

**TAMESIDE METROPOLITAN BOROUGH COUNCIL**

**THE TAMESIDE METROPOLITAN BOROUGH**  
**(LUMB LANE, AUDENSHAW)**  
**(PROHIBITION OF STOPPING ON FOOTWAY) ORDER 2009**

THE TAMESIDE METROPOLITAN BOROUGH COUNCIL in exercise of its powers under Sections 1(1), 2(1) and 2(2) of the Road Traffic Regulation Act 1984 ("the Act") and 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 makes the following Order:-

1. (1) In this Order:-

"road" has the meaning set out in Section 142 of the Act of 1984

"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

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

(2) except where otherwise stated, any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order.

2. Save as provided in Article 3 to this order no person shall except upon the direction or with the permission of a Police Constable in uniform or of a civil enforcement officer, cause or permit any vehicle to stop between the hours of 8am and 5pm on Monday to Friday inclusive on the lengths of footway specified in the Schedule to this order.

3. Nothing in Article 2 to this Order shall render it unlawful to cause or permit any vehicle to stop on any of the footways referred to therein for so long as may be necessary to enable:-


(a) the vehicle if it cannot be conveniently used for such purpose in any other road, to be used in connection with any of the following operations, namely:-

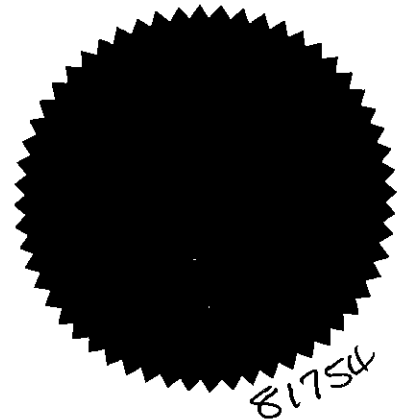
- (i) building, industrial or demolition operations;
- (ii) the removal of any obstruction to traffic;
- (iii) the maintenance, improvement or reconstruction of the road comprising or including that footway; or
- (iv) the laying, erection, alteration or repair in, or the land adjacent to, the carriageway of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or any electronic communications network as defined in the Communications Act 2003.

- (v) in the service of a local authority or any other Authority in the pursuance of statutory powers or duties;
- (b) the vehicle to be used for Fire Brigade, Ambulance or Police purposes;
4. The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation from any restrictions or requirement imposed by any regulations made or having effect as if made under the said Act of 1984 or by or under any other enactment.
5. The council are satisfied that for avoiding danger to persons or other traffic using the road to which the Order relates, it is a requisite that Section 3(1) of the said Act of 1984 shall not apply in relation to the lengths of footway specified in the Schedule to this Order.
6. The Order will come into operation on the 24<sup>th</sup> day of September 2009 and may be cited as

**"THE TAMESIDE METROPOLITAN BOROUGH (LUMB LANE, AUDENSHAW)  
(PROHIBITION OF STOPPING ON FOOTWAY) ORDER 2009"**

THE COMMON SEAL OF TAMESIDE  
METROPOLITAN BOROUGH COUNCIL  
was hereunto affixed on the 24<sup>th</sup> day of  
September 2009 in the presence of

  
Borough Solicitor



**SCHEDULE**

- **No Stopping on Footway Between 8am to 5pm Monday to Friday: -**

Lumb Lane, Audenshaw (east side)	from its junction with Kingfisher Avenue for a distance of 164 metres in a southerly direction.
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