

**BLACKPOOL BOROUGH COUNCIL**  
**THE BOROUGH OF BLACKPOOL (CENTRAL DRIVE BUS LANE) (VARIOUS**  
**RESTRICTIONS) AND (REVOCATIONS) ORDER 2014**

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THE COUNCIL OF THE BOROUGH OF BLACKPOOL (hereafter referred to as 'the Council') under Section 1, 2, 3, 4 and 124 and Schedule 9 of the Road Traffic Regulation Act 1984 (hereafter referred to as the 'Act of 1984'), 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 after consultation with the Chief Officer of Police pursuant to Part III of Schedule 9 of the Act of 1984 and all other enabling powers hereby propose to make the above Order.

1.        IN this Order except where the content otherwise expressly requires the following words or expressions shall have these meanings assigned to them:-

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

"Civil Enforcement Officer" means a person in uniform 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.

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

“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 font 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.

“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 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 any vehicle to wait at any time in any of the lengths of road specified in Schedule 1 to this Order.

3. NOTHING in Article 2 of this Order shall render it unlawful to cause or permit a vehicle to wait in any of the lengths of road referred to in Schedule 1 to this Order for so long as may be reasonably necessary:-

- (a) to enable a person to board or alight from the vehicle or load thereon or unload there from their personal luggage;
- (b) if the vehicle is being used by the Fire and Rescue Service, Ambulance Service or Police Service in pursuance of statutory powers or duties and in an emergency;

- (c) if 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) if 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 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 referred to in Schedule 1 to this Order:-

- (a) if the vehicle 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 (i) exhibited on the dashboard or fascia of the vehicle or (ii) 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.
- (b) If the vehicle is an invalid carriage.

5. SAVE as provided in 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 otherwise permit any

vehicle to wait at any time in any of the lengths of road described in Schedule 2 of this Order for the purpose of loading and/or unloading.

6. SAVE as provided in 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 otherwise permit any vehicle to wait in the length of road described in Schedule 3 of this Order during the times specified therein for the purpose of loading and/or unloading.

7. NOTHING in Article 5 and Article 6 of this Order shall render it unlawful for a vehicle to wait in any of the lengths of road referred to therein for so long as may be reasonably necessary:-

- (a) to enable a person to board or alight from the vehicle or load thereon or unload there from their personal luggage;
- (b) if the vehicle is being used by the Fire and Rescue Service, Ambulance Service or Police Service in pursuance of statutory powers or duties and in an emergency;
- (c) if 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) if 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 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. (a) SAVE as provided in Article 9 and Article 10 of this Order or paragraph (b) of this Article 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 the length of road specified in Schedule 4 of this Order at any time.

(b) NOTHING in paragraph (a) of this Article shall render it unlawful for a vehicle to wait in the length of road referred to therein if the vehicle is being used for the purpose only of loading and/or unloading goods to adjoining premises and if (i) that period of waiting does not exceed fifteen minutes and (ii) at least thirty minutes has elapsed since the termination of the previous period of waiting of the same vehicle in the last described length of road.

9. NOTHING in Article 8 of this Order shall render it unlawful for a vehicle to wait in any of the lengths of road referred to therein for so long as may be reasonably necessary:-

- (a) to enable a person to board or alight from the vehicle or load thereon or unload therefrom their personal luggage;
- (b) if the vehicle is being used by the Fire and Rescue Service, Ambulance Service or Police Service in pursuance of statutory powers or duties and in an emergency;
- (c) if 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) if 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 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.

10. NOTHING in Article 8 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 referred to in Schedule 4 to this Order in relation to that length of road:-

- (a) if the vehicle 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 (i) exhibited on the dashboard or fascia of the vehicle or (ii) 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 **15 minutes** and not being a period separated by an interval of less than **30 minutes** from a previous period of waiting by the same vehicle in the same length of road on the same day.
- (b) If the vehicle is an invalid carriage.

11. THE Borough of Blackpool (Various Locations) (Taxi Stands) Order 2012 shall have effect as though the provisions contained in Schedule 5 to this Order were contained in and formed part of the First Schedule to the said Order of 2012.

12. THE said Order of 2012 shall be in full force and effect as though the provision of Article 11 and Schedule 5 hereto had originally formed part of the said Order of 2012.

13. THE no waiting at any time restrictions contained in Part 1 of the Second Schedule of The Borough Of Blackpool (Various Roads) (Consolidation Of Waiting Restrictions, On Street Parking Places, Residents' Parking Places, And Protection Of Bus Stops) Order 2003 are revoked insofar only as the length of road specified in Schedule 6 hereto are concerned.

14. THE no waiting at any time restrictions contained in Schedule 4 of The Borough Of Blackpool (Central Drive District Centre) (Various Restrictions) And (Revocation) Order 2010 are revoked insofar only as the lengths of road specified in Schedule 7 hereto are concerned.

15. THE no waiting at any time restrictions contained in Schedule 4 of The Borough Of Blackpool (Bank Hey Street, Lytham Road, Whitegate Drive - Part) (Various Restrictions) And (Revocations) Order 2011 and the no loading/unloading between 10.30am and 6.15pm contained in the Schedule 8 of the said Order of 2011 are revoked insofar only as the lengths of road specified in Schedule 8 hereto are concerned.

