

BLACKPOOL BOROUGH COUNCIL
THE BOROUGH OF BLACKPOOL (VARIOUS ROADS) (VARIOUS RESTRICTIONS)
NO 4 ORDER 2005

The Council of the Borough of Blackpool (hereinafter called "the Council") in exercise of its powers under Sections 1, 2, 3, 4 45, 46, 47, 49, 53 and 124 of Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 of the said Act of 1984 and in exercise of its powers under the Road Traffic Act 1991 and the Road Traffic (Permitted Parking Area and Special Parking Area) (Borough of Blackpool) Order 2003 (Statutory Instrument No 2677) and of all other enabling powers hereby make the following Order:-

1. IN this order, except where the content otherwise requires, the following expressions shall have the meanings hereby assigned to them, respectfully, that is to say:-

"disabled persons badge" shall have the same meaning as in the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 as amended by the Disabled Persons (Badges for Motor Vehicles) (England) (Amendments) Regulations 2000 and which additionally has not ceased to be in force.

"parking attendant" means a parking attendant as defined in section 63A of the Act of 1984 (which is inserted by Section 44(1) of the 1991 Act).

penalty charge" and "reduced penalty charge" means a charge set by the Council under the provisions of Section 66 of the 1991 Act and with the approval of the Secretary of State for Transport which is to be paid to the council within 28 days beginning with the date of the notice or 14 days in the case of a reduced penalty charge following the issue of a penalty charge notice.

"penalty charge notice" means a notice issued or served by a parking attendant pursuant to the provisions of Section 66 of the 1991 Act containing the particulars therein required.

"relevant position" shall have the following meaning:-

- (a) the badge is exhibited on the dashboard or fascia of the vehicle, and
- (b) where the vehicle is not fitted with a dashboard or fascia, the badge is exhibited in a conspicuous position on the vehicle, so that the front of the badge is clearly legible from the outside of the vehicle.

"vehicle" shall not be taken to include non-motor vehicles

2. THE Borough of Blackpool (Various Roads) (Consolidation of Waiting Restrictions, On Street Parking Places, Residents Parking Places and Protection of Bus Stops) Order 2003 shall have effect as though the provisions contained in the First Schedule to this Order were contained in and formed part of Part 1 of the Second Schedule to the said order of 2003.

3. SAVE as provided in Article 4 of this Order no person shall cause or permit any vehicle to wait at any time for the purpose of loading or unloading in a length of road referred to in the Second Schedule of this Order, or to wait in a length of road referred to in the Third Schedule of this Order during the times specified in the said Third Schedule.

4. NOTHING in Article 3 of this Order shall render it unlawful for a person to cause or permit a vehicle to wait if

- (a) the waiting is for so long as may be necessary to enable a person to board or alight from the vehicle or load thereon or unload there from their personal luggage;
- (b) it is being used for as long as may be necessary for emergency Fire and Rescue Service, Ambulance or Police purposes;
- (c) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid an accident;
- (d) the vehicle is waiting only for so long as may be necessary to enable it to be used in connection with the removal of obstruction to traffic

5. THE Borough of Blackpool (Town Centre) (Various Restrictions) No 2 Order 2004 shall have effect as though the provisions contained in the Fourth Schedule to this Order were contained in and formed part of the First Schedule to the said order of 2004.

6. THE Borough of Blackpool (Town Centre) (Various Restrictions) Order 2004 shall have effect as though the provisions contained in the Fifth Schedule to this Order were contained in and formed part of the Twelfth Schedule to the said Order of 2004.

7. SAVE as provided in Article 15 of this Order:

(a) No person shall cause or permit any vehicle to wait between the hours of 8.00 am to 6 pm Monday to Saturday inclusive in the length of road described in the Sixth Schedule to this Order other than a disabled person's vehicle which displays in the relevant position a disabled person's badge.

(b) Notwithstanding the provisions of Paragraph (a) of this Article no person shall cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's badge to wait between the hours of 8.00 am to 6.00 pm Monday to Saturday inclusive in the length of road described in the Sixth Schedule to this Order for a longer period than 30 minutes or to return within a period of one hour from the termination of a previous period of waiting between those hours in the same length of road.

8. THE provisions relating to No Waiting At Any Time contained in the said Order of 2003 are hereby revoked so far as the lengths of road and the times specified in the Seventh Schedule to this Order are concerned.

