

**LANCASHIRE COUNTY COUNCIL**  
**ROAD TRAFFIC REGULATION ACT 1984**

**(MARKET STREET AREA (VARIOUS ROADS) CHORLEY, CHORLEY BOROUGH)**  
**(PART REVOCATION, PROHIBITION OF WAITING AND RESTRICTION OF**  
**LOADING) ORDER 2013**

The County Council of Lancashire ("the Council") in exercise of its powers under Sections 1, 2 and 4 and Part IV of Schedule 9 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 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) "disabled person's vehicle" means a vehicle displaying a disabled person's badge in the circumstances prescribed in Regulations 13, 14, 15 or 16 of The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000.
- b) "disabled person's badge" means a badge which was -
  - i) issued, or has effect as if issued, to a disabled person or an institution under The Disabled Persons (Badges for Motor Vehicles) (England) Regulations or under regulations having effect in Scotland or Wales under Section 21 of the Chronically Sick and Disabled Persons Act 1970; and
  - ii) has not ceased to be in force.
- c) "parking disc" means a device which -
  - i) is 125 millimetres square and coloured blue, if issued on or after 1<sup>st</sup> April, 2000 or orange if issued before that date;
  - ii) has been issued by a local authority and has not ceased to be valid; and
  - iii) is capable of showing the quarter hour period during which a period of waiting has begun.
- d) A vehicle displays a disabled person's badge in the relevant position if -
  - i) the badge is exhibited on the dashboard or fascia of the vehicle, or
  - ii) where the vehicle is not fitted with a dashboard or fascia the badge is exhibited in a conspicuous position on the vehicle, so that the front of the badge is clearly legible from the outside of the vehicle.
- e) A vehicle displays a parking disc in the 'relevant position' if -
  - i) the disc is exhibited on the dashboard or fascia of the vehicle; or



- ii) where the vehicle does not have a dashboard or fascia, the disc is exhibited in a conspicuous position on the vehicle, so that when marked to show the quarter hour period during which a period of waiting began that period is clearly legible from the outside of the vehicle.
- f) "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;
- 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;

## **2. Part Revocation**

Those parts of the "Lancashire County Council (Chorley Area) (On Street parking places, Prohibition and Restriction of Waiting) Consolidation Order 2009" as set out in schedule 1 to this order are hereby revoked.

## **3. Prohibition of Waiting**

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 to wait at any time, on any day, in the lengths of road specified in schedule 2 to this order.

## **4. Restriction of Loading**

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 vehicle to wait for the purposes of loading or unloading, from 11:00 until 16:00 in any of the lengths of road set out in schedule 3 to this order.

## **5. Exemptions specific to Article 3**

Nothing in Article 3 of this Order shall render it unlawful to cause or permit any vehicle to wait in the lengths of road referred to therein for so long as may be necessary to enable;

- a) goods to be loaded on to or unloaded from the vehicle;
- b) a Royal Mail liveried vehicle engaged in the collection and/or delivery of letters in accordance with the statutory provisions as defined in the Postal Services Act 2000;
- c) the vehicle to wait at or near to any premises situated on or adjacent to the said lengths of road for so long as such waiting by the vehicle is reasonably necessary in connection with any wedding or funeral.



## **6. Additional Exemptions**

Nothing in Articles 3 and 4 to this Order shall render it unlawful to cause or permit any vehicle to wait in the lengths of road referred to therein for so long as may be necessary to enable;

- a) a person to board or alight from the vehicle;
- b) the vehicle, if it cannot conveniently be used for such purpose in any other road to be used in connection with any of the following:-
  - i) building, industrial or demolition operations;
  - ii) the removal of any obstruction to traffic;
  - iii) the maintenance, improvement or reconstruction of the said lengths of roads;
  - iv) the laying, erection, alteration or repair in or in land adjacent to the said lengths of road of any sewer or of any main, pipe or apparatus or the exercise of any other statutory power or duty for the maintenance and supply of gas, water or electricity or of any telecommunications system as defined in Section 4 of the Telecommunications Act 1984;
- 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 to be used for fire brigade, ambulance or police purposes in pursuance of statutory powers or duties;

## **7. Exemption for disabled person's vehicle**

Nothing in Article 3 of this Order shall render it unlawful to cause or permit any vehicle to wait in the length of road referred to therein for a period not exceeding three hours (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) if the vehicle is a disabled person's vehicle which displays in the relevant position both a disabled person's badge and a parking disc marked to show the quarter hour period during which the period of waiting began.

