

REF NO.: 2541

**Delegated Powers of the Assistant Executive Director (Highways):- Monday 11<sup>th</sup>, July  
2005**



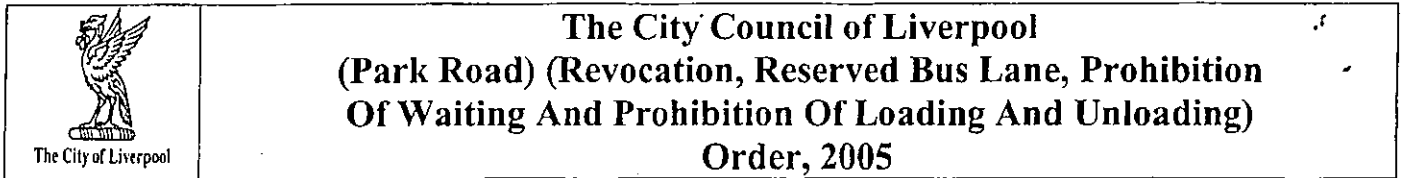
The City of Liverpool

**The Road Traffic Regulation Act 1984  
Sections 1(1) and (2), 2(1) to (3), 4(2) and Part IV of Schedule 9**

**The City Council of Liverpool  
(Park Road) (Revocation, Reserved Bus Lane, Prohibition  
Of Waiting And Prohibition Of Loading And Unloading)  
Order, 2005**

**Graeme Creer,  
City Solicitor,  
Liverpool.**

**LS Ref N° ex-TRO 4109  
2020LL TRO N° TM 2541  
ECM Ref N° 1109.684**



The City Council of Liverpool (hereinafter referred to as "**the Council**") in exercise of its powers under Sections 1(1) and (2), 2(1) to (3), 4(2) and Part IV of Schedule 9 to 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 One – Commencement, Citation,  
Interpretations, General Articles and Revocations**

1. This Order shall come into operation on the 24<sup>th</sup> day of August 2005 and may be cited as: - **The City Council of Liverpool (Park Road) (Revocation, Reserved Bus Lane, Prohibition Of Waiting And Prohibition Of Loading And Unloading) Order, 2005.**

2. **The City Council of Liverpool (Park Road/Dingle Lane/Aigburth Road) (Prohibition Of Waiting) Order, 1976,** is hereby revoked in so far as it relates to **Park Road.**

3. **The City Council of Liverpool (High Park Street and Park Road) (Revocation and Prohibition Of Waiting) Order, 1984,** is hereby revoked in so far as it relates to **Park Road.**

4. (1) 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 2002:** -

"**disabled person**" means a disabled person of a description prescribed by Regulation 2(1) of **The Disabled Persons (Badges for Motor Vehicles) (England) Regulations, 2000.**

"**disabled person's badge**" has the same meaning as in **Regulation 2(1) of The Disabled Persons (Badges for Motor Vehicles) (England) Regulations, 2000.**

"**disabled person's vehicle**" means a vehicle lawfully displaying in a conspicuous position a disabled person's badge and which is a vehicle, which, immediately before or after any period of waiting allowed by virtue of a provision of a kind required by **The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000** to be included in an Order under the 1984 Act, has been or is to be driven by a disabled person or, as the case maybe, has been or is to be used for carrying disabled persons as passengers.

"**hackney carriage**" means a vehicle standing or plying for hire and holding a licence for the same under **The Town Police Clauses Act, 1847**.

"**hackney carriage stand**" means any area of carriageway designated as such by the Council under **Section 63 of The Local Government (Miscellaneous Provisions) Act, 1976**.

"**loading and unloading**" means the 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.

"**parking attendant**" means a person authorized by or on behalf of the City of Liverpool under **Section 63A** of the Act of 1984 to supervise and enforce the restrictions imposed by this Order.

"**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 of 1984;

"**pedal cycle**" means a pedal bicycle or pedal tricycle, not being in either case a motor vehicle;

"**penalty charge**" and "**reduced penalty charge**" means a charge set by the City of Liverpool under the provisions of **Section 74 of The Road Traffic Act 1991** 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 within **28 days** of the date of the notice or **14 days** of the date of the notice in the case of a reduced penalty charge.

"**penalty charge notice**" means a notice issued by a parking attendant pursuant to the provisions of **Section 66 of The Road Traffic Act 1991**.

"**postal operator**" means a person who provides the service of conveying postal packets from one place to another by post or any of the incidental services of receiving, collecting, sorting and delivering such packets.

"**postal packet**" means a letter, parcel, packet or other article transmissible by post.

