

Delegated Powers of the Assistant Director (Transportation):- Friday 14th November 2014



**The Road Traffic Regulation Act 1984
Section 9**

**The City Council of Liverpool
(David Lewis Street and Strand Street) (Twenty Miles per Hour Speed Limit and Reserved Bus
Lane) (Order, 2008) (Experimental Amendment) Order, 2014**

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

**LS Ref N° ex-TRO 8087E
TM TRO N° TM 3149
ECM Ref N° 2052.1268**



The City Council of Liverpool
(David Lewis Street and Strand Street) (Twenty Miles per Hour Speed Limit and Reserved Bus Lane) (Order, 2008) (Experimental Amendment) Order, 2014

The City Council of Liverpool (hereinafter referred to as "**the Council**") in exercise of its powers under **Section 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 Power To Suspend Or Modify This Experimental Order (If Necessary)

1A. This **Experimental Traffic Regulation Order** shall come into operation on the 24th day of **November 2014** and may be cited as: - **The City Council of Liverpool (David Lewis Street and Strand Street) (Twenty Miles per Hour Speed Limit and Reserved Bus Lane) (Order, 2008) (Experimental Amendment) Order, 2014.**

1B. This **Experimental Traffic Regulation Order** shall remain in force for a **maximum period** of up to **eighteen months** expiring on the 23rd day of **May 2016.**

2. (1) In this **Experimental Traffic Regulation 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**: -

"**Order of 2008**" means **The City Council of Liverpool (David Lewis Street and Strand Street) (Twenty Miles per Hour Speed Limit and Reserved Bus Lane) Order, 2008**;

2. (2) 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 Order.

3. The prohibition 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.

4. 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.

Section Two – The Amendments To The Order Of 2008

5. The **Order of 2008** is hereby amended by the substitution of the existing **Article 5** and the **Schedule** by the new **Article 5** and the **Schedule** as specified below in this Order: -

5. No person shall, except upon the direction or with the permission of a police officer in uniform or of a civil enforcement officer, cause or permit any vehicle other than a public service vehicle, coach, pedal cycle, licensed private hire vehicle, hackney carriage, a vehicle being used by the Police, Ambulance, Fire Service or Statutory Services, Postal Operator or Local Authority in pursuance with their essential duties or any vehicle being used by Her Majesty's Prison Service or their contractors for the transportation of prisoners, to enter, proceed or wait in the reserved bus lanes specified in Column One of the Schedule to this Order, to the extent specified in Column Two of the said Schedule, other than for the purposes of crossing it, during the hours and on the days of operation specified in Column Three of the said Schedule.

<i>Schedule Reserved Bus Lane</i>		
<i>Road Name</i>	<i>Extent Of Reserved Bus Lane</i>	<i>Prohibited Days & Hours</i>
<i>(Column One)</i>	<i>(Column Two)</i>	<i>(Column Three)</i>
Strand Street (north east side of the south bound carriageway)	<i>from its junction with James Street in a south easterly direction to its junction with Canning Place</i>	<i>24 hours Mondays to Sundays inclusive</i>

**Section Three – Contravention Of The Experimental Traffic Regulation Order,
Penalty Charge And Penalty Charge Notice**

6. If a vehicle is left at any time in contravention of a provision of this **Experimental Traffic Regulation Order** a penalty charge shall be payable.

7. 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.

8. Any person who contravenes the new **Article 5** of the **Order of 2008** within this **Experimental Traffic Regulation Order**, or who uses a vehicle, or causes or permits a vehicle to be used in contravention of the new **Article 5** of the **Order of 2008** within this **Experimental Traffic Regulation Order**, shall be guilty of an offence.

GIVEN under the Common Seal of the Council of the City of Liverpool this 14th day of November 2014.



Principal
ASSISTANT CITY SOLICITOR



Seal No.
124.14