

THE LEICESTERSHIRE COUNTY COUNCIL
(MARKET STREET, ASHBY-DE-LA-ZOUCH, DISTRICT OF NORTH WEST LEICESTERSHIRE)
(TAXI RANK) EXPERIMENTAL ORDER 2015

NOTICE IS HERBY GIVEN that the Leicestershire County Council has made an Experimental Order under Sections 9, 10(2) and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984, the effect of which will be:

1. To experimentally prohibit vehicles from stopping except taxis on part of northwest side of Market Street, Ashby between the hours of:
 - 10.00pm and midnight on Fridays
 - midnight and 3.00am and 10.00pm and midnight on Saturdays
 - midnight and 3.00am on Sundays.

The Order will come into force on the eighth day of May 2015 for a period of up to 18 months. However, if the Experimental Order is found to be effective upon expiration of a period of not less than 6 months from the date of this Order coming into force, the Council may give permanent effect to the provisions of this Order.

If you wish to make representations either supporting or objecting to the Experimental Order being made permanent, your representation must be submitted in writing to the undersigned quoting reference JM/HTWMT/2765. Alternatively objections can be emailed to **jane.x.moore@leics.gov.uk** or submitted via the online comment form which may be accessed via the link below. Any comments must be received within 6 months of the Experimental Order coming into force, or if the Order is subsequently varied or modified, within 6 months of the variation or modification coming into force.

A copy of the Order together with a plan illustrating the proposal and an explanatory statement giving the Council's reasons for making the Order may be inspected during normal office hours at: Room 200A, County Hall, Glenfield, Leicester and at the Offices of North West Leicestershire District Council, Whitwick Road, Coalville LE67 3FJ or at Ashby Town Council, Legion House, South Street, Ashby de la Zouch, LE65 1BQ.

These documents will be on deposit from the date of this Notice for the duration that this Order shall remain in force. Documents can also be viewed online at **www.leics.gov.uk/index/highways/traffic_and_parking.htm**, by following the link under 'TRO Consultations'.

If you require alternative formats of this advertisement, for example, larger print, Braille or fax transmission, please telephone Leicestershire County Council (0116) 305 6752.

Dated 1st May 2015

DAVID MORGAN, County Solicitor, County Hall, Glenfield, Leicester LE3 8RA

THE LEICESTERSHIRE COUNTY COUNCIL
(MARKET STREET, ASHBY DE LA ZOUCH, DISTRICT OF NORTH WEST LEICESTERSHIRE)
(TAXI RANK) EXPERIMENTAL ORDER 2015

The Leicestershire County Council ("the Council") in exercise of its powers under Section 9, 10(2) and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("The Act") and of all other enabling powers, hereby makes the following Order:-

1. This Order shall come into force on the eighth day of May 2015 and may be cited as "The Leicestershire County Council (Market Street, Ashby de la Zouch, District of North West Leicestershire) (Taxi Rank) Experimental Order 2015".
2. The exemptions contained in this Order as set out in column 1 of Schedule 1 shall hereafter be referred to by reference to the code letters given in column 2 of Schedule 1.
3. (1) In this Order –

"authorised cab rank" means any area of carriageway which is comprised within and indicated by a road marking complying with diagram 1028.2 in Schedule 6 of The Traffic Signs Regulations and General Directions 2002;

"authorised parking place" means any parking place on a road authorised or designated by an Order made or having effect as if made under the Act;

"bus" has the same meaning as in Regulation 22 of the Traffic Signs Regulations and General Directions 2002;

"bus stop area" means any area of carriageway on the sides of roads specified in this Order which is comprised within and indicated by a road marking complying with either diagram 1025.2 or diagram 1025.3 to the Traffic Signs Regulations and General Directions 2002;

"C.E.O." means a duly authorised Civil Enforcement Officer;

"disabled person's badge" has the same meaning as in The Disabled Persons (Badges for Motor Vehicles)(England) Regulations 2000 and subsequent Amendment Regulations;

