

**ROAD TRAFFIC REGULATION ACT 1984**

**LANCASHIRE COUNTY COUNCIL**

**(VARIOUS ROADS, VARIOUS LOCATIONS WEST LANCASHIRE BOROUGH)**

**(REVOCATION, PROHIBITION OF LOADING AND PROHIBITION OF WAITING) ORDER 2017**

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) **"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 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.
- 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**

Those parts of the "Lancashire County Council (West Lancs 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 set out in Schedule 2 to this Order.

## **4. Prohibition of Loading/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 3 to this Order.

## **5. General 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 for so long as may be necessary to enable :-

- a) a person to board or alight 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 near 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;

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

Nothing in Article 3 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) 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 length of road for so long as such waiting by the Vehicle is reasonably necessary in connection with any wedding or funeral.

#### **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 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.

#### **8. Emergency Exemptions**

Nothing in 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.

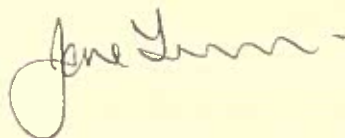
#### **11. Commencement of Order**

This Order shall come into force on the 10<sup>th</sup> March 2017 and may be cited as the "Lancashire County Council (Various Roads, Various Locations West Lancashire Borough) (Revocation, Prohibition Of Loading And Prohibition Of Waiting) Order 2017".

Dated this 1st day of March 2017.

THE COMMON SEAL of the Lancashire County Council was hereunto affixed following a decision made on 11<sup>th</sup> day of November 2015 by the Cabinet Member for Highways and Transport

Authorised Signatory



25980

### **Schedule 1 – Revocation**

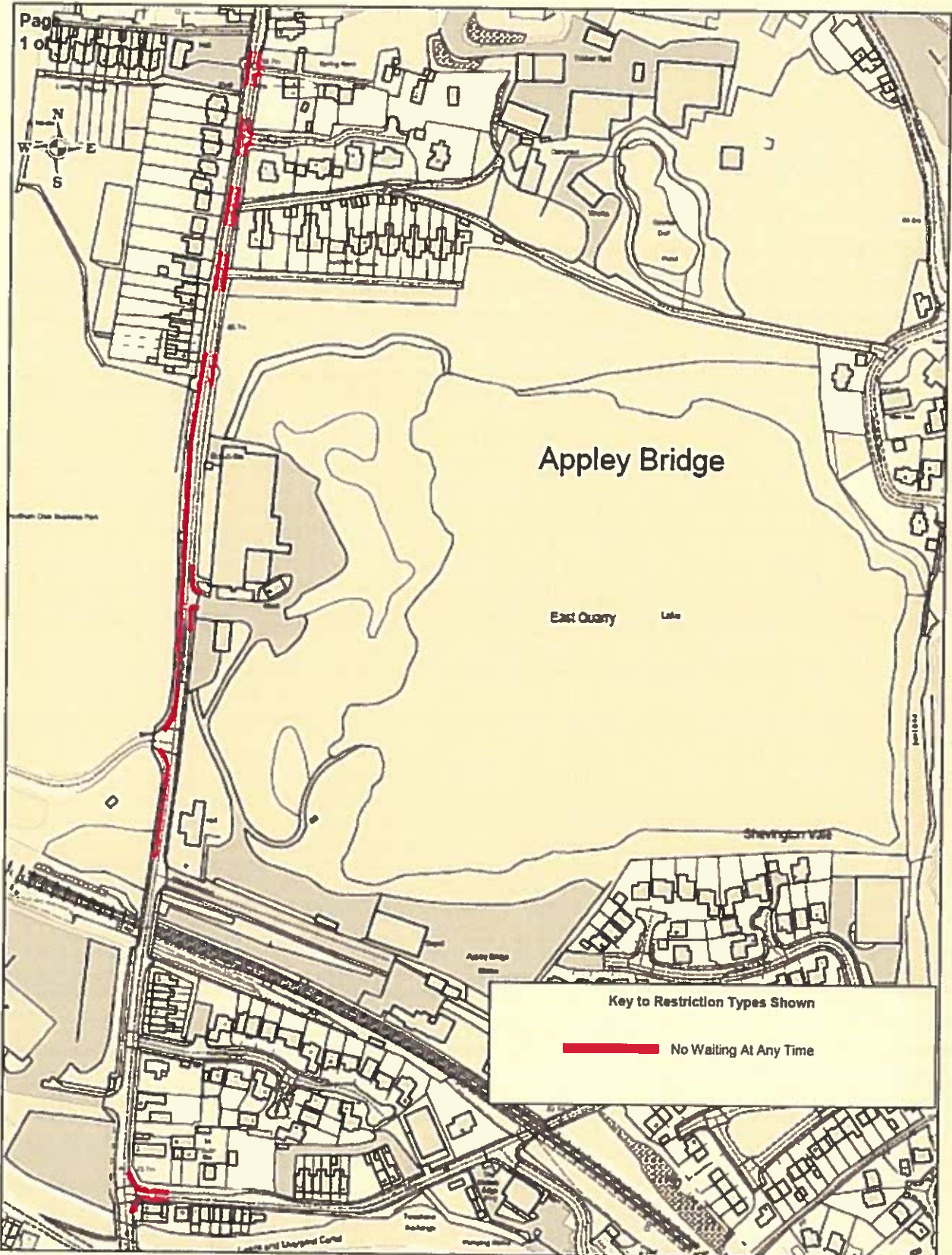
- 1) Item (99)(b) of Schedule 10.01, Hutton Way, the west side, from the northern kerbline of Park Road for a distance of 38 metres in a northerly direction.
- 2) Item (129)(a) of Schedule 10.01, New Fold, the northwest side, from its junction with Oxhouse Road for a distance of 20 metres or thereabouts, in a south-westerly direction.
- 3) Item (129)(b) of Schedule 10.01, New Fold, the south-east side, from its junction with Oxhouse Road, for a distance of 20 metres or thereabouts, in a south-westerly direction.

