



LEICESTER CITY COUNCIL (ASFORDBY STREET AREA AND DONCASTER ROAD AREA, LEICESTER) (ONE-WAY STREET RESTRICTIONS WITH EXEMPTION FOR PEDAL CYCLES) TRAFFIC REGULATION ORDER 2019

Leicester City Council (hereinafter referred to as "the Council") in exercise of their powers under sections 1, 2, 3, 4 and 5 of the Road Traffic Regulation Act 1984 ("the 1984 Act") and of Part IV of Schedule 9 to the 1984 Act and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 of the 1984 Act hereby makes the following Order in Part:-

Section 1
General

Citation and Commencement.

1. (i) This Order shall come into force on the 19th August 2019 and may be cited as "The Leicester City Council (Asfordby Street, Doncaster Road and Mere Road Areas, Leicester) (One-way Street Restrictions with Exemption for Pedal Cycles) Traffic Regulation Order 2019".

Interpretation.

2. (i) The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
- (ii) For the purposes of this Order: -

"Bus" has the same meaning as defined in Schedule 1 of Regulation 2 of the Traffic Signs Regulations and General Directions 2016 as amended.

"City" means the City of Leicester.

"Council" means the Leicester City Council.

"Driver" in relation to a vehicle waiting in a parking place, means the person driving the vehicle at the time it was left in the parking place and in all other cases means the person driving the vehicle and includes any separate person who acts as a steersman in addition to the driver.

"Emergency service vehicle" means a vehicle operated by the police, fire & rescue service or ambulance service.

"Enactment" includes any Act, Order or Regulation made under any Act.

"Motor cycle" and "Motor Vehicle" have the meaning as in section 136 of the 1984 Act.

"Offence" means a failure to comply with restrictions set out in this Order that may result in the issue of a fine under any Enactment that makes any provision of this Order a criminal offence.

“One-way Street” means a highway in which the driving of vehicles otherwise than in one direction is prohibited.

“Owner” in relation to a vehicle, means the person by whom the vehicle is kept. In determining who was the owner of the vehicle at any time it shall be presumed that the owner was the person in whose name the vehicle was at that time registered under the Vehicle Excise and Registration Act 1994 or the person who has the use of such vehicle in the course of his/her employment and is entitled to use such vehicle as if he/she were the registered keeper

“Pedal cycle” means a unicycle, bicycle, tricycle or cycle having four or more wheels, not being in any case mechanically propelled unless it is an electrically assisted pedal cycle of such class as is to be treated as not being a motor vehicle for the purposes of the 1984 Act.

“Penalty Charge Notice (PCN)” has the meaning ascribed to it by Regulation 8 of the Parking Regulations.

“Taxi” means a Hackney Carriage vehicle licensed under section 37 of the Town Police Clauses Act 1847

“Undertaker” has the meaning as in section 48 of The New Roads and Street Works Act 1991

- 3 (i) Any reference in this Order to a road by its name shall be construed as a reference to the road in the City bearing that name.
 - (ii) Any reference to a part number in this Order shall be construed as a reference to the traffic restriction detailed in Section 2, 3, 4, 5 or 6 bearing that part number.
 - (iii) The restrictions detailed in Column 2 of Sections 2, 3, 4, 5 or 6 shall be subject to such conditions as may be specified in column 3 by a number referring to a condition defined in Section 7 of this order
 - (iv) The restrictions imposed by this Order shall be in addition to and not in derogation of any restriction or requirement imposed by any other enactment.
4. The locations, roads or lengths of road specified in Column 2 of Schedule 1 of this order shall be subject to the restrictions set out in Column 1 of Schedule 1 identified by the part number. To assist in identifying the location of any manoeuvre restrictions a summary of the restriction may be included in the location description in Column 2 of Schedule 1, regardless of that summary the restriction shall be defined by the full description of that restriction contained in Section 2 of the order.
 5. For the purpose of this Order unless otherwise stated the location of a restriction identified in Column 2 of Schedule 1 which refers to a measurement from a junction shall be construed as a measurement from the intersection of the highway boundaries on the side of the junction in which direction the measurement is prescribed. Where a restriction identified in Column 2 of Schedule 1 is stated as commencing from or extending to a junction with another road it shall be construed as starting from or extending to a point at the intersection of the centrelines of the two roads.
 6. Unless otherwise stated all restrictions specified in this order shall be deemed to apply to the whole of the highway at the locations specified including any

carriageway, central reservation, footway, verge or other land forming part of that highway.

