

**ROAD TRAFFIC REGULATION ACT 1984**  
**LANCASHIRE COUNTY COUNCIL**  
**(VARIOUS ROADS, ROYAL PRESTON HOSPITAL AREA, PRESTON CITY)**  
**(REVOCATIONS, PROHIBITION OF WAITING, RESTRICTION OF WAITING AND**  
**LIMITED WAITING) ORDER 2019**

The County Council of Lancashire ("the Council") in exercise of its powers under Sections 1, 2 and 4 of, and Part IV of Schedule 9 to 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) **"Centreline"** means the centre line of a highway as shown on Ordnance Survey graphical information systems at the time that the Order was prepared;
- b) **"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;
- c) **"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;
- d) **"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;
- e) **"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;
- f) **"Parking Place"** means any length of road subject to restriction in accordance with Article 9;
- g) **"Penalty Charge Notice"** means a notice served by a Civil Enforcement Officer pursuant to the provisions of section 78 of the 2004 Act and supporting regulations;
- h) A Vehicle displays a Disabled Person's Badge or Parking Disc in the **"Relevant Position"** if –
  - i) the badge/disc 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/disc is exhibited in a conspicuous position on the Vehicle, so that the front of the badge/disc is clearly legible from the outside of the Vehicle.

- i) **"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. Revocation**

The "Lancashire County Council (Sharoe Mount Avenue, Preston, Preston City) (Restriction of Waiting) Order 2013" is hereby revoked in full.

## **3. Part-revocation**

That part of the "Lancashire County Council (Preston Area) (On Street Parking Places, Prohibition and Restriction of Waiting) Consolidation Order 2009", as set out in Schedule 1A to this Order, is hereby revoked.

## **4. Part-revocation**

Those parts of the "Lancashire County Council (Sharoe Green Lane Area, Fulwood, Preston, Preston City) (One Way Traffic, Prohibition and Restriction of Waiting, Prohibition of Loading/Unloading, and Part Revocation) Order 2012", as set out in Schedule 1B to this Order, are hereby revoked.

## **5. Part-revocation**

Those parts of the "Lancashire County Council (Various Roads, Fulwood, Preston City) (Prohibition of Waiting, Restriction of Waiting, Limited Waiting and Disabled Parking Places) Order 2012", as set out in Schedule 1C to this Order, are hereby revoked.

## **6. 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 set out in Schedule 2 to this Order.

## **7. Restriction of Waiting Monday to Friday 8am-5pm**

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 from Monday until Friday inclusively, between 8am and 5pm, in the lengths of road set out in Schedule 3 to this Order.

## **8. Restriction of Waiting Monday to Friday 9am-5pm**

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 from Monday until Friday inclusively, between 9am and 5pm, in the lengths of road set out in Schedule 4 to this Order.

## **9. Limited Waiting Parking Place 2 hours, no return within 2 hours, Monday – Friday 10am – 5pm**

Save as is hereinafter provided, no person shall, except upon direction or with the permission of a Police Constable in uniform or a Civil Enforcement Officer cause or permit any Vehicle to wait for a period exceeding 2 hours, with no return within 2 hours, from Monday to Friday inclusively from 10am until 5pm in the lengths of road set out in Schedule 5 to this Order.



## **10. General Exemptions**

Nothing in Articles 6, 7, 8 and 9 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) A person to board or alight from the Vehicle;
- b) Goods to be loaded on to or unloaded from the Vehicle
- c) 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.
- d) 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;
- e) 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;
- f) The Vehicle to be used for fire brigade, ambulance or police purposes in pursuance of statutory powers or duties;
- g) 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.

## **11. Emergency Exemptions**

Nothing in Articles 6, 7, 8 and 9 of this Order shall render it unlawful to cause or permit any Vehicle to wait in the length 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.

## **12. Exemption for Disabled Person's Vehicle**

- a) Nothing in Articles 6, 7 and 8 of this Order shall render it unlawful to cause or permit any Vehicle to wait in the lengths 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.

