

ROAD TRAFFIC REGULATION ACT 1984

THE LANCASHIRE COUNTY COUNCIL, (TRAFFIC REGULATION ORDER) (AMENDMENT) ORDER 2005

The County Council of Lancashire ("the County Council"), in exercise of its powers under **Sections 45 to 53** 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, and **Section 43** and **Schedules 3 and 6** to the **Road Traffic Act 1991** ("the 1991 Act") hereby make the following Order:-

1. Definitions and Interpretation

"Parking attendant" means a person authorised by or on behalf of Lancashire County Council under section 63A of the Road Traffic Regulation Act 1984 as amended by section 44 of the Road Traffic Act 1991 to supervise and carry out such other functions as conferred by or under any enactment.

"Penalty Charge" means a charge set by Lancashire County Council under the provisions of section 74 of the Road Traffic Act 1991.

"Penalty Charge Notice" means a notice issued by a Parking attendant pursuant to the provisions of section 66 of the Road Traffic Act 1991.

2. Amendments

The following amendments are hereby made to all existing Prohibition, Restriction of Waiting and Parking Place Traffic Regulation Orders made to date by the Lancashire County Council, or under section 101 of the Local Government Act 1972 by the agents thereof namely the 12 District Councils within the County and their predecessors:

- (1) The words "Traffic Warden" are deleted from the Article in the Orders which deals with definitions.
- (2) Each reference to "Traffic Warden" in the Article in the orders is replaced by reference to Parking Attendant.
- (3) The words "initial charge" and "excess charge" are deleted from the Article in the Orders which deals with definitions.

- (4) Each reference to "initial charge" and "excess charge" in the Orders is replaced by a reference to a penalty charge.
- (5) In the case of a vehicle in respect of which a penalty charge has been incurred, a Parking Attendant may issue a Penalty Charge Notice in accordance with the provisions and requirements of section 66 of the Road Traffic Act 1991.
- (6) The words "shall render it unlawful" are replaced by " shall be in contravention of this order".

3. Commencement of Order

This Order shall come into operation on the 9th September, 2005, and may be cited as "The Lancashire County Council (Traffic Regulation Order) (Amendment) Order 2005".

Dated this 23rd day of August, 2005

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

Authorised Signatory