

THE BOROUGH OF BLACKBURN

(VARIOUS STREETS) (PROHIBITION AND RESTRICTION OF WAITING AND REVOCATION) (NO.2) ORDER 1996

The Blackburn Borough Council pursuant to arrangements made under Section 101 of the Local Government Act 1972 with the Council of the County of Lancashire, in exercise of the powers of the said County Council under Sections 1, 2, 4 and 124 and Part IV of Schedule 9 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 5th August 1996 and may be cited as the Borough of Blackburn (Various Streets) (Prohibition and Restriction of Waiting and Revocation) (No.2) Order 1996.

2.1 In this Order -

"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:

"disabled person's badge" has the same meaning as in The Disabled Persons (Badges for Motor Vehicles) Regulations 1982, as amended:

"disabled person's vehicle" has the same meaning as in The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 1986, 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 and Wales) Regulations 1986, 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 facia 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 facia 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 facia panel, the badge 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 9.1, 9.2, 9.3, 9.4 and 10 to this Order no person shall, except on the direction or with the permission of a police officer in uniform or a traffic warden, cause or permit any vehicle to wait on the sides of road or in any lengths of road specified in Schedule 1.

4. Save as provided in Articles 9.1, 9.2, 9.3, 9.4 and 10 to this Order no person, shall, except on the direction or with the permission of a police officer in uniform or a traffic warden, cause or permit any vehicle to wait on any day other than a Sunday on the sides of road or in any lengths of road specified in Schedule 2.

5. Save as provided in Articles 9.1, 9.2, 9.3, 9.4, 9.6 and 10 of this Order no person shall, except on the direction or with the permission of a police officer in uniform or of a traffic warden, cause or permit any vehicle to wait between the hours of 7.00 a.m. and 7.00 p.m. on any day other than a Sunday on the sides of road or in any lengths of road specified in Schedule 3.

6. Save as provided in Articles 9.1, 9.2, 9.3, 9.4, 9.6 and 10 of this Order no person shall, except on the direction or with the permission of a police officer in uniform or of a traffic warden, cause or permit any vehicle to wait between the hours of 8.00 a.m. and 7.00 p.m. on any day other than a Sunday on the sides of road or in any lengths of road specified in Schedule 4.

7. Save as provided in Articles 9.1, 9.2, 9.3, 9.5, 9.6 and 10 of this Order no person shall, except on the direction or with the permission of a police officer in uniform or a traffic warden, cause any vehicle to wait between the hours of 7.00 a.m. and 7.00 p.m. on any day other than a Sunday on the side of road or in any length of road specified in Schedule 5:-

- (a) for a longer period than one hour; or

- (b) if a period of less than one hour has elapsed since the termination during the said hours of the last period of waiting (if any) by that vehicle on the same side of road or length of road.

8. Save as provided in Articles 9.1, 9.2, 9.3, 9.5, 9.6 and 10 of this Order no person shall, except on the direction or with the permission of a police officer in uniform or a traffic warden, cause any vehicle to wait between the hours of 7.00 a.m. and 7.00 p.m. on any day other than a Sunday on the sides of road or in any length of road specified in Schedule 6:-

- (a) for a longer period than half an hour; or

- (b) if a period of less than half an hour has elapsed since the termination during the said hours of the last period of waiting (if any) by that vehicle on the same side of road or length of road.

EXEMPTIONS

9.1 Nothing in Articles 3, 4, 5, 6, 7 and 8 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.

9.2 (a) Nothing in Articles 3, 4, 5, 6, 7 and 8 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.

9.2 (b) 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.

9.2 (c) the vehicle to be used for fire brigade, ambulance or police purposes.

9.3 Nothing in Articles 3, 4, 5 and 6 shall render it unlawful to cause or permit any vehicle to wait for so long as may be necessary for the purpose of enabling goods to be loaded or unloaded from the vehicle in the lengths of road referred to in the Articles.

