

BLACKPOOL BOROUGH COUNCIL
THE BOROUGH OF BLACKPOOL (TALBOT SQUARE, TALBOT ROAD
AND MARKET STREET (VARIOUS RESTRICTIONS) AND
(REVOCATIONS) ORDER 2012

The Council of the Borough of Blackpool (hereinafter called "the Council") in exercise of its powers under Sections 1, 2, 3, 4 and 124 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 as amended 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

"a person authorized by the Council" means a Civil Enforcement Officer or a Police Constable in uniform;

"delivering" and "collecting" in relation to any goods include checking the goods for the purpose of their delivery or collection;

"disabled person's 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) (Amendment) Regulations 2000 that has not ceased to be in force;

"disabled persons parking disc" means a device which:-

- a) is 125 millimetres square and coloured blue;
- b) has been issued by a local authority and has not ceased to be valid; and

- c) is capable of showing the quarter hour period during which a period has begun;

"disabled persons vehicle" means a vehicle which displays in the Relevant Position a disabled person's badge in accordance with the circumstances prescribed in the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 as amended;

"front of the badge" means the side of the disabled person's badge that contains the wheelchair user symbol and expiry date;

"goods" includes postal packets of any description;

"vehicle" shall not be taken to include any non-motorised vehicle.

2. SAVE as provided in Article 3 or Article 4 of this Order no person except under the direction or with the permission of a person authorised by the Council shall cause or otherwise permit a vehicle to wait at any time in any of the lengths of road described in the First Schedule of this Order.

3. NOTHING in Article 2 hereof shall render it unlawful for a person to cause or otherwise permit a vehicle to wait at any time in any of the lengths of road described in the First Schedule of this Order if :-

(a) the waiting is only for so long as may be reasonably necessary to enable a person to board or alight from the vehicle or load thereon or unload therefrom their personal luggage;

(b) the vehicle is being used for emergency Fire and Rescue Service, Ambulance or Police purposes;

(c) the vehicle, not being a passenger carrying vehicle, is being used in

the service of a local authority in pursuance of statutory powers or duties provided that it is reasonably necessary in the exercise of such powers or in the performance of such duties for the vehicle to wait in the place in which it is waiting;

(d) 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;

(e) the vehicle is bearing a livery which is used by a Universal Service Provider and the vehicle is engaged in the collection and/or delivery of letters in accordance with statutory duty for the provision of services for the conveyance of letters;

(f) if the vehicle is waiting only for so long as may be reasonably necessary while a gate or barrier is opened or closed to allow access or departure to or from adjacent premises;

(g) if the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control, or the driver has been told to wait by a police constable in uniform, or such waiting is necessary in order to avoid an accident.

4. NOTHING in Article 2 of this Order shall render it unlawful to cause or permit any vehicle to wait at any time in any of the lengths of road described in the First Schedule of this Order if it is a disabled persons vehicle which displays in the Relevant Position a disabled persons badge and a disabled persons parking disc which said disc is (a) exhibited on the dashboard or facia

of the vehicle or (b) where the vehicle is not fitted with a dashboard or fascia, the disc is exhibited in a conspicuous position on the vehicle so that in either case, when marked to show the quarter hour period during which the period of waiting began, that period is clearly legible from outside the vehicle, on which the driver or other person in charge of the vehicle has marked the quarter hour period during which the period of waiting began, for a period not exceeding **three hours** and not 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 of road on the same day.

5. NO person except under the direction or with the permission of a person authorised by the Council shall cause or otherwise permit any vehicle to wait at any time in any of the lengths of road described in the Second Schedule of this Order for the purpose of loading or unloading.

6. THE Borough of Blackpool (Various Locations) (Consolidation of Taxi Stands) Order 2006 shall have full force and effect as though the provisions contained in the Third and Fourth Schedules of this Order had originally been contained in and formed part of the First Schedule of the said Order of 2006.

7. (a) SAVE as provided in Article 7(b) or Article 8 of this Order no person except under the direction or with the permission of a person authorized by the Council shall cause or otherwise permit any vehicle to wait in the length of road referred to in the Fifth Schedule to this Order during the times specified therein in relation to that length of road other than a disabled person's vehicle which displays in the manner prescribed by Regulation 4(2) of the Local Authorities Traffic Orders (Exemptions for Disabled Persons)(England) Regulations 2000 as amended a disabled person's parking disc on which the driver has marked the quarter-hour period during which the period of waiting began and for a period not exceeding three hours

(b) NO person shall cause or permit a disabled persons vehicle that has waited in a length of road permitted by paragraph (a) of this Article to return for a further period of waiting if a period of less than six hours has

elapsed since the termination of a previous period of waiting by the same vehicle in the same length of road.

8. NOTHING in Article 7 of this Order shall render it unlawful for a vehicle to wait in any of the lengths of road referred to in the Fifth Schedule of this Order during the times specified therein if the waiting is only for so long as may be reasonably necessary to;

(a) enable a person to board or alight from the vehicle or load thereon or unload therefrom their personal luggage;

(b) the vehicle is being used for emergency Fire and Rescue Service, Ambulance or Police purposes;

(c) the vehicle, not being a passenger carrying vehicle, is being used in the service of a local authority in pursuance of statutory powers or duties provided that it is reasonably necessary in the exercise of such powers or in the performance of such duties for the vehicle to wait in the place in which it is waiting;

(d) 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;

(e) the vehicle is bearing a livery which is used by a Universal Service Provider and the vehicle is engaged in the collection and/or delivery of letters in accordance with statutory duty for the provision of services for the conveyance of letters;

(f) if the vehicle is waiting only for so long as may be reasonably necessary while a gate or barrier is opened or closed to allow access or departure to or from adjacent premises;

(g) if the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control, or the driver has been told to wait by a police constable in uniform, or such waiting is necessary in order to avoid an accident.

