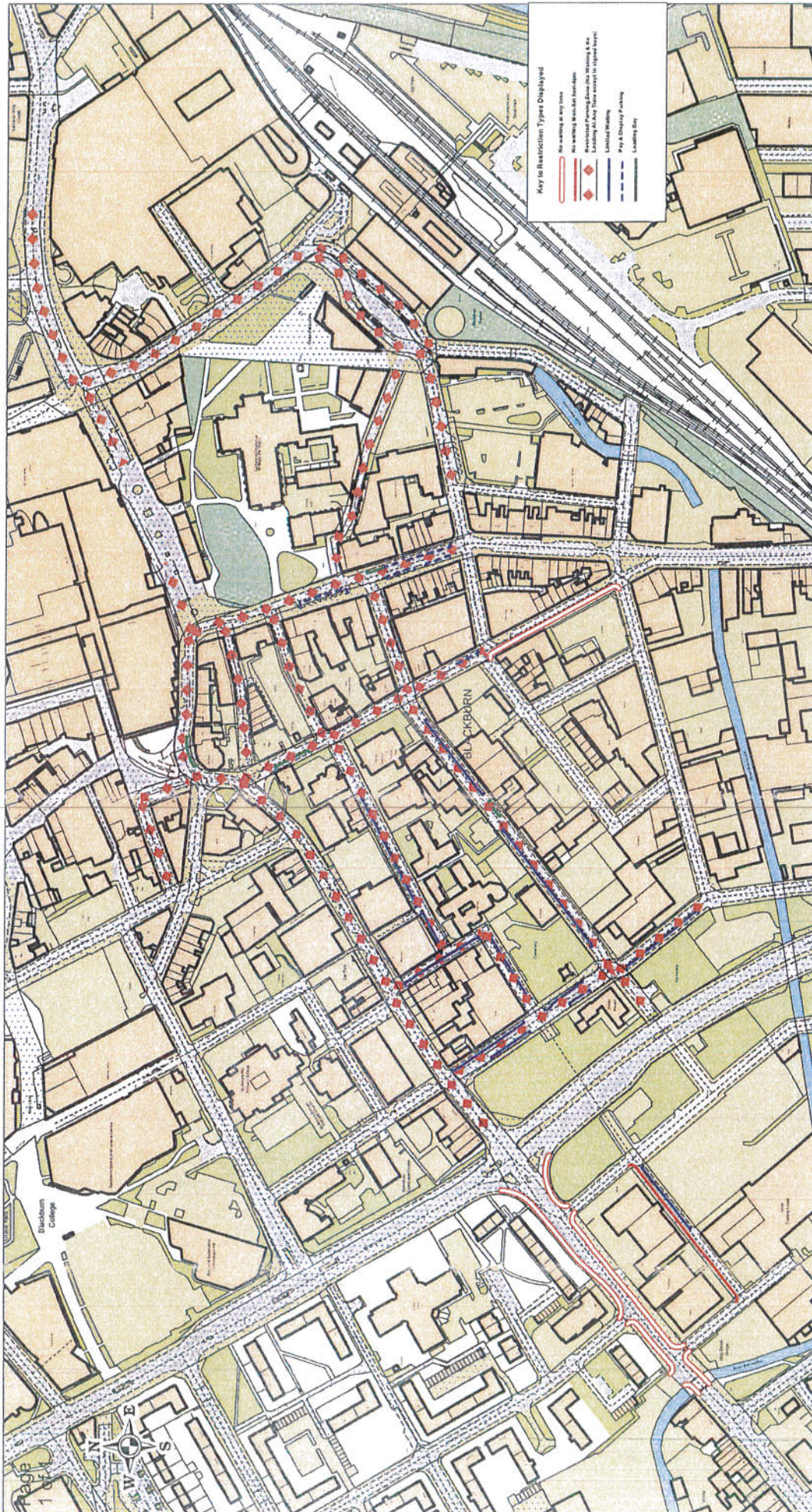
Street (all Blackburn)	Side	Location
DARWEN ST	E	from a point approx. 10m N of the centreline of Jubilee St for a distance of approx 32m in a N erly direction from a point approx. 45m N of the centreline of Jubilee St for a distance of approx.10m in a S erly direction
DARWEN ST	W	from a point 12m S of the centreline of St Peter St for a distance of approx. 19m in a S erly direction

SCHEDULE 9 : PAY & DISPLAY PARKING 8AM-6PM MAX STAY 1 HOUR, NO RETURN WITHIN 2 HOURS

Street (all Blackburn)	Side	Location
DARWEN ST	W	from a point approx. 20m S of the centreline of Market St Ln for a distance of approx. 30m in a S erly direction from a point approx. 10m N of the centreline of Mill Ln for a distance of approx. 16m in a N erly direction
MINCING LANE	E	from a point approx. 7m N of the centreline of Mill Ln for a distance of 17 m in a N erly direction

**SCHEDULE 10
Pay & Display Parking Charges**

STREET	DAYS AND HOURS OF OPERATION	SCALE OF CHARGES	CLASS OF VEHICLE
DARWEN STREET, BLACKBURN (See Schedule 9)	8am to 6pm 1 hour max stay no return within 2 hours	Monday – Saturday Up to 30 mins £0.80 Up to 1 hour £1.40 Sunday Up to 3 hours £1.00 Over 3 hours £2.00	All goods vehicles except:- Good vehicles exceeding 30cwt unladen weight; Passenger vehicles to carry more than 12 passengers exclusive of the driver; Caravans and trailers
DARWEN STREET, BLACKBURN(See Schedule 8)	All days and all hours 1 hour max stay no return within 2 hours		
MINCING LANE, BLACKBURN (See Schedule 8)	8am – 6pm 1 hour max stay no return within 2 hours		



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Traffic Regulation Order St Peter Street Area

SCALE	1 : 3500
DATE	10/01/2019
DRAWING No.	
DRAWN BY	
Checked by	



