

CITY OF OXFORD

THE CITY OF OXFORD (LAKE STREET AND VICARAGE ROAD AREA)
(TRAFFIC MANAGEMENT AND PARKING) CONSOLIDATION ORDER 1997

The Oxford City Council ("the Council") as agent for the Oxfordshire County Council in exercise of the powers of the said County Council under Sections 1(1), 2(1), 32(1), 35(1) and 124(1)(c), (d) and (f) of the Road Traffic Regulation Act 1984 ("the Act of 1984") and of all other enabling powers makes the following Order:-

PART I

IMPLEMENTATION, CITATION AND DEFINITIONS

1. This Order shall come into operation on 3rd February 1997 and may be cited as "The City of Oxford (Lake Street and Vicarage Road Area) (Traffic Management and Parking) Consolidation Order 1997".
2. This Order is made for the purpose of a general scheme of traffic management and parking control in the road stated in Schedule 1 to this Order.
3. In this Order, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:-
 "access way" means a length of road sufficient to enable a vehicle to have access to and egress from land or premises in or adjacent to the road;
 "disabled person's badge" has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) Regulations 1982;
 "disabled persons' parking disc" means a disc issued by a local authority in accordance with the provisions of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 1986;
 "disabled persons parking place" means a length of road authorised to be used as a parking place for disabled persons' vehicles by Article 15 of this Order;
 "disabled person's vehicle" has the same meaning as in the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 1986;
 "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;

"dual purpose vehicle" has the same meaning as in the Sixth Schedule to the Act of 1984;

"goods" includes cash or other valuable securities; and 'delivering' and 'collecting' in relation to any goods includes checking the goods for the purpose of their delivery or collection;

"goods vehicle" means a motor vehicle with or without a trailer which is constructed or adapted for use for the carriage of goods of any description and which exceeds 2.25 tonnes gross metric weight;

"invalid carriage" has the same meaning as in Section 136 of the Act of 1984;

"light goods vehicle" means a motor vehicle with or without a trailer which is constructed or adapted for use for the carriage of goods of any description and which does not exceed 2.25 tonnes gross metric weight;

"motor cycle" has the same meaning as in Section 136 of the Act of 1984;

"parking attendant" means a person authorised by or on behalf of the Oxfordshire County Council under Section 63A of the Act of 1984 to supervise and enforce the restrictions imposed by this Order;

"parking place" means a length of road authorised to be used as a parking place by Part III of this Order;

"parking space" means a space in a parking place which is provided for the leaving of a vehicle of one of the classes specified in Article 7 of this Order;

"passenger vehicle" means a motor vehicle (other than a motor cycle or invalid carriage) constructed solely for the carriage of passengers and their effects and adapted to carry not more than twelve passengers exclusive of the driver, and not drawing a trailer;

"penalty charge" and "reduced penalty charge" means a charge set by the Oxfordshire County Council 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 twenty-eight days of the date of the notice or fourteen 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 packets" has the same meaning as in Section 87 of the Post Office Act 1953;

"public telecommunications operator" has the same meaning as in Section 9 of the Telecommunications Act 1984;

"relevant position" means a position where a disabled person's badge is readily visible and legible from the front or nearside of the vehicle;

"restricted hours" means in relation to any restricted road specified in Schedule 2 to this order the whole 24 hours of every day;

"restricted road" means any road or length of road specified in Schedule 2 to this Order, provided that the expression "restricted road" shall not for the purposes of the provisions of Article 5 of this Order include any length of road authorised to be used as a parking place or a disabled persons' parking place by the relevant parts of this Order other than any access way therein;

"roundsman" means a person employed by a tradesman to visit customers to take orders and to deliver goods;

"statutory undertaker" has the same meaning as in Section 329 of the Highways Act 1980;

"telecommunications apparatus" has the same meaning as in the Telecommunications Act 1984;

"traffic sign" means a sign or marking of any size, colour and type prescribed or authorised under, or having effect as though prescribed or authorised under, Section 64 of the Act of 1984.

4. (1) Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended by any subsequent enactment.
- (2) The restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any other regulations made or having effect as if made under the Act of 1984, or by or under any other enactment.

PART II

WAITING OF VEHICLES

5. Subject to the provisions of Article 6 of this Order, no person shall, except upon the direction or with the permission of a parking attendant or a police officer in

uniform, cause or permit any vehicle to wait in any restricted road during the restricted hours.

