## ROAD TRAFFIC REGULATION ACT 1984 LANCASHIRE COUNTY COUNCIL

(VARIOUS ROADS, BURNLEY, FYLDE, HYNDBURN, PRESTON, ROSSENDALE, SOUTH RIBBLE AND WEST LANCS) (REVOCATIONS AND VARIOUS PARKING RESTRICTIONS (JULY/AUGUST NO1)) 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 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.
- d) "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;
- e) "Loading" and "Unloading" means the continuous transference from (or to) a Vehicle to (or from) premises adjacent to where the Vehicle is parked of heavy or unmanageable Goods that are not designed to be carried by hand other than over a very short distance;
- f) "Parking Disc" means a device which;
  - i) is 125 millimetres square and coloured blue, if issued on or after 1st 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.
- g) "Parking Place" means any length of road subject to restriction in accordance with Articles 5 and 6;
- h) "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;
- i) 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.
- j) "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

- a) Those parts of the "Lancashire County Council (Burnley Area) (On Street Parking Places, Prohibition and Restriction of Waiting) Consolidation Order 2009", as set out in Schedule 1A to this Order, are hereby revoked.
- b) Those parts of the "Lancashire County Council (Fylde Area) (On Street Parking Places, Prohibition and Restriction of Waiting) Consolidation Order 2009", as set out in Schedule 1B to this Order, are hereby revoked.
- c) Those parts of the "Lancashire County Council (Preston Area) (On Street Parking Places, Prohibition and Restriction of Waiting) Consolidation Order 2009", as set out in Schedule 1C to this Order, are hereby revoked.
- d) Those parts of the "Lancashire County Council (South Ribble) (On Street Parking Places, Prohibition and Restriction of Waiting) Consolidation Order 2009", as set out in Schedule 1D to this Order, are hereby revoked.
- e) Those parts of the "Lancashire County Council (Woodlands Road, Ansdell, Fylde Borough) (Part Revocation and Restriction of Waiting) Order 2011", as set out in Schedule 1E to this Order, are hereby revoked.
- f) Those parts of the "Lancashire County Council (Sharoe Green Lane Area, Fulwood, Preston City) (One Way Traffic, Prohibition and Restriction of Waiting, Prohibition of Loading/Unloading, and Part Revocation) Order 2012", as set out in Schedule 1F to this Order, are hereby revoked.
- g) Those parts of the "Lancashire County Council (Garden Street, Mount Street and Winckley Square, Preston, Preston City) (Revocation, Prohibition of Waiting and Disabled Parking Place) Order 2017", as set out in Schedule 1G 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 set out in the Schedule 2 to this Order.

### 4. Restriction of Waiting 8am to 6.30pm

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 on any day, between 8am and 6.30pm, in the lengths of road set out in Schedule 3 to this Order.

5. <u>Limited Waiting Parking Place 1 hour no return within 1 hour Monday to Saturday 8am – 6pm</u> 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 one hour, with no return within one hour, from Monday to Saturday inclusively, between 8am and 6pm, in the lengths of road set out in Schedule 4 to this Order.

6. <u>Limited Waiting Parking Place 2 hours no return within 2 hours Monday to Friday 10am -5pm</u> 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 two hours, with no return within two hours, from Monday to Friday inclusively, between 10am and 5pm, in the lengths of road set out in Schedule 5 to this Order.

7. Prohibition of Loading and Unloading

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, for the purposes of Loading or Unloading, in the lengths of road set out in Schedule 6 to this Order.

8. General Exemptions

Nothing in Articles 3, 4, 5, 6 and 7 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) 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 road;
  - 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.
- 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.

9. Exemptions to Articles 3, 4, 5 and 6

Nothing in Articles 3, 4, 5 and 6 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;
- 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 length of road for so long as such waiting by the Vehicle is reasonably necessary in connection with any wedding or funeral.

10. Emergency Exemptions

Nothing in Articles 3, 4, 5, 6 and 7 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.

11. Exemption for Disabled Person's Vehicle

a) 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 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 Articles 5 and 6 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.

12. 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.

13. 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 12 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.

14. 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 12 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.

15. 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 12 so that every part of the Vehicle is within the limits of the Parking Place.

#### 16. 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 10; or
  - iii) left in such Parking Place with the permission of the person suspending the use of the Parking Place.

## 17. 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.

#### 18. 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.

#### 19. 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.

20. Commencement of Order

This Order shall come into force on the 21st day of January 2019 and may be cited as the "Lancashire County Council (Various Roads, Burnley, Fylde, Hyndburn, Preston, Rossendale, South Ribble And West Lancs) (Revocations And Various Parking Restrictions (July/August No1)) Order 2019".

Dated this 09th day of January 2019.

THE COMMON SEAL of the Lancashire County Council was hereunto affixed following a decision made on 18th day of January 2018 by the Cabinet.

Mamerla M. A.

Authorised Signatory



Schedule 1A - Revocation

a) Items (2)a), (2)b), (4)a), (4)b), (6), (7)a), (7)b), (8), (9) and (10) of Schedule 11.035.

b) Item (1) of Schedule 12.061.

## Schedule 1B - Revocation

a) Item (1) of Schedule 11.083.

b) Item (1) of Schedule 12.072.

## Schedule 1C - Revocation

Item (60) of Schedule 10.01.

Schedule 1D - Revocation

a) Items (165)a) and (165)b) of Schedule 10.01.

b) Item (5) of Schedule 10.03.

## Schedule 1E - Revocation

Item c) of Schedule 3.

## Schedule 1F - Revocation

The whole of Schedule 5.

## Schedule 1G - Revocation

Schedule 2.

Schedule 2 - Prohibition of Waiting

- a) Bury Road, Haslingden, the east side, from the Centreline of Manchester Road for a distance of 18 metres in a northerly direction.
- b) Bury Road, Haslingden, the west side, from the Centreline of Manchester Road for a distance of 30 metres in a northerly direction.
- c) Clifton Drive North, Lytham St Annes, the north-east side, from a point 158 metres north-west of the Centreline of St George's Road for a distance of 6 metres in a north-westerly direction.
- d) Clifton Drive South, Lytham St Annes, the north side, from a point 44 metres west of the Centreline of Queen's Road for a distance of 26 metres in an easterly direction.
- e) Clifton Drive South, Lytham St Annes, the south side, from a point 8 metres east of the Centreline of Lightburne Avenue for a distance of 44 metres in an easterly direction.
- f) Clifton Drive South, Lytham St Annes, the south side, from the centre line of Lightburne Avenue for a distance of 20.5 meters in a westerly direction.
- g) Egerton Road, Preston, both sides, from the Centreline of Tulketh Road for a distance of 25 metres in a south-westerly direction.
- h) Hartley Street, Great Harwood, both sides, from a point 28 metres north of the Centreline of Windsor Road for a distance of 44 metres in a northerly direction.
- i) Harwood Lane, Great Harwood, the north side, from the Centreline of the A680 Whalley Road for a distance of 84 metres in a south westerly direction.
- j) Harwood Lane, Great Harwood, the south side, from the Centreline of the A680 Whalley Road for a distance of 60 metres in a south westerly direction.
- k) Lightburne Avenue, Lytham St Annes, both sides, from the Centreline of Clifton Drive South for a distance of 21 meters in a southerly direction.
- Market Way, Ormskirk, both sides, from the Centreline of Moorgate for its entire length extending onto the northerly private land.
- m) Northcote Street, Leyland, both sides, from a point 10.5 metres north east from the Centreline of Hough Lane for a distance of 18 metres in a north-easterly direction.
- n) Queensway, Penwortham, the west side, from the Centreline of Liverpool Road, A59 to the Centreline of Highgate.
- o) Queensway, Penwortham, the east side, from the Centreline of Liverpool Road, A59 for a distance of 32 metres in a northerly direction.
- p) St Davids Road South, Lytham St Annes, the south-west side, from the Centreline of Hove Road for a distance of 15 metres in a south-easterly direction.
- q) Summerwood Lane, Halsall, the south side, from a point 47.5 metres east of the Centreline of the A5147 Halsall Road, for a distance of 37 metres in an easterly direction.
- r) Tulketh Road, Preston, the south-west side, from the Centreline of Powis Road to a point 6 metres north-west of the Centreline of Wellington Road.
- s) Whalley Road, Great Harwood, the western side, from a point 15 metres south of the Centreline of Harwood Lane for a distance of 30 metres in a northerly direction.
- t) Whitebirk Drive U48115, Rishton, both sides, from the Centreline of the A6119 Whitebirk Drive in a south-westerly direction and then a southerly direction to the district boundary with Blackburn & Darwen, an approximate distance of 185 metres.
- u) Whitebirk Drive U48115, Rishton, the east side, from its junction with the unclassified Whitebirk Drive U48115 northern spur, on the eastern side for a distance of 60 metres in a northerly direction.
- v) Whitebirk Drive U48115, Rishton, the west side, from its junction with the unclassified Whitebirk Drive U48115 northern spur, on the western side for a distance of 75 metres in a northerly direction.
- w) Woodlands Road, Lytham St Annes, the west side, from the Centreline of Seymour Road for a distance of 7 metres in a north-easterly direction.

