

**THE CITY OF PLYMOUTH (MOVING TRAFFIC REGULATION ORDERS)  
(CONSOLIDATION) ORDER 2014**

The Council of the City of Plymouth in exercise of their powers under the Road Traffic Regulation Act 1984 and the Road Traffic Act 1991, 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 make the following Order:

**PART 1 – GENERAL**

**Commencement and Citation**

The Order shall come into operation on *5<sup>th</sup> August 2014* and may be cited as The City of Plymouth (Moving Traffic Regulation Orders) (Consolidation) Order 2014

**Revocations**

Entirety	THE CITY OF PLYMOUTH (MOVING TRAFFIC REGULATION ORDERS) (CONSOLIDATION) ORDER 2011
Entirety	THE CITY OF PLYMOUTH (MOVING TRAFFIC REGULATION ORDERS) (AMENDMENT No. 2012. 1447727 – LIFE CENTRE) ORDER 2012
Entirety	THE CITY OF PLYMOUTH (MOVING TRAFFIC REGULATION ORDERS) (AMENDMENT No. 2009.409822 (3A) – EAST END TRANSPORT SCHEME) ORDER 2012
Entirety	THE CITY OF PLYMOUTH (MOVING TRAFFIC REGULATION ORDERS) (AMENDMENT No. 2012. 1322018 – PLYMOUTH BUS LANE ENFORCEMENT) ORDER 2012
Entirety	THE CITY OF PLYMOUTH (MOVING TRAFFIC REGULATION ORDERS) (AMENDMENT No. 2012. 1399523 – LAIRA BRIDGE ROAD) ORDER 2012
Entirety	THE CITY OF PLYMOUTH (MOVING TRAFFIC REGULATION ORDERS) (AMENDMENT No. 2012.832252 – VARIOUS SCHOOL SITES) ORDER 2012
Entirety	THE CITY OF PLYMOUTH (MOVING TRAFFIC REGULATION ORDERS) (AMENDMENT 2012.1516185 – VARIOUS 2) ORDER 2012
Entirety	THE CITY OF PLYMOUTH (MOVING TRAFFIC REGULATION ORDERS) (AMENDMENT No.2012.1574692 – FORE STREET, DEVONPORT) ORDER 2012
Entirety	THE CITY OF PLYMOUTH (MOVING TRAFFIC REGULATION ORDERS) (AMENDMENT 2012.1586237 – RUNWAY ROAD) ORDER 2012
Entirety	THE CITY OF PLYMOUTH (MOVING TRAFFIC REGULATION ORDERS) (AMENDMENT 2012.1516185 – VARIOUS) ORDER 2012
Entirety	THE CITY OF PLYMOUTH (MOVING TRAFFIC REGULATION ORDERS)

	(AMENDMENT 2013.1745233) ORDER 2013
Entirety	THE CITY OF PLYMOUTH (MOVING TRAFFIC REGULATION ORDERS) (AMENDMENT 2013.1777001) ORDER 2014
Entirety	THE CITY OF PLYMOUTH (MOVING TRAFFIC REGULATION ORDERS) (AMENDMENT No. 2014.1777008B – WEST PARK AREA) ORDER 2014
Entirety	THE COUNTY OF DEVON (MARLBOROUGH STREET, PLYMOUTH (PROHIBITION OF DRIVING) AMENDMENT ORDER 1991

Plan Number									
A10	A11	A12	B07	B08	B10	B11	B12	C03	C04
C06	C07	C08	C09	C10	C11	C12	C13	D03	D04
D05	D06	D07	D08	D09	D10	D11A	D12	D13	D14
E03	E04	E05	E06	E07	E08	E09	E10	E11	E12
E13	E14	F03	F04	F05	F06	F07A	F08	F09	F10
F11	F12	F13	F14	F15	G03A	G04	G05	G06	G07
G08A	G09A	G10	G11	G12	G13A	G14	G15	H03	H04
H05	H06A	H07	H08A	H09	H10	H11	H12	H13	H14
H15	H16	H17	H18	I03	I04	I05	I06	I07	I08A
I09A	I10	I11	I12	I13	I14	I15	I16	I17	I18
I19	J04	J05	J06	J07A	J08A	J09	J10	J11	J12
J13	J14	J15	J16	J17	J18	J19	J20	K04	K05
K06	K07	K08	K09	K10	K11	K12	K13	K14	K15
K16	K17	K18	K19	K20	L04	L05	L06	L07	L08
L09A	L10	L11	L12	L13	L14	L15	L16	L17	L18
L19	M04	M05A	M06	M07	M08	M09	M10B	M11C	M12
M13	M14	M15	M16	M17	N04	N05	N06	N07	N08
N09	N10	N11A	N12	N13	N14	N15	N16	N17	O06
O07	O08	O09	O10	O11	O12	O13	O14	O15	O16
O17	P10	P11	P12	P13	P14	P15	P16	P17	Q10
Q11	Q12	Q13	Q14	Q15	R10	R11	R12	R13	R14