6. Nothing in Article 5 of this Order shall apply:-

- (a) so as to prevent any person from causing or permitting any vehicle to wait for the purpose of loading or unloading the vehicle at premises situated on or adjacent to any restricted road;
- (b) so as to prevent any person from causing or permitting a vehicle to wait for so long as may be necessary to enable a person to board or alight from the vehicle;
- (c) so as to restrict the use of any vehicle being used in connection with any funeral, or any vehicle reasonably required in connection with any building operation, demolition or excavation in or adjacent to any restricted road, the removal of any obstruction to traffic in any restricted road, the maintenance, improvement or reconstruction of any restricted road or the laying, erection, alteration, removal, repair or servicing in or adjacent to any restricted road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus;
- (d) to an ambulance or a vehicle in the service of the fire brigade, a local authority, water undertaking, statutory undertaker or police force, in each case being used in pursuance of statutory powers or duties;
- (e) to any vehicle in the service of or employed by the Post Office while in use for the purpose of loading, unloading, delivering or collecting postal packets at premises or posting boxes adjacent to the restricted road;
- (f) to any vehicle in the service or employed by a public telecommunications operator waiting in any restricted road in connection with the servicing of telephone kiosks or telecommunications apparatus adjacent to that restricted road;
- (g) to a vehicle waiting while any gate or other barrier at the entrance to land or premises to which the vehicle requires access or from which it has emerged is being opened or closed, if it is not reasonably practicable for the vehicle to wait otherwise than in the restricted road while such gate or other barrier is being opened or closed;

- (h) to any vehicle waiting in any case where the person in control of the vehicle is required by law to stop, or is obliged to do so in order to avoid an accident or is prevented from proceeding by circumstances outside his control;
- (i) to a disabled person's vehicle which displays in the relevant position a disabled person's badge waiting for a period not exceeding 3 hours (not being a period separated by an interval of less than one hour from a previous period of waiting by the same vehicle in the same length of road in the same day) in any restricted road except where there is a loading ban in operation or where a bus lane or cycle lane has been provided, provided that the vehicle displays in the relevant position a disabled person's parking disc on which the driver or other person in charge of the vehicle marks the time at which the period of waiting has begun;

Provided in each of the cases mentioned above that the person in control of the vehicle shall move it on the instruction of a police officer in uniform wherever such moving shall be necessary for the purpose of preventing obstruction.

PART III

AUTHORISATION AND USE OF PARKING PLACES

- 7. Each of the lengths of road specified in Column 2 of Schedule 3 to this Order is authorised to be used, subject to the provisions of this Part of this Order, as a parking place for passenger vehicles, dual purpose vehicles, light goods vehicles, motor cycles and invalid carriages, and, except in the case of motor cycles, in position in single line with the whole nearside or offside of the vehicle (subject during hours of darkness to the provisions of the law on vehicle lighting) adjacent to the kerb in those parking places so indicated in Schedule 3, provided that no vehicle may by virtue of this Article park in any part of a parking place which is an access way.
- 8. The driver of a vehicle shall not permit it to park in a parking place:-
 - (a) unless it is a vehicle of a class specified in Article 7 of this Order, and
 - (b) unless it is in a position specified in Article 7 of this Order.

9. The limits of each parking place and the limits of any access way in a parking place shall be indicated by the Council on the carriageway by the appropriate traffic signs and any vehicle standing in a parking place shall stand wholly within the limits so marked.
10. The driver of a vehicle using a parking place shall stop the engine as soon as the vehicle is in position in the parking place, and shall not start the engine except when about to change the position of the vehicle in or to depart from the parking place.
11. (1) Where a parking attendant or a police officer in uniform is of the opinion that any of the provisions contained in this Part of this Order have been contravened or not complied with in respect of a vehicle left in a parking place he may remove or cause to be removed the vehicle from the parking place and, where it is so removed, he shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle, provided that when a vehicle is parked in a parking place in a position contravening the provisions of this Part of the Order a parking attendant or a police officer in uniform may alter or cause to be altered the position of the vehicle in order that its position shall comply with the provisions.
 - (2) A police officer in uniform may, in case of emergency, move, or cause to be moved to any place he thinks fit, any vehicle left in a parking place.
 - (3) Any person authorised to remove a vehicle or alter its position by virtue of parts (1) and (2) of this Article may do so by towing or driving the vehicle or in such other manner as he may think necessary and may take such measures in relation to the vehicle as he may think necessary to enable him to remove it or alter its position as the case may be.
12. (1) A parking attendant, a police officer in uniform or person authorised by the Council may suspend the use of a parking place or any part thereof whenever he considers such suspension reasonably necessary:-
 - (a) for the purpose of facilitating the movement of traffic or promoting its safety;
 - (b) for the purpose of any building operation, demolition or excavation in or adjacent to the parking place or the maintenance, improvement

or reconstruction of the parking place or the laying, erection, alteration, removal, repair or servicing in or adjacent to the parking place of any sewer or any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus or traffic sign;

- (c) for the convenience of occupiers of premises adjacent to the parking place on any occasion of the removal of furniture or household effects to or from one shop, office or dwellinghouse;
- (d) on any occasion on which it is likely by reason of some special attraction that any road will be thronged or obstructed;
- (e) for the convenience of occupiers of premises adjacent to the parking place at times of weddings or funerals, or on other special occasions.