9. SAVE as provided in Article 10 of this Order no person except under the direction or with the permission of a person authorised by the Council shall cause or otherwise permit any vehicle to wait in the length of road referred to in the Sixth Schedule of this Order during the times specified therein other than for the purpose of loading or unloading or delivering or collecting goods.

10. NOTHING in Article 9 of this Order shall render it unlawful for a vehicle to wait in any of the lengths of road referred to in the Sixth Schedule of this Order during the times specified therein if the waiting is only for so long as may be reasonably necessary to;

(a) enable a person to board or alight from the vehicle or load thereon or unload therefrom their personal luggage;

(b) the vehicle is being used for emergency Fire and Rescue Service, Ambulance or Police purposes;

(c) the vehicle, not being a passenger carrying vehicle, is being used in the service of a local authority in pursuance of statutory powers or duties provided that it is reasonably necessary in the exercise of such powers or in the performance of such duties for the vehicle to wait in the place in which it is waiting;

(d) 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;

(e) the vehicle is bearing a livery which is used by a Universal Service Provider and the vehicle is engaged in the collection and/or delivery of letters in accordance with statutory duty for the provision of services for the conveyance of letters;

(f) if the vehicle is waiting only for so long as may be reasonably necessary while a gate or barrier is opened or closed to allow access or departure to or from adjacent premises;

(g) if the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control, or the driver has been told to wait by a police constable in uniform, or such waiting is necessary in order to avoid an accident.

11. IF a vehicle is left or abandoned in a length of road or in any other location whatsoever to which any provision of this Order applies in contravention of any of the provisions of this Order a penalty charge shall be payable and/or the vehicle may be removed from that location.

12. NOTWITHSTANDING any of the foregoing 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 or any other location whatsoever to which any provision of this Order applies during the hours of operation of any restriction or prohibition to the contrary.

13. THE provisions of Orders contained in the Seventh Schedule of this Order are hereby revoked so far only as the provisions contained in Articles 1-12 and the First, Second, Third, Fourth, Fifth and Sixth Schedules of this Order are concerned.

14. THIS Order shall come into operation on the 7th May 2012 and may be cited as "The Borough of Blackpool (Talbot Square, Talbot Road and Market Street (Various Restrictions) and (Revocations) Order 2012"

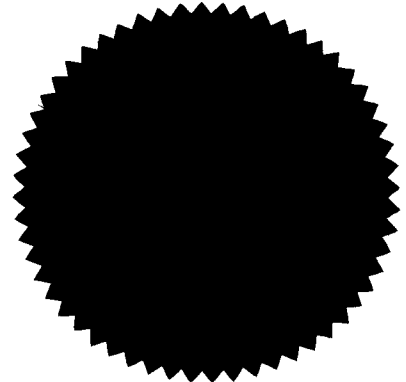
Given under the Common Seal of the Council of the Borough of Blackpool on the 3rd May 2012.

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

Head of Democratic Services

Legal
C/S

A Bourne



FIRST SCHEDULE - NO WAITING AT ANY TIME

Market Street between Talbot Square and West Street (east side)

Market Street from a point 6m north of the northern building line of the Clifton Hotel to Talbot Road.

Talbot Road between the Promenade and the road centre line of The Strand. (north side)

Talbot Road between the road centre line of The Strand and a point 15m east of the western building line of 1-5 Talbot Road (north side)

Talbot Square between the Promenade and Market Street (south side)

Talbot Square between Market Street and Corporation Street (south side)

SECOND SCHEDULE - NO LOADING OR UNLOADING AT ANY TIME

Market Street between Talbot Square and West Street (east side)

Market Street from a point 6m north of the northern building line of the Clifton Hotel to Talbot Road.

Talbot Road between the Promenade and the road centre line of The Strand. (north side)

Talbot Road between the road centre line of The Strand and a point 15m east of the western building line of 1-5 Talbot Road (north side)

Talbot Square between the Promenade and Market Street (south side)

Talbot Square between Market Street and Corporation Street (south side)

THIRD SCHEDULE - NO STOPPING EXCEPT TAXIS AT ANY TIME

LENGTH OF ROAD	DAYS OF OPERATION	HOURS OF OPERATION
Talbot Road from a point 15m east of the western building line of 1-5 Talbot Road for a distance of 28m in an easterly direction (north side)	All days	All times

FOURTH SCHEDULE - NO STOPPING EXCEPT TAXIS 6PM - MIDNIGHT AND MIDNIGHT - 8AM

LENGTH OF ROAD		DAYS OF OPERATION	HOURS OF OPERATION
Market Street from a point 6m north of the northern building line of the Clifton Hotel for a distance of 42m in a southerly direction (west side)		All days	6pm-midnight and midnight to 8am

FIFTH SCHEDULE - DISABLED PARKING ONLY 8AM – 6PM

Market Street from a point 36m south of the northern building line of the Clifton Hotel for a distance of 30m in a southerly direction (west side)

SIXTH SCHEDULE - LOADING ONLY 8AM – 6PM

Market Street from a point 6m north of the northern building line of the Clifton Hotel for a distance of 42m in a southerly direction (west side)