"disabled persons designated parking bay" means the part of the carriageway or side of road marked in accordance with Schedule 6 of the Traffic Signs Regulations and General Directions 2002 (as amended) by the marking shown in diagram 1028.3, 1032 or 1033 (or permitted variants thereof);

"doctors' permit holders" means a vehicle which displays a valid permit issued to a Doctor for use in a specified location;

"footway parking area" means an area of the footway specifically designated for the purpose of waiting;

"goods vehicle" has the same meaning as that ascribed to it in Section 192(1) of the Road Traffic Act 1988;

"heavy commercial vehicle" has the same meaning as in Section 138 of the Act;

"loading" and "unloading" means the collection or delivery of goods (parcels, stock and other items of that nature) to or from a vehicle where the goods cannot be reasonably collected or delivered except by the use of that vehicle in a particular length of road;

"market day" means any day of the week approved and authorised under a market charter for the holding of a market or such other bona fide licensed market;

"market trader" means any person duly authorised an appropriate body to trade from an authorised market stall or stand or location as from time to time may be specified by the appropriate body for the purposes of his or her trading;

"motor cycle" has the same meaning as in Section 136 of The Act;

"motor vehicle" means any vehicle as defined by the Construction and Use Regulations 1986 (as amended) which is mechanically propelled except where otherwise provided;

"parking disc" means a disc, issued by a local authority, complying with the requirements of the British Standard Specification for Parking Discs (BS No.4631:1970) but coloured blue, and capable of showing the quarter hour period during which a period of waiting begins, or a blue badge under the Disabled Persons (Badges for Motor Vehicles)(England) Regulations 2000;

"permitted parking place" means any part of a road hereby authorised by the Council for use as a parking place, bay or space where vehicles may wait;

"permit" means a written warrant issued by or on behalf of Leicestershire County Council allowing the holder to wait in a specified location;

"permit holder" means a vehicle which displays a valid permit;

"residents' parking permit holder / residents' permit holder" means a vehicle which displays a valid permit issued to a resident of the specified location;

"road / roads" means the carriageway the footway and any verges being the full width of the highway extent from one boundary to another;

"school entrance" means any area of carriageway on the side of the road where vehicles are not permitted to stop and indicated by a road marking complying with diagram 1027.1 of the 2002 Regulations;

"solo motor cycle" means a motor cycle without a sidecar and having two wheels;

"taxi" means a Hackney Carriage vehicle licensed under section 37 of the Town Police Clauses Act 1847;

"vehicle" means any Motor Vehicle as defined in this Order and any other vehicle (capable of the carriage of persons or goods) except cycles unless otherwise provided;

"4.00 p.m. to 10.00 a.m. the following morning" wherever referred to in this Order means that period of time commencing at 4.00 p.m. in the afternoon of any day and terminating at 10.00 a.m. on the morning of the next day;

"The Act" means The Road Traffic Regulation Act 1984.

(2) For the purpose of this Order a vehicle shall be regarded as displaying a disabled person's badge in the relevant position, where in accordance with The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (as amended):

- (i) the Badge is displayed on the vehicle's dashboard or fascia panel with the front of the Badge facing forward with the details thereon clearly visible from an external position, or
- (ii) where the vehicle has no dashboard or fascia panel or windscreen where the Badge may be exhibited or displayed it shall be exhibited in a conspicuous position on the front or near side of the vehicle and

in either case a parking disc is exhibited in the relevant position prescribed in The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (as amended).

4. For the purposes of this Order and where any article permits, it shall not be unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's badge and a parking disc (on which the driver, or other person in charge of the vehicle, has marked the time at which the period of waiting began) to wait on the sides of roads referred to in the specific article, for a period not exceeding 3 hours unless otherwise stated (not being a period separated by an interval of less than one hour, unless otherwise stated, from a previous period of waiting by the same vehicle on the same side of road on the same day) provided that no such vehicle shall wait in any length of road where there is for the time being a prohibition of loading and unloading.

