

ROAD TRAFFIC REGULATION ACT 1984
LANCASHIRE COUNTY COUNCIL
(FISHERGATE, PRESTON, PRESTON CITY)
(BUS GATE AND BUS ONLY STREET) ORDER 2017

The County Council of Lancashire ("the Council") in exercise of its powers under Sections 1, 2 and 4 of the Road Traffic Regulation Act 1984, as amended ("the Act") and of all other enabling powers, after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act, hereby make the following Order: -

1. Definitions and Interpretation

For all the purposes of this Order the terms described in this Article shall have the meanings specified:

- a) "**Authorised Vehicle**" means a vehicle which has been authorised in writing by the Council for the purposes of this Order and which is being used to access the land shown edged red on the plan appended to this Order;
- b) "**Bus**" means motor vehicles constructed or adapted to carry more than 8 passengers (exclusive of the driver); and Local Buses not so constructed or adapted;
- c) "**Bus Gate**" means a short length of Bus Lane;
- d) "**Bus Only Street**" means a Bus Lane;
- e) "**Bus Lane**" means an area of road that may be used only by Buses (or a particular description of Bus), or only by buses (or a particular description of Bus) and some other class or classes of vehicular traffic as provided for in this Order and includes the terms Bus Gate and Bus Only Street;
- f) "**Centreline**" means the centre line of a highway as shown on Ordnance Survey graphical information systems at the time that the Order was prepared;
- g) "**Civil Enforcement Officer**" means a person authorised by or on behalf of Lancashire County Council in accordance with Section 76 of the Traffic Management Act 2004;
- h) "**Local Bus**" means a Public Service Vehicle used for the provision of a Local Service not being an excursion or tour as defined in the Traffic Signs Regulations and General Directions 2016;
- i) "**Local Service**" has the meaning given in Section 2 of the Transport Act 1985;
- j) "**Pedal Cycle**" means a unicycle, bicycle, tricycle, or cycle having four or more wheels, not being in any case mechanically propelled unless it is an electrically assisted pedal cycle of such class as is to be treated as not being a motor vehicle for the purposes of the 1984 Act;
- k) "**Public Service Vehicle**" has the meaning given in Section 1 of the Public Passenger Vehicles Act 1981;
- l) "**Taxi**" means a vehicle licensed under Section 37 of the Town Police Clauses Act 1847;
- m) "**Vehicle**" means a motor vehicle, a passenger vehicle, a dual-purpose vehicle, a goods vehicle, a motorcycle or an invalid carriage or any other vehicle of any description whether drawn or propelled along a road by animal or mechanical power.

2. Bus Gate

Save as is hereinafter provided, no person shall, except upon the direction or with the permission of a police constable in uniform, or a Civil Enforcement Officer, cause or permit any Vehicle other than a Bus or Pedal Cycle to be in the Bus Lane set out in Schedule 1 to this Order.

3. Bus Only Street

Save as is hereinafter provided, no person shall, except upon the direction or with the permission of a police constable in uniform, or a Civil Enforcement Officer, cause or permit any Vehicle other than a Bus, Authorised Vehicle, Pedal Cycle or Taxi to be in the Bus Lane set out in Schedule 2 to this Order on any day between 11am and 6pm.

4. Exemptions

Nothing in Articles 2 or 3 of this Order shall render it unlawful to cause or permit any Vehicle to be in the Bus Lanes referred to therein for so long as may be necessary to enable:

- a) The liveried Vehicle to be used for fire brigade, ambulance or police purposes and whilst performing its statutory duties;
- b) the Vehicle to avoid an accident;
- c) the Vehicle to be used for the purposes of a local authority in pursuance of statutory powers or duties if it cannot conveniently be used for such purpose in any other road;
- d) the Vehicle, if it cannot conveniently be used for such purpose in any other road to be used in connection the removal of any obstruction to traffic;
- e) A Royal Mail liveried Vehicle engaged in the collection and/or delivery of letters to premises adjacent to the Bus Lane in accordance with the statutory provisions set out in the Postal Services Act 2000;
- f) The Vehicle, to be used for or in connection with:-
 - i) building, industrial or demolition operations in or on land adjacent to the Bus Lane or removals from land or buildings adjacent to the Bus Lane if the prior written consent of the Council has been received;
 - ii) the laying, erection, alteration or repair of a sewer, pipe or apparatus for the supply of water, gas, electricity or telecommunications apparatus in or on land adjacent to the Bus Lane; or
 - iii) the maintenance, improvement or reconstruction of the Bus Lane;

5. Miscellaneous

The prohibitions imposed by this Order shall be in addition to and not in derogation of any restrictions or requirements imposed by any regulations made, or having effect as if made, under the Act or by or under any other enactment.

6. Commencement of Order

This Order shall come into force on the 11th day of December 2017 and may be cited as the "Lancashire County Council (Fishergate, Preston, Preston City) (Bus Gate And Bus Only Street) Order 2017"

Dated this 06th day of December 2017.