"**public service vehicle**" means a motor vehicle (other than a tram car) which - (a) being a vehicle adapted to carry more than eight passengers, is being used for carrying passengers for hire or reward; or (b) being a vehicle not so adapted, is being used for carrying passengers for hire or reward at separate fares in the course of a business of carrying passengers;

"**reserved bus lane**" means any area of the carriageway bounded on the side kerbline of that carriage as described in **Schedule One** to this Order, and, where that side kerbline is broken by the junction of that road with another road, access way or parking layby, by the line joining the said side kerbline on either side of that junction or layby and on the

opposite side by a road marking complying with **diagram 1049** in **Schedule 6** to **The Traffic Signs, Regulations and General Directions 2002**, broken only by the gap opposite the junction of that road on the side of length of road with another road or an access way, by a crossing for foot passengers marked on the road in accordance with Regulations made under **Section 25** of the Act of 1984, or by a street refuge.

“telecommunications apparatus” has the same meaning as in **The Telecommunications Act 1984**.

4. (2) Except where otherwise stated, any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order.

5. The prohibitions imposed by this 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 Two – The Reserved Bus Lane

6. No person shall, except upon the direction or with the permission of a police officer in uniform or of a parking attendant, cause or permit any vehicle other than a public service vehicle, hackney carriage, pedal cycle, a vehicle being used by the Police, Ambulance, Fire Service or Statutory Services, Postal Operator and Local Authority in pursuance with their essential duties to enter or proceed in the reserved bus lane specified in **Column One** of **Schedule One** to this Order, other than for the purposes of crossing it, between the hours of **7.30 a.m.** up to and including **9.30 a.m.** on **Mondays to Fridays** inclusive to the extent specified in **Column Two** of the said Schedule. The width of the reserved bus lane is measured between the kerb and road marking to diagram number 1049 from **The Traffic Signs, Regulations and General Directions 2002**.

### Section Three – The Prohibition Of Waiting And Prohibition Of Loading And Unloading To This Order

7. Save as provided in **Article 9** no person shall, except upon the direction or with the permission of a police officer in uniform or of a traffic attendant, cause or permit any vehicle to wait at any time on the sides of lengths of road specified in **Column One** of **Schedule Two** to this Order to the extent specified in **Column Two** of the said Schedule.

8. No person shall cause or permit any vehicle, other than a public service vehicle allowing passengers to board or alight, to wait for the purposes of loading and unloading between the hours of **7.30 a.m.** up to and including **9.30 a.m.** and again between the hours of **4.00 p.m.** up to and including **6.30 p.m.** on **Mondays to Fridays** inclusive on the sides of lengths of road specified in **Column One** of **Schedule Three** to this Order to the extent specified in **Column Two** of the said Schedule.

**Section Four – The Exemptions From The  
Waiting Restrictions To This Order**

9. (1) Nothing in **Article 7** shall render it unlawful to cause or permit any vehicle to wait in **the said sides of lengths of road** referred to in that Article, for so long as may be necessary to enable: - (a) a person to board or alight from the vehicle; (b) the vehicle, if it cannot conveniently be used for such purposes in any other road, to be used in connection with any of the following operations, namely: - (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 lengths of road**; (iv) the laying, erection, alteration or repair in, or in land adjacent to, **the said sides of lengths of road** of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in **Section 4 of The Telecommunications Act, 1984**, including telephone kiosks; (c) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in the service of a local authority in pursuance of statutory powers or duties; (d) the vehicle to be used by a postal operator for the purpose of delivering or collecting postal packets from premises or postal boxes adjacent to **the said sides of lengths of road**; (e) the vehicle to take in petrol, oil, water or air from any garage situated in or adjacent to **the said sides of lengths of road**; (f) the vehicle to be used in connection with any wedding or funeral; (g) the vehicle to be used for fire brigade, ambulance or police purposes; or (h) the vehicle being a disabled person's vehicle displaying a disabled person's badge to be used by a disabled person.

9. (2) Nothing in **Article 7** shall render it unlawful to cause or permit any vehicle to wait in **the said sides of lengths of road** referred to in that Article, for so long as may be necessary to enable goods to be loaded on to or unloaded from the vehicle.

9. (3) Nothing in **Article 7** shall render it unlawful to cause or permit any vehicle: - (a) to wait upon a parking place; or (b) being a hackney carriage, to wait upon a hackney carriage stand.

**Section Five – Contravention Of The Order,  
Penalty Charge And Penalty Charge Notice**

10. If a vehicle is left at any time in contravention of **Article 7** or **Article 8** of this Order a penalty charge shall be payable.

11. In the case of a vehicle in respect of which a penalty charge is payable, a penalty charge notice showing the information required by **Section 66 of The Road Traffic Act 1991** may then be issued by a parking attendant in accordance with the requirements of **Section 66** of that Act.

12. Any person who contravenes **Article 6** of this Order, or who uses a vehicle, or causes or permits a vehicle to be used in contravention of **Article 6** of this Order, shall be guilty of an offence.