## **8. Additional Exemptions**

Nothing in Articles 3 and 4 of this Order shall render it unlawful to cause or permit any vehicle to wait, in the lengths of road referred to therein when the person in control of the vehicle

- a) is required by law to stop;
- b) is obliged to stop in order to avoid an accident; or



c) is prevented from proceeding along the road due to circumstances beyond his/her control.

## **9. Miscellaneous**

The prohibition 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.

## **10. Effect of Contravention**

Failure by a person to comply with any prohibition or restriction contained within this order or any subsequent orders shall constitute a contravention of the same and shall result in the issue by Lancashire County Council and/or its Agents of a Penalty Charge Notice which shall be payable by such persons in accordance with the legislation.

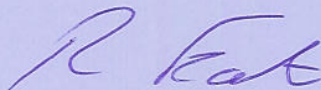
## **11. Commencement of Order**

This Order shall come into force on the 27<sup>th</sup> September 2013 and may be cited as the "Lancashire County Council (Market Street area (Various Roads) Chorley, Chorley Borough) (Part Revocation, Prohibition and Restriction of Loading) order 2013"

Dated this 18th day of September 2013.

THE COMMON SEAL of the  
Lancashire County Council  
was hereunto affixed pursuant to the  
Scheme of Delegation to Chief Officers

Authorised Signatory



22732

## **Schedule 1 – Part Revocation**

- a) Chapel Street, both sides, from its junction with Market Street to its junction with Cleveland Street
- b) Chapel Street, the south side, from its junction with Clifford Street to boundary between Nos. 50/52 Chapel Street and from the boundary between Nos. 64/66 Chapel Street towards the level crossing (Chapel Street now closed east of Railway Street)
- c) High Street, the south side, from its junction with New Market Street for a distance of 5 metres in a westerly direction



- d) Chapel Street, the south side, from its junction with Cleveland Street to its junction with Clifford Street
- e) New Market Street, the east side, from its junction with Chapel Street to its junction with Market Walk
- f) Chapel Street, the north side, from a point 27.6 metres west of its junction with Church Street for a distance of 18.6 metres in a westerly direction
- g) Chapel Street, the north side, from a point 15 metres west of its junction with Clifford Street for a distance of 31 metres in a westerly direction
- h) High Street, the south side, from a point 14 metres east of its junction with Cleveland Street for a distance of 26 metres in an easterly direction
- i) High Street, the north side, from the centreline of Cleveland Street for a distance of 49 metres in a westerly direction
- j) New Market Street, the west side, from the northern boundary of the General Market in a northerly direction to its junction with High Street

### **Schedule 2 – Prohibition of Waiting**

- a) Chapel Street, both sides, from its junction with Market Street to its junction with Church Street.
- b) Cleveland Street, both sides, from its junction with Chapel Street to its junction with High Street.
- c) Fazakerley Street, both sides, for its entire lengths.
- d) Market Street, both sides, from its junction with High Street to its junction with St Georges Street.
- e) New Market Street, both sides, from its junction with High Street to its junction with Chapel Street.

### **Schedule 3 – Restriction of Loading/Unloading**

- a) Chapel Street, both sides, from its junction with Market Street to its junction with Church Street.
- b) Cleveland Street, both sides, from its junction with High Street to its junction with Chapel Street.
- c) Fazakerley Street, both sides, for its entire length.
- d) Market Street, both sides, from its junction with High Street to its junction with St Georges Street.
- e) New Market Street, both sides, from its junction with Chapel Street to its junction with High Street.