### **Schedule 2 – Prohibition of Waiting At Any Time**

- 1) Appley Lane North, Appley Bridge, both sides, from a point 9 metres north of the Centreline of Apple Hey for a distance of 18 metres in a southerly direction.
- 2) Appley Lane North, Appley Bridge, both sides, from a point 29 metres south of the Centreline of Apple Hey in a southerly direction to a point 29 metres north of the Centreline of Ashfield Terrace.
- 3) Appley Lane North, Appley Bridge, both sides, from a point 48 metres north of the Centreline of Apple Hey for a distance of 16 metres in a southerly direction.
- 4) Appley Lane North, Appley Bridge, the east side, from a point 260 metres north of the Centreline of Farrier Way, for a distance of 22 metres in a southerly direction.
- 5) Appley Lane North, Appley Bridge, the east side, from a point 10 metres south of the Centreline of Mill Lane in a northerly direction to a point 13.5 metres north of the Centreline of Mill Lane.
- 6) Appley Lane North, Appley Bridge, the east side, from a point 45 metres south of the Centreline of Ashfield Terrace for a distance of 18 metres in a southerly direction.
- 7) Appley Lane North, Appley Bridge, the west side, from a point 45 metres south of the Centreline of Ashfield Terrace in a southerly direction to a point 105 metres north of the Centreline of Farrier Way.
- 8) Appley Lane North, Appley Bridge, both sides, from a point 12 metres north of the Centreline of Ashfield Terrace for a distance of 18 metres in a southerly direction.
- 9) Mill Lane, Appley Bridge, both sides, from a point 7 metres east of the Centreline of Appley Lane North for a distance of 17 metres in an easterly direction.
- 10) Hutton Way, Ormskirk, the north west side, from a point 6 metres north east of the Centreline of A570, Park Road for a distance of 45 metres in a north easterly direction.
- 11) Halsall Lane, Ormskirk, the north-west side, from a point 16 metres south west of the Centreline of Church Hill Road, for a distance of 37 metres in a north easterly direction.
- 12) New Fold, Upholland, the north west side, from a point 3.5 metres west of the Centreline of Sandbrook Road in a south westerly direction for a distance of 91 metres.
- 13) New Fold, Upholland, The south east side, from a point 3.2 metres west of the Centreline of Sandbrook Road, in a south westerly direction for a distance of 84.5 metres.
- 14) Sandbrook Road, Upholland the west side, from a point 5.4 metres north of the Centreline of New Fold for a distance of 15 metres in a southerly direction.