- b) Nothing in Article 9 of this Order shall render it unlawful to cause or permit any Vehicle to wait in the lengths of roads referred to therein if the Vehicle is a 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.

### **13. Manner of standing in a Parking Place**

- a) The driver of a motor Vehicle using a Parking Place shall stop the engine as soon as the Vehicle is in a position in the Parking Place and shall not start the engine except when about to change the position of the Vehicle in or, or depart from, the Parking Place.
- b) Every Vehicle left in a Parking Place in accordance with the foregoing provisions of this Order shall be left so that every part of the Vehicle is within the limits of the Parking Place.
- c) A driver of a Vehicle shall not use a Parking Place so as unreasonably to prevent access to any premises adjoining a road or the use of a road by other persons or so as to be a nuisance.

### **14. Alteration of position of a Vehicle in a Parking Place**

Where any Vehicle is left standing in a Parking Place in contravention of the provisions of Article 13 of this Order, a police constable in uniform or a Civil Enforcement Officer may alter or cause to be altered the position of the Vehicle in order that its position shall comply with those provisions.

### **15. Removal of a Vehicle from a Parking Place**

Where a police constable in uniform or a Civil Enforcement Officer is of the opinion that any of the provisions contained in Article 13 of this Order have been contravened or not complied with in respect of a Vehicle left in a Parking Place, he/she may remove or cause to be removed the Vehicle from the said Parking Place, and where it is so removed, shall provide for the safe custody of the said Vehicle.

### **16. Movement of a Vehicle in a Parking Place in an Emergency**

- a) A police constable in uniform or a Civil Enforcement Officer may in case of emergency move or cause to be moved any Vehicle left in a Parking Place to any place he thinks fit and shall provide for the safe custody of the Vehicle.
- b) A person causing or permitting a Vehicle to wait in a Parking Place by virtue of the provisions of this Order shall take all such steps as are necessary to ensure that in the case of a Parking Place it shall stand in accordance with Article 13 so that every part of the Vehicle is within the limits of the Parking Place.

### **17. Power to suspend use of Parking Places**

- a) The Council's Duly Authorised Officer may suspend the use of a Parking Place or any part thereof whenever he/she considers such suspensions reasonably necessary and make such charge for the administration of this service, as may from time to time be determined by the Council.
- b) A police constable in uniform may suspend for not longer than 7 days the use of a Parking Place or any part thereof whenever he/she considers such suspension reasonably necessary for the purpose of mitigating congestion or obstruction of traffic or a danger to or from traffic in consequence of extraordinary circumstances.
- c) Any persons suspending the use of a Parking Place or any part thereof in accordance with the provisions of paragraph a) or b) of this Article shall thereupon place or cause to be placed in or



adjacent to any part of that Parking Place the use of which is suspended, an authorised Traffic Sign or cone indicating that waiting by Vehicles is prohibited.

- d) No person shall cause or permit a Vehicle to be left in any part of a Parking Place during such period when an authorised Traffic Sign or cone is placed in or adjacent to that part of the Parking Place pursuant to paragraph c) of this Article provided that this paragraph shall not apply to a Vehicle:
- i) being used by the respective Fire or Police Authority or Ambulance Health Trust to deal with an emergency; or
  - ii) being used for any purpose specified in Article 11; or
  - iii) left in such Parking Place with the permission of the person suspending the use of the Parking Place.

### **18. Restriction of use of a Vehicle in a Parking Place**

While any Vehicle is in the Parking Places referred to herein no person shall use the said Vehicle in connection with the sale of any article to any person in or near the Parking Place or in connection with the selling of or offering for sale of his/her skills or services.

### **19. 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.

### **20. 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.

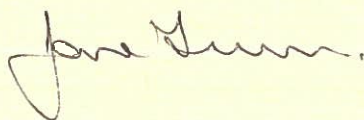
### **21. Commencement of Order**

This Order shall come into force on the 1<sup>st</sup> day of July 2019 and may be cited as the "Lancashire County Council (Various Roads, Royal Preston Hospital Area, Preston City) (Revocations, Prohibition of Waiting, Restriction of Waiting and Limited Waiting) Order 2019".