(2) Any person suspending the use of a parking place or any part thereof in accordance with the provisions of part (1) of this Article shall thereupon place or cause to be placed in or adjacent to that parking place or the part thereof the use of which is suspended a traffic sign indicating that waiting by vehicles is prohibited.

(3) No person shall cause or permit a vehicle to be left in any parking place or part of a parking place during any period when there is in or adjacent to that parking place or part thereof the use of which is suspended a traffic sign placed in pursuance of part (2) of this Article.

13. No person shall use any vehicle while it is in a parking place in connection with the sale of any article to any person in or near the parking place or in connection with the selling or offering for hire of his skill or services, Provided that nothing in this Article shall prevent the sale of goods from a vehicle by a roundsman if the vehicle is of a class specified in Article 7 or a goods vehicle.

14. Nothing in the foregoing provisions of this Part of the Order shall apply to a vehicle waiting in a parking place, other than a parking place the use of which has been suspended, if:-

- (a) the vehicle is being used for any purpose or eventuality specified in parts (a), (b), (c), (d), (e), (f), (g) and (h) of Article 6 of this Order (which said

parts shall be construed as if "parking place" was substituted for "restricted road" wherever the latter phrase occurs);

- (b) the vehicle is waiting only for so long as is necessary to enable it to be used in connection with the posting or removing of advertising material in the form of posters, or cleaning windows or chimneys in premises adjacent to the parking place on which the vehicle is waiting.

PART IV

DISABLED PERSONS' PARKING PLACES

- 15. (1) Each of the lengths of road specified in Schedule 4 to this Order is authorised to be used, subject to the following provisions of this Part of this Order, as a parking place for the classes of vehicles specified in Article 16 only.
 - (2) No vehicle other than of the classes specified in Article 16 shall park at any time in the lengths of road specified in Schedule 4.
- 16. Each parking place specified in Schedule 4 may be used for the leaving of the following classes of vehicle;
 - (i) an invalid carriage;
 - (ii) a vehicle issued to a disabled person by the Department of Social Security in lieu of an invalid carriage;
 - (iii) a vehicle left by the driver thereof, being a vehicle which bears in the relevant position a disabled persons' badge,
and in position in single line with the whole nearside or offside of a vehicle (subject during hours of darkness to the provisions of the law on vehicle lighting) adjacent to the kerb in those disabled persons' parking places so indicated in Schedule 4;
 - (iv) a vehicle being used for any purpose referred to in Article 14 of this Order.
- 17. The provisions of Article 9, 10, 11, 12 and 13 shall apply to this Part of this Order as if they were expressly repeated in this Part and as though "disabled persons' parking place" was substituted for "parking place" wherever the latter phrase occurs.

PART V

CONTRAVENTIONS OF THE ORDER

18. (1) If a vehicle is left at any time in contravention of a provision of this Order a penalty charge shall be payable.
- (2) 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.

PART VI

REVOCATIONS

19. The Order specified in Schedule 5 to this Order is revoked.

SCHEDULE 1

THE STATED AREA (Article 2 of this Order)

An area bounded by and including Lake Street from its junction with Abingdon Road in a westerly direction to the west end of Lake Street, thence in a southerly direction on an imaginary line to the west end of Vicarage Road, thence in an easterly direction along and including the whole of Vicarage Road together with Green Place and thence in a northerly direction from the junction of Vicarage Road with Abingdon Road to the junction of Lake Street with Abingdon Road but excluding Abingdon Road itself.

SCHEDULE 2 (Part II of the Order)
RESTRICTED ROADS IN THE CITY OF OXFORD
(NO WAITING AT ANY TIME)

Gordon Street
Green Place
Lake Street
School Place
Stewart Street
Summerfield
Vicarage Lane
Vicarage Road

SCHEDULE 3 (Part III of the Order)

PARKING PLACES

LENGTHS OF ROAD IN THE CITY OF OXFORD:-

<u>Column 1</u>	<u>Column 2</u>
<u>Number of Parking Place</u>	<u>Description of Parking Place</u>
1. Gordon Street	(a) Western side, from a point 22 metres south of the southern kerbline of Stewart Street southwards for a distance of 18 metres. (b) Western side, from a point 50 metres south of the southern kerbline of Stewart Street southwards to a point 20 metres north of the northern kerbline of Vicarage Road.
2. Green Place	(a) Eastern side, from a point 10 metres north of the northern kerbline of Vicarage Road northwards for a distance of 7 metres. (b) Eastern side, from a point 29 metres north of the northern kerbline of Vicarage Road northwards to its northern extremity. (c) Eastern side, from a point 5 metres south of the southern kerbline of Vicarage Road southwards to its southern extremity. (d) Western side, from a point 10 metres north of the northern kerbline of Vicarage Road northwards for a distance of 6 metres.