9. THE provisions relating to pay and display parking contained in The Borough of Blackpool (Town Centre) (Various Restrictions) Order 2004 are hereby revoked so far as the lengths of road and the times and charges specified in the Eighth and Eleventh Schedule to this Order are concerned.

10. THE provisions relating to pay and display parking contained in The Borough of Blackpool (Town Centre) (Various Restrictions) No 2 Order 2004 are hereby revoked so far as the lengths of road and the times and charges specified in the Ninth Schedule to this Order are concerned.

11. THE provisions relating to Loading at Any Time contained in the said Order of 2003 are hereby revoked so far as the length of road specified in the Tenth Schedule to this Order is concerned.

12. THE provisions relating to disabled parking contained in the said Order of 2003 are hereby revoked so far as the length of road and the times specified in the Twelfth Schedule to this Order are concerned.

13. THE provisions relating to the Hackney Carriage Stand contained in Article 33 of the said Order of 2003 are hereby revoked so far as the length of road and the times specified in the Thirteenth Schedule to this Order are concerned.

14. THE provisions relating to loading only bay contained in The Borough of Blackpool (Town Centre) (Various Restrictions) Order 2004 are hereby revoked so far as the length of road and the times specified in the Fourteenth Schedule to this Order are concerned.

15. NOTHING in Article 7 of this Order shall render it unlawful to cause or permit any vehicle to wait in any of the sides of road or in any of the lengths of road referred to in the Sixth Schedule of this Order for so long as may be necessary:-

(a) to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any building or demolition operations, the removal of any obstruction to traffic, the maintenance, improvement or reconstruction of any of the lengths of road so referred to or the laying, erection or alteration or repair in or near to any of the said lengths of roads or any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telegraph apparatus as defined in paragraph 1(1) of the Telecommunications Code contained in the Second Schedule to the Telecommunications Act 1984;

(b) for the purpose of loading and unloading the vehicle while the vehicle is in actual use in connection with the removal of furniture from one office or dwelling-house to another or the removal of furniture from such premises to a depository or to such premises from a depository;

(c) if the vehicle is a fire engine or ambulance or any vehicle in the service of a local authority or Police Force and the vehicle is being used in pursuance of statutory powers or duties; and

(d) if the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or owing to such waiting being necessary in order to avoid accident.

16. (a) IF a vehicle is left or abandoned in a length of road to which the provisions of Articles 3 or 4 of this Order apply, in contravention of any of the provisions of this Order, a penalty charge shall be payable and the vehicle may also be removed from that location.

(b) In the case of a vehicle in respect of which a penalty charge is payable a penalty charge notice showing the information required by Section 66(3) of the 1991 Act may then be issued by a parking attendant in accordance with Section 66(1) of the 1991 Act.

(c) Where a parking attendant has removed or caused to be removed a vehicle in accordance with paragraph (a) of this Article

(i) he shall provide for the safe custody of the vehicle;(ii) the Council shall be entitled to recover from the person responsible such charges in respect of the removal, storage and disposal of the vehicle as it might prescribe from time to time; (iii)the provisions of the Road Traffic Regulation Act 1984 as amended shall apply to the disposal of any such vehicle removed by or on behalf of the Council pursuant to this Article.

17. NOTWITHSTANDING the provisions of this Order, the Council may at its discretion (including requiring an administration fee) issue a dispensation allowing a specific vehicle to wait in a length of road, to which the Schedules of this Order apply during the hours of operation of any restriction or prohibition to the contrary

18. THE said Order of 2003 shall be in force and effect as if the provisions contained in Article 2 of this Order had originally formed part thereof.

19. ANY provisions contained in said Order of 2003 and inconsistent with the provisions of this Order are hereby revoked.

20. THE Borough of Blackpool (Town Centre) (Various Restrictions) No. 2 Order 2004 shall be in full force and effect as if the provisions contained in Article 5 of this Order had originally formed part thereof.

21. ANY provisions contained in the Borough of Blackpool (Town Centre) (Various Restrictions) No. 2 Order 2004 and inconsistent with the provisions of the Order are hereby revoked.

22. THE Borough of Blackpool (Town Centre) (Various Restrictions) Order 2004 shall be in full force and effect as if the provisions contained in Article 6 of this Order had originally formed part thereof.