Dated this 26<sup>th</sup> day of June 2019.

THE COMMON SEAL of the Lancashire County Council was hereunto affixed following a decision made on 3<sup>rd</sup> day of December 2018 by the Cabinet.

Authorised Signatory



28107

### **Schedule 1A – Part-revocation**

Item (284) of Schedule 10.01 to that Order.

### **Schedule 1B – Part-revocation**

The following items within Schedule 2 to that Order:

- a) "Broadwood Drive: both sides - between points 19 metres north and 19 metres south of Hellifield".
- b) "Broadwood Drive: east side - from a point 15 metres north of Levensgarth Avenue to a point 15 metres south of Levensgarth Avenue".
- c) "Broadwood Drive: west side - from Gatesgarth Avenue for a distance of 14 metres in a northerly direction".

### **Schedule 1C – Part-revocation**

- a) Item 13. of Schedule 3 to that Order.
- b) Item 14. of Schedule 3 to that Order.

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

- a) Beech Drive, Fulwood, both sides from its junction with Garstang Road to a point 36 metres west of the Centreline of Garstang Road.
- b) Broadway, Fulwood, both sides from a point 60 metres north-west of the Centreline of Black Bull Lane to a point 128 metres south-west of the Centreline of Greenway, including the turning head.
- c) Cross Green Road, Fulwood, both sides from its junction with Yewlands Avenue to a point 12 metres north of the Centreline of Yewlands Avenue.
- d) Cross Green Road, Fulwood, both sides from its junction with Yewlands Drive to a point 12 metres south-east of the Centreline of Yewlands Drive.
- e) Garstang Road, Preston, the west side from a point 32 metres north of the Centreline of Beech Drive to a point 16 metres south of the Centreline of Beech Drive.
- f) Masonwood, Fulwood, both sides from its junction with Sherwood Way to a point 23 metres south-east of the Centreline of Sherwood Way.
- g) Moorfields Avenue, Fulwood, both sides from its junction with Parklands Drive to a point 13 metres south of the Centreline of Parklands Drive.
- h) Parklands Drive, Fulwood, the north side from a point 22 metres west of the Centreline of Moorfields Avenue to its junction with Moorfields Avenue.
- i) Parklands Drive, Fulwood, the south side from a point 18 metres west of the Centreline of Moorfields Avenue to its junction with Moorfields Avenue.
- j) Yewlands Avenue, Fulwood, both sides from a point 10 metres east of the Centreline of Cross Green Road to a point 10 metres west of the Centreline of Cross Green Road.
- k) Yewlands Drive, Fulwood, the south-east side from a point 14 metres west of the Centreline of Cross Green Road to a point 12 metres north-east of the Centreline of Cross Green Road.

### **Schedule 3 – Restriction of Waiting - Monday to Friday 8am-5pm**

- a) Broadwood Drive, Fulwood, the east side from a point 19 metres north of the Centreline of Hellifield to a point 30 metres south of the Centreline of Levensgarth Avenue.
- b) Broadwood Drive, Fulwood, the west side from its junction with Gatesgarth Avenue to a point 19 metres north of the Centreline of Hellifield.
- c) Heaton Mount Avenue, Fulwood, the north-west side from its junction with Sharoe Mount Avenue for its entire length.
- d) Heaton Mount Avenue, Fulwood, the south-east side from its junction with Sharoe Mount Avenue to a point 12 metres south-west of the Centreline of Sharoe Mount Avenue.
- e) Heaton Mount Avenue, Fulwood, the south-east side from a point 99 metres south-east of the Centreline of Sharoe Mount Avenue for a distance of 29 metres in a south-westerly direction.
- f) Longfield, Fulwood, both sides from its junction with Broadwood Drive to a point 33 metres north of the Centreline of Martinfield.
- g) Martinfield, Fulwood, both sides from its junction with Longfield to a point 16 metres east of the Centreline of Longfield.