Section 2 Traffic Manoeuvre Restrictions

Column 1

Column 2

Column 3

Part 128	ONE-WAY TRAFFIC RESTRICTION EXCEPT CYCLES No person shall drive or cause or permit to be driven any Motor Vehicle on any length of road to which this restriction is applied otherwise than in the direction specified. Provided that this restriction shall not apply to a mechanical street cleansing vehicle between the hours of 11.00 pm and 7.00 am the following day.	1i, 1ii
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Section 7 Conditions and Exclusions.

- 1i. It shall not be an offence or contravention to cause or permit a vehicle to enter or be driven on any length of road specified in Schedule 1 Column 2 of this Order to which a restriction applies in a manner contrary to that restriction provided that the person is acting upon the direction of a police constable in uniform or such other persons in uniform appointed for that purpose by the Chief Constable for Leicestershire.
- ii. It shall not be an offence or contravention to cause or permit a vehicle to enter or be driven on any length of road specified in Schedule 1 Column 2 of this Order to which a restriction applies in a manner contrary to that restriction if the vehicle is being used for Police, Fire & Rescue Service or Ambulance purposes.
- iii. It shall not be an offence or contravention to cause or permit a vehicle to enter or be driven on any length of road specified in Schedule 1 Column 2 of this Order to which a restriction applies in contravention of that restriction to enable the vehicle, if it cannot conveniently be used for such purpose on any other road, to be used in connection with any building operation or demolition, the removal of any obstruction to traffic, the maintenance, improvement or reconstruction of any of the lengths of road or to enable work by any undertaker to be carried out relating to any pipe, cable, sewer or apparatus in or on that road.
- iv. It shall not be an offence or contravention to cause or permit a vehicle to enter or be driven on any length of road specified in Schedule 1 Column 2 of this order to which a restriction applies in contravention of that restriction to enable the vehicle to gain access to an off-street parking place.
- v. It shall not be an offence or contravention to cause or permit a vehicle to enter or be driven on any length of road specified in Schedule 1 Column 2 of this Order to which a restriction applies in contravention of that restriction if the vehicle is displaying a valid permit issued by the Council to allow the delivery of perishable goods to properties in Fox Lane, Gallowtree Gate or Humberstone Gate.

Section 11

Validity

1. If a Court, the Department for Transport, the National Parking Adjudication Service or the Traffic Enforcement Centre declares any part of this Order to be invalid or unenforceable, such declaration shall not invalidate the remainder of the Order.


Section 12

Revocation of Former Orders and Parts of Former Orders.

- 1.i. The Leicester (Consolidation) Traffic Regulation Order 2006 (As amended)
The Leicester (Consolidation) Traffic regulation Order 1975 (As amended)
- ii Each Order specified in 1.i. to Section 12 of this Order is hereby revoked in part insofar as it related to any Road item specified in Schedule 1 of this Order.
- iii Where any document refers, whether specifically or by means of a general description, to a provision of an Order revoked by this Order or is to be construed as so referring, the reference shall, where the context otherwise requires, be construed as or as including, a reference to the corresponding provision of this Order.

IN WITNESS whereof the Council have caused the Common Seal of the Leicester City Council to be hereunto fixed this 24th day of July 2019.

EXECUTED AS A DEED by)
LEICESTER CITY COUNCIL by)
affixing its Common Seal the day)
year first before written)


Barbara Heart



Authorised Signatory 101883

SCHEDULE 1

TRAFFIC RESTRICTIONS

Roads are listed in Alphabetical Order

Asfordby Street

- Part 128 from its junction with Green Lane Road to its junction with St Saviou Road travelling from north to south

Baggrave Street

- Part 128 from its junction with Nottingham Road to its junction with Green Lane Road travelling from south to north

Bridge Road

- Part 128 from its junction with Leicester Street to its junction with Green Lane Road travelling from south to north

Doncaster Road

- Part 128 from its junction with Glendon Street to its junction with Melton Road (A 607) traveling from south-east to north-west

Halkin Street

- Part 128 from its junction with Melton Road (A 607) to its junction with Glendon Street traveling from north-west to south-east

Harewood Street

- Part 128 from its junction with Green Lane Road to its junction with Humberstone Road travelling from south to north

Leicester Street

- Part 128 from its junction with East Park Road to its junction with Rolleston Street travelling from south-east to north-west

Melrose Street

Part 128 from its junction with Harrison Road to its junction with Glendon Street
traveling from north-west to south-east

Rolleston Street

Part 128 from its junction with Green Lane Road to its junction with Nottingham
Road travelling from north to south

Thurlby Road

Part 128 from its junction with Fernie Road to its junction with Green Lane Road
travelling from north to south

Wood Hill

Part 128 from its junction with Rolleston Street to its junction with Baggrave Street
travelling from east to west