Schedule 3 - Restriction of Waiting

- a) Brush Street, Burnley, the east side, from the Centreline of Accrington Road for a distance of 15 metres in a southerly direction.
- b) Brush Street, Burnley, the east side; from the Centreline of Villiers Street for a distance of 38 metres in a northerly direction.
- c) Brush Street, Burnley, the west side, from the Centreline of Accrington Road for a distance of 24 metres in a southerly direction.
- d) Hartley Street, Burnley, the east side, from the Centreline of Accrington Road for a distance of 24 metres in a southerly direction.
- e) Hartley Street, Burnley, the west side, from the Centreline of Accrington road for a distance of 15 metres in a southerly direction.
- f) Hartley Street, Burnley, the west side, from the Centreline of Villiers Street for a distance of 38 metres in a northerly direction.

# <u>Schedule 4 – Limited Waiting Parking Place 1 hour no return within 1 hour Monday to Saturday 8am – 6pm</u>

- a) Woodlands Road, Lytham St Annes, the east side, from a point 10.5 metres north-east of the Centreline of Seymour Road for a distance of 28.5 metres in a north-easterly direction.
- b) Woodlands Road, Lytham St Annes, the west side, from a point 7 metres north-east of the Centreline of Seymour Road for a distance of 34 metres in a north-easterly direction.

# <u>Schedule 5 - Limited Waiting Parking Place 2 hours no return within 2 hours Monday to Friday 10am - 5pm</u>

- a) Aysgarth Avenue, Fulwood, the north side, from a point 23 metres west of the Centreline of Broadwood Drive for a distance of 45 metres in a westerly direction.
- b) Aysgarth Avenue, Fulwood, the west side, from a point 23 metres south of Heversham Avenue, for a distance of 28 metres in a southerly direction.
- c) Broadwood Drive, Fulwood, the west side, from a point 19 metres north west of the Centreline of Hellifield, for a distance of 60 metres in a north westerly direction.
- d) Brooklands Avenue, Fulwood, the west side, from a point 63 metres north of the Centreline of Sharoe Green Lane to its junction with South Drive.
- e) Clanfield, Fulwood, the east side, from a point 104 metres north of the Centreline of Sharoe Green Lane, for a distance of 95 metres in a northerly direction.
- f) Clanfield, Fulwood, the south side, from a point 340 metres north, then east of the Centreline of Sharoe Green Lane, for a distance of 12 metres in an easterly direction.
- g) Clanfield, Fulwood, the west side, from a point 226 metres north of the Centreline of Sharoe Green Lane, for a distance of 72 metres in a northerly direction.
- h) Goodwood Avenue, Fulwood, the east side, from a point 129 metres south of the Centreline of Hellifield to a point 22 metres north of the Centreline of Heversham Avenue.
- i) Goodwood Avenue, Fulwood, the west side, from a point 21 metres south of the Centreline of Hellifield, for a distance of 13 metres in a southerly direction.
- j) Goodwood Avenue, Fulwood, the west side, from a point 52 metres south of the Centreline of Hellifield for a distance of 36 metres in a southerly direction.
- k) Hellifield, Fulwood, the north side, from a point 23 metres east of the Centreline of Polefield, for a distance of 52 metres in an easterly direction.
- I) Hellifield, Fulwood, the north side, from a point 27 metres east of the Centreline of Oakfield, for a distance of 37 metres in an easterly direction.
- m) Hellifield, Fulwood, the south side, from a point 37 metres east of the Centreline of Goodwood Avenue, for a distance of 21 metres in an easterly direction.
- n) Heversham Avenue, Fulwood, the north side, from a point 60 metres east of the Centreline of Goodwood Avenue, for a distance of 63 metres in an easterly direction.
- o) Heversham Avenue, Fulwood, the south side, from a point 23 metres east of the Centreline of Clanfield, for a distance of 27 metres in an easterly direction.

p) Heversham Avenue, Fulwood, the south side, from a point 98 metres east of the Centreline of Clanfield, for a distance of 70 metres in an easterly direction.

q) Polefield, Fulwood, the east side, from a point 54 metres north of the Centreline of Heversham

Avenue, for a distance of 26 metres in a northerly direction.

r) Polefield, Fulwood, the east side, from a point 18 metres north of the Centreline of Sandwick Close, for a distance of 32 metres in a northerly direction.

s) Polefield, Fulwood, the east side, from a point 123 metres north of the Centreline of Hellifield, for

a distance of 28 metres in a northerly direction.

t) Polefield, Fulwood, the west side, from a point 186 metres north of the Centreline of Heversham Avenue, for a distance of 70 metres in a northerly direction.

u) South Drive, Fulwood, the west side, from its junction with Brooklands Avenue for a distance of

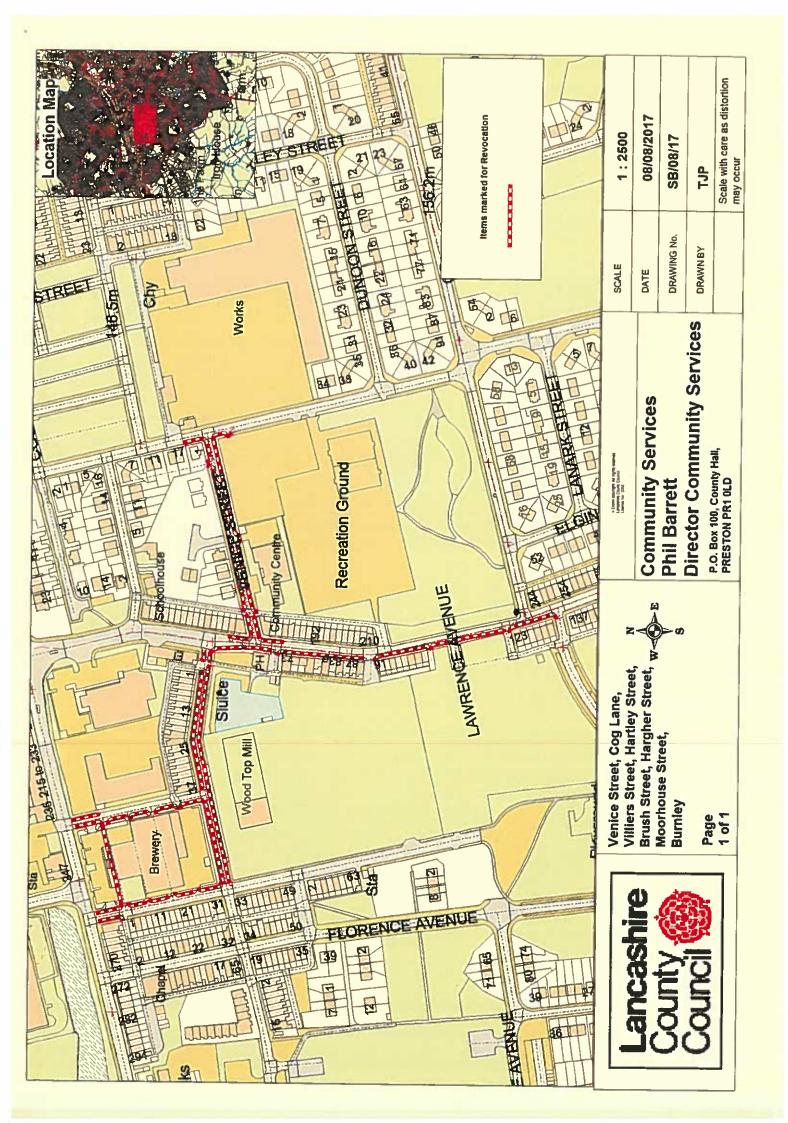
107 metres in a northerly direction.