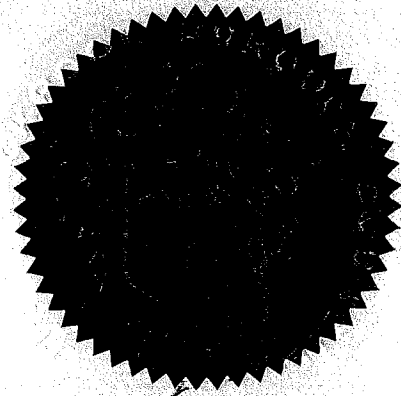
23. ANY provision Borough of Blackpool (Town Centre) (Various Restrictions) Order 2004 and inconsistent with the provisions of this Order are hereby revoked.

24. THIS Order shall come into operation on the 31st day of August 2006 and may be cited as "THE BOROUGH OF BLACKPOOL (VARIOUS ROADS) (VARIOUS RESTRICTIONS) NO 4 ORDER 2005".

Given under the Common Seal of the Council of the Borough of Blackpool on the 17th day of August 2006.

THE COMMON SEAL of The Blackpool)
Borough Council was hereunto affixed in)
the presence of:-)

Head of Legal and Democratic Services



FIRST SCHEDULE

NO WAITING AT ANY TIME

ABINGDON STREET – Church Street to Talbot Road – Both sides
ADELAIDE STREET – From a point 10m east of the easterly kerb-line of Coronation Street for a distance of 5m in an easterly direction – North side
ADELAIDE STREET – From a point 88m east of the easterly kerb-line of Coronation Street for a distance of 8m in an easterly direction – North side
CHEAPSIDE – Full length – Both sides
CHURCH STREET – Abingdon Street to Cedar Square – North side
CHURCH STREET – Abingdon Street to Leopold Grove – South side
CHURCH STREET - From a point 42m west of the westerly kerb-line of Cookson Street for a distance of 7m in a westerly direction (fronting property No.162) – North side
CORONATION STREET – Adelaide Street to Church Street – Both sides
DEANSGATE – Abingdon Street to Topping Street – Both sides
LEOPOLD GROVE – for a distance of 5m south of Church Street – East side
LEOPOLD GROVE – From a point 49m south of Church Street for a distance of 19m in a southerly direction – East side
SOUTH KING STREET – From a point 5m north of Charnley Road for a distance of 25m in a northerly direction – West side
TOPPING STREET – From a point 29m north of Church Street for a distance of 7m in a northerly direction – East side

SECOND SCHEDULE

NO LOADING OR UNLOADING AT ANY TIME

ADELAIDE STREET – From the easterly kerb-line of Coronation Street for a distance of 15m in an easterly direction – North side
CHURCH STREET - From a point 42m west of the westerly kerb-line of Cookson Street for a distance of 7m in a westerly direction (fronting property No.162) – North side
CORONATION STREET – From a point 16m south of the southerly building line of Victoria Street to Adelaide Street – East side
EDWARD STREET – for a distance of 9m south of Deansgate – West side
LEOPOLD GROVE – for a distance of 5m south of Church Street – East side
LEOPOLD GROVE – From a point 49m south of Church Street for a distance of 19m in a southerly direction – East side
SOUTH KING STREET – From a point 5m north of Charnley Road for a distance of 25m in a northerly direction – West side

THIRD SCHEDULE

NO LOADING OR UNLOADING 10.30am to 6.00pm

ABINGDON STREET – From a point 15m south of Talbot Road to a point 30m south of Deansgate (save for a distance of 10m south of Deansgate) – East side
ABINGDON STREET – From a point 15m south of Talbot Road to Clifton Street – West side

FOURTH SCHEDULE

PROPOSED ON-STREET PAY AND DISPLAY PARKING PLACES (INNER ZONE)

9am – 6pm WAITING LIMITED TO 20 MINUTES (CHARGE 20 PENCE) OR 30 MINUTES (CHARGE 30 PENCE) OR 40 MINUTES (CHARGE 40 PENCE) OR 50

MINUTES (CHARGE 50 PENCE) OR 60 MINUTES (CHARGE 60 PENCE) AND IN ALL CASES NO RETURN WITHIN ONE HOUR

LEOPOLD GROVE – From a point 15m north of Adelaide Street to a point 5m north of Adelaide Street – East side

FIFTH SCHEDULE

LOADING ONLY BAY 24 HOURS (30 MINUTES, NO RETURN WITHIN ONE HOUR)