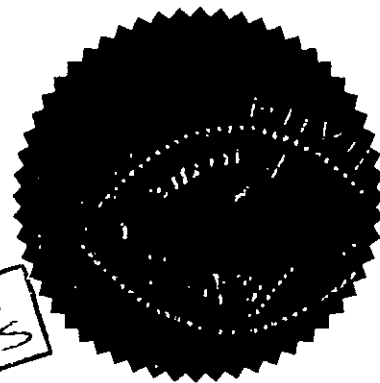
REF NO.: 2541

**GIVEN under the Common Seal of the Council of the City of Liverpool this 23<sup>rd</sup> day of August 2005.**

**GRAEME CREER**  
**CITY SOLICITOR**

*GC*

Seal No.  
64.05



**Schedule One**

**Reserved Bus Lane ~ Between 7.30 a.m. Up To And Including 9.30 a.m. On Mondays To Fridays Inclusive**

| <b>Column One</b>           | <b>Column Two</b>   |
|-----------------------------|---|
| Park Road (south west side) | from a point 78 metres from the north west side of its junction with Kedleston Street for a distance of 139.7 metres in a north westerly direction; |
| Park Road (south west side) | from a point 53 metres from the north west side of its junction with Harlow Street for a distance of 402 metres in a north westerly direction; and  |
| Park Road (south west side) | from a point 96 metres from the north west side of its junction with Warwick Street for a distance of 70 metres in a north westerly direction.      |

**Schedule Two**

**Prohibition Of Waiting ~ 24 Hours**

| <b>Column One</b>           | <b>Column Two</b>   |
|-----------------------------|---|
| Park Road (north east side) | from its junction with Warwick Street/Upper Warwick Street for a distance of 576.9 metres in a south westerly direction;        |
| Park Road (north east side) | from a point 6 metres north west of its junction with Ellis Street for a distance of 16.6 metres in a south easterly direction; |
| Park Road (north east side) | from a point 7.4 metres north west of its junction with High Park Street to its junction with Dingle Lane/Ullet Road;           |
| Park Road (south west side) | from its junction with Warwick Street/Upper Warwick Street for a distance of 771.7 metres in a south easterly direction;        |
| Park Road (south west side) | from a point 5 metres north west of its junction with Moses Street for a distance of 22 metres in a south easterly direction;   |
| Park Road (south west side) | from a point 6 metres north west of its junction with Isaac Street for a distance of 32.5 metres in a south easterly direction; |

| <b>Schedule Two (Continued)</b><br><b>Prohibition Of Waiting ~ 24 Hours</b> |   |
|---|---|
| <b>Column One</b>   | <b>Column Two</b>   |
| Park Road (south west side)   | from a point 5.6 metres north west of its junction with Jacob Street for a distance of 23.2 metres in a south easterly direction;     |
| Park Road (south west side)   | from a point 5.8 metres north west of its junction with David Street for a distance of 22.5 metres in a south easterly direction; and |
| Park Road (south west side)   | from a point 5.9 metres north west of its junction with Park Hill Road to its junction with Dingle Lane/Ullet Road.                   |

**Schedule Three****Prohibition Of Loading And Unloading ~ Between 7.30 a.m. Up To And Including 9.30 a.m. And Again Between The Hours Of 4.00 p.m. Up To And Including 6.30 p.m. On Mondays To Fridays Inclusive**

| <b>Column One</b>           | <b>Column Two</b>   |
|-----------------------------|---|
| Park Road (north east side) | from its junction with Warwick Street/Upper Warwick Street for a distance of 576.9 metres in a south westerly direction;              |
| Park Road (north east side) | from a point 6 metres north west of its junction with Ellis Street for a distance of 16.6 metres in a south easterly direction;       |
| Park Road (north east side) | from a point 7.4 metres north west of its junction with High Park Street to its junction with Dingle Lane/Ullet Road;                 |
| Park Road (south west side) | from its junction with Warwick Street/Upper Warwick Street for a distance of 771.7 metres in a south easterly direction;              |
| Park Road (south west side) | from a point 5 metres north west of its junction with Moses Street for a distance of 22 metres in a south easterly direction;         |
| Park Road (south west side) | from a point 6 metres north west of its junction with Isaac Street for a distance of 32.5 metres in a south easterly direction;       |
| Park Road (south west side) | from a point 5.6 metres north west of its junction with Jacob Street for a distance of 23.2 metres in a south easterly direction;     |
| Park Road (south west side) | from a point 5.8 metres north west of its junction with David Street for a distance of 22.5 metres in a south easterly direction; and |
| Park Road (south west side) | from a point 5.9 metres north west of its junction with Park Hill Road to its junction with Dingle Lane/Ullet Road.                   |