

THE ROTHERHAM BOROUGH COUNCIL  
(BAWTRY ROAD (BRECKS ISLAND TO M18 MOTORWAY))  
(24 HOUR MAIN CARRIAGEWAY CLEARWAY) ORDER 1990

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The Rotherham Borough Council (hereinafter called "the Council") in exercise of their powers under Sections 1(1) and (2), 2(1) and (2), 3(2) and 4(1) of the Road Traffic Regulation Act 1984 (hereinafter referred to as "the Act") and of all other enabling powers, after consulting the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act, hereby make the following Order:-

1. This Order shall come into operation on the eleventh day of September 1990 and may be cited as the Rotherham Borough Council (Bawtry Road (Brecks Island to M18 Motorway)) (24 Hour Main Carriageway Clearway) Order 1990.

2. In this Order:-

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

"lay-by" means any area of carriageway intended for the waiting of vehicles and bounded partly by a traffic sign of the type shown in diagram 1010 in Schedule 2 to the Traffic Signs Regulations and General Directions 1981, and partly by the outer edge of that carriageway on the same side of the road as that on which the sign is placed;

"main carriageway" means any carriageway used primarily by through traffic, includes any carriageway of a slip road, but excludes any lay-by;

"verge" means any part of a road which is not a carriageway;

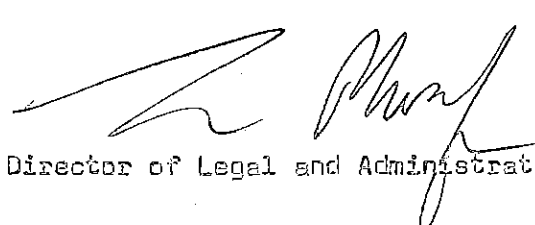
"recognised timing point" is a location where a public service vehicle may wait to ensure adherence to a published timetable or local service registration, and includes departure and terminal points, provided that the location has been approved, in writing, by the Police and by the Council in its capacity of Highway Authority.

3. Save as provided in Article 4 of this Order no person shall, except upon the direction or with the permission of a police constable in uniform or of a traffic warden, cause or permit any vehicle to wait on any of the main carriageways of the road specified in the Schedule to this Order.
4. Nothing in Article 3 of this Order shall apply:-
  - (a) so as to prevent a vehicle waiting on any main carriageway referred to in that Article for so long as may be necessary to enable the vehicle to be used in connection with
    - (i) any building operation or demolition;
    - (ii) the removal of any obstruction to traffic;

- (iii) the maintenance, improvement or reconstruction of the road comprising or including that carriageway; or
  - (iv) the laying, erection, alteration or repair in or near such road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunication apparatus as defined in Schedule 2 to the Telecommunications Act 1984;
  - (b) to a vehicle being used for fire brigade, ambulance or police purposes;
  - (c) to a vehicle being used in the service of a local authority or of ~~any other authority or body of persons~~ of the National Rivers Authority or of a water undertaker or of a sewerage undertaker in pursuance of statutory powers or duties;
  - (d) to a vehicle being used for the purpose of delivering or collecting postal packets as defined in Section 87 of the Post Office Act, 1953;
  - (e) to a vehicle waiting on any main carriageway referred to in that Article while any gate or other barrier at the entrance to premises to which the vehicle requires access or from which it has emerged is opened or closed, if it is not reasonably practicable for the vehicle to wait otherwise than on that carriageway;
  - (f) to a vehicle waiting when the person in control of the vehicle:-
    - (i) is required by law to stop;
    - (ii) is obliged to stop in order to avoid an accident; or
    - (iii) is prevented from proceeding by circumstances outside his control; or
  - (g) to a public service vehicle waiting at a recognised timing point.
5. No person shall cause or permit any vehicle to wait on any verge or lay-by immediately adjacent to any of the main carriageways comprised in the road specified in the Schedule to this Order for the purpose of selling goods from that vehicle unless the goods are immediately delivered at or taken into premises adjacent to the vehicle from which the sale is effected.

GIVEN under the Common Seal of  
the Rotherham Borough Council  
the second day of August 1990

THE COMMON SEAL of the Rotherham Borough  
Council was hereunto affixed in the presence of

  
Director of Legal and Administrative Services.

SCHEDULE

A631 Bawtry Road from its junction with the A6021 (Wickersley Road) at Brecks Island to its junction with the M18 Motorway (Interchange number 1).

