

BLACKPOOL BOROUGH COUNCIL
THE BOROUGH OF BLACKPOOL (VARIOUS ROADS) (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, 124 of and 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 Traffic Management Act 2004 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 expression shall have the meaning hereby assigned to it, respectively, that is to say:-

"a person authorised by the Council" means a police constable in uniform or a civil enforcement officer.

"Civil Enforcement Officer" means a person authorised by the Council to supervise any parking place.

"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 as described in the Local Authorities Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000.

"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.

"goods" includes postal packets of any description.

"invalid carriage" means the same as in Section 136 (5) of the Road Traffic Regulation Act 1984.

"licensed hackney carriage vehicle" means a mechanically propelled hackney carriage licensed under the provisions of the Town Police Clauses Act 1847.

"penalty charge notice" means a notice issued or served by a Civil Enforcement Officer pursuant to the provisions Part 6 of the Traffic Management Act 2004 containing the provisions therein required.

"relevant position" shall have the following meanings:-

- (a) on the dashboard or facia of the vehicle so that the front of the badge is clearly legible from the outside of the vehicle; or
- (b) where the vehicle is not fitted with a dashboard or facia in a conspicuous position on the vehicle so that the front of the badge is clearly legible from the outside of the vehicle; or
- (c) on the windscreen so that the front of the badge is clearly legible from the outside of the vehicle; and
- (d) in each case for the avoidance of doubt so that no letter, numeral or symbol on the front of the badge is obscured.

'servicing' means the conveyance of equipment, goods or merchandise to or from a premise or for carrying out maintenance works to a premise.

"taxi rank days" means the days specified in the second column of Schedule 5 and 6 hereto in relation to a length of road specified therein

"taxi rank hours" means the hours specified in the third column of Schedule 5 and 6 hereto in relation to a length of road specified therein

"Universal Service Provider" shall have the same meaning as in the Postal Services Act 2000.

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

2. SAVE as provided in Article 3 and 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 of this Order 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 therein 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 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 fascia 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. SAVE as provided in Article 6 and Article 7 of this Order no person except under the direction or with the permission of a person authorised by the Council shall cause or permit any vehicle to wait at any time in any of the length of road specified in the Second Schedule of this Order.

6. NOTHING in Article 5 of this Order shall render it unlawful for a vehicle to wait at any time in the length of road and during the times specified therein

(a) for the purpose of delivering or loading or unloading goods to adjacent premises.

(b) to allow a passenger or passengers to board or alight from the vehicle or load thereon or unload therefrom his or their personal luggage.

7. NOTHING in Article 5 of this Order shall render it unlawful for a person to cause or otherwise permit a vehicle to wait at any time in the length of road described therein 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.

8. 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 Schedule and Fourth Schedule of this Order had originally been contained in and formed part of the First Schedule of the 2006 Order.

9. 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 Fifth Schedule of this Order for the purpose of loading or unloading.

10. (a) SAVE as provided in Article 10 (b) or Article 11 of this Order no person except under the direction or with the permission of a person authorised by the Council shall cause or permit any vehicle to wait in any of the lengths of road specified in the Sixth Schedule of this Order on the days and during the times specified therein.

10. (b) NOTWITHSTANDING the provisions contained in Article 10 (a) or Article 11 of this Order, nothing therein shall prevent a vehicle from waiting for a maximum period of 60 minutes in the length of road referred to in the Sixth Schedule of this Order between the hours and on the days specified therein or to return to the same parking place until a period of at least 2 hours has elapsed since the termination of a previous period of waiting by the same vehicle in the same length of road.

11. NOTHING in Article 10 of this Order shall render it unlawful to cause or permit a vehicle to wait in any of the lengths of road specified therein 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) 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

12. (a) SAVE as provided in Article 13 of this Order no person except under the direction or with the permission of a person authorised by the Council shall cause any vehicle to wait in any of the length of road referred to in Seventh Schedule of this Order between the hours specified therein, unless the vehicle is a disabled person's vehicle which displays in the relevant position a disabled person's badge and disabled person's parking disc on which the driver has marked the quarter hour period during which the period of waiting began for a period not exceeding one hour.

12. (b) NO person shall cause or permit a disabled persons vehicle that has waited as permitted by paragraph (a) of this Article to return for a further period of waiting if a period of less than two hours had elapsed since the termination of a previous period of waiting by the same vehicle in the same length of road.

13. NOTHING in Article 12 of this Order shall render in unlawful to cause or permit a vehicle to wait in any of the lengths of road specified therein 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

14. (a) THE provisions of Orders described in the Eighth Schedule of this Order are hereby revoked so far only as the lengths of road described therein.