- h) Masonwood, Fulwood, both sides along the main spinal section, from a point 23 metres south-east of the Centreline of Sherwood Way for a distance of 157 metres, including the turning head between houses Nos 52 & 53 and for a distance of 38 metres along the easterly spur serving houses Nos 16-44.
- i) Moorfields Avenue, Fulwood, the east side from a point 13 metres south-east of the Centreline of Parklands Drive to its junction with Broadwood Drive.
- j) Moorfields Avenue, Fulwood, the west side from a point 13 metres south of the Centreline of Parklands Drive to a point 15 metres north of the Centreline of Brookfield Drive.
- k) Moorfields Avenue, Fulwood, the west side from a point 15 metres south of the Centreline of Brookfield Drive to a point 15 metres north of the Centreline of Woodlands Drive.
- l) Moorfields Avenue, Fulwood, the west side from a point 15 metres south of the Centreline of Woodlands Drive to its junction with Broadwood Drive.
- m) Sharoe Mount Avenue, Fulwood, the north-east side from its junction with Tower Lane for its entire length.
- n) Sharoe Mount Avenue, Fulwood, the south-west side from a point 10 metres north-west of the Centreline of Heaton Mount Avenue to a point 10 metres south-east of the Centreline of Heaton Mount Avenue.
- o) Sharoe Mount Avenue, Fulwood, the south-west side from its junction with Tower Lane to a point 112 metres south-east of the Centreline of Tower Lane.

**Schedule 4 – Restriction of Waiting - Monday to Friday 9am-5pm**

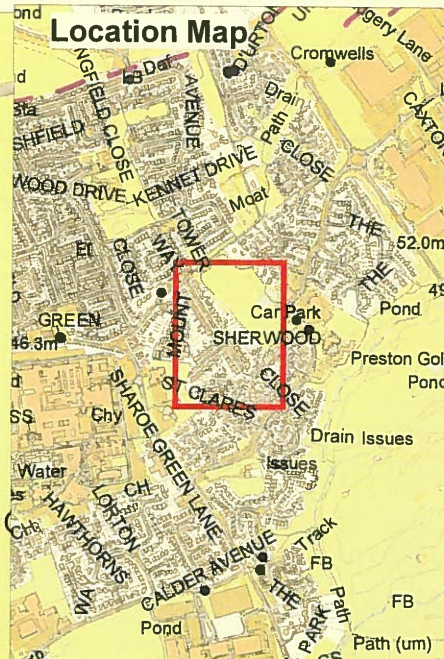
Janice Drive, Fulwood, both sides from its junction with Black Bull Lane to a point 73 metres north-west of the Centreline of Black Bull Lane.

**Schedule 5 – Limited Waiting Parking Place 2 hours, no return within 2 hours, Monday – Friday 10am – 5pm**

- a) Heaton Mount Avenue, Fulwood, the south-east side from a point 12 metres south-west of the Centreline of Sharoe Mount Avenue to a point 99 metres south-west of the Centreline of Sharoe Mount Avenue.
- b) Sharoe Mount Avenue, Fulwood, the south-west side from a point 10 metres south-east of the Centreline of Heaton Mount Avenue for a distance of 69 metres in a south-easterly direction.
- c) Sharoe Mount Avenue, Fulwood, the south-west side from a point 112 metres south-east of the Centreline of Tower Lane to a point 10 metres north-west of the Centreline of Heaton Mount Avenue.