### **Schedule 3 - Prohibition of Loading At Any Time**

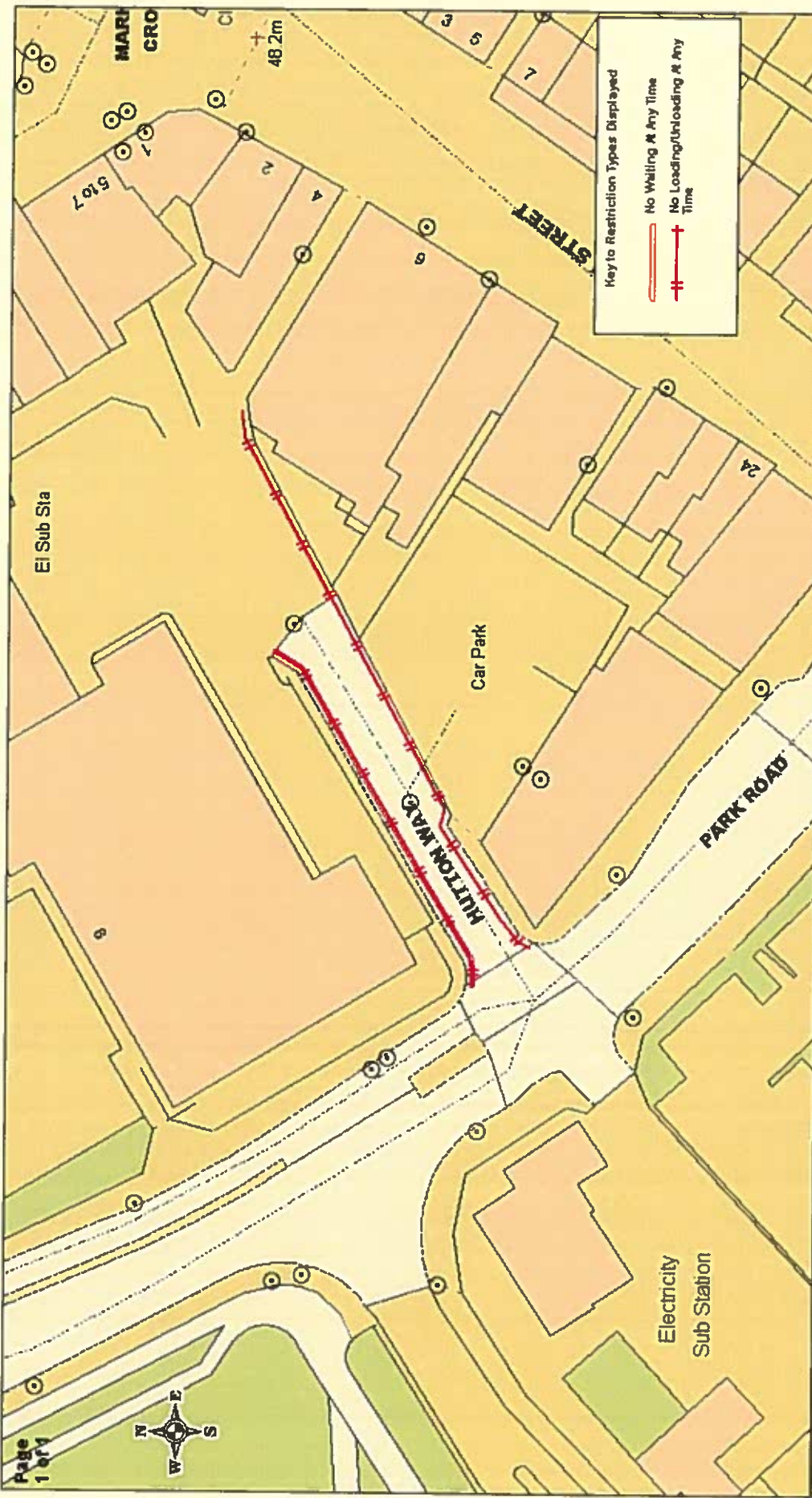
- 1) Hutton Way, Ormskirk, the south east side, from a point 6 metres north east of the Centreline of A570, Park Road in a north easterly direction to a point 75 metres north east of the Centreline of A570, Park Road.
- 2) Hutton Way, Ormskirk, the north west side, from a point 6 metres north east of the Centreline of A570, Park Road for a distance of 45 metres in a north easterly direction.