9.4 Nothing in Articles 3, 4, 5, and 6 shall render it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's badge, and a parking disc (on which the driver, or other person in charge of the vehicle, has marked the time at which the period of waiting began) to wait in any of the lengths of road or on the side of the road referred to in the Articles for a period not exceeding three hours (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 or on the same side of road on the same day).

9.5 Nothing in Articles 7 and 8 of this Order shall render it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's badge to wait on the side of the roads or in the lengths of roads referred to in that Article.

9.6 Nothing in Articles 5, 6, 7 and 8 shall render it unlawful to cause or permit a hackney carriage vehicle to wait at any place which has been appointed as a stand for hackney carriages during any period for which that stand has been appointed.

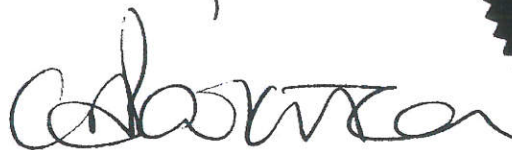
10. In so far as any provision of this Order conflicts with a provision which is contained in an Order made or having effect as if made under the Act of 1984, and existing at the time when this Order comes into operation, and which imposes a restriction or prohibition on waiting by vehicles other than 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.

11. 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.

12. The Orders specified in Schedule 7 are hereby revoked to the extent specified in the Second Column thereof.

GIVEN under the Common Seal of the Blackburn Borough Council
this 30th day of July 1996

THE COMMON SEAL of the Blackburn
Borough Council was hereunto affixed
in pursuance of a resolution of the
Planning and Highways Sub-Committee
held on the 18th July 1996



Authorised Officer



SCHEDULE 1

NO WAITING AT ANY TIME

(ARTICLE 3)

<u>Street</u>	<u>Side</u>	<u>Description</u>
Balle Street, Darwen	Both	From its junction with Hilton Street for a distance of 40 metres in a westerly direction.
Borough Road, Darwen	Both	From its junction with Green Street for a distance of 15 metres in a westerly direction.
The Green, Darwen	South East	From its junction with Green Street to its junction with Borough Road.
The Green, Darwen	North West	From its junction with Green Street to that part of The Green that leads to High Street.

Street	Side	Description
The Green, Darwen	South West	The whole length of that part of The Green that leads to High Street.
Brownhill Road	Both	From the northerly boundary of 740 Whalley New Road for a distance of 20 metres in a south westerly direction and to include the turning head.
Cemetery Road, Darwen	North East	From its junction with Knowlesly Road for a distance of 35 metres in a north westerly direction.
Cemetery Road, Darwen	South West	From its junction with Whitehall Street for a distance of 45 metres in a north westerly direction.
Hawkshaw Bank Road	West	From its junction with Lammack Road for a distance of 25 metres in a northerly direction.
Larkhill	East	For its entire length.
New Chapel Street	West	From a point 20 metres north of its junction with Parkinson Street for a distance of 33 metres in a southerly direction.
New Chapel Street	West	From a point 7 metres north of its junction with Stephen Street for a distance of 14 metres in a southerly direction.
New Chapel Street	West	From a point 65 metres north of its junction with Francis Street to its junction with New Wellington Street.
New Chapel Street	East	From a point 20 metres north of its junction with Parkinson Street to a point 5 metres south of its junction with the un-named side street adjacent to 9 New Chapel Street.
New Chapel Street	East	From a point 8 metres north of its junction with St. Aidan's Avenue for a distance of 16 metres in a southerly direction.
New Chapel Street	East	From its junction with New Wellington Street for a distance of 8 metres in a northerly direction.

