

# BRIGHTON & HOVE CITY COUNCIL

## TRAFFIC REGULATION ORDER

### THE BRIGHTON & HOVE (DYKE ROAD, NORTH STREET AND WESTERN ROAD BUS PRIORITY) (TRAFFIC REGULATION) ORDER 2004

Brighton & Hove City Council (hereinafter referred to as "the City Council"), in exercise of their powers conferred by Section 1, 2 and 4 of the Road Traffic Regulation Act 1984 ("the Act") as amended, and the Road Traffic Act 1991 as amended and of all other enabling powers, and the Transport Act 2000 as amended and of all other enabling powers after consultation with the Chief Officer of Police in accordance with Part III and Part IV of Schedule 9 to the Act, hereby make the following Order:-

#### 1. PREAMBLE

##### Citation and Commencement

This Order shall come into operation on the *24 September* two thousand and four and may be cited as "THE BRIGHTON & HOVE (DYKE ROAD, NORTH STREET AND WESTERN ROAD BUS PRIORITY) (TRAFFIC REGULATION) ORDER 2004" ("the 2004 Order"). The Order amends "THE BRIGHTON & HOVE (ACCESS TO WESTERN ROAD) (TRAFFIC REGULATION) (CONSOLIDATION) ORDER 1998" and revokes "THE EAST SUSSEX (BRIGHTON CLOCK TOWER SCHEME) (TRAFFIC REGULATION) ORDER 1995".

#### 2. INTERPRETATION

##### In this Order:-

- (a) a reference to an article or schedule followed by a number is a reference to the article of, or schedule to, this Order so numbered;
- (b) "cause" includes permits and causing shall be construed accordingly;
- (c) "carriageway" has the same meaning as in section 329(1) of the Highways Act 1980(c);
- (d) "vehicle" includes part of a vehicle;
- (e) "bus" has the same meaning as in regulation 22 of 'The Traffic Signs Regulations and General Directions 2002';
- (f) "taxi" and "pedal cycle" have the same meanings as in regulation 4 of 'The Traffic Signs Regulations and General Directions 2002';
- (g) "Goods vehicles" has the meaning assigned to it by Section 192 of the Road Traffic Act 1988;
- (h) "dial-a-ride bus" means a vehicle 1) displaying so as to be conspicuous on the outside of the vehicle a logo in a form approved by or with the authority of the Council and containing the words "dial-a-

ride”; and 2) constructed or adapted for the carriage of disabled persons and their companions and which is being used to provide a service for the carriage of such persons;

- (i) “contra-flow”, “with-flow lane” and “traffic lane” have the same meanings as in regulation 4 of ‘The Traffic Signs Regulations and General Directions 2002’;
- (j) “bus lane” means a traffic lane on a length of road specified in column (2) in the table in Schedule 3 to this Order and in respect of which traffic signs are in place indicating the controls specified in article 3(1);
- (k) “bus-only route” means a traffic lane on a length of road specified in column (2) in the table in Schedule 4 to this Order and in respect of which traffic signs are in place indicating the controls specified in article 3(2);
- (l) “times of operation” means , in relation to a length of road specified in an item in column (2) of the table in Schedules 3 and 4, the times specified in that item in column (3) of those tables;
- (m) “Exception Group ‘A’” includes any vehicle being used as defined in Article 4(2);
- (n) “Exception Group ‘B’” comprises of any vehicle defined as a “bus” or “dial-a-ride bus”;
- (o) “Exception Group ‘C’” comprises of any vehicle defined as a “taxi”;
- (p) “Exception Group ‘D’” comprises of a “pedal cycle”; and
- (q) “Exception Group ‘E’” comprises of any vehicle being used as defined in Article 4(4)

### 3. **BUS PRIORITY CONTROLS**

- (1) Except as provided in article 4, no person shall cause a vehicle to be in a bus lane in a length of road specified in an item in column (2) of the table in Schedule 3 to this Order during the times specified in column (3) of that item unless that vehicle is proceeding in the direction specified in column (4) of that item and is of a type specified in column (5) of that item.
- (2) Except as provided in article 4(1), 4(2) & 4(4), no person shall cause a vehicle to be in a bus-only route in a length of road specified in an item in column (2) of the table in Schedule 4 to this Order during the times specified in column (3) of that item unless that vehicle is proceeding in the direction specified in column (4) of that item and is of a type specified in column (5) of that item.