THE COMMON SEAL of the Lancashire County Council was hereunto affixed following a decision made on the 14th day of September 2017 by The Cabinet


Authorised Signatory

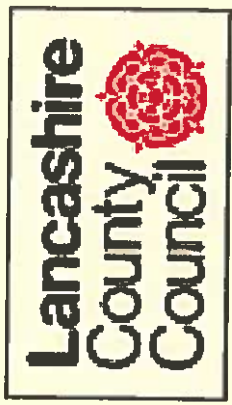
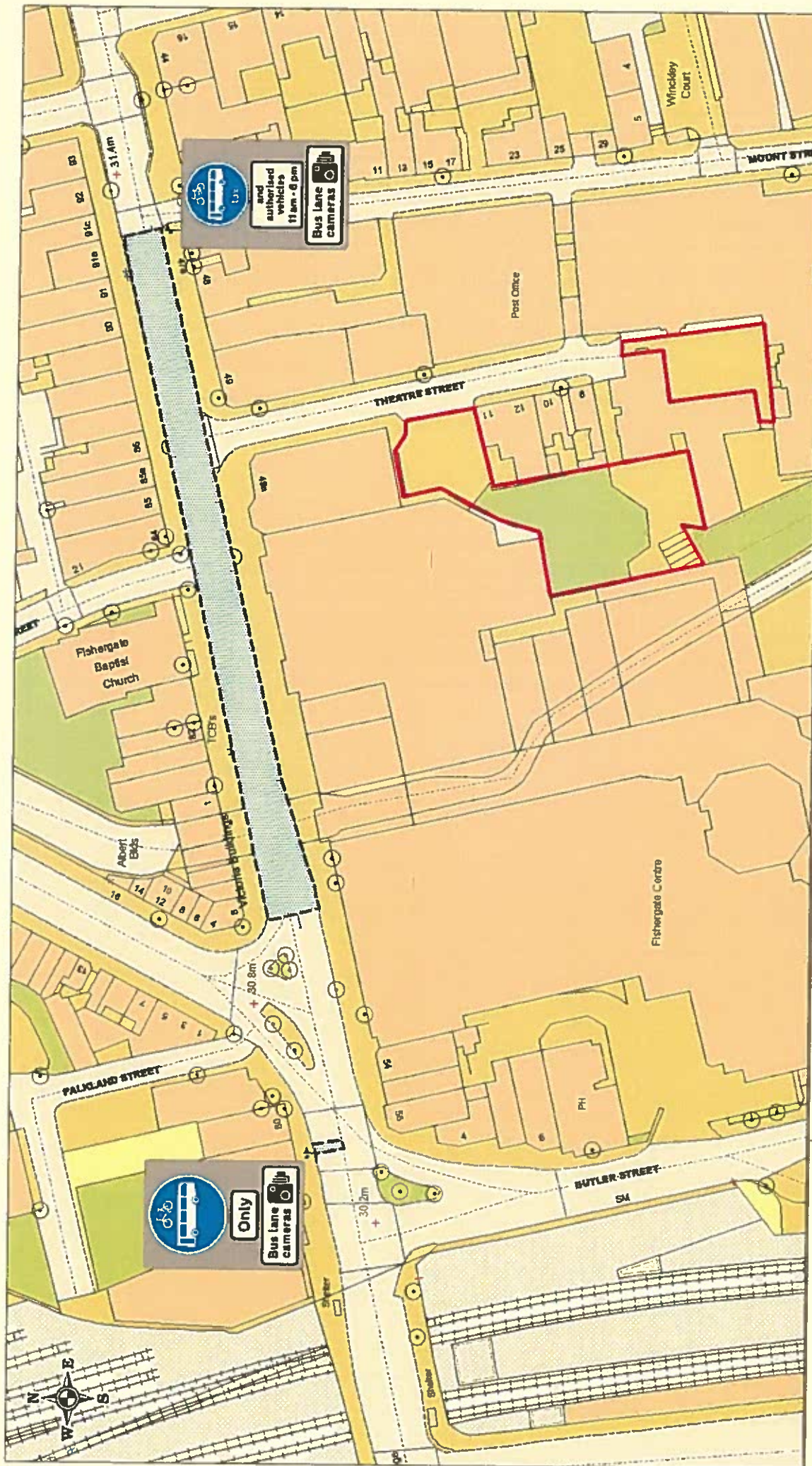


Schedule 1 Bus Gate

Fishergate (eastbound carriageway only), Preston, at a point 13 metres east of its junction with Butler Street.

Schedule 2 – Bus Only Street

Fishergate, Preston, from its junction with Mount Street to its junction with Corporation Street



Fishergate Bus order

Community Services
Phil Barrett
Director Community Services
 P.O. Box 100, County Hall,
 PRESTON PR1 0LD

SCALE	1 : 1000
DATE	23/08/2016
DRAWING No.	1
DRAWN BY	PAB
Scale with care as distortion may occur	