5. No person shall, except upon the direction or with the permission of a police officer in uniform, a community support officer or a C.E.O., or in accordance with the exemption provisions, cause or permit any vehicle to stop or wait, except for any taxi, between the hours of 10.00 p.m. and midnight and midnight and 3.00 a.m., on any Friday or Saturday; and between the hours of midnight and 3.00am on any Sunday, on the sides of the road as specified in Schedule 2 to this Order.
6. Except where otherwise stated, a reference in this Order to a numbered Article or Schedule is reference to the Article or Schedule bearing that number in this order.
7. The plan annexed to this Order and marked drawing number TM4284-003 is for identification purposes only.

SCHEDULE 1

TYPE OF EXEMPTION	CODE
For vehicles to allow people to board or alight.	LCCA
<p>For vehicles used in connection with:-</p> <ul style="list-style-type: none"> (i) building, industrial or demolition operations; (ii) the removal of any obstruction to traffic; (iii) the maintenance, improvement or reconstruction of the said sides of roads; or (iv) the laying, erection, alternative or repair on, or in land adjacent to the said sides of roads of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telegraphic line as defined in the Telecommunications Act 1984. 	LCCB
For vehicles to be used in the service of a local authority, highways agency, an area health authority or a water undertaker in pursuance of statutory powers or duties and whilst being so used in such service it is necessary for the vehicle to be positioned in the place where it is waiting.	LCCC

For vehicles to be used for the purpose of delivering or collecting postal packets as defined in section 87 of the Postal Services Act 2000 by any universal service provider.	LCCD
Not Allocated	LCCE
For vehicles to wait at or near to any premises situated on or adjacent to the said sides of roads for so long as such waiting by that vehicle is reasonably necessary in connection with any wedding or funeral.	LCCF
For vehicles to be used for fire brigade, ambulance or police purposes.	LCCG
For goods to be loaded on or unloaded from the vehicle on the sides of roads specified in this Order.	LCCH
<p>For Vehicles:</p> <p>(a) to wait upon an authorised parking place,</p> <p>(b) being a hackney carriage, to wait upon an authorised cab rank, or</p> <p>(c) licensed taxi.</p>	LCCI
For a disabled person's vehicle which displays in the relevant position a disabled person's badge, and a parking disc (on which the driver, or other person in charge of the vehicle, has marked the time at which the period of waiting began) to wait on the sides of roads referred to in that Schedule 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 on the same side of road on the same day) provided that no such vehicle shall wait in any length of road where there is for the time being a prohibition of loading and unloading.	LCCJ

For vehicles to wait on the sides of roads referred to therein for so long as may be necessary while any gate or other barrier at the entrance to premises to which the vehicle requires access or from which it has just emerged is being opened or closed, if it is not reasonably practicable for the vehicle to wait otherwise than in that road while such a gate or barrier is opened or closed.	LCKK
Any vehicle bona fide associated or used in connection with or for the purpose of licensed markets or special events.	LCCL
Where the person in control of the vehicle is directed or given permission to stop by a police officer, community support officer or a civil enforcement officer.	LCCM
To enable any motor vehicle that is constructed or adapted for the purpose of carrying monies or valuables under secure deposit and which is in use on a pre-arranged appointment for the delivery or collection of monies, financial instruments or valuables (for such a period of time as reasonably required to complete the delivery or collection) to any premises on the sides of road.	LCCN
Not Allocated	LCCO
Not Allocated	LCCP
Nothing shall render it unlawful to cause or permit any vehicle to wait in connection with the maintenance or repair of any premises adjoining the roads which can only be carried out from the road being such works as are required to be carried out to comply with any statutory obligation condition or stipulation subject to such waiting being limited to a maximum of two hours in any period of 24 hours.	LCCQ

Not Allocated	LCCR
Not Allocated	LCCS
Not Allocated	LCCT
Not Allocated	LCCU
Not Allocated	LCCV
Not Allocated	LCCW
Not Allocated	LCCX
For a disabled person's vehicle which displays in the relevant position a disabled person's badge and a parking disc (on which the driver, or other person in charge of the vehicle, has marked the time at which the period of waiting began) to wait in the designated parking place.	LCCY

