

**Delegated Powers of the Assistant Director (Highways & Transportation):- Monday 2 September 2019
(Experimental Order)**



**The Road Traffic Regulation Act 1984
Sections 9 & 10(2)**

**The City Council of Liverpool
(Beaconsfield Road)
(Drop-Off/Pick-Up Place for Coaches)
(Experimental) Order, 2019**

**Jeanette McLoughlin,
City Solicitor,
Liverpool.**

**LS Ref N° ETRO 10151
TM TRO N° TM 3458
Civica Ref N° 2081.424**



**The City Council of Liverpool
(Beaconsfield Road) (Drop-Off/Pick-Up Place for Coaches)
(Experimental) Order, 2019**

The **City Council of Liverpool** (hereinafter referred to as "**the Council**") in exercise of its powers under **Sections 9 & 10(2) of The Road Traffic Regulation Act 1984** (which said Act of 1984 is hereinafter referred to as "**the Act of 1984**") and of all other enabling powers and after consultation with the chief officer of police in accordance with **Part III of Schedule 9** to the Act of 1984, hereby makes the following Order:-

Section 1: Commencement, Citation, Interpretations and General Articles

1. This Order shall come into operation on the **14 day of October 2019** and may be cited as: - **The City Council of Liverpool (Beaconsfield Road) (Drop-Off/Pick-Up Place for Coaches) (Experimental) Order, 2019.**

2. This **Experimental Traffic Regulation Order** shall remain in force for a **maximum period** of up to **eighteen months** expiring on the **12 day of April 2021.**

3. As provided by **Section 10(2) (Supplementary Provisions As To Experimental Traffic Orders)** of the Act of 1984 this **Experimental Traffic Regulation Order** includes the provision to empower the **Divisional Manager (Highways & Transportation)** of the Council, or a person authorised by the **Divisional Manager**, to modify or suspend the operation of this **Experimental Traffic Regulation Order** or any provision of it if it appears to him essential: - (a) in the interests of the expeditious, convenient and safe movement of traffic; (b) in the interests of providing suitable and adequate on-street parking facilities; or (c) for preserving or improving the amenities of the area through which any road affected by the **Experimental Traffic Regulation Order** runs. The power conferred by such this provision shall be exercised only after consulting the appropriate **Chief Officer of Police** and giving such public notice as the **Secretary of State** may direct.

4. In this Order, save as otherwise defined within this Order, each and every expression shall have the meaning assigned to it by **The Traffic Signs Regulations and General Directions 2016:-**

"civil enforcement officer" means a person authorized by or on behalf of the City of Liverpool under **Section 76 of The Traffic Management Act 2004** to supervise and enforce the restrictions imposed by Traffic Regulation Orders made by the Council.

"coach" means a public service vehicle but excluding such a vehicle when it is being used to operate a local service as defined by **The Transport Act 1985.**

"drop-off/pick-up place for coaches" means any area of highway described in the **Schedule** to this Order.

"penalty charge" and **"reduced penalty charge"** means a charge set by the City of Liverpool under the provisions of **Section 77 of The Traffic Management Act 2004** in accordance with guidance given by the Secretary of State for Transport which is to be paid in the manner described in the penalty charge notice not later than the last day of the period of 28 days beginning with the date on which the Penalty Charge Notice was served or 14 days of the date the notice was served in the case of a reduced penalty charge;

"penalty charge notice" means a notice issued by a civil enforcement officer pursuant to the provisions of **The Traffic Management Act 2004** and any Statutory Instruments made by the Secretary of State there under.

5. Except where otherwise stated, any reference in this **Experimental Traffic Regulation Order** to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this **Experimental Traffic Regulation Order.**

6. The prohibitions and restrictions imposed by this **Experimental Traffic Regulation Order** shall be in addition to and not in derogation from any restriction or requirement imposed by any regulations made or having effect as if made under the Act of 1984 or by or under any other enactment.

Section 2: Drop-Off/Pick-Up Place for Coaches

7. No person shall leave a vehicle at any time at a drop-off/pick-up place for coaches:- (a) other than a coach which is left at such drop-off/pick-up place for coaches for the purpose of allowing passengers to board or alight; & (b) unless the coach is left at the drop-off/pick-up place for coaches specified in **Column 1** of the **Schedule** to this Order during the hours specified in the corresponding part of **Column 4** of the **Schedule** during the days specified in the corresponding part of **Column 3** of the **Schedule**, for a maximum period not exceeding that specified in Column 5 of the Schedule.

Section 3: Contravention Of The Order, Penalty Charge And Penalty Charge Notice

8. If a vehicle is left at any time in contravention of a provision of this Order a penalty charge shall be payable.

9. In the case of a vehicle in respect of which a penalty charge is payable, a penalty charge notice showing the information required by **The Traffic Management Act 2004** may then be issued by a civil enforcement officer in accordance with the requirements of that Act and any Statutory Instruments made by the Secretary of State there under.

GIVEN under the Common Seal of the Council of the City of Liverpool this 1 day of October 2019.



ROGER MANN

PRINCIPAL ASSISTANT CITY SOLICITOR



Seal No.
95-19

Schedule				
Areas On The Highways Designated as Drop-Off/Pick-Up Places For Coaches				
Areas on the Highways designated as drop-off/pick-up places for coaches. Each area described below in this column being an area forming part of the carriageway of a specific highway is a designated drop-off/pick-up places for coaches	Position in which vehicles may wait	Days of Operation of Drop-Off/ Pick-Up Place	Hours of Operation of Drop-Off/ Pick-Up Place	Maximum period for which vehicles may wait to enable passengers to board or alight from the vehicle
Col.1	Col.2	Col.3	Col.4	Col.5
Beaconsfield Road (south side) from a point 14m south west of the south western kerb line of Smalley Avenue in a north easterly direction for a distance of 30m with a width varying from 0m to 2.8m.	Wholly within the limits of the drop-off/ pick-up place and parallel to the edge of the carriageway.	Monday to Sunday	Twenty-Four Hours	15 minutes no return within 1 hour