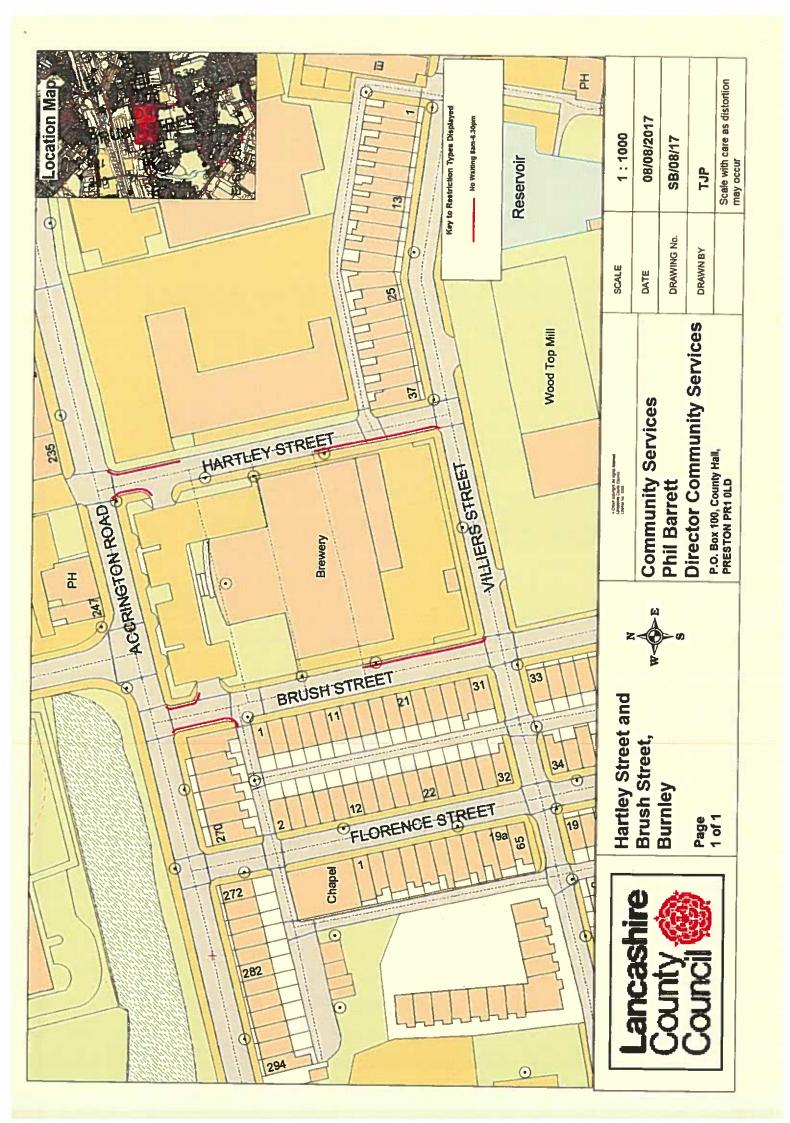
v) Tinkerfield, Fulwood, the east side, from a point 22 metres north of the Centreline of Hellfield, for a distance of 50 metres in a northerly direction.

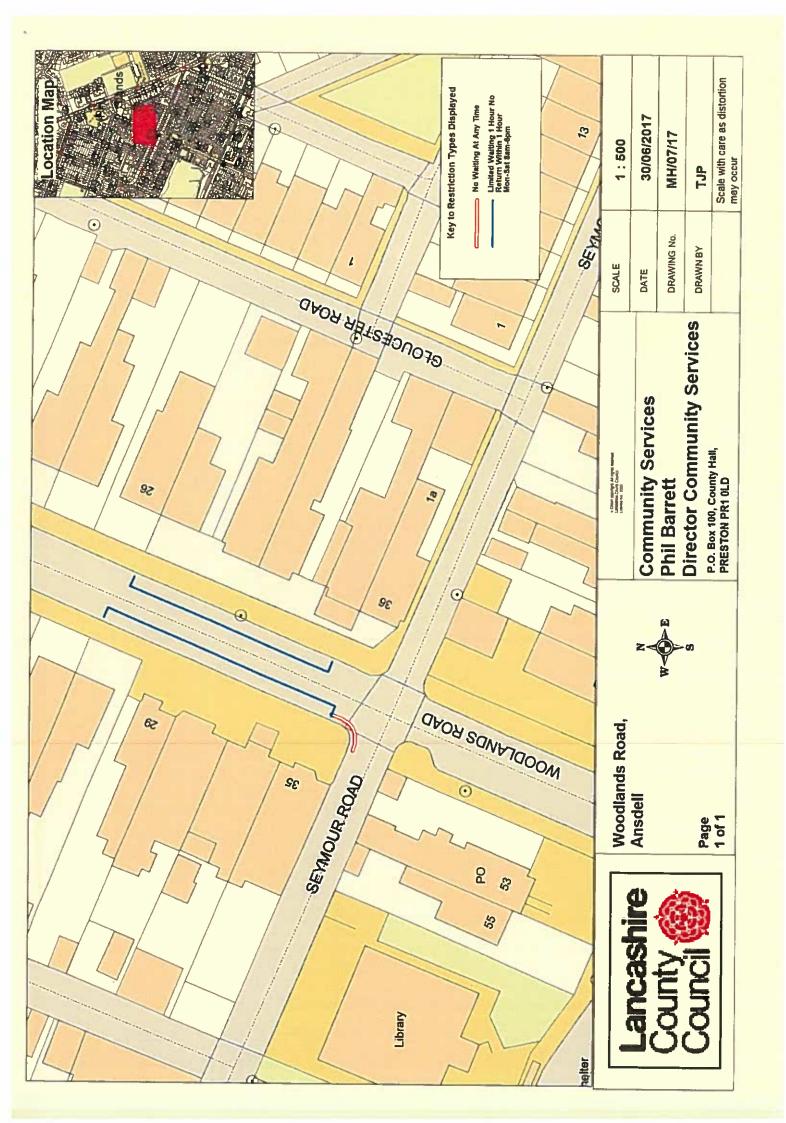
w) Tinkerfield, Fulwood, the west side, from a point 92 metres north of the Centreline of Hellifield, for a distance of 60 metres in a northerly direction.

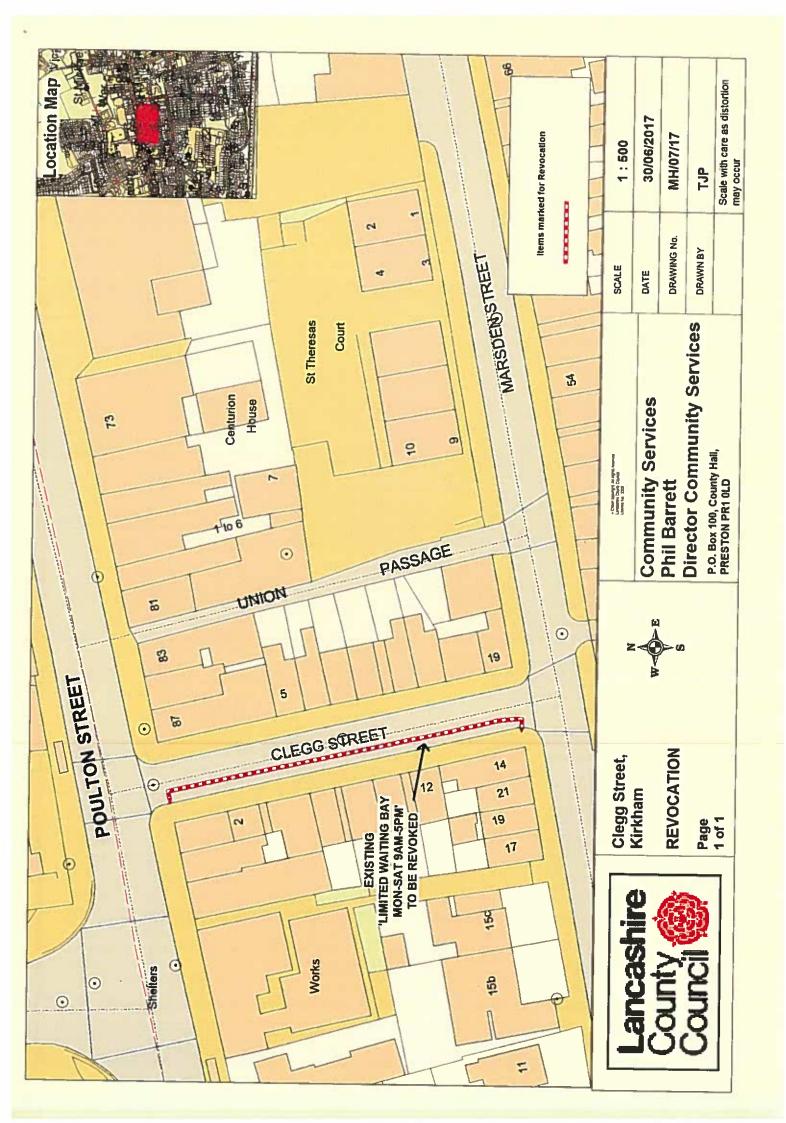
#### Schedule 6 - Prohibition of Loading

