

THE TAUNTON DEANE BOROUGH (HAMMET STREET, TAUNTON)
(TAXI RANK) ORDER 2002

The Taunton Deane Borough Council (hereinafter referred to as "the Council") pursuant to arrangements made under Section 101 of the Local Government Act 1972 with the County Council of Somerset in exercise of the powers of the said County Council under Sections 1(1) and (2), 2(1) to (2), 4(1) and (2), (32)1, 35(1) and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("the Act") and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 of the Act, hereby makes the following order:-

PART I

1. In this Order, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:-

"hackney carriage" has the same meaning as defined in the Vehicles (Excise) Act, 1971

"driver", in relation to a hackney carriage waiting in an authorised cab rank, means a person driving the hackney carriage at the time it was left in the authorised cab rank.

"authorised cab rank" means the part of a road authorised by this Order to be used as a cab rank and indicated by sign diagram number 650.1 as defined in Schedule 2 of the Traffic Signs Regulations and General Directions 1994;

2. This Order shall come into operation on 2 April 2002 and may be cited as "The Taunton Deane Borough (Hammet Street, Taunton) (Taxi Rank) Order 2002".

PART II

AUTHORISATION OF USE OF LOADING BAY AREA

3.
 - (i) The part of the road specified in Schedule 1 to this Order is authorised to be used, subject to the following provisions of this Order, as an authorised cab rank for hackney carriages, in such positions and on such days and during the permitted hours as specified in relation to that part of the road in the said Schedule.
 - (ii) Nothing in paragraph 3(i) of this Article shall restrict the power of the Council to close any authorised cab rank.
 - (iii) Nothing in Paragraph 3(i) of this Article shall apply so as to prevent any person from causing any vehicle to wait in the authorised cab rank specified in that paragraph if the vehicle is being used:-

- (i) in the service of the local authority in pursuance of statutory powers or duties;
 - (ii) in the service of the Police Authority, Fire Brigade or Ambulance Service in the case of emergency; or
 - (iii) in connection with any building operation, or demolition, the removal of any obstruction to traffic, the maintenance, improvement or reconstruction of the road so referred to or the laying, erection, alteration or repair in or near the said road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in paragraph 1(1) of the Telecommunications Code contained in Schedule 2 to the Telecommunications Act 1984, if it cannot conveniently be used for such purpose in any other road.
4. The driver of a vehicle shall not permit it to enter or wait in the authorised cab rank specified in Schedule 1 to this Order unless it is a hackney carriage.
5. The driver of a hackney carriage shall not wait in an authorised cab rank:-
- (a) so as unreasonably to prevent access to any premises adjoining the road, or the use of the road by other persons, or so as to be a nuisance;
 - (b) when for preventing obstruction of the authorised cab rank on a particular day or for a particular purpose the Council shall have closed that cab rank and exhibited notice of such closing on or near the cab rank.
6. The driver of a hackney carriage using an authorised cab rank shall stop the engine as soon as the vehicle is in a position in the cab rank and shall not start the engine except when about to change the position of the hackney carriage or to depart from the cab rank.
7. When a vehicle is left in the authorised cab rank in contravention of any of the provisions contained in Articles 4 and 5 of this Order, a person authorised in that behalf by the Council may remove the vehicle or arrange for it to be removed from that cab rank.
8. Any person removing a vehicle by virtue of Article 7 of this Order may do so by towing or driving the vehicle or in such other manner as he may think necessary to enable him to remove it.
9. When a person authorised by the Council removes or makes arrangements for the removal of a vehicle from a loading bay area by virtue of Article 7 of this Order, he shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.

Dated the 27th day of March, 2002

The COMMON SEAL of the
TAUNTON DEANE BOROUGH COUNCIL
was hereunto affixed in the presence of:-

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R. I. Taylor

R I Taylor
Chief Solicitor

SCHEDULE 1

**AUTHORISED CAB RANK IN WHICH ONLY HACKNEY
CARRIAGES ARE PERMITTED TO WAIT AT ALL TIMES ON ALL DAYS**

Hammet Street

On the north side from a point 46m east of the
junction with Fore Street eastward for a distance of
12m.