14. (b) SAVE as provided in part (a) of this Article the said Orders described in the Eighth Schedule of this Order shall remain in full force and effect.

15. 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.

16. 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.

17. THIS Order shall come into operation on the 15th June 2012 and may be cited as "THE BOROUGH OF BLACKPOOL (VARIOUS ROADS) (VARIOUS RESTRICTIONS) AND (REVOCATIONS) ORDER 2012".

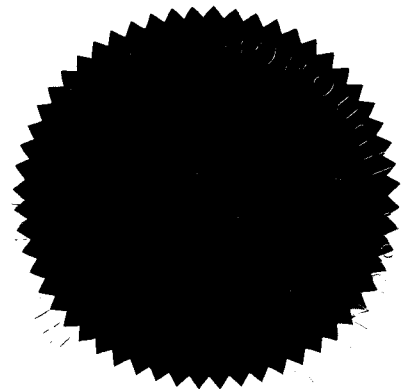
Given under the Common Seal of the Council of the Borough of Blackpool on the 12th day of June 2012.

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

Legal
Head of Democratic Services

CAF

R. Baines



FIRST SCHEDULE

PROPOSED NO WAITING AT ANY TIME

Burlington Road

- (i) the north side from the centreline of Lytham Road for 12m in a westerly direction
- (ii) the south side from the centreline of Lytham Road for 21m in a westerly direction

Dinmore Avenue

both sides from the centreline of Garstang Road West to a point 3.5m southeast of the northwestern building line of No. 32 Boundary Court

Lytham Road

the west side from the centreline of Albany Avenue for 94m in a northerly direction

Red Bank Road

- (i) the north side from a point 12.5m west of the centreline of Bamber Avenue to a point 16m east of the centreline of Bamber Avenue
- (ii) the north side from a point 19m west of the eastern building line of No. 123 Red Bank Road to a point 10.5m east of the centreline of Melville Road
- (iii) the north side from a point 1m east of the property boundary of No. 51/53 Red Bank Road to a point 6m east of the centreline of England Avenue
- (iv) the north side from the centreline of Queens Promenade to a point 1.5m east of the boundary line of No. 1a/3 Red Bank Road
- (v) the north side from the boundary line of No. 25/27 Red Bank Road to the boundary line of No. 41/43 Red Bank Road
- (vi) the south side from a point 1.5m east of the boundary line of No. 22/24 Red Bank Road to the centreline of Queens Promenade
- (vii) the south side from a point 4m east of the boundary line of No. 42/44 Red Bank Road to a point 1.5m west of the boundary line of No. 32/34 Red Bank Road
- (viii) the south side from a point 11m east of the centreline of Oldfield Avenue to a point 13m west of the centreline of York Road

Shaftesbury Avenue

both sides from the centreline of Queens Promenade for 25m in a easterly direction

SECOND SCHEDULE

PROPOSED LOADING ONLY BAY AT ANY TIME

Red Bank Road

the south side from a point 1.5m west of the boundary line of No. 32/34 Red Bank Road to a point 1.5m east of the boundary line of No. 22/24 Red Bank Road

THIRD SCHEDULE

PROPOSED NO STOPPING EXCEPT TAXIS AT ANY TIME

Burlington Road

the north side from a point 12m west of the centreline of Lythan Road for 10m in a westerly direction

Dinmore Avenue

(i) the south-east side from the boundary line of No. 83/85 Dinmore Avenue for 6m in a southwesterly direction

(ii) the south-west side from a point 3.5m southeast of the northwestern building line of No. 32 Boundary Court for 10m in a southeasterly direction

Kentmere Drive

the east side from the boundary line of No. 44/46 Kentmere Drive for 6m in a southerly direction

Lytham Road

the west side from a point 94m north of the centreline of Albany Avenue for 5m in a northerly direction

Shaftesbury Avenue

the north side from a point 25m east of the centreline of Queens Promenade for 10m in a easterly direction

FOURTH SCHEDULE

PROPOSED NO STOPPING EXCEPT TAXIS 6PM-MIDNIGHT AND MIDNIGHT-8AM

Red Bank Road

the north side from a point 9m west of the boundary line of No. 51/53 Red Bank Road to a point 1m east of the property boundary of No. 51/53 Red Bank Road

FIFTH SCHEDULE

PROPOSED NO LOADING/UNLOADING AT ANY TIME

Red Bank Road

(i) the north side from a point 19m west of the eastern building line of No. 123 Red Bank Road to the centreline of Melville Road