# Location Map



Sherwood

SHERWOOD

Play Area

## Key to Restriction Types Displayed

- No Waiting Mon-Fri 8am-5pm
- Limited Waiting 2 Hours No Return Within 2 Hours Mon-Fri 10am-5pm
- Existing No Waiting not changed by this order



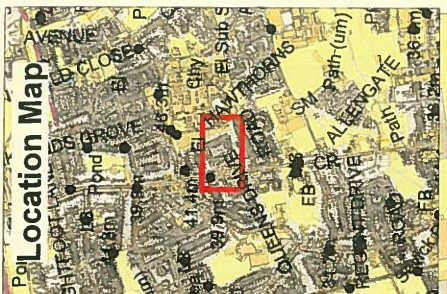
**Sharoe Mount Av. &  
Heaton Mount Av,  
Fulwood, Preston  
No Waiting &  
Limited Waiting**

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

SCALE	<b>1 : 1500</b>
DATE	<b>03/07/2018</b>
DRAWING No.	<b>PRE/2018/RPH 004</b>
DRAWN BY	<b>Chris Nolan</b>
Scale with care as distortion may occur	





**Key to Restriction Types Displayed**

No Waiting At Any Time

Existing Restrictions not changed by this work

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**Yewlands Avenue Yewlands Drive and Cross Green Road**  
**Fulwood, Preston**  
**No Waiting At Any Time**

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

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DATE	03/07/2018
DRAWING No.	PRE/2018/RPH 005
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**Beech Drive, Fulwood,  
Preston**