- (e) Western side, from a point 24 metres north of the northern kerbline of Vicarage Road, northwards to its northern extremity.
- (f) Western side, from a point 16 metres south of the southern kerbline of Vicarage road, southwards for a distance of 9 metres.
- (g) Western side, from a point 39 metres south of the southern kerbline of Vicarage road southwards to its southern extremity.

3. Lake Street

- (a) Northern side, from a point 14 metres west of the western kerbline of Abingdon Road westwards for a distance of 173 metres.
- (b) Northern side, from a point 199 metres west of the western kerbline of Abingdon Road westwards to its western extremity.
- (c) Southern side, from a point 16 metres west of the western kerbline of Abingdon Road westwards to a point 12 metres east of the eastern kerbline of Summerfield.
- (d) Southern side, from a point 12 metres west of the western kerbline of Summerfield westward to a point 11 metres east of the eastern kerbline of Gordon Street.
- (e) Southern side, from a point 12 metres west of the western kerbline of Gordon Street westwards to its western extremity.

4. School Place
 - (a) Eastern side, from a point 10 metres north of the northern kerbline of Vicarage Road northwards to its northern extremity.
 - (b) Western side, from a point 10 metres north of the northern kerbline of Vicarage Road northwards for a distance of 35 metres.
5. Stewart Street

Both sides, from a point 13 metres west of the western kerbline of Gordon Street westwards to its western extremity.
6. Summerfield
 - (a) Eastern side, from a point 13 metres south of the southern kerbline of Lake Street southwards for a distance of 12 metres.
 - (b) Eastern side, from a point 32 metres south of the southern kerbline of Lake Street southwards to its southern extremity.
 - (c) Western side, from a point 19 metres south of the southern kerbline of Lake Street southwards to its southern extremity.
7. Vicarage Lane
 - (a) Eastern side, from a point 4 metres north of the northern kerbline of Vicarage Road northwards to its northern extremity.
 - (b) Western side, from a point 18 metres north of the northern kerbline of Vicarage Road northwards to its northern extremity.
8. Vicarage Road
 - (a) Northern side, from a point 17 metres west of the western kerbline of Abingdon Road westwards to a point 10 metres

east of the eastern kerbline of Green Place.

- (b) Northern side, from a point 16 metres west of the western kerbline of Green Place westwards to a point 10 metres east of the eastern kerbline of Gordon Street.
- (c) Northern side, from a point 10 metres west of the western kerbline of Gordon Street to a point 10 metres east of the eastern kerbline of School Place.
- (d) Northern side, from a point 10 metres west of the western kerbline of Vicarage Lane westwards to its western extremity.
- (e) Southern side, from a point 15 metres west of the western kerbline of Abingdon Road westwards to a point 9 metres east of the eastern kerbline of Green Place.
- (f) Southern side, from a point 12 metres west of the western kerbline of Green Place westwards for a distance of 24 metres.
- (g) Southern side, from a point 62 metres west of the western kerbline of Green Place westward for a distance of 26 metres.
- (h) Southern side, from a point 103 metres west of the western kerbline of Green Place westwards for a distance of 14 metres.

SCHEDULE 4 (Part IV of the Order)
DISABLED PERSONS' PARKING SPACES

LENGTHS OF ROAD IN THE CITY OF OXFORD:-

<u>Column 1</u> <u>Number of Parking Place</u>	<u>Column 2</u> <u>Description of Parking Place</u>
1. Gordon Street	Western side, from a point 40 metres south of the southern kerblines of Stewart Street for a distance of 5 metres in a southerly direction.
2. Lake Street	Northern side, from a point 193 metres west of the western kerblines of Abingdon Road for a distance of 6 metres in a westerly direction.
3. Vicarage Road	Southern side, from a point 117 metres west of the western kerblines of Green Place for a distance of 5 metres in a westerly direction.

SCHEDULE 5
REVOCATIONS

The City of Oxford (Lake Street and Vicarage Road Area) (Traffic Management and Parking) Order 1989

THE COMMON SEAL of THE)
OXFORD CITY COUNCIL was)
hereunto affixed by Order of the)
Council in the presence of:-)