16. THE no loading/unloading between 10.00am and 6.00pm restrictions contained in the Fourteenth Schedule of The Borough Of Blackpool (Various Roads) (Various Restrictions) And (Revocations) No2 Order 2011 are revoked insofar only as the length of road specified in Schedule 9 hereto are concerned.

17. IF a vehicle is left or abandoned in a length of road or in any location whatsoever to which any provision of this Order applies and in contravention of any of the provisions of this Order a penalty charge notice shall be issued to the vehicle and/or the vehicle may be removed therefrom.

18. NOTWITHSTANDING any of the foregoing provisions of this Order the Council may at its discretion (including requiring an administration fee) issue a temporary dispensation or valid permit allowing a specific vehicle to wait in a length of road or in any location whatsoever to which any provision of this Order applies during the hours of operation of any restriction or prohibition to the contrary.

19. THIS Order shall come into operation on the 7<sup>th</sup> February 2014 and may be cited as "THE BOROUGH OF BLACKPOOL (CENTRAL DRIVE BUS LANE) (VARIOUS RESTRICTIONS) AND (REVOCATIONS) ORDER 2014"

Given under the Common Seal of the Council of the Borough of Blackpool on the 5<sup>th</sup> February 2014.

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



Christine Baines  
Head of Legal Services



## SCHEDULE 1

### NO WAITING AT ANY TIME

#### Lengths of Road

##### Central Drive

- I. the east side From the road centre line of Albert Road to the road centre line of Palatine Road
- II. the west side from a point 8m south of the property boundary of No. 78 & 80 Bank Hey Street to the road centre line of Chapel Street

##### Hornby Road

- I. the north side from the road centre line of Central Drive to a point 2.5m east of the property boundary of 2 Hornby Road and 4 Hornby Road.
- II. the north side from a point 30.5m east of the property boundary of 2 Hornby Road and 4 Hornby Road to the road centre line of Whitegate Drive

##### New Bonny Street

the south side from the road centre line of Central Drive for a distance of 16m in a westerly direction

## SCHEDULE 2

### NO LOADING/UNLOADING AT ANY TIME

#### Lengths of Road

##### Central Drive

- I. the west side from a point 8m south of the property boundary of No. 78 & 80 Bank Hey Street to the road centre line of Chapel Street

##### Hornby Road

- I. the north side from the road centre line of Central Drive to a point 2.5m east of the property boundary of 2 Hornby Road and 4 Hornby Road.

##### New Bonny Street

the south side from the road centre line of Central Drive for a distance of 16m in a westerly direction

## SCHEDULE 3

### NO LOADING/UNLOADING 8AM-MIDNIGHT

#### Length of Road

##### Central Drive

the east side From the road centre line of Albert Road to the road centre line of Reads Avenue

## SCHEDULE 4

### LOADING ONLY BAY AT ANY TIME

#### Length of Road

##### Hornby Road

the north side from a point 2.5m east of the property boundary of 2 Hornby Road and 4 Hornby Road for a distance of 28m in an easterly direction



## SCHEDULE 5

### NO STOPPING EXCEPT TAXIS AT ANY TIME

LENGTH OF ROAD	DAYS OF OPERATION	HOURS OF OPERATION	POSITION IN WHICH A VEHICLE MAY STOP
<b>New Bonny Street</b> the south side from a point 16m west of the road centre line of Central Drive for a distance of 38m in a westerly direction	All days	All hours	Wholly within a marked bay

## SCHEDULE 6

### 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**

**Hornby Road**

the north side Central Drive to Whitegate Drive

## SCHEDULE 7

### SCHEDULE OF REVOCATIONS

**Items to be revoked from:**

THE BOROUGH OF BLACKPOOL (CENTRAL DRIVE DISTRICT CENTRE) (VARIOUS RESTRICTIONS) AND (REVOCATION) ORDER 2010

**NO WAITING AT ANY TIME**

**Central Drive**

- (i) the north-east side from the centreline of Albert Road to the centreline of Palatine Road
- (ii) the south-west side from the centreline of Chapel Street to the centreline of Albert Road

## SCHEDULE 8

### SCHEDULE OF REVOCATIONS

**Items to be revoked from:**

THE BOROUGH OF BLACKPOOL (BANK HEY STREET, LYTHAM ROAD, WHITEGATE DRIVE - PART) (VARIOUS RESTRICTIONS) AND (REVOCATIONS) ORDER 2011

**NO WAITING AT ANY TIME**

**Bank Hey Street**

the west side from the centreline of Albert Road to a point 8m south of the property boundary of No. 78 & 80 Bank Hey Street

**NO LOADING/UNLOADING 10.30AM-6.15PM**

**Bank Hey Street**

the west side from the centreline of Albert Road to a point 8m south of the property boundary of No. 78 & 80 Bank Hey Street

## **SCHEDULE 9**

### **SCHEDULE OF REVOCATIONS**

**Items to be revoked from:**

THE BOROUGH OF BLACKPOOL (VARIOUS ROADS) (VARIOUS RESTRICTIONS) AND (REVOCATIONS) NO2 ORDER 2011

**NO LOADING/UNLOADING 10AM-6PM**

**Central Drive**

the south-west side from the centreline of Chapel Street to the boundary line of No.54 & 56 Central Drive