**No Waiting At Any Time**

**Community Services**  
**Phil Barrett**  
**Director Community Services**  
 P.O. Box 100, County Hall,  
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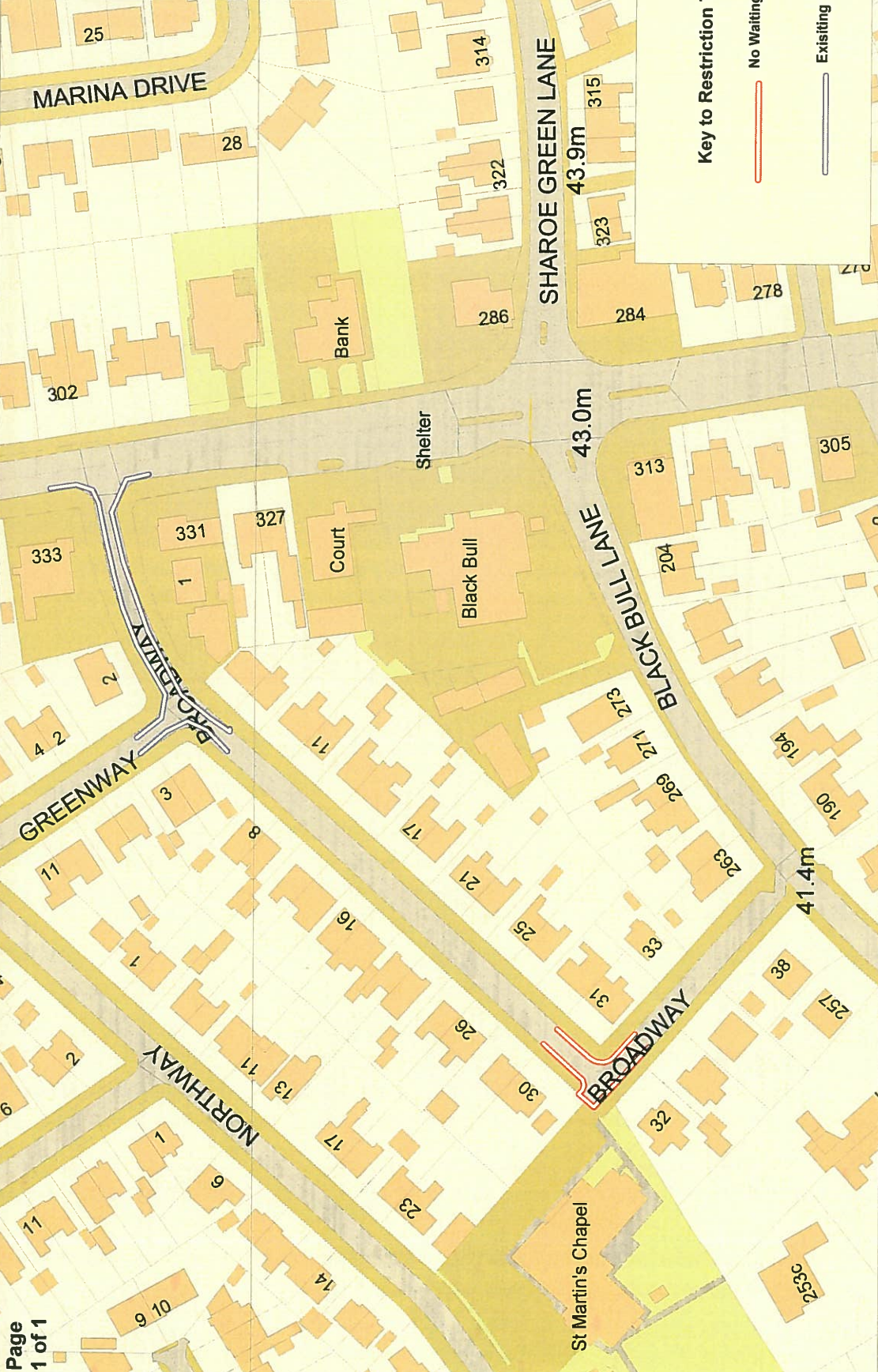