SCHEDULE 2

Taxi Rank

Friday 10.00pm-midnight and Saturday midnight-3.00am and 10.00pm-midnight and Sunday midnight-3.00am

Market Street, Ashby De La Zouch

the north-west side from a point 53 metres north-east of its junction with Brook Street in a north-easterly direction to a point 123 metres north-east of its junction with Brook Street

EXEMPTIONS

The following exemptions apply to the above. Refer to Schedule 1 for the details of each exemption:-

LCCA, LCCB, LCCC, LCCD, LCCF, LCCG, LCCH, LCCI, LCCJ, LCCM, LCCN.

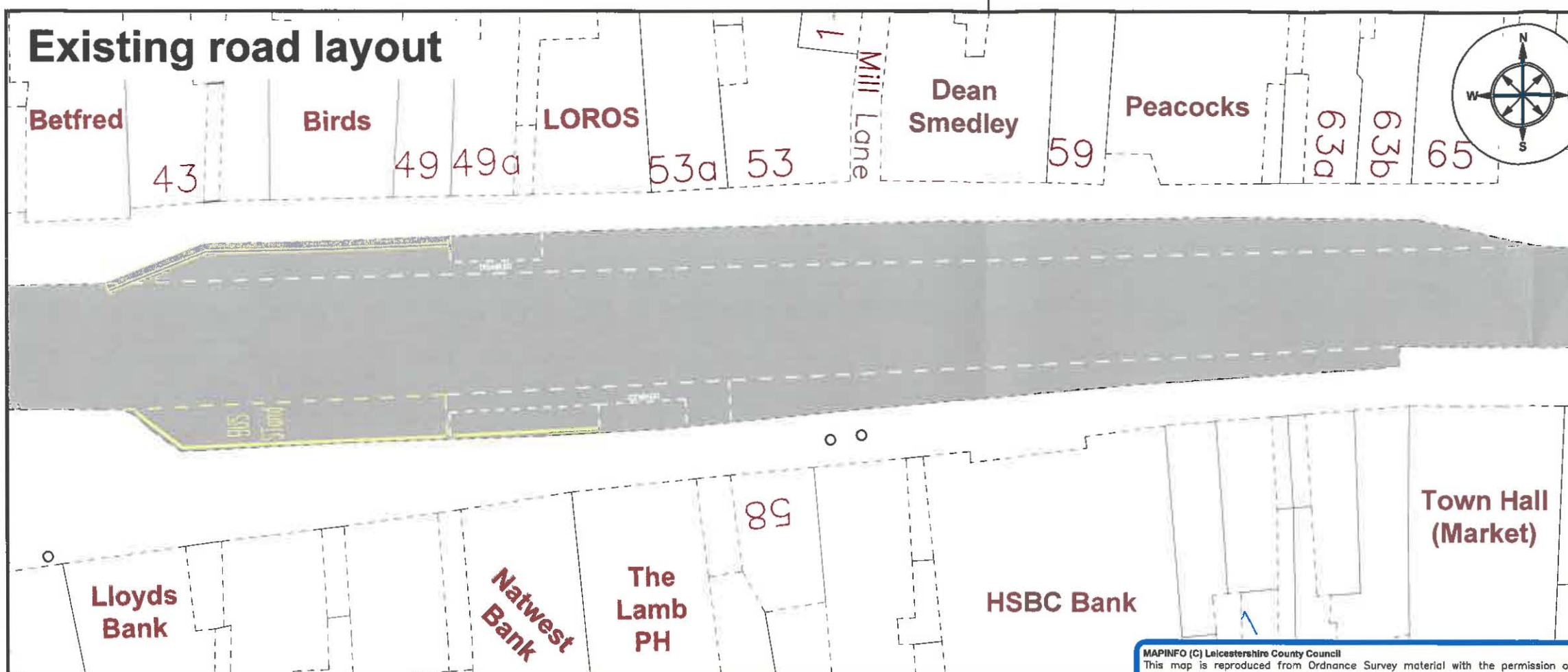
THE COMMON SEAL of THE)
LEICESTERSHIRE COUNTY COUNCIL)
was hereunto affixed this twenty second day of)
April 2015 in the presence of)

AW Tamei

Head of Legal Services



Existing road layout



Notes:

Note A

Existing double yellow lines outside of 'Birds Confectioners' to be removed and replaced with a bus/taxi clearway, for use by buses during the day and taxis in the evening.