<u>Street</u>	<u>Side</u>	<u>Description</u>
Pleckgate Road	North West	From a point 38 metres north east of its junction with Lammack Road to a point 15 metres south west of its junction with Rhodes Avenue.
Pringle Street	Both	From its junction with North Road for a distance of 15 metres in a westerly direction
North Road	West	From a point 20 metres north of its junction with Pringle Street for a distance of 40 metres in a southerly direction.
Rakes Bridge/Stopes Brow	South	From its junction with Store Street to the westerly boundary of 2 Stopes Brow.
Revidge Road	North West	From a point 15 metres north east of its junction with the un-named road between 439 and 441 Revidge Road for a distance of 30 metres in a south westerly direction.
Un-named street between Campbell Street and Whalley New Road adjacent to Roe Lee Mill	Both	From a point 25 metres south west of its junction with Whalley New Road to a point 45 metres north of the centre line of the road between Roe Lee Mill and Roe Lee New Mill.

SCHEDULE 2

NO WAITING MONDAY - SATURDAY

(ARTICLE 4)

<u>Street</u>	<u>Side</u>	<u>Description</u>
Lark Hill	West	For its entire length

SCHEDULE 3

NO WAITING MONDAY - SATURDAY
7.00 a.m. - 7.00 p.m.

(ARTICLE 5)

<u>Street</u>	<u>Side</u>	<u>Description</u>
Whalley New Road	East	From its junction with Brookhouse Lane to its junction with Ash Street.
Whalley New Road	West	From its junction with Brookhouse Lane for a distance of 10 metres in a northerly direction.

SCHEDULE 4

NO WAITING MONDAY - SATURDAY
8.00 a.m. - 7.00 p.m.

(ARTICLE 6)

<u>Street</u>	<u>Side</u>	<u>Description</u>
Borough Road, Darwen	North	From a point 15 metres west of its junction with Green Street to a point 30 metres east of its junction with The Green.

SCHEDULE 5

LIMITED WAITING MONDAY - SATURDAY 8.00 a.m. - 6.00 p.m.
1 HOUR IN ANY 2 HOURS

(ARTICLE 7)

<u>Street</u>	<u>Side</u>	<u>Description</u>
New Chapel Street	West	From a point 13 metres south of its junction with Parkinson Street to a point 7 metres north of its junction with Stephen Street.
New Chapel Street	West	From a point 7 metres south of its junction with Stephen Street to a point 65 metres north of its junction with Francis Street.

<u>Street</u>	<u>Side</u>	<u>Description</u>
New Chapel Street	East	From a point 5 metres south of its junction with the un-named side street adjacent to 9 New Chapel Street to a point 8 metres north of its junction with St. Aidan's Avenue.
New Chapel Street	East	From a point 8 metres south of its junction with St. Aidan's Avenue to a point 8 metres north of its junction with New Wellington Street.

SCHEDULE 6

LIMITED WAITING MONDAY - SATURDAY 8.00 a.m. - 6.00 p.m.
30 MINUTES IN ANY 1 HOUR (ARTICLE 8)

<u>Street</u>	<u>Side</u>	<u>Description</u>
Borough Road, Darwen	North East	From its junction with The Green for a distance of 30 metres in a south easterly direction.
The Green, Darwen	North West	From its junction with Borough Road to its junction with that part of The Green that leads to High Street.

SCHEDULE 7

REVOCATIONS(ARTICLE 12)

<u>Order</u>	<u>Extent of Revocation</u>
The County Borough of Blackburn (Various Streets) (No.4) (Prohibition and Restriction of Waiting) Order 1971	In the first, second and third schedules, the references to New Chapel Street.
The County Borough of Blackburn (Various Streets) (No.2) (Prohibition and Restriction of Waiting) Order 1973	In the second schedule all the references to Lark Hill/Whalley New Road.

<u>Order</u>	<u>Extent of Revocation</u>
The Borough of Blackburn (Darwen Town Centre) (Prohibition and Restriction of Waiting) Order 1976	All references to Borough Road and The Green.
The Borough of Blackburn (Various Streets) (No.1) (Prohibition and Restriction of Waiting) Order 1985	In the seventh schedule, the references to Stopes Brow, Blackamoor Road, Pickering Fold and the Service Road leading to Nos. 8-36 Blackamoor Road.