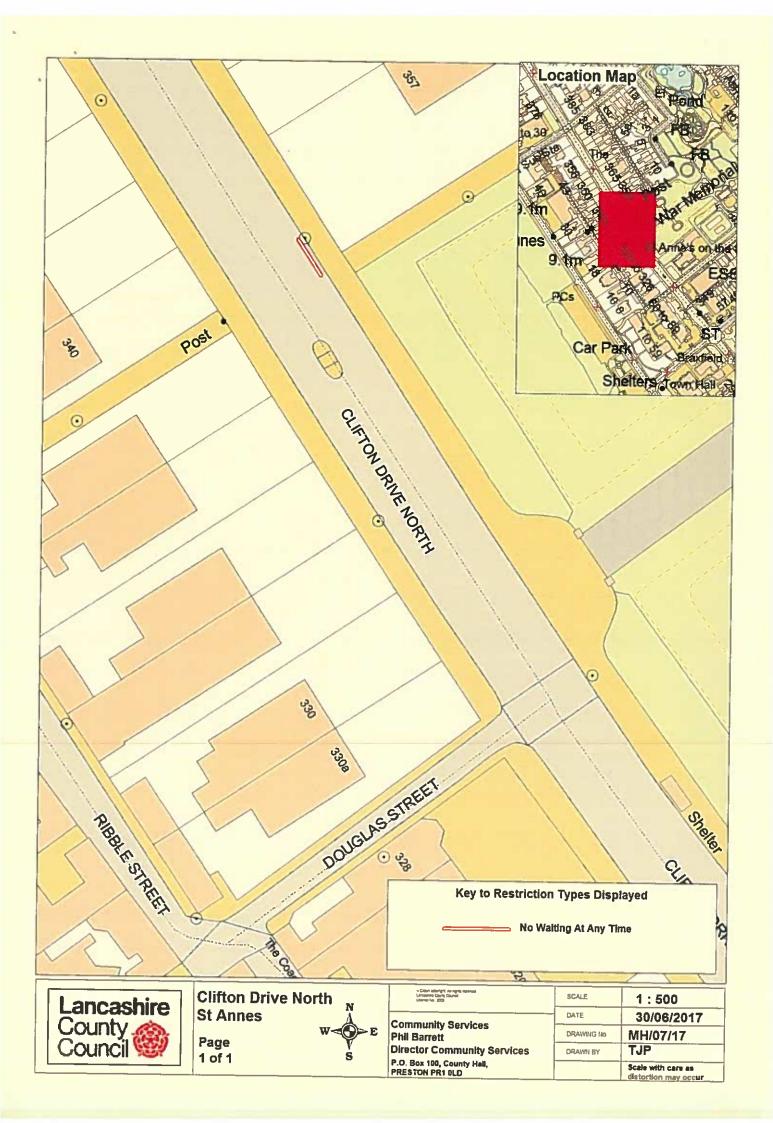
- a) Garden Street, Preston, both sides, from the Centreline of Winckley Square to the Centreline of Mount Street.
- b) Wood Street, Lytham St Annes, the east side, from the Centreline of Clifton Drive South for a distance of 61.5 meters in a north-easterly direction.