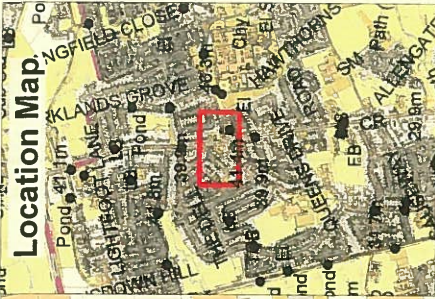
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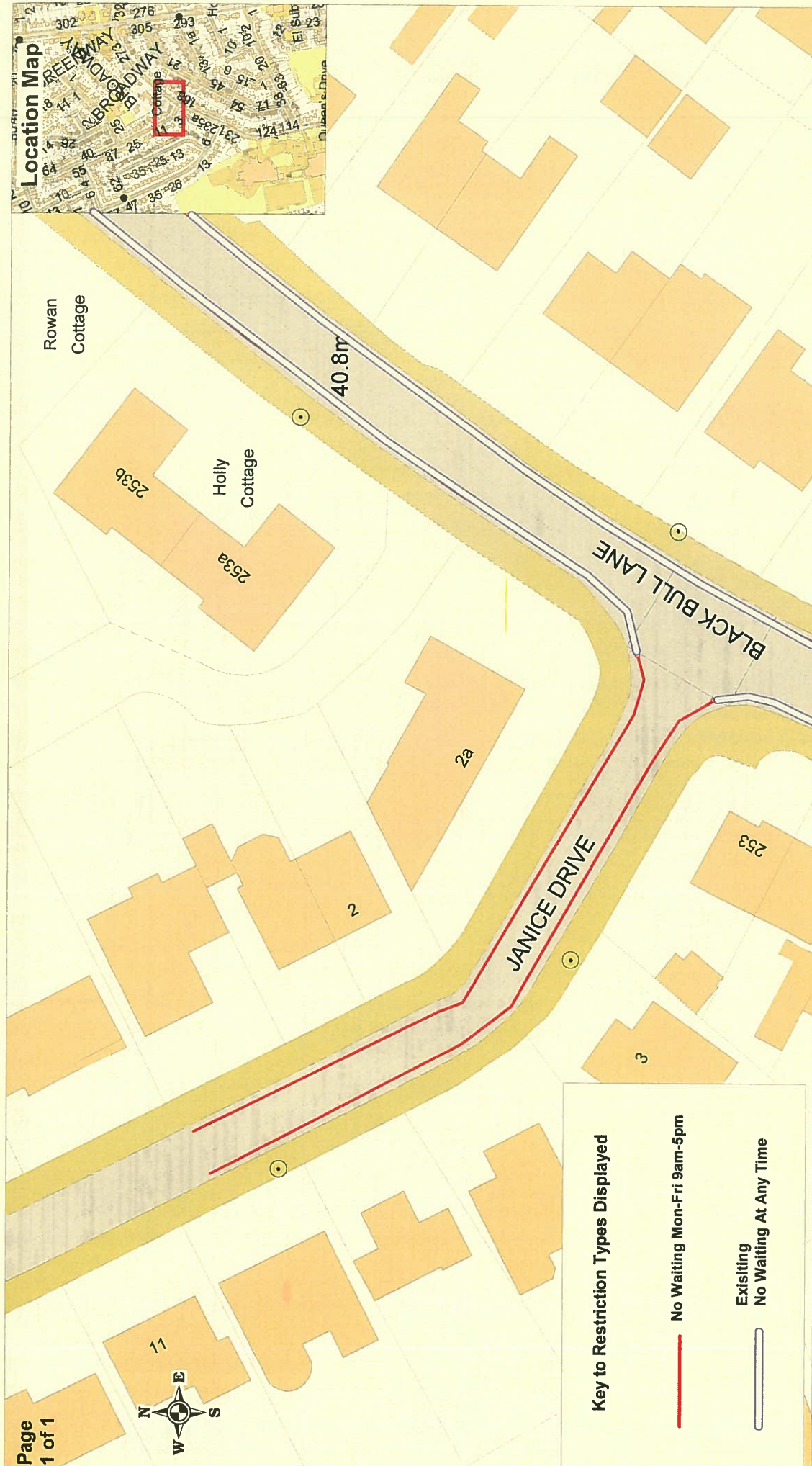
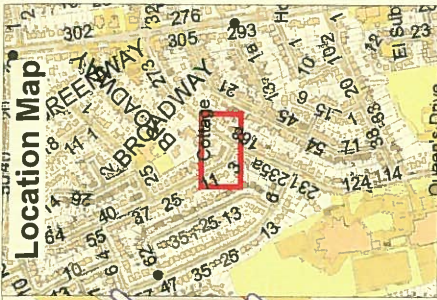
**Broadway, Fulwood**