#### 4. EXEMPTIONS

- (1) The controls specified in article 3 do not apply in respect of a vehicle which is being used for a purpose which is within an exemption to a restriction or prohibition imposed by any other Order made under the Road Traffic Regulation Act 1984 or which is permitted by any other Order.
- (2) The controls specified in article 3 do not apply in respect of a vehicle being in a bus lane or bus-only route: –
  - (i) if it is being used for ambulance, fire brigade or police purposes;
  - (ii) to such an extent and for such a time as is needed to comply with any requirement resulting from works or an emergency; or
  - (iii) anything done with the permission or at the direction of a police constable in uniform.
- (3) The controls specified in article 3(1) do not apply so as to prevent a vehicle being in a bus lane –
  - (i) if and for as long as may be necessary to enable a person to get on or off the vehicle; or to enable goods to be loaded on to or unloaded from the vehicle; or
  - (ii) to cross that bus lane to get to or from any road adjacent to the bus lane or any vehicular access to premises adjacent to the bus lane.
- (4) The controls specified in article 3 do not apply in respect of a vehicle stopping in a bus lane or bus-only route if that vehicle is –
  - (a) A security vehicle being used to transport cash or bullion;
  - (b) A vehicle being used in the service of a local authority for the purpose of collecting refuse from premises;
  - (c) A vehicle in the service of a local authority or a water authority in pursuance of statutory powers or duties;
  - (d) A vehicle, which cannot be conveniently be used for such purpose in any other road, to be used in connection with any of the following operations, namely –
    - (i) building or demolition operations
    - (ii) the removal of any obstruction to traffic
    - (iii) the maintenance, improvement or reconstruction of the said lengths of roads; or
    - (iv) the laying, erection, alteration or repair in, or in land adjacent to, the said lengths of roads of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity, cable television apparatus, or of any telecommunications system as defined in the Telecommunications Act 1984.

5. **REVOCATIONS & AMENDMENTS OF EXISTING ORDERS**

- (1) "THE BRIGHTON & HOVE (ACCESS TO WESTERN ROAD) (TRAFFIC REGULATION) (CONSOLIDATION) ORDER 1998" is amended as follows:

- (i) Schedule 1 & schedule 4 are hereby revoked.
- (ii) Items 4 & 5 in Schedule 2 are replaced by the Items similarly numbered below and the item numbered 7 below is added to that Schedule:

Item	Road	Prohibited Turn	Exceptions to the Prohibition
4.	Little Preston Street	Right	Pedal cycles, Taxis and Exception Group A
5.	Sillwood Road	Right	Pedal cycles, Taxis and Exception Group A
7.	Preston Street	Right	Buses, Taxis, Pedal cycles and Exception Group A

- (iii) Item 2 in Schedule 5 is deleted and replaced with the following item:

Item	Length of Road	Prohibition of Entry	Exceptions to the Prohibition
2.	Clarence Square north of a point 1.5 metres south of the Western Road frontage of No. 56 Western Road.	Southbound	Pedal cycles, Taxis and Exception Group A

- (2) "THE EAST SUSSEX (BRIGHTON CLOCK TOWER SCHEME) (TRAFFIC REGULATION) ORDER 1995" is hereby revoked.

6. **PROHIBITED TURNING MOVEMENTS**

- (1) Save for the exceptions specified in column (4) of the table in Schedule 1 to this Order, no person shall cause a vehicle to make a turn from any of the lengths of road specified in column (2) of the table in Schedule 1 in the direction specified in column (3) of the table in Schedule 1.