## 1. Interpretation

**1.1** In this Order, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:-

"The Act of 1984" means the Road Traffic Regulation Act 1984 (as amended);

"The Act of 1991" means the Road Traffic Act 1991;

"The Act of 2000" means The Transport Act 2000;

"The Act of 2005" means The Bus Lane Contraventions (Penalty Charges, Adjudication and Enforcement) (England) Regulations 2005;

"TSRGD" means the current edition of the Traffic Signs Regulations and General Directions;

"The Council" means the Plymouth City Council, as Traffic Authority;

"Approved Device" means a device of a description specified in an Order made by the Relevant

National Authority in line with Section 144 of the Act of 2000 and adhering to The Bus Lane (Approved Devices)(England) Order 2005;

"Approved security vehicle" means a vehicle specially adapted to securely convey cash and valuables and marked with the name of the security company;

"Bus" has the same meaning as in Regulation 22 of the TSRGD and bus shall be construed accordingly;

"Carriageway" means the way constituting or comprised in a highway being a way (other than a cycle track) over which the public have the right of way for the passage of vehicles;

"Driver" means the person in charge of driving a vehicle at the time of contravention of the Order;

"Highway" is a way over which the public has the right to pass and repass;

"Hackney carriage" has the same meaning as in the Town Police Clauses Act 1847 and The Local Government (Miscellaneous Provisions) Act 1976;

"Keeper" means the person who is in possession of the vehicle;

"Local bus" means a bus on a local service;

"Local service" has the same meaning as the Transport Act 1985;

"Motor cycle" means a mechanically propelled vehicle (not being an invalid carriage) with fewer than 4 wheels, of which the weight un-laden does not exceed 410 kilograms;

"Owner", in relation to any vehicle failing to comply with the regulations specified in this Order shall be that person or organisation to whom the said vehicle is registered with the Driver and Vehicle Licensing Centre;

"PCN" means a Penalty Charge Notice which has the meaning given by Regulation 8(1) of the Act of 2005;

"Pedal cycle" has the same meaning as in regulation 4 of the TSRGD;

"Permit holders" means the persons to whom a permit has been issued under the provisions of this Order;

"Private Hire Vehicle" means a motor vehicle constructed or adapted to seat fewer than eight passengers other than a hackney carriage or bus which is licenced and provided for hire with the services of a driver for the purposes of carrying passengers;

"Road" means any length of highway or of any other road to which the public has access, and includes bridges over which a road passes;

"Restricted road" means any of the roads, lengths of road or sides of road identified on any of the Plans in Article 11 of this Order;

"Specified road" means any road or length of road or side of road identified on the Plans in Article 11 to this Order;

"Taxi" means either a Hackney Carriage or a Private Hire Vehicle;

"Traffic Officer" has the same meaning as the Traffic Management Act 2004;

"Traffic sign" means a sign 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;

"Vehicle" includes any part of a vehicle.

**1.2** In this Order, except where the context otherwise requires:

- a) any reference to a numbered Article or a numbered Schedule is a reference to the Article or Schedule bearing that number in this Order,
- b) any reference to a numbered or lettered paragraph or sub-paragraph is a reference to the paragraph or sub-paragraph bearing that number or letter in the Article or Schedule or (in the case of a sub-paragraph) paragraph in which the reference occurs.

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

**1.4** Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended by any subsequent enactment;

**1.5** The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament

**1.6** For the purpose of this Order the prohibitions and restrictions contained in the Articles to this Order and shown on the plans in Article 11 attached to this Order shall apply to the full extent of the public highway.

## **PART 2**

### **1.0 ARTICLE 1 - WEIGHT LIMITS**

**1.1** Save as provided in Article 9 of this Order no person shall cause or permit any Vehicle to proceed in the roads subject to restriction identified as Weight Limits, as shown on the plans in Article 11 attached to this Order, as specified by the various parts to the First Schedule as defined below.

#### **1.2 FIRST SCHEDULE**

**PART 1** Maximum Gross Weight 7.5 Tonnes

**PART 2** Maximum Gross Weight 7.5 Tonnes Except for Access

**PART 3** Maximum Gross Weight 18 Tonnes

## **2.0**

### **ARTICLE 2 - PROHIBITION OF ENTRY**

**2.1** Save as provided in Article 9 of this Order no person shall cause or permit any Vehicle to enter from the roads identified into the roads identified as Prohibition of Entry, as shown on the plans in Article 11 attached to this Order, as specified by the various parts to the Second Schedule as defined below.