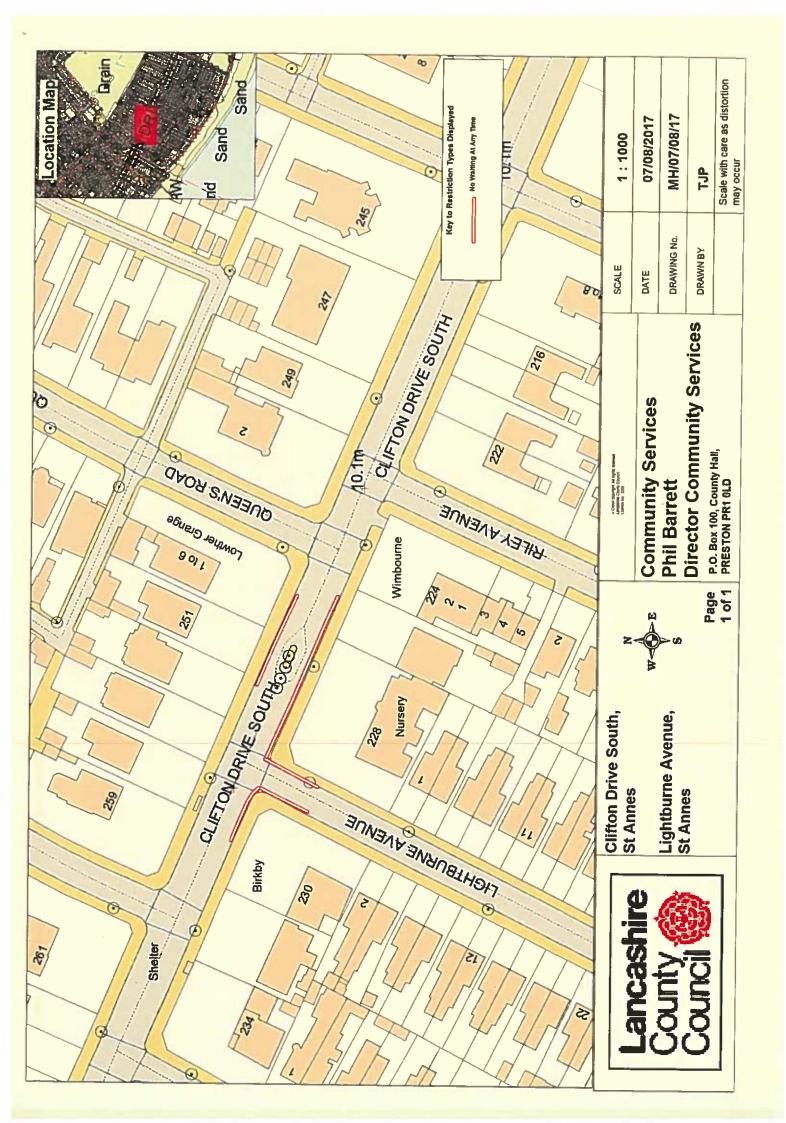


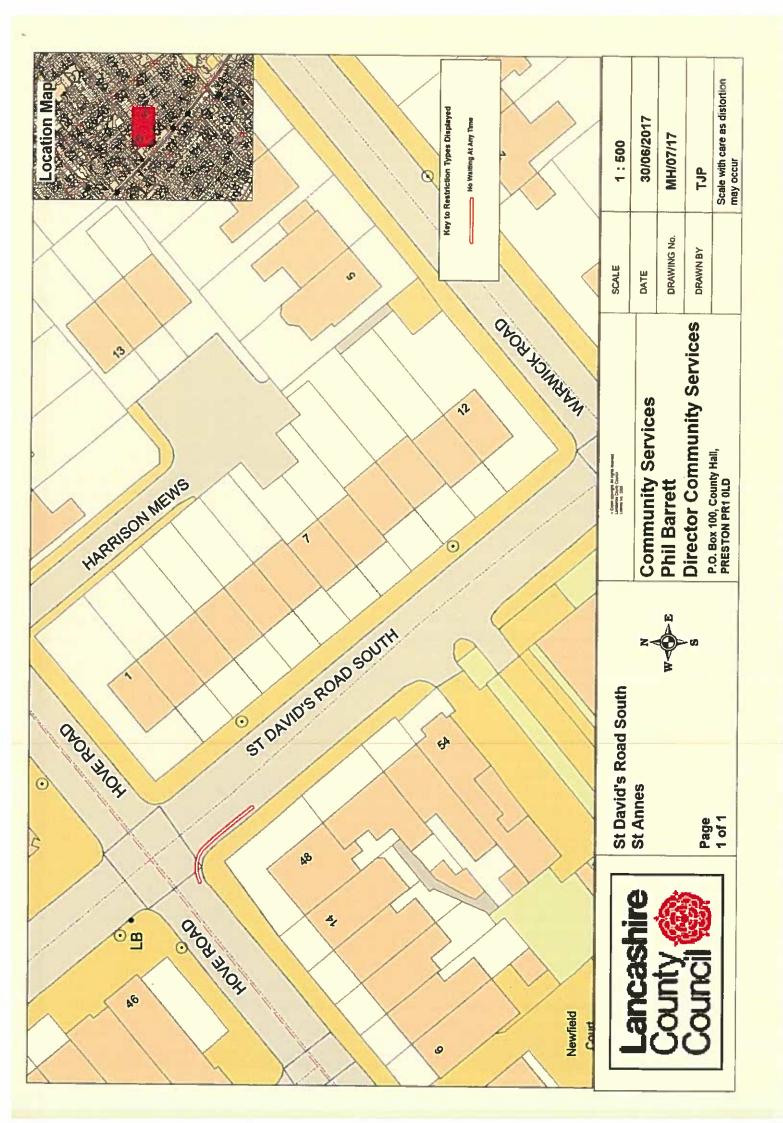


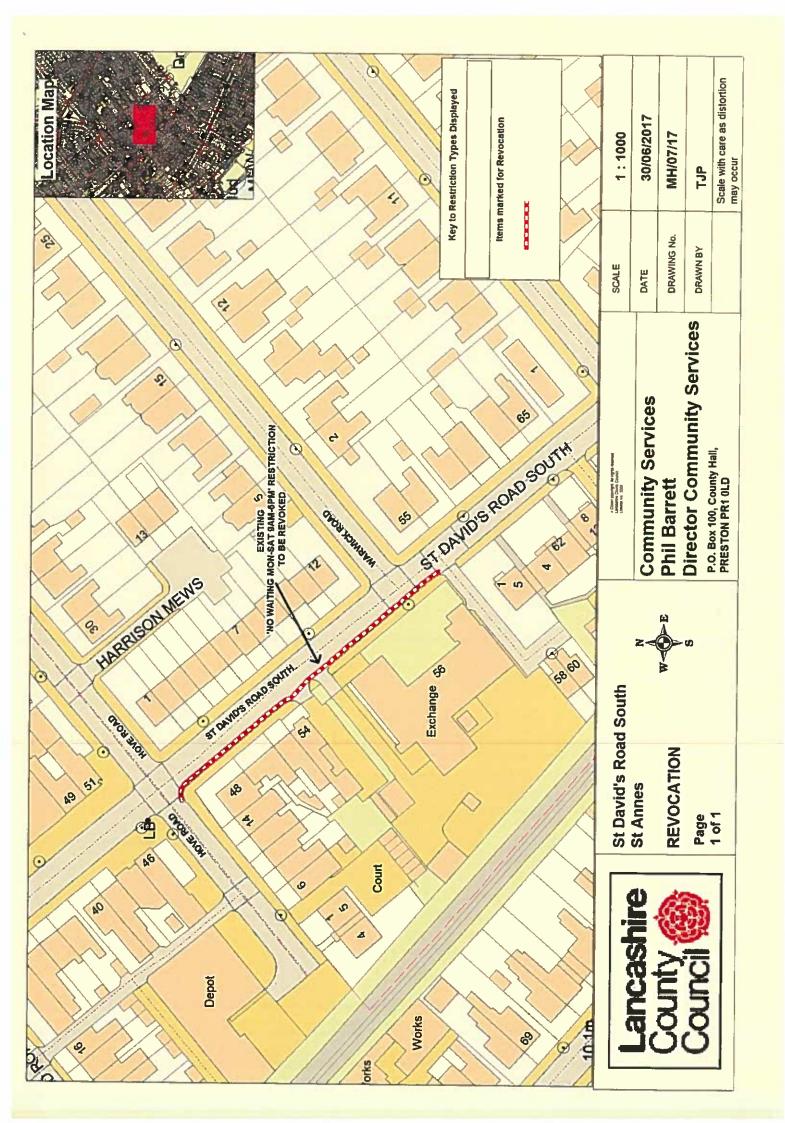


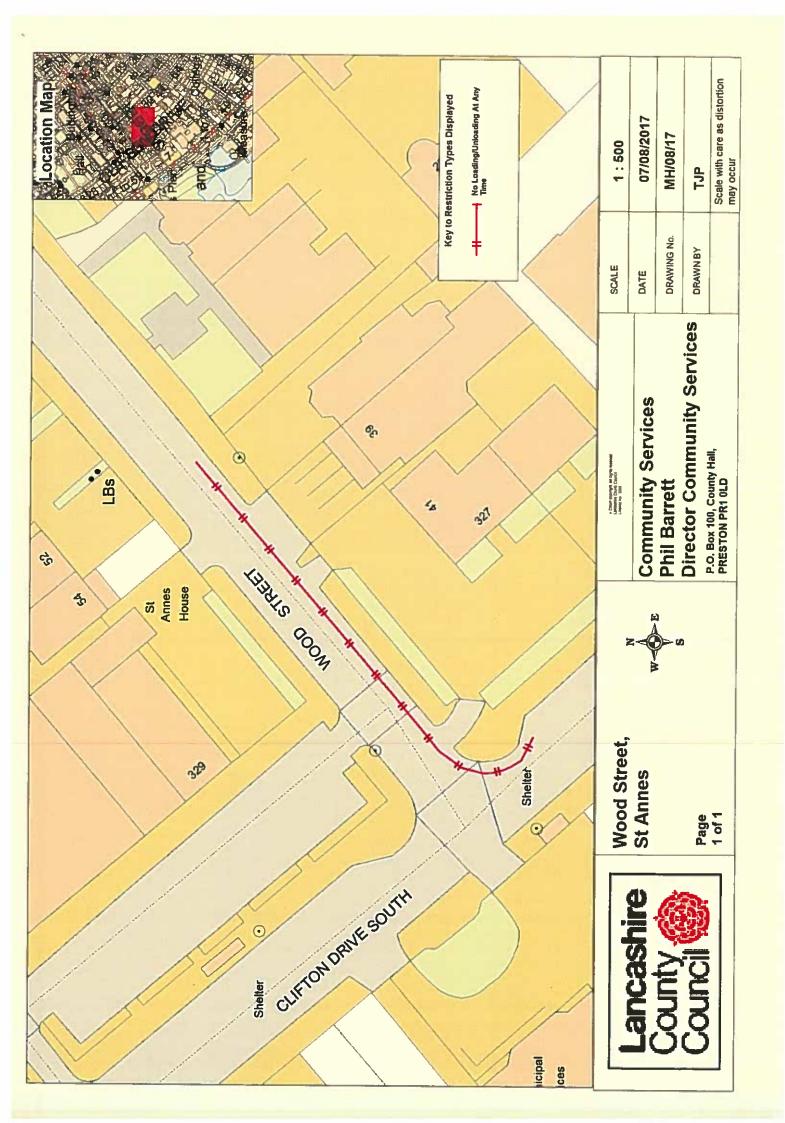