7. **ONE WAY STREETS**

- (1) No person shall at any time cause or permit any vehicle to proceed on any of the lengths of road specified in column (2) of the table in Schedule 2 to this Order otherwise than in the direction specified in column (3) of the table in Schedule 2.

8. **PROHIBITION WITH EXEMPTION FOR PEDAL CYCLES**

- (1) No person shall at any time cause or permit any vehicle other than a pedal cycle to proceed in the length of Church Street extending from a point 18.5 metres east of the boundary between Nos. 45 and 46 Church Street eastwards for a distance of 4 metres.



9. SCHEDULES

SCHEDULE 1 – PROHIBITED TURNING MOVEMENTS

(1) Item	(2) Road	(3) Prohibited Turn	(4) Exceptions to the Prohibition
1.	Windsor Street	Right into North Street	Exception Groups A and D
2.	Portland Street	Right into North Street	Exception Groups A, C and D
3.	New Road	Right into North Street	Exception Groups A, B, C and D
4.	Prince's Place	Right into North Street	Exception Groups A and D
5.	Pavilion Buildings	Right into North Street	Exception Groups A and D
6.	Queens Road	Right into North Street	Exception Groups A and B
7.	North Street	Right into Queens Road	Exception Groups A, B and C

SCHEDULE 2 – ONE-WAY TRAFFIC

(1) Item	(2) Length of Road	(3) Direction
1	North Street Quadrant, between its junctions with North Street and Queens Road	North-east bound only

# SCHEDULE 3 - BUS LANES (ARTICLE 3(1))

(1) Item	(2) Length of Road	(3) Times of operation	(4) Direction of travel	(5) Type of permitted vehicle
1.	Western Road – The north side, eastwards from its junction with Montpelier Road to its junction with Clarence Square.	At any time	East-bound. Contra-flow lane.	Exception Groups A, B, C, D and E
2.	Dyke Road – The north-east side, south-east wards from its junction with Regent Row to its junction with Queen Square.	At any time	Southeast-bound. Contra-flow lane.	Exception Groups A, B, C, D and E
3.	Queens Road – The east side left turn lane, from a point 70 metres north of its junction with North Street south to its junction with North Street.	8am-8pm	South-bound With-flow lane.	Exception Groups A, B, C, D and E
4.	North Street – The south side, westwards from its junction with East Street to its junction with Ship Street.	At any time	East-bound. Contra-flow lane.	Exception Groups A, B, C, D and E

SCHEDULE 4 – BUS-ONLY ROUTES (ARTICLE 3(2))

(1) Item	(2) Length of Road	(3) Times of operation	(4) Direction of travel.	(5) Type of permitted vehicle
1.	Western Road – The north side, eastwards from its junction with Regent Hill to its junction with Dyke Road.	8am-8pm	East-bound.	Exception Groups A, B, C, D and E
2.	Western Road – The south side, westwards from its junction with Dyke Road to its junction with Regent Hill.	8am-8pm	West-bound.	Exception Groups A, B, C, D and E
3.	North Street – The north side, eastwards from its junction with Queens Road to its junction with Windsor Street.	8am-8pm	East-bound.	Exception Groups A, B, C, D and E
4.	North Street – The south side, westwards from its junction with Windsor Street to its junction with Queens Road.	8am-8pm	West-bound.	Exception Groups A, B, C, D and E
5.	North Street – The north side, eastwards from the east side of its junction with North Street Quadrant, to its junction with Queens Road.	8am-8pm	East-bound.	Exception Groups A, B, C, D and E

THE COMMON SEAL of BRIGHTON & HOVE  
CITY COUNCIL was affixed hereto on the 15<sup>th</sup>  
day of September 2004 in the presence of:-

Authorised Officer