Note B

Existing disabled bay to remain unchanged

Note C

New yellow clearway line to be installed along kerb edge between LOROS and The Bulls Head to reserve the parking bay for taxis in the evening. During the day the bay will continue to operate as usual (i.e. parking for shoppers etc)

Note D

The existing bus stop and parking bay between 'Lloyds Bank' and 'The Lamb' is currently reserved for taxis between 9pm-2am on a Friday and Saturday night. It is proposed to amend those hours to 10pm-3am. The same time adjustment is proposed for the existing bus/taxi bay outside of 'Costa Coffee' (not shown on plan).

Signs

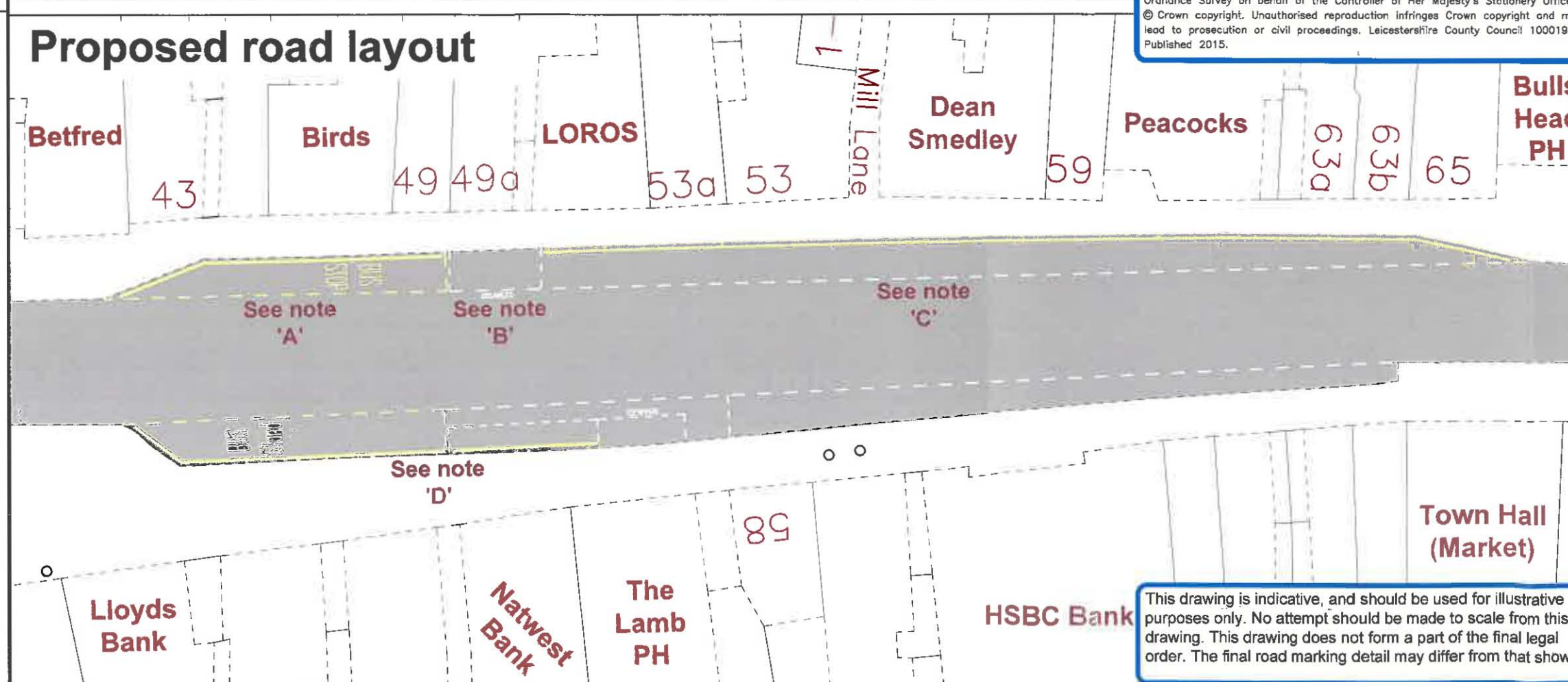
Signs will inform motorists of the times of the day over which the various controls are in place. See example below.