- (ii) the south side from a point 1.5m east of the boundary line of No. 22/24 Red Bank Road to the centreline of Queens Promenade
- (iii) the south side from a point 4m east of the boundary line of No. 42/44 Red Bank Road to a point 1.5m west of the boundary line of No. 32/34 Red Bank Road

SIXTH SCHEDULE

PROPOSED LIMITED WAITING 1HR, NO RETURN WITHIN 2HRS MON-SAT 8AM-6PM

Red Bank Road

- (i) the north side from a point 10.5m east of the centreline of Melville Road for 18m in a easterly direction
- (ii) the north side from a point 1m east of the western building line of No. 93 Red Bank Road to a point 19m west of the eastern building line of No. 123 Red Bank Road
- (iii) the north side from a point 6m east of the centreline of England Avenue to a point 1m west of the eastern building line of No. 91 Red Bank Road
- (iv) the north side from a point 1.5m east of the boundary line of No. 1a/3 Red Bank Road to the boundary line of No. 25/27 Red Bank Road
- (v) the north side from the boundary line of No. 41/43 Red Bank Road to a point 9m west of the boundary line of No. 51/53 Red Bank Road
- (vi) the north side from a point 12.5m west of the centreline of Bamber Avenue for 26.5m in a westerly direction
- (vii) the south side from the boundary line of No. 104/106 Red Bank Road to a point 11m east of the centreline of Oldfield Avenue

SEVENTH SCHEDULE

PROPOSED DISABLED PARKING 8AM-6PM WITH DISABLED WAITING LIMITED 1 HOUR (NO RETURN WITHIN 2 HOURS)

Red Bank Road

the north side from a point 9m west of the boundary line of No. 51/53 Red Bank Road to a point 1m east of the property boundary of No. 51/53 Red Bank Road

EIGHTH SCHEDULE

PROPOSED SCHEDULE OF REVOCATIONS

Items to be revoked from:

THE BOROUGH OF BLACKPOOL (VARIOUS ROADS) (CONSOLIDATION OF WAITING RESTRICTIONS, ON STREET PARKING PLACES, RESIDENTS' PARKING

PLACES, AND PROTECTION OF BUS STOPS) ORDER 2003

No waiting At any time

Dinmore Avenue

both sides From Garstang Road West to a point 9m south of Yew Tree Road

both sides From Garstang Road West to a point 9m south of Yew Tree Road

Red Bank Road

(i) the north side for a distance of 15m east of Queens Promenade

(ii) the north side from a point 9m west of Beaufort Avenue to a point 28m east of Beaufort Avenue

(iii) the north side for a distance of 50m west of Melville Road

(iv) the north side for a distance of 5m east and 11m west of Bamber Avenue

(v) the south side Queens Promenade to Oldfield Avenue (save for property numbers 46 - 54)

Shaftesbury Avenue

both sides for a distance of 9m east of Queens Promenade

No Loading/Unloading At any time

Red Bank Road

the north side For a distance of 45m west of Melville Road

Limited Waiting 1hr, No Return Within 2hrs Mon-Sat 8am-6pm

Red Bank Road

(i) the north side from a point 15m east of Queens Promenade to a point 9m west of Beaufort Avenue

(ii) the north side fronting properties nos 135-153 inclusive

(iii) the south side fronting properties nos 90-104 inclusive

THE BOROUGH OF BLACKPOOL (VARIOUS ROADS) (VARIOUS RESTRICTIONS)

AND (REVOCATION) NO 15 ORDER 2004

No waiting At any time

Burlington Road

both sides For a distance of 10m west of Lytham Road

Limited Waiting 1hr, No Return Within 2hrs Mon-Sat 8am-6pm

Red Bank Road

(i) the north side from a point 28m east of Beaufort Avenue to a point 46m west of England Avenue

(ii) the north side from a point 36m west of England Avenue to a point 50m west of Melville Road

Disabled Parking Mon-Sat 8am-6pm with disabled waiting limited 1 hour (no return within 2

Red Bank Road

the north side from a point 36m west of England Avenue for a distance of 10m in a westerly direction

BLACKPOOL BOROUGH COUNCIL (VARIOUS ROADS) (VARIOUS RESTRICTIONS)

AND (REVOCATIONS) NO. 2 ORDER 2007

Loading only bay At any time

Red Bank Road

the south side from a point 73m west of the westerly kerblines of York road for a distance of 20m west

No Loading/Unloading 10.30am-midnight

Red Bank Road

(i) the south side from a point 93m west of the westerly kerblines of York Road to the easterly kerblines of Queens Promenade

(ii) the south side from a point 42m west of the westerly kerblines of York Road for a distance of 31m west