

THE NORFOLK COUNTY COUNCIL
(TROWSE WITH NEWTON, WHITLINGHAM LANE)
(PROHIBITION OF VEHICLES) ORDER 2012

The Norfolk County Council (hereinafter referred to as "the Council") in exercise of their powers under Sections 1(1) 2(1) to (3) and 3(2) and 92 and parts III and IV of Schedule 9 of the Road Traffic Regulation Act 1984 (hereinafter referred to as "the Act") and the Traffic Management Act 2004 (hereinafter referred to as "the 2004 Act") 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 hereby make the following Order:

1. In this Order:

Any reference 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.

"Civil Enforcement Officer" has the same meaning as in section 76 of the 2004 Act;

"Driver" in relation to a vehicle waiting in contravention of an Order, means the person driving the vehicle at the time it was left at that contravention;

"General Directions" shall mean The Traffic Signs Regulations and General Directions 2002"

"General Regulations 2007" shall mean The Civil Enforcement of Parking Contraventions (England) General Regulations 2007";

"cycle" has the same meaning as in section 192 of the Road Traffic Act 1988;

"motor vehicle" has the same meaning as in section 185 of the Road Traffic Act 1988";

"Class 1, Class 2 and Class 3 vehicles" have the same meaning as in section 3 of The Use of Invalid Carriages on Highways Regulations 1988.

2. Save as provided in Article 3, no person shall, except upon the direction of, or with the permission of a police constable in uniform or a Civil Enforcement Officer, cause any vehicle to enter, proceed or wait along Trowse with Newton BOAT 1 (also known as Whitlingham Lane) from its south-westernmost junction to its north-easternmost junction with the U78185 Whitlingham Lane (the main carriageway to be adopted as an extension to the U78185 Whitlingham Lane).
3. Nothing in Article 2 of this Order shall apply so as to prevent any person from causing a vehicle to proceed in the lengths of road specified in that Article if the vehicle being used:
- (a) is for fire brigade, police or ambulance purposes;
 - (b) is in the service of a local authority or water authority in pursuance of statutory powers or duties;

- (c) is in connection with the maintenance, improvement or reconstruction of that length of road or the laying, erection, alteration or repair in or adjacent to that length of road of any sewer, water, gas, or electricity apparatus or of any telecommunications apparatus as defined in the Telecommunications Act 1984;
 - (d) is for the provision of a universal postal service as defined in the Postal Services Act 2000;
 - (e) requires access to property No 1 Alder Cottages;
 - (f) requires access to the Whitlingham Outdoor Educational Centre;
 - (g) requires access along the short length of Whitlingham Lane at its southernmost junction with the U78185 Whitlingham Lane to boating facilities situated between Whitlingham Little Broad and the Rivers Wensum and Yare;
 - (h) requires access in exercise of private rights of way over the public right of way;
 - (i) is a cycle;
 - (i) is a Class 1, Class 2 or Class 3 vehicle being used in accordance with the provisions stated in The Use of Invalid Carriages on Highways Regulations 1988.
4. This Order shall come into operation on the 3rd day of February 2012 and may be cited as The Norfolk County Council (Trowse with Newton, Whitlingham Lane)(Prohibition of Vehicles) Order 2012.
5. Insofar as any provision of this Order conflicts with any provision of any previous Order relating to the lengths of road specified in Article 2 of this Order, that provision of this Order shall prevail.

Dated this 30th day of January 2012

THE COMMON SEAL of THE
NORFOLK COUNTY COUNCIL
was hereunto affixed
in the presence of:-

authorised to sign
on behalf of:

Head of Law



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