

SOUTH GLOUCESTERSHIRE COUNCIL

(NEW ROAD, STOKE GIFFORD) (PROHIBITION USE BY VEHICLES EXCEPT BUSES, COMMUNITY BUSES AND SCHOOL BUSES) ORDER 2009

The South Gloucestershire District Council (hereinafter referred to as "the Council") in exercise of its powers under sections 1(1) and 2(1) to (3) 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 16th March 2009 and may be cited as the South Gloucestershire Council (New Road, Stoke Gifford) (Prohibition of Use by Vehicles except Buses, Community Buses and School Buses) Order 2009.
2. (1) In this order;-

 "community bus" means a public service vehicle being used as a community bus service and for which a community bus permit has been issued and not withdrawn;

 "community bus service" and **"community bus permit"** have the same meaning as in section 22 (1) of the Transport Act 1985;

 "public service vehicle" has the same meaning as in Section 1(1)(a) of the Public Passenger Vehicles Act 1981; and

 "school bus" means a vehicle constructed or adapted to carry 12 or more passengers and being used to carry persons to or from school as defined by section 114(1) of the Education Act 1944.

 (2) 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 4 of this order no person shall cause or permit any vehicle to enter, proceed or wait in the length of road specified in the Schedule to this order.
4. (1) Nothing in Article 3 of this order shall render it unlawful to cause or permit any community bus, public service vehicle or school bus to enter, proceed or wait in the length of road referred to therein.

 (2) Nothing in Article 3 of this order shall render it unlawful to cause or permit any vehicle to enter, proceed or wait in the length of road referred to therein if the vehicle is being used:
 - a. in connection with the carrying out on, or on premises situated on that length of road of any of the following operations, namely:-
 - (i) building, industrial or demolition operations;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance, improvement or reconstruction of the road;

- (iv) the laying, erection, alteration or repair in, or in land adjacent to the road of any sewer, or of any main, pipe or apparatus for the supply of gas, water or electricity or any telecommunication apparatus as defined in the Telecommunications Act 1984;
 - b. In the service of a local authority, the Environment Agency, a water undertaker or sewerage undertaker in pursuance of statutory powers or duties.
- (3) Nothing in Article 3 of this order shall apply to any vehicle being used for fire brigade, ambulance or police purposes in an emergency.
- (4) Nothing in Article 3 of this order shall apply to any vehicle necessarily proceeding to or from any premises situated on or accessible only from the length of road referred to therein.

Provided that the exemptions conferred by paragraphs (1) to (4) of this Article only apply to any vehicle which proceeds in an easterly direction.

5. 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 4th day of March 2009.

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

SCHEDULE

That length of **NEW ROAD**, Stoke Gifford that forms the carriageway running between New Road and Brierly Furlong from a point 74 metres south east of Swallows Court in an easterly direction for a distance of 21 metres to its junction with Brierly Furlong.