#### **2.2 SECOND SCHEDULE**

- PART 1** Prohibition of Entry with an exemption for Buses
- PART 2** Prohibition of Entry
- PART 3** Prohibition of Entry with an exemption for authorized vehicles delivering services for or on behalf of Plymouth City Council and Local bus services
- PART 4** Prohibition of Entry with an exemption for Buses and Pedal Cycles and authorized vehicles delivering services for or on behalf of Plymouth City Council
- PART 5** Prohibition of Entry with an exemption for Pedal cycles
- PART 6** Prohibition of Entry except for Access
- PART 7** Prohibition of Entry except for Authorized MOD Vehicles

## **3.0**

### **ARTICLE 3 - PROHIBITED TURNS**

**3.1** Save as provided in Article 9 of this Order no person shall cause or permit any Vehicle proceeding in the roads identified to turn into the roads identified as Prohibited Turns, as shown on the plans in Article 11 attached to this Order, as specified by the various parts to the Third Schedule as defined below.

#### **3.2 THIRD SCHEDULE**

- PART 1** No Right Turn
- PART 2** No Left Turn
- PART 3** No 'U' Turn
- PART 4** No Right Turn for Vehicles over 17 Tonnes
- PART 5** No Right Turn with an exemption for Pedal cycles
- PART 6** No Right Turn with an exemption for Buses

## **4.0**

### **ARTICLE 4 - PROHIBITION OF DRIVING**

**4.1** Save as provided in Article 9 of this Order no person shall cause or permit any Vehicle to proceed in the roads subject to restriction identified as Prohibition of Driving, as shown on the plans in Article 11 attached to this Order, as specified by the various parts to the Fourth Schedule as defined below.

## **4.2           FOURTH SCHEDULE**

- PART 1**           Prohibition of Driving of all Vehicles
- PART 2**           Prohibition of Driving with an exemption for Pedal Cycles
- PART 3**           Prohibition of Driving with an exemption for Access
- PART 4**           Prohibition of Driving with an exemption for Buses and Taxis
- PART 5**           Prohibition of Driving with an exemption for Local services
- PART 6**           Prohibition of Driving with an exemption for Permit Holders between 9pm and midnight and between midnight and 5am
- PART 7**           Prohibition of Driving and Pedal cycles
- PART 8**           Prohibition of Driving with an exemption for loading and unloading midnight to 9.30am and 4.30pm to midnight – Monday – Saturday and an exemption all day every day for the collection or delivery to Banks or Building Society premises by approved security vehicles only

## **5.0                               ARTICLE 5 - BUS LANE**

**5.1** Save as provided in Article 9 of this Order no person shall cause or permit any Vehicle other than a Local Service vehicle to proceed in the roads subject to restriction identified as Bus Lane, as shown on the plans in Article 11 attached to this Order, as specified by the various parts to the Fifth Schedule as defined below.

## **5.2           FIFTH SCHEDULE**

- PART 1**           Bus Lane At Any Time with an exemption for Buses, Taxis, Motorcycles and Pedal cycles
- PART 2**           Bus Lane At Any Time
- PART 3**           Bus Lane Between 8am and 9.15am Mondays to Saturdays with an exemption for Buses, Taxis, Motorcycles and Pedal cycles
- PART 4**           Bus Lane At Any Time with an exemption for Buses and Taxis
- PART 5**           Bus Lane At Any Time with an exemption for Buses and Pedal cycles
- PART 6**           Local Services Only At Any Time

## **6.0                               ARTICLE 6 - ONE WAY**

**6.1** Save as provided in Article 9 of this Order no person shall cause or permit any Vehicle proceeding in the roads identified other than in the direction identified as One Way, as shown on the plans in Article 11 attached to this Order, as specified by the various parts to the Sixth Schedule as defined below.

## **6.2 SIXTH SCHEDULE**

**PART 1** One Way

**PART 2** One Way except for Pedal cycles

## **7.0 ARTICLE 7 - WIDTH LIMITS**

**7.1** Save as provided in Article 9 of this Order no person shall cause or permit any Vehicle with a width of greater than 1.98 metres to proceed in the roads subject to restriction identified as Width Limits, as shown on the plans in Article 11 attached to this Order, as specified by the various parts to the Seventh Schedule as defined below.

## **7.2 SEVENTH SCHEDULE**

**PART 1** Width Limit At Any Time

**PART 2** Width Limit At Any Time except for access

**PART 3** Width Limit At Any Time except for Buses

**PART 4** Width Limit At Any Time except for Local buses

## **8.0 ARTICLE 8 - MANDATORY CYCLE LANES**

**8.1** Save as provided in Article 9 of this Order no person shall cause or permit any vehicle other than a Pedal Cycle to proceed in the roads subject to restriction identified as Mandatory Cycle Lanes, as shown on the plans in Article 11 attached to this Order, as specified by the Eighth Schedule as defined below.

