

**BRIGHTON & HOVE CITY COUNCIL
ROAD TRAFFIC REGULATION ACT 1984**

**BRIGHTON & HOVE (EDWARD STREET & EASTERN ROAD) (BUS LANE) ORDER
2015**

Brighton & Hove City Council in exercise of its powers under Sections 1(1), 2(1) to (3), 4(1) and (2) of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 ("the Act") as amended and of all other enabling powers 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. In this Order:

- "bus" means a motor vehicle constructed or adapted to carry more than eight passengers (exclusive of the driver) or a motor vehicle used in the provision of a Local Service but not so constructed or adapted;
- "bus lane" means an area of road that may be used only by buses (or a particular description of bus) and some other class or classes of vehicular traffic as provided for in this order;
- "local service" has the same meaning as in Section 2 of the Transport Act 1985;
- "pedal cycle" has the same meaning as in Regulation 4 of the Traffic Signs Regulations and General Directions 2002;
- "private hire vehicle" has the same meaning as in Section 80 of the Local Government (Miscellaneous Provisions) Act 1976;
- "taxi" has the same meaning as in Regulation 4 of the Traffic Signs Regulations and General Directions 2002;

2. Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended applied consolidated or re-enacted by or as having effect by virtue of any subsequent enactment.

3. No person shall cause or permit any vehicle other than a bus, taxi, private hire vehicle or pedal cycle to be in the lengths of bus lane specified in the Schedule to this Order except as provided in Article 4.

4.

(1) Article 3 shall not apply to:

- (a) a vehicle being used for fire service, police or ambulance purposes if the observance of any provisions of this Order would hinder the use of the vehicle for the purpose for which it is being used on that occasion.
- (b) a vehicle being used in the service of a local authority for the purpose of collecting refuse from premises adjacent to the bus lane.
- (c) a security vehicle being used to transport cash or bullion.

- (d) a vehicle which is in the service of a universal service provider to deliver or collect postal packets as defined in section 125(1) of the Postal Services Act 2000 to premises adjacent to the bus lane.
 - (2) Article 3 shall not apply to any vehicle being used, if such use is necessary, in connection with:
 - (a) any building operation or demolition on land adjacent to the bus lane.
 - (b) the removal of any obstruction to traffic.
 - (c) the maintenance, improvement or reconstruction of any road.
 - (d) the laying, erection, alteration or repair 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 Schedule 2 to the Telecommunications Act 1984 in or near any road.
 - (e) the placing, maintenance or removal of any traffic sign.
 - (f) any statutory powers or duties of a local authority.
 - (3) A person who causes or permits a vehicle to be in a bus lane shall not contravene Article 3 if the vehicle enters the bus lane:
 - (a) in order to prevent an accident and the vehicle then leaves the bus lane as soon as it is practicable;
 - (b) from a road which does not comprise the bus lane and forthwith leaves the bus lane through the gap in the single white line situated opposite and adjacent to that junction of that road with the bus lane, or if there is no such gap, at a point opposite that road;
 - (c) from an adjacent part of the road through any gap in the single white line and forthwith enters a road which lies opposite that gap;
 - (d) from any vehicular access or crossing over the footway adjoining the bus lane and forthwith leaves the bus lane at a point opposite that vehicular access way or crossing;
 - (e) from an adjacent part of the road at a point opposite any vehicular access way or crossing over the footway adjoining the bus lane and forthwith enters that vehicular access way or crossing; or
 - (f) for the purposes of gaining access to or egress from off-street loading or garage facilities adjacent to the bus lane.
 - (4) Article 3 shall not apply to anything done with the permission of a police constable in uniform.
5. 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, and existing when this Order comes into operation, and which imposes a restriction or prohibition on movement by vehicles or grants an exemption from such restriction or prohibition, the provisions of this Order shall prevail.

6. This Order will come into operation on the 23rd day of *March* 2015 and may be cited as the Brighton & Hove (Edward Street & Eastern Road) (Bus Lane) Order 2015 :

SCHEDULE

**Bus Lanes (Buses, Taxis, Private Hire Vehicles & Pedal Cycles only)
(At Any Time)**

Item No.	Road Name	Description
1	Eastern Road	Westbound - From a point 42 metres west of the western kerbline of Upper Bedford Street westwards for a distance of 172 metres.
2	Eastern Road	Eastbound - From a point 22 metres east of the eastern kerbline of Egremont Place eastwards for a distance of 205 metres.
3	Edward Street	Westbound - From a point 42 metres west of the western kerbline of Upper Rock Gardens westwards for a distance of 392 metres.

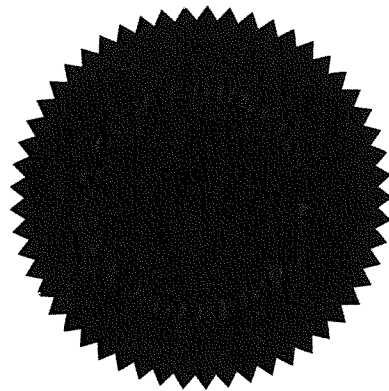
**MADE UNDER THE COMMON SEAL OF
BRIGHTON & HOVE CITY COUNCIL**

this *18th* day of *March* 2015

**THE COMMON SEAL OF BRIGHTON & HOVE CITY
COUNCIL** was affixed to this Order in the presence of



.....
Authorised Officer



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