LEOPOLD GROVE – From a point 20m north of Adelaide Street to a point 15m north of Adelaide Street – East side

SIXTH SCHEDULE

DISABLED PARKING BAYS 8AM TO 6PM WITH DISABLED WAITING LIMITED, 30MINS (NO RETURN WITHIN 1 HOUR)

CORPORATION STREET – From the northerly building line of Birley Street for a distance of 20m in a northerly direction – East side

SEVENTH SCHEDULE

REVOCATION OF NO WAITING AT ANY TIME

LEOPOLD GROVE – From a point 20m north of Adelaide Street to a point 5m north of Adelaide Street – East side

CORPORATION STREET – From the northerly building line of Birley Street for a distance of 20m in a northerly direction – East side

EIGHTH SCHEDULE

REVOCATION OF ON-STREET PAY AND DISPLAY PARKING PLACES (INNER ZONE) 8am – 6pm WAITING LIMITED TO 20 MINUTES (CHARGE 20 PENCE) OR 30 MINUTES (CHARGE 30 PENCE) OR 40 MINUTES (CHARGE 40 PENCE) OR 50 MINUTES (CHARGE 50 PENCE) OR 60 MINUTES (CHARGE 60 PENCE) AND IN ALL CASES NO RETURN WITHIN ONE HOUR

LEOPOLD GROVE – for a distance of 5m south of Church Street – East side

LEOPOLD GROVE – From a point 49m south of Church Street for a distance of 19m in a southerly direction – East side

NINTH SCHEDULE

REVOCATION OF ON-STREET PAY AND DISPLAY PARKING PLACES (OUTER ZONE) 8am – 9am WAITING LIMITED TO 20 MINUTES (CHARGE 20 PENCE) OR 30 MINUTES (CHARGE 30 PENCE) OR 40 MINUTES (CHARGE 40 PENCE) OR 60 MINUTES (CHARGE 60 PENCE) OR 80 MINUTES (CHARGE 80 PENCE) AND IN ALL CASES NO RETURN WITHIN TWO HOURS

ALBERT ROAD – From a point 5m east of the side street between property nos. 67/71 (Church) to a point 5m west of South King Street – South side

CHURCH STREET – From a point 10m west of the westerly kerb line of Cookson Street for a distance of 79m in a westerly direction (save for from a point 42m west of the westerly kerb line of Cookson Street for a distance of 7m in a westerly direction (fronting property No.162) – North side

SOUTH KING STREET – From a point 5m south of Church Street to a point 5m north of Adelaide Street – East side

TENTH SCHEDULE

REVOCATION OF LOADING AT ANY TIME

CORPORATION STREET – From the northerly building line of Birley Street for a distance of 20m in a northerly direction – East side

ELEVENTH SCHEDULE

REVOCATION OF ON-STREET PAY AND DISPLAY PARKING PLACES (INNER ZONE) 8am – 9am WAITING LIMITED TO 20 MINUTES (CHARGE 20 PENCE) OR 30 MINUTES (CHARGE 30 PENCE) OR 40 MINUTES (CHARGE 40 PENCE) OR 60 MINUTES (CHARGE 60 PENCE) AND IN ALL CASES NO RETURN WITHIN ONE HOUR

ADELAIDE STREET – From a point 30m east of Coronation Street to a point 25m west of Leopold Grove (save for a point 90m east of the easterly kerb-line of Coronation Street for a distance of 10m in an easterly direction) – North side

ALFRED STREET – From Church Street to a point 9m north of Adelaide Street – West side

LEOPOLD GROVE – From a point 5m south of Church Street to a point 49m south of Church Street – East side

LEOPOLD GROVE – From a point 25m north of Adelaide Street for a distance of 19m north – East side

TWELTH SCHEDULE

REVOCATION OF DISABLED PARKING BAY

CORONATION STREET - From a point 4m north of Adelaide Street for a distance of 20m in a northerly direction (four spaces) – East side

THIRTEENTH SCHEDULE

REVOCATION OF HACKNEY CARRIAGE STAND (2 VEHICLES)

LEOPOLD GROVE – Immediately south of Church Street – 6pm to 8am – East side

FOURTEENTH SCHEDULE

REVOCATION OF LOADING ONLY BAY 8am to 6pm (15 MINUTES, NO RETURN WITHIN 30 MINUTES)

SOUTH KING STREET – From a point 5m north of Charnley Road for a distance of 25m in a northerly direction – West side