Example sign

MAPINFO (C) Leicestershire County Council
This map is reproduced from Ordnance Survey material with the permission of Ordnance Survey on behalf of the Controller of Her Majesty's Stationery Office.
© Crown copyright. Unauthorised reproduction infringes Crown copyright and may lead to prosecution or civil proceedings. Leicestershire County Council 100019271.
Published 2015.

Proposed road layout



This drawing is indicative, and should be used for illustrative purposes only. No attempt should be made to scale from this drawing. This drawing does not form a part of the final legal order. The final road marking detail may differ from that shown.



ENVIRONMENT AND
TRANSPORT DEPARTMENT

PHIL CROSSLAND
DIRECTOR

TRAFFIC & SAFETY GROUP
TRAFFIC MANAGEMENT

TITLE:
MARKET STREET
ASHBY DE LA ZOUC
PROPOSED TAXI RANK

DRAWING NUMBER	SCALE
TM4284-003	NTS
PREPARED BY: MA	DATE: 01 MARCH 2015
CHECKED BY: SB	SIZE: A3
APPROVED BY: SB	CORR. FILE:

COUNTY HALL * GLENFIELD * LEICESTER * LE3 8ST
Tel: 0116 305 0001

E-Mail address: customerservices@leics.gov.uk www.leics.gov.uk

Statement of Effect

Concerns over highway safety and local amenity have been raised with regard to the current provision of taxi ranks on Market Street, Ashby de la Zouch. It is thought that the current provision is not sufficient or suitably well located to serve the growing demand on a Friday and Saturday evening.

With specific regard to Ashby, taxi drivers are often accused of dangerous and inconsiderate driving in order to best align themselves for the collection of fares. The unsafe practice of double parking has become habitual by some drivers and the uncertainty over where the public can hire a taxi is undesirable.

The frustration with taxi provision in Ashby can be largely attributed to a lack of available and strategically placed spaces to wait. The current provision is extremely limited, and located some distance from the venues with the greatest occupancy and longest licensing hours. In order to improve highway safety and the overall experience of those visiting the town, it is recommended to introduce a dedicated rank where taxis can establish a clear and unobstructed area to queue and where the public will know to find a taxi for hire.

In consulting with Ashby Town Council, Ashby Civic Society, North West Leicestershire District Council and Taxi operators we are implementing on a six month trial period a part-time taxi rank is to be installed in Ashby for use on Friday and Saturday nights. The rank will operate between 10pm and 3am in Market Street to make it easier, and safer, for people returning home after a night in the town. The rank will be clearly defined so people know where they can safely get a taxi after a night out and where taxis can park in a queue.”

The lay-by would continue to operate as usual during the day and at all other times (i.e. for use by shoppers etc.). A further taxi facility is being provided by converting the existing double yellow lines outside of the Birds Confectioners into a bus/taxi clearway for use by buses during the day, and taxis in the evening.

The rank, which will provide 18 taxi parking spaces, will be in the lay-by on the north side of Market Street. It will be initially introduced on an experimental basis and will be monitored before a decision on whether to operate it on a permanent basis is made.

The effectiveness of the rank will be entirely dependent on the responsible and proper use by the taxi operators. Should poor parking and driving habits continue, or the rank is underused then consideration would have to be given to the future of allocated taxi parking. On that basis, it is recommended that the rank be introduced on an experimental basis.