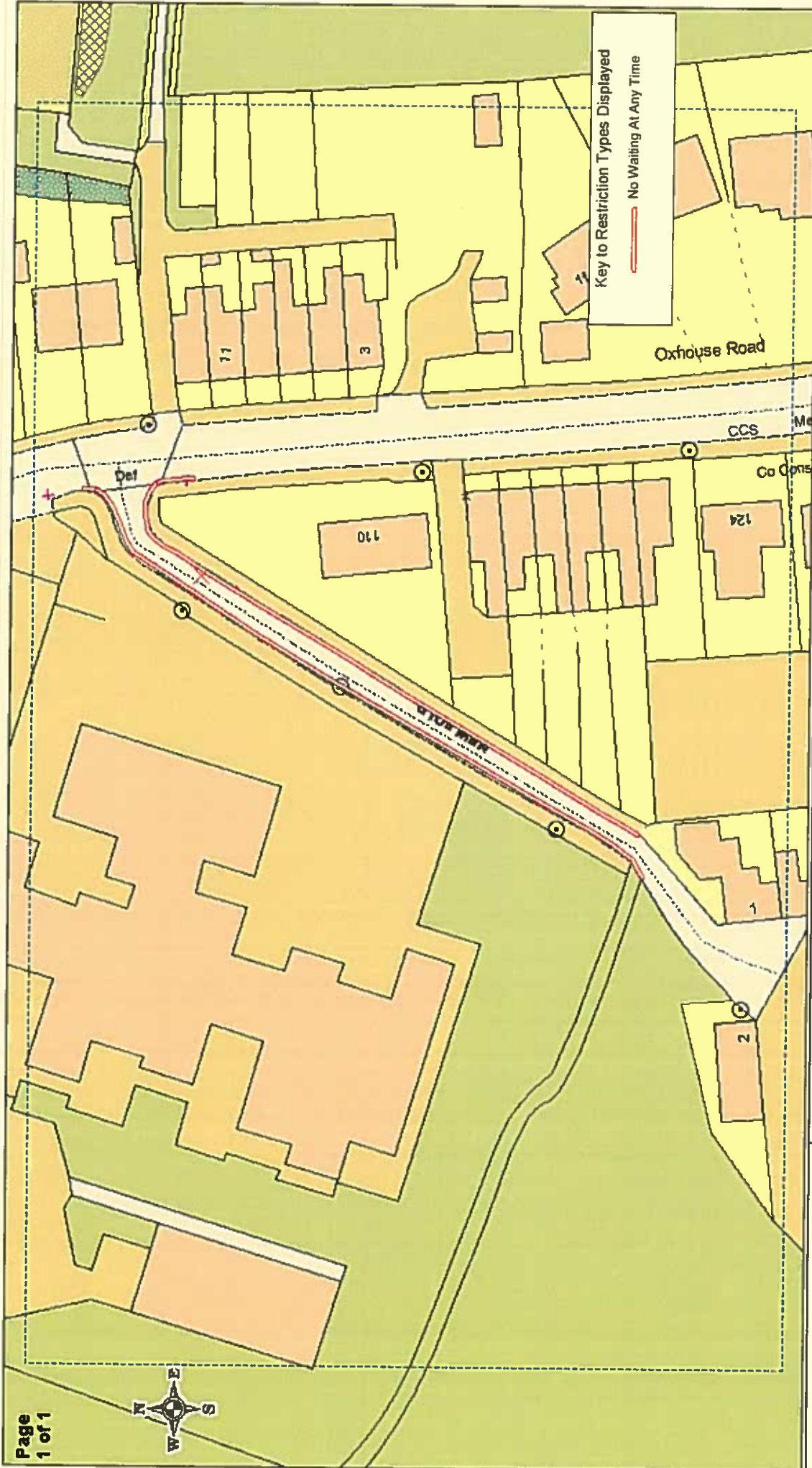
**APPLEY LANE NORTH,  
MILL LANE,  
APPLEY BRIDGE.**  
No Waiting at Any Time  
LCC2014-WL-APPLEYLN-DYL

Environment Directorate  
**Steve Browne**  
Interim Executive Director,  
Environment Directorate  
P.O. Box 198, County Hall,  
PRESTON PR1 8LD

SCALE	1 : 2800
DATE	15/04/2015
DRAWING No.	001
DRAWN BY	K Parkinson
	Scale with care as restriction may occur



<p><b>Lancashire County Council</b></p>		<p><b>HUTTON WAY, ORMSKIRK</b></p>		<p>SCALE</p> <p>1 : 600</p>
		<p>No Waiting At Any Time and No Loading/Unloading At Any Time</p>		<p>DATE</p> <p>28/10/2014</p>
<p><b>Environment Directorate</b> <b>Steve Browne</b> Interim Executive Director, Environment Directorate P.O. Box 100, County Hall, PRESTON PR1 0LD</p>		<p>DRAWING No.</p> <p>001</p>		<p>DRAWN BY</p> <p>K Parkinson</p>
		<p>Scale with care as distortion may occur</p>		



LCC2015-WL-NEWFOLD-DYL

NEW FOLD, UPHOLLAND

No Waiting At Any Time

Environment Directorate

**Environment Directorate**  
**Steve Browne**

Interim Executive Director, Environment Directorate  
P.O. Box 100, County Hall,  
PRESTON PR1 0LD

SCALE

1 : 700

DATE

17/06/2015

DRAWING No.