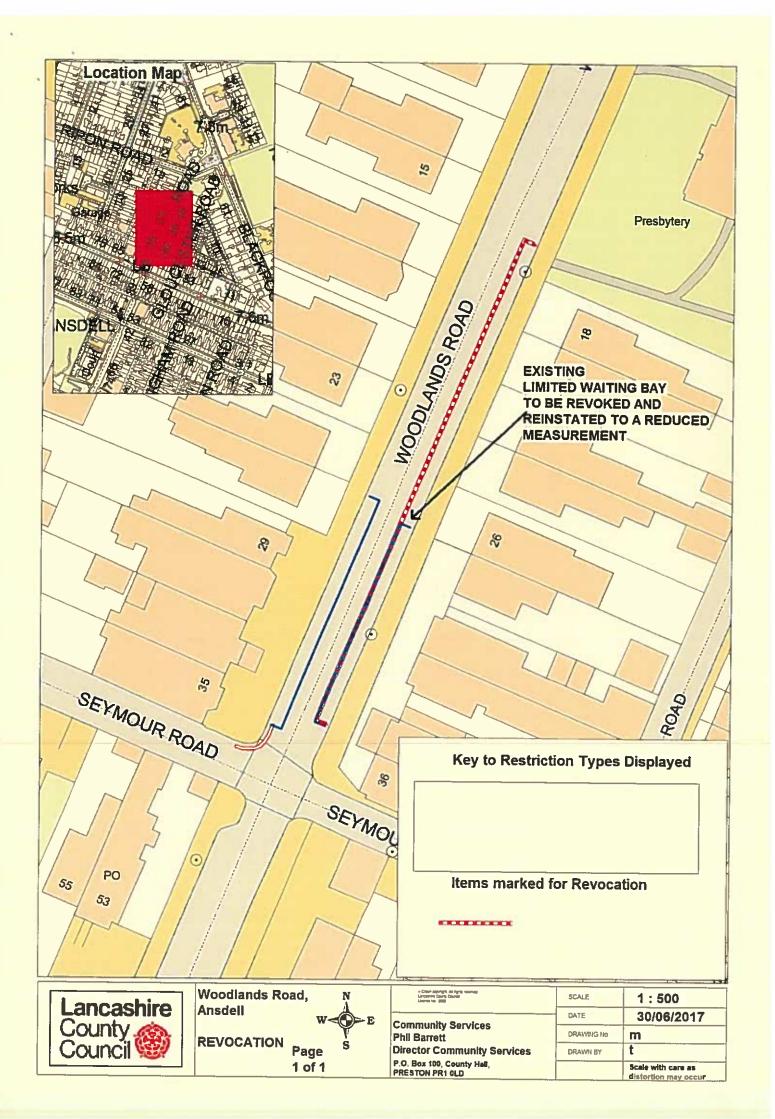
















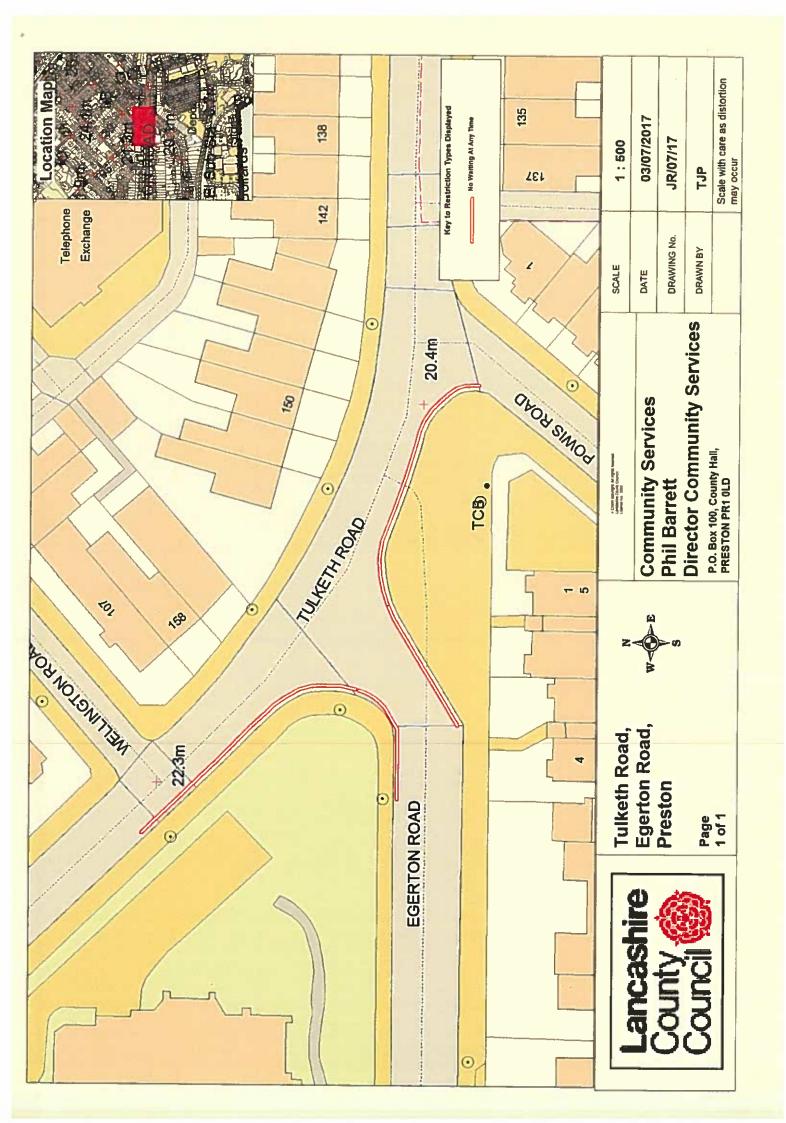
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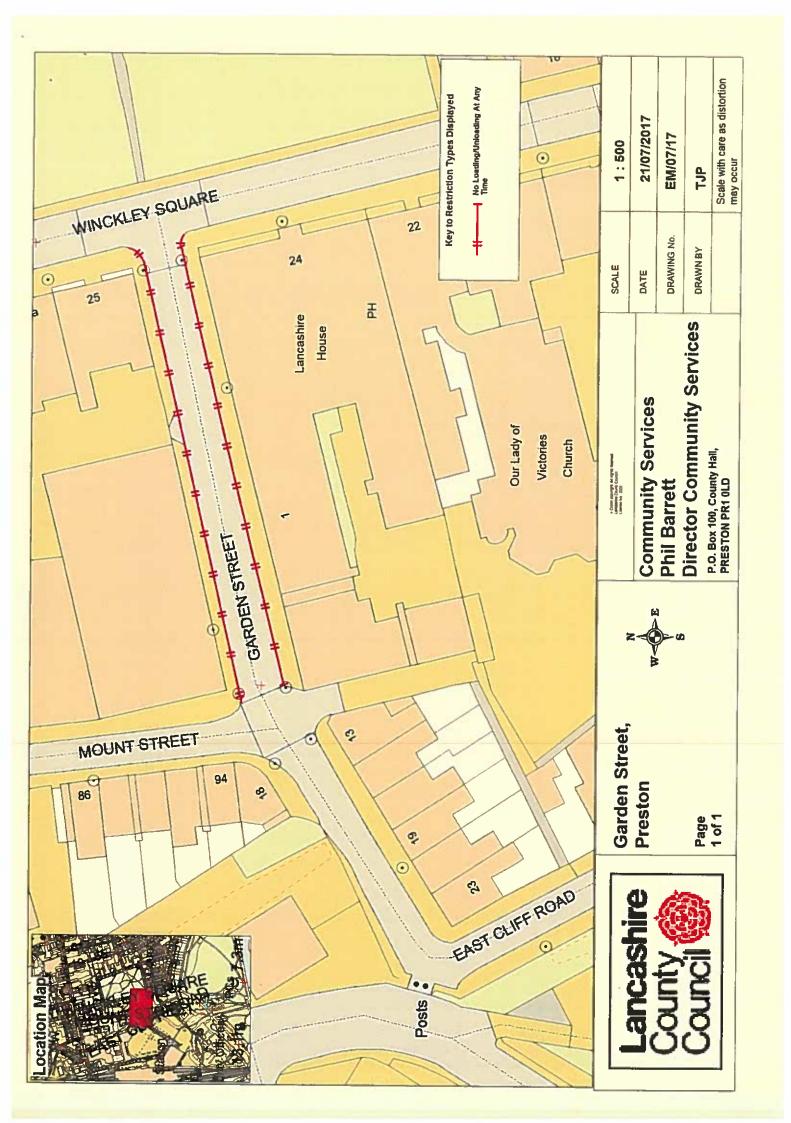