**No Waiting At Any Time**

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

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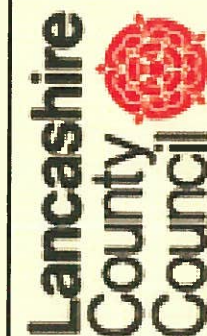




**Key to Restriction Types Displayed**

— No Waiting Mon-Fri 9am-5pm

— Existing  
No Waiting At Any Time



**Janice Drive, Fulwood,  
Preston  
No Waiting Mon -Fri  
9am -5pm**

**Community Services  
Phil Barrett  
Director Community Services**  
P.O. Box 100, County Hall,  
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DATE

**03/07/2018**

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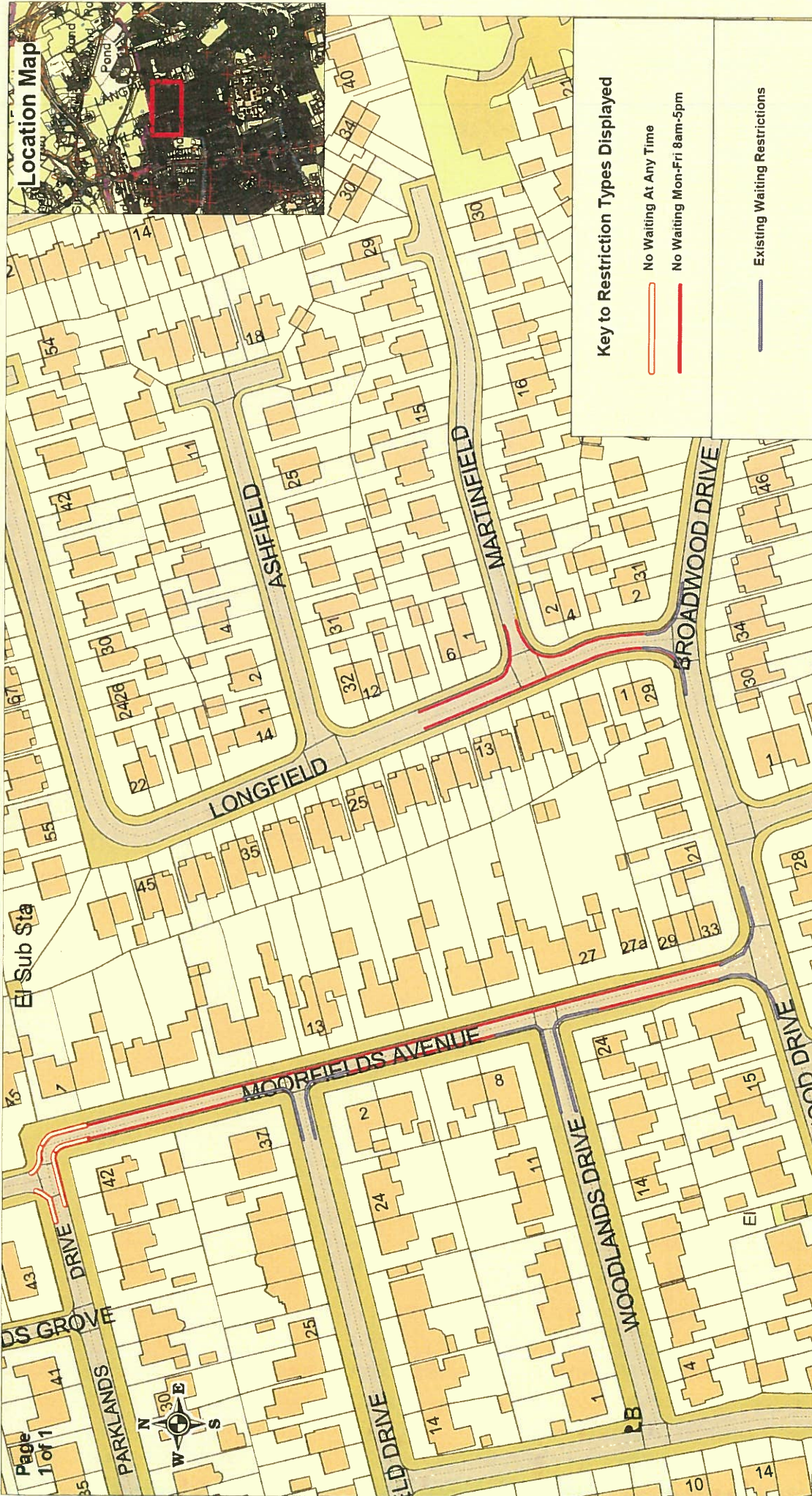
**PRE/2018/RPH 002**

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**Chris Nolan**

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**Parklands Dr, Moorfields Ave,  
Martinfield & Longfield, Fullwood,  
Preston**

**No Waiting At Any Time &  
No Waiting Mon -Fri 8am - 5pm**

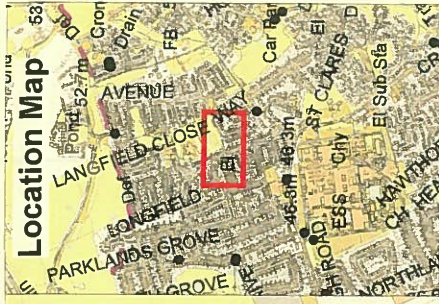
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**Broadwood Drive, Fulwood,**

**Community Services**  
**Phil Barrett**  
**Director Community Services**  
 P.O. Box 100, County Hall,  
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Drain

### Key to Restriction Types Displayed

— No Waiting Mon-Fri 8am-5pm

— No Waiting At Any Time  
Not Changed by this work (redefined)



**Masonwood, Fulwood, Preston**

**No Waiting At Any Time**  
**No Waiting Mon-Fri 8am -5PM**

**Community Services**  
**Phil Barrett**  
**Director Community Services**  
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