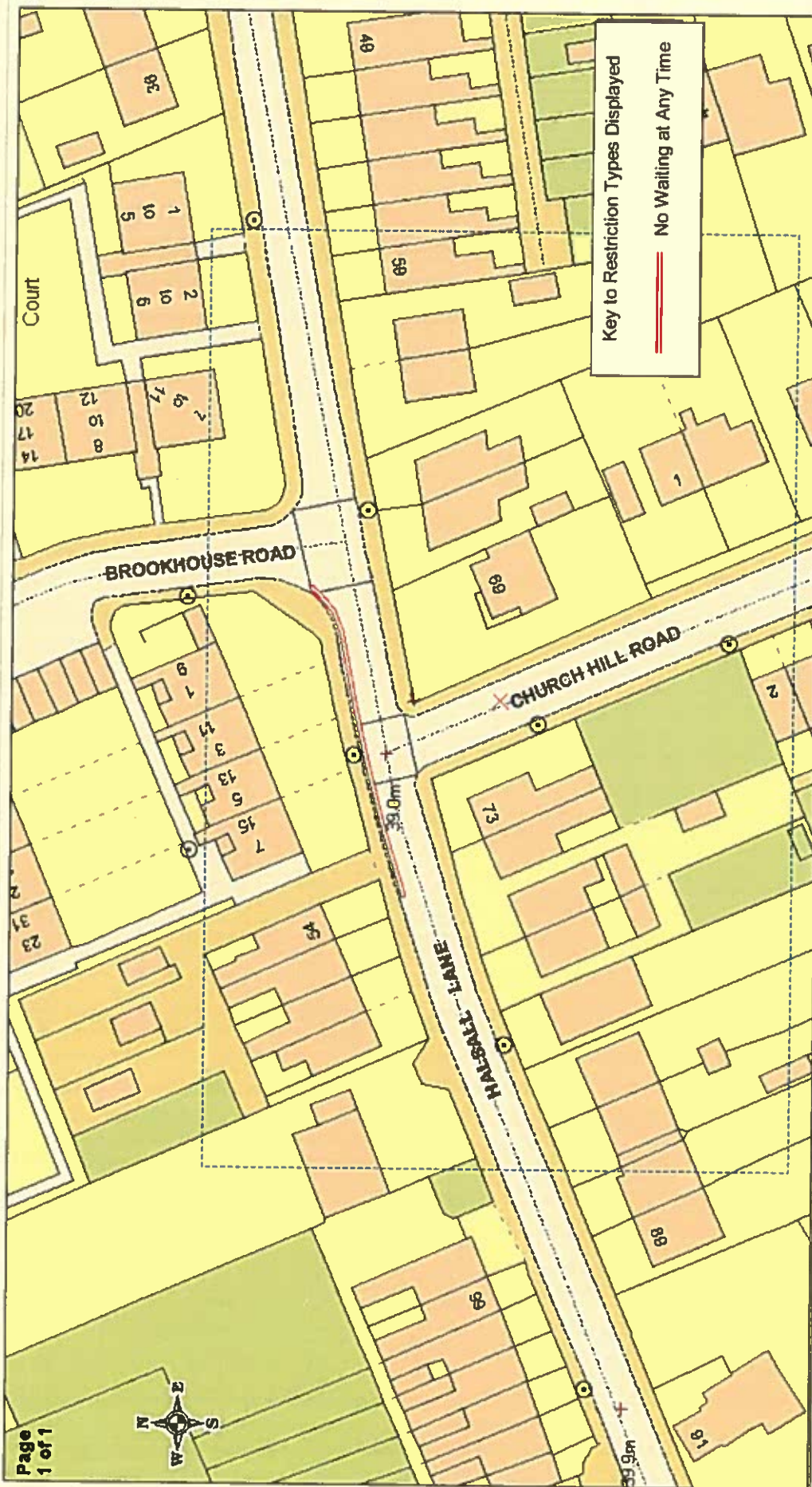
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DRAWN BY

K Parkinson

Scale with care as distortion  
may occur





Key to Restriction Types Displayed

— No Waiting at Any Time



<p><b>HALSALL LANE, ORMSKIRK</b> No Waiting at Any Time</p>		SCALE	1 : 600
		DATE	25/09/2014
<p><b>Environment Directorate</b> <b>Steve Browne</b> Interim Executive Director, Environment Directorate P.O. Box 100, County Hall, PRESTON PR1 0LD</p>		DRAWING NO.	001
		DRAWN BY	K Parkinson
		Scale with care as distortion may occur	