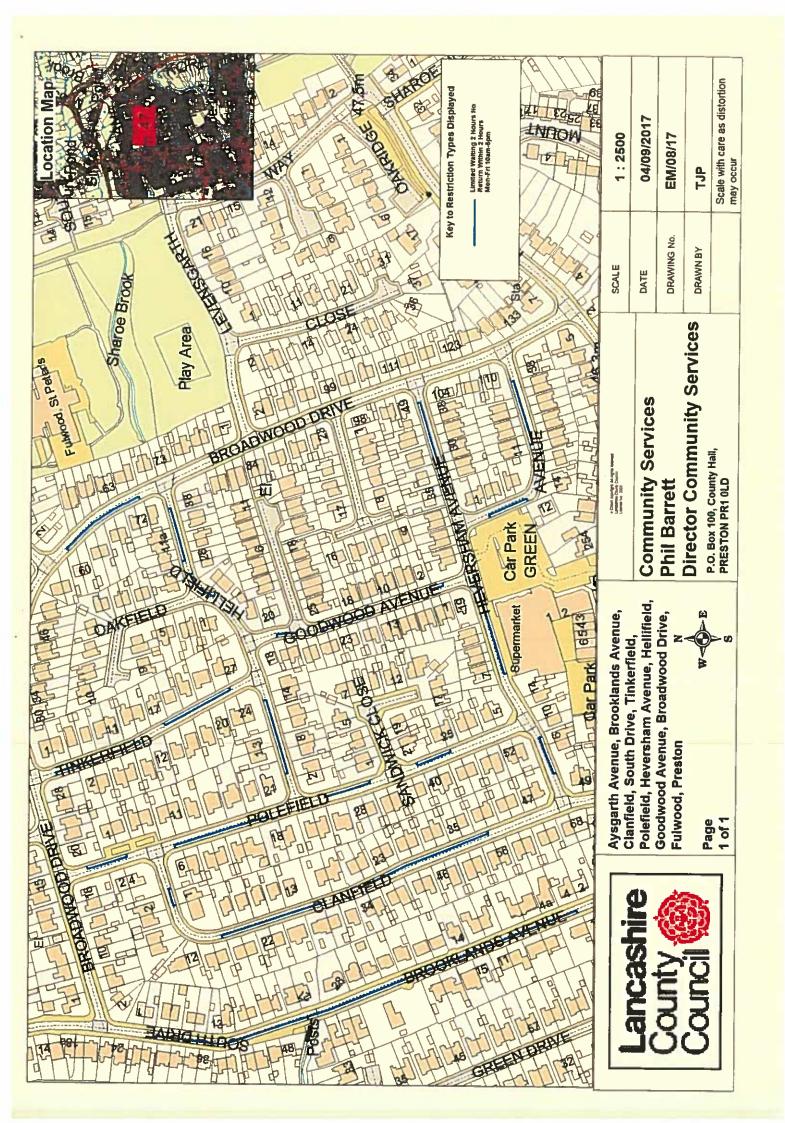
Community Services

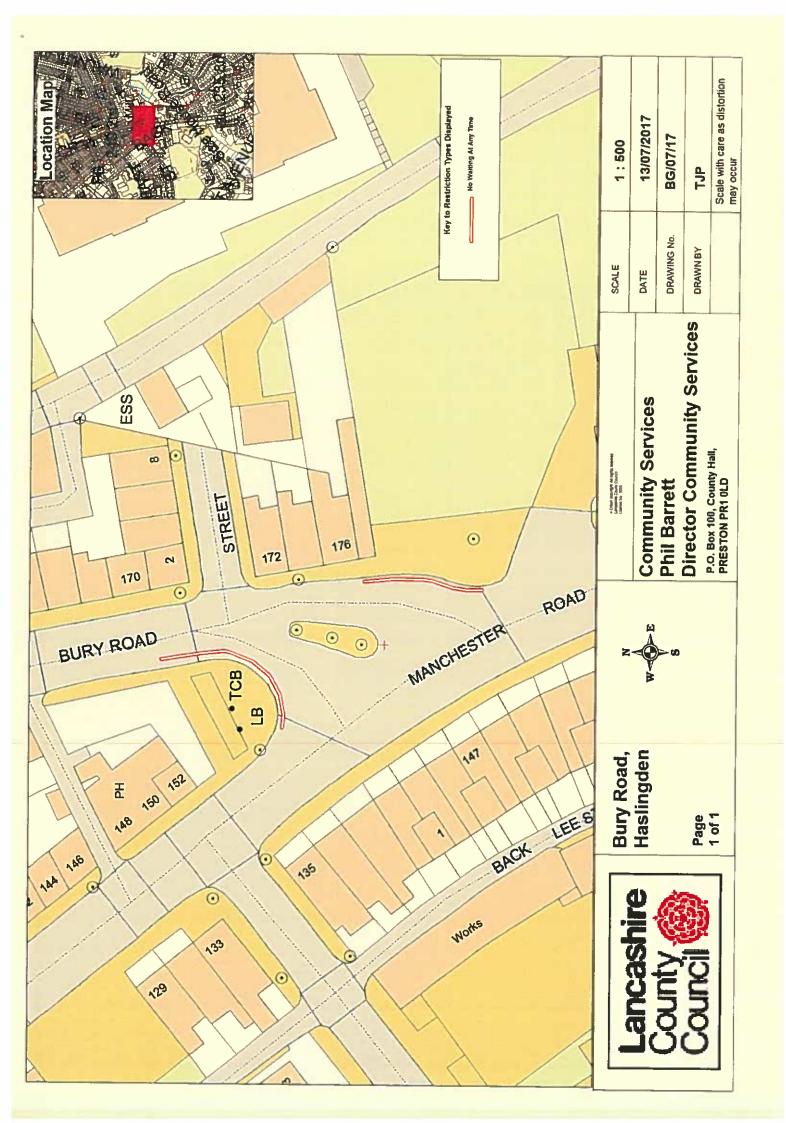
Phil Barrett Director Community Services P.O. Box 100, County Hall, PRESTON PRI DLD

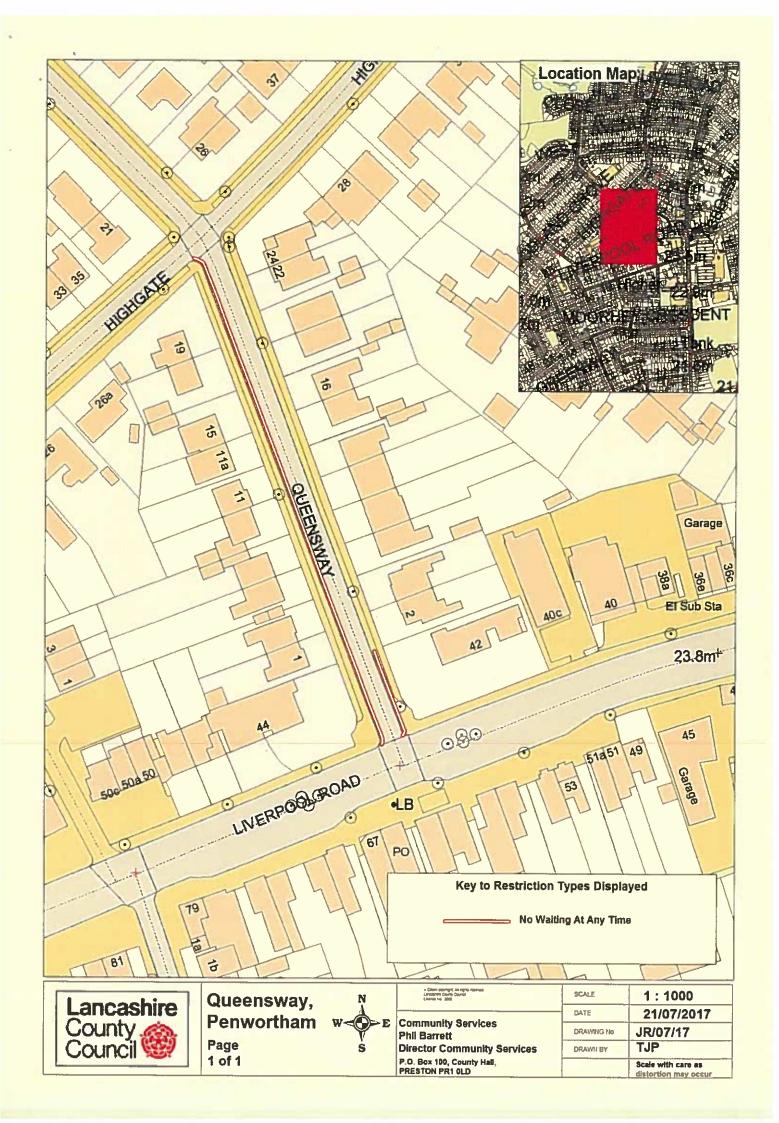
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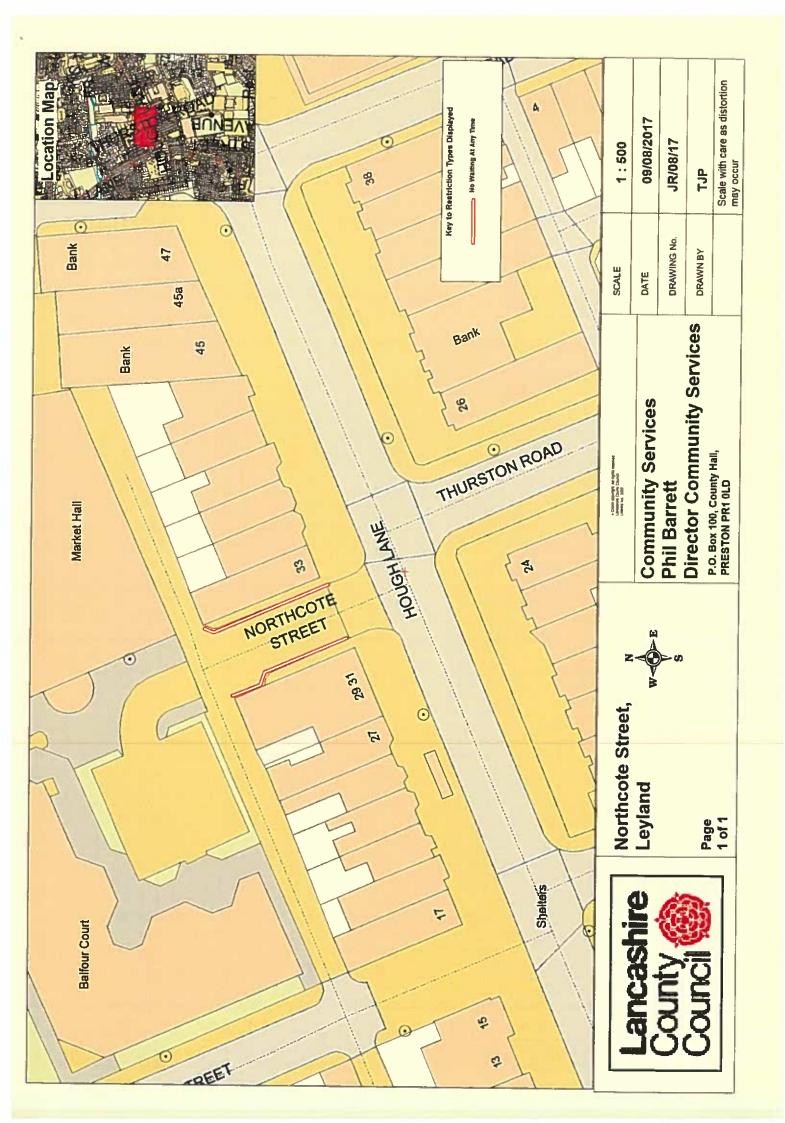


