

SOUTH GLOUCESTERSHIRE COUNCIL

(REGENT STREET AND TWO MILE HILL, KINGSWOOD) **(ONE WAY TRAFFIC AND BUS LANE) ORDER 2002**

The South Gloucestershire District Council (hereinafter referred to as "the Council") in exercise of its powers under sections 1(1), 2(1) to (3) and 4(1) of the Road Traffic Regulation Act 1984 as amended (hereinafter referred to as "the Act of 1984") and of all other enabling powers, 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:-

1. This order shall come into operation on the 6th May 2002 and may be cited as the South Gloucestershire Council (Regent Street and Two Mile Hill, Kingswood) (One Way Traffic and Bus Lane) Order 2002.

2. (1) In this Order:-

"bus" means a motor vehicle constructed or adapted to carry more than 8 passengers (exclusive of the driver) and local bus not so constructed or adapted;

"bus lane" means any area of the carriageway of that length of **REGENT STREET AND TWO MILE HILL ROAD**, Kingswood which extends from its junction with Moravian Road to its junction with Blackhorse Road which is bounded on the south by the southern kerbline of that road and, where that southern kerbline is broken by the junction of that road with another road or an accessway, by the line joining the said southern kerbline on either side of that junction and on the north by a road marking complying with diagram 1049 in Schedule 6 of the Traffic Signs Regulations and General Directions 1994 (hereinafter referred to as the "white line"), broken only by the gap opposite the junction of that road on its southern side with another road or an accessway, 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;

"hackney carriage" has the same meaning as in section 38 of the Vehicles (Excise) Act 1971 but complying with the requirements of the Council in respect of roof top signs;

"motor cycle" means a mechanically propelled vehicle, not being an invalid carriage, with less than four wheels and the weight of which unladen does not exceed 410 kilograms with or without a sidecar attached;

"pedal cycle" means a bicycle, tricycle or cycle having four or more wheels, not being in any case a motor vehicle;

"private hire vehicle" means a vehicle constructed or adapted to seat fewer than nine passengers other than a hackney carriage or public service vehicle which is provided for hire with the services of a driver for the purpose of carrying passengers but complying with the requirements of the relevant licensing authority in respect of roof-top signs;

- (2) For the purposes of this order a vehicle shall be deemed to wait for more than two minutes in the same place if any one part of the road is below any part of the vehicle or its load (if any) throughout a period exceeding two minutes whether or not the vehicle is moved during that period.
 - (3) Any reference in this order to any enactment shall be construed as a reference to that enactment as amended, applied, consolidated, re-enacted by or as having effect by virtue of any subsequent enactment.
3. Save as provided in Article 6 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 other than a bus, hackney carriage, motor cycle, pedal cycle or private hire vehicle to enter, proceed or wait in the bus lane otherwise than for the purpose of crossing it.
4. Save as provided in Article 5 of this order no person shall, except on the direction or the with the permission of a police constable in uniform or of a traffic warden, cause or permit any bus, hackney carriage, motor cycle, pedal cycle or private hire vehicle to proceed along the bus lane otherwise than in a westerly direction.
5. Save as provided in Article 6 of this order no person shall, except on the direction or with the permission of a police constable in uniform or of a traffic warden, cause or permit any vehicle to proceed along that length of **REGENT STREET AND TWO MILE HILL ROAD**, Kingswood in the area of carriageway north of the bus lane otherwise than in an easterly direction:

Provided that the foregoing provision shall not apply so as to prevent any person causing or permitting any such bus, hackney carriage, motor cycle, pedal cycle or private hire vehicle proceeding in a westerly in the bus lane to cross over the white line if it is necessary to do so in order to overtake a vehicle that is stationary in the bus lane.

6.
 - (1) Nothing in this order shall render it unlawful for any person to cause or permit any vehicle to enter or proceed in any direction in the bus lane so far as such entry or proceeding is reasonably necessary to enable the vehicle to be used for any of the purposes specified in paragraph (2) of this Article, or to wait in the bus lane for so long as may be necessary for any of those purposes.

- (2) The purposes referred to in paragraph (1) of this Article are:-
- (i) the removal of any obstruction to traffic;
 - (ii) police, fire brigade or ambulance purposes in an emergency, and
 - (iii) any ambulance whilst it is in execution of official duties.
- (3) Nothing in this order shall render it unlawful for any person to cause or permit any vehicle to enter or proceed in an easterly direction in the bus lane so far as such entry or proceeding is reasonably necessary to enable the vehicle to be used for any of the purposes specified in paragraph (4) of this Article or (save as provided in that paragraph) to wait in the bus lane for so long as may be necessary for any of those purposes.
- (4) The purposes referred to in paragraph (3) of this Article are:-
- (i) in the service of any local authority, the Environment Agency, a water undertaker or sewerage undertaker in pursuance of statutory powers or duties or in connection with the supply of gas or electricity or any telecommunication apparatus as defined in the Telecommunications Act 1984;
 - (ii) the avoidance of an accident;
 - (iii) the gaining of access to or egress from off-street loading or garaging premises adjacent to or accessible only from the bus lane;
 - (iv) the loading or unloading of any goods or burden at premises adjacent to or accessible only from the bus lane:

Provided that such loading or unloading can be reasonably carried out only from the bus lane and that it takes place only whilst no prohibition of loading and unloading in the bus lane by virtue of any other order is in force; and
 - (v) the boarding or alighting of any person:

Provided that such boarding or alighting does not cause the vehicle to wait in the same place for more than two minutes.

7. In so far as any provision of this order conflicts with any provision of any order made or having effect as if made under the Act of 1984 and which imposes a restriction or prohibition on waiting by vehicles or grants an exemption from such restriction or prohibition then that provision of this Order shall prevail.

8. Save as provided in Article 7 of this order, the provisions of this order shall be in addition to and not in derogation from the provisions of any regulations made or having effect as if made under the Act of 1984 or by or under any other enactment.

Given under the Common Seal of South Gloucestershire District Council the 18th day of April 2002.

THE COMMON SEAL of
SOUTH GLOUCESTERSHIRE
DISTRICT COUNCIL was hereunto
affixed in the presence of:-

Head of Legal and Democratic Services