## **8.2 EIGHTH SCHEDULE**

**PART 1** Cycle Lane At Any Time

## **9.0 ARTICLE 9 – EXEMPTIONS**

**9.1** Nothing in Articles 1,2,3,4,5,6,7 and 8 of this Order shall; render it unlawful to cause or permit any Vehicle to proceed in any road or length of road as identified in the plans in Article 11 attached to this Order for so long as may be necessary to enable:

- a) the Vehicle to comply with directions or with permission of a Police Constable or of a Traffic Officer;
- b) the Vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in the service of the Council in pursuance of statutory powers or duties;
- c) the Vehicle to be used in the service of the Police, Fire Brigade or Ambulance Service;
- d) the Vehicle to be used in any case where the person in control of the Vehicle:



- i) is required by law to stop or wait or is permitted to stop or wait by a Police Constable in uniform;
- ii) is obliged to stop so as to prevent an accident, or
- iii) is prevented from proceeding by circumstances outside his control.

## **10.0 ARTICLE 10 - CIVIL ENFORCEMENT**

**10.1** The Council will carry out civil enforcement of any contravention of any prohibitions in Article 5 and the Fifth Schedule of the Order by permitting the imposition of a Penalty Charge only on the basis of a record produced by the means of an 'Approved Device'.

**10.2** Where the Council has reason to believe that a Penalty Charge is payable in relation to a Vehicle which has contravened Article 5 of this Order the Council will serve a Penalty Charge Notice (PCN) in accordance with the Act of 2005 on the person:

- i) appearing to be the Owner or Keeper of the vehicle or,
- ii) appearing to be the person liable to pay the charge.

**10.3** If a Vehicle Owner, Keeper or Driver contravenes any prohibitions or restrictions of Article 5 of this Order, a charge set by the Council pursuant to Regulations under Section 144 (3) of the Act of 2000 and in accordance with guidance given by the Relevant National Authority (the Penalty Charge) is to be paid in the manner described in the notice before the end of the period of 28 days beginning with the Date of Service of the PCN or before the end of the period of 14 days beginning with the Date of Service of the PCN in the case of a reduced penalty charge.

**10.4** When the Owner, Keeper or Driver has been identified the Council will issue a PCN in accordance with this Order and send the PCN by post.



## ARTICLE 11 - PLANS

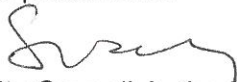
Plan Number									
10A	11A	12A	07B	08B	10B	11B	12B	03C	04C
06C	07C	08C	09C	10C	11C	12C	13C	03D	04D
05D	06D	07D	08D	09D	10D	11D	12D	13D	14D
03E	04E	05E	06E	07E	08E	09E	10E	11E	12E
13E	14E	03F	04F	05F	06F	07F	08F	09F	10F
11F	12F	13F	14F	15F	03G	04G	05G	06G	07G
08G	09G	10G	11G	12G	13G	14G	15G	03H	04H
05H	06H	07H	08H	09H	10H	11H	12H	13H	14H
15H	16H	17H	18H	03I	04I	05I	06I	07I	08I
09I	10I	11I	12I	13I	14I	15I	16I	17I	18I
19I	04J	05J	06J	07J	08J	09J	10J	11J	12J
13J	14J	15J	16J	17J	18J	19J	20J	04K	05K
06K	07K	08K	09K	10K	11K	12K	13K	14K	15K
16K	17K	18K	19K	20K	04L	05L	06L	07L	08L
09L	10L	11L	12L	13L	14L	15L	16L	17L	18L
19L	04M	05M	06M	07M	08M	09M	10M	11M	12M
13M	14M	15M	16M	17M	04N	05N	06N	07N	08N
09N	10N	11N	12N	13N	14N	15N	16N	17N	06O
07O	08O	09O	10O	11O	12O	13O	14O	15O	16O
17O	10P	11P	12P	13P	14P	15P	16P	17P	10Q
11Q	12Q	13Q	14Q	15Q	10R	11R	12R	13R	14R

**This Order shall come into force on the 5<sup>th</sup> August 2014 and may be cited as The City of Plymouth (Moving Traffic Regulation Orders) (Consolidation) Order 2014.**

GIVEN under the Common Seal of the Council of The City of Plymouth

this 5<sup>th</sup> day of August 2014

The COMMON SEAL of the  
COUNCIL of the CITY of  
PLYMOUTH was hereunto  
affixed in the presence of



Plymouth City Council Authorised Signatory