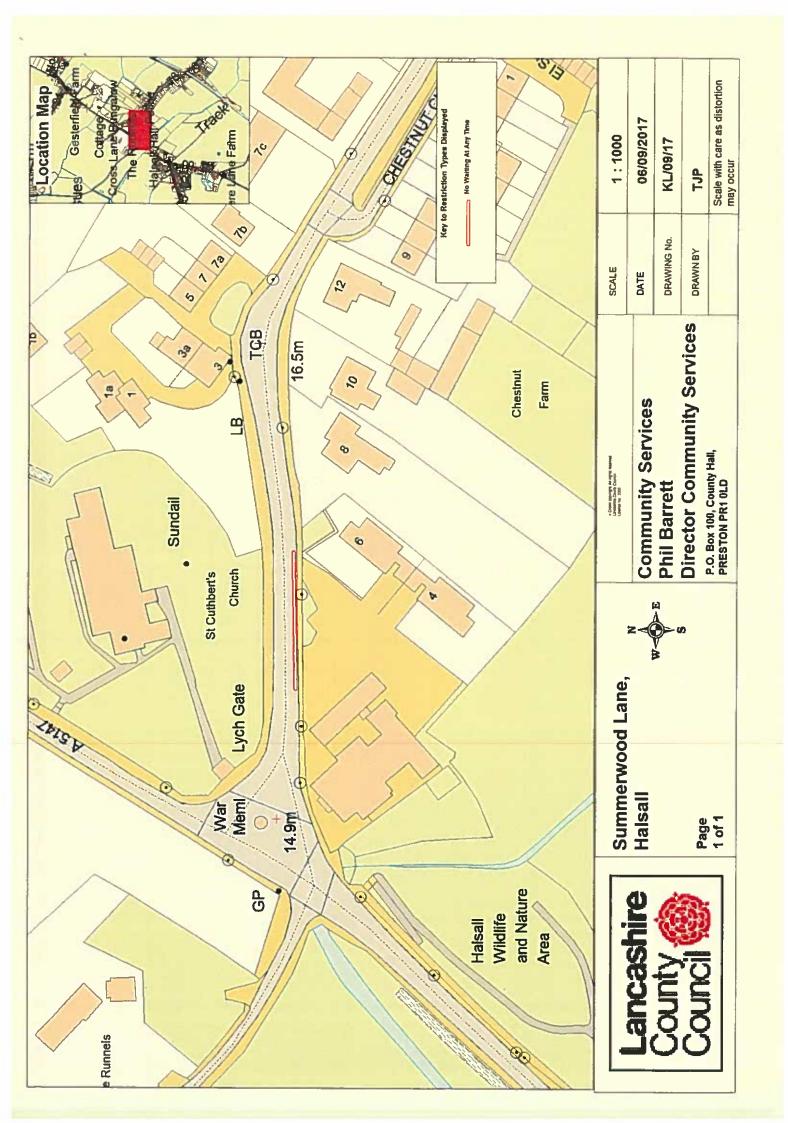


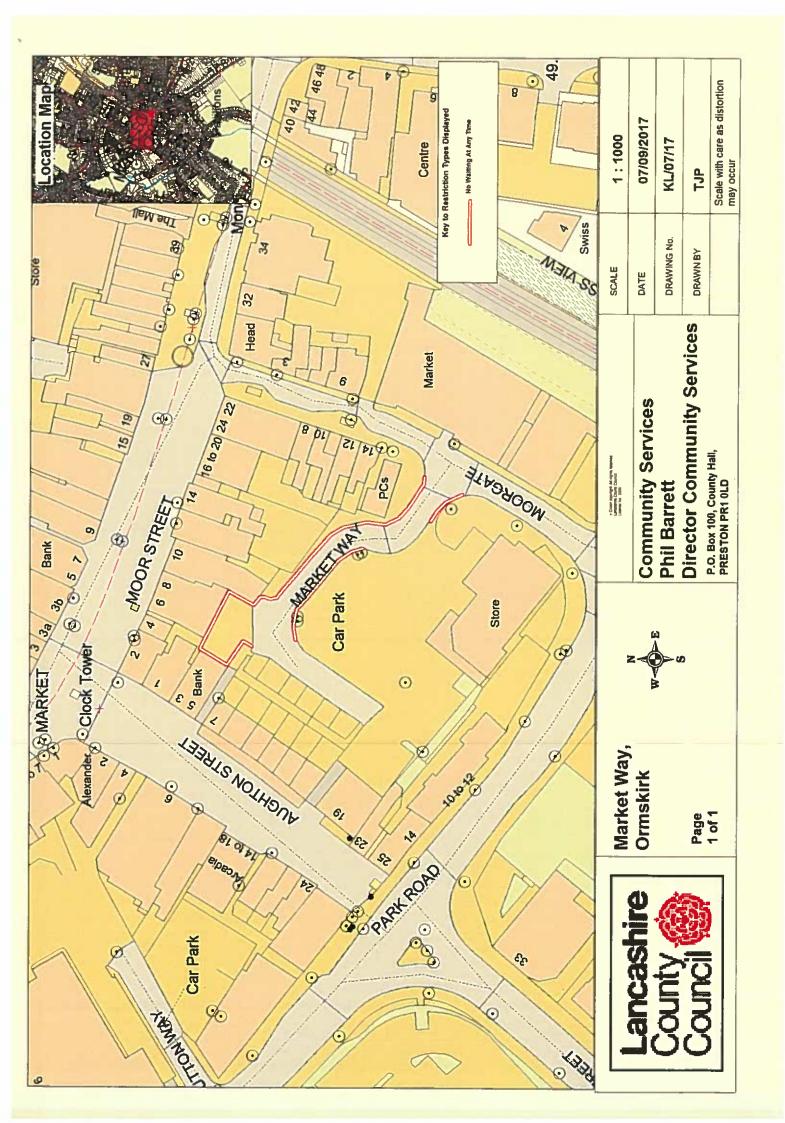


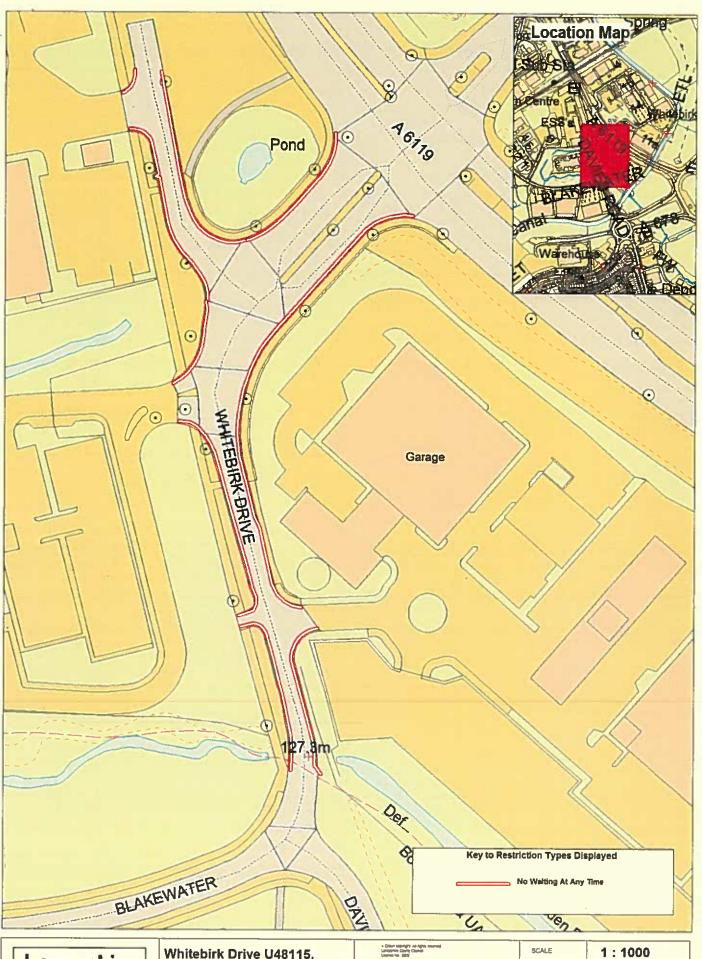














Whitebirk Drive U48115, Rishton

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Community Services
Phil Barrett
Director Community Services
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