

**WIGAN BOROUGH COUNCIL**

**WIGAN BOROUGH(DECriminalISATION OF PARKING)**  
**(LEIGH ROADS) (TRAFFIC REGULATION CONSOLIDATION) ORDER 2004**  
**(AMENDMENT NO. 76) ORDER 2013**

Wigan Borough Council, in exercise of its powers under Section 1 of the Road Traffic Regulation Act 1984 and the Traffic Management Act 2004, hereby makes the following Order

1. This Order may be cited as the Wigan Borough (Decriminalisation of Parking) (Leigh Roads) (Traffic Regulation Consolidation) Order 2004 (Amendment No. 76) Order 2013 and shall come into operation on 1<sup>st</sup> November 2013.
2. Wigan Borough (Decriminalisation of Parking) (Leigh Roads)(Traffic Regulation Consolidation) Order 2004 (as amended) is hereby further amended as follows:-
  - (a) In relation to Schedule One, Prohibition of Waiting at any time, the following entries shall be deleted from Schedule One to the Order:-

ROAD	SIDE	FROM	TO
Twist Lane, Leigh	South	Its junction with Atherleigh Way	The western side of its junction with Wigan Road
Twist Lane, Leigh	North	Its junction with Atherleigh Way	Its junction with Wigan Road
Twist Lane, Leigh	North	Its junction with Atherleigh Way	A point 10 metres east of its junction with Fairhurst Street
Twist Lane, Leigh	South	Its junction with Atherleigh Way	A point 11 metres east of its junction with Kirby Road
Unnamed road between Kearsley Street and Atherleigh Way, Leigh	Both	Its junction with Twist Lane	Its cul-de-sac end

- (b) In relation to Schedule One, Prohibition of Waiting at any time, the following entries shall be added to Schedule One to the Order:-

ROAD	SIDE	FROM	TO
Twist Lane, Leigh	South	A point 55 metres west of its junction with Atherleigh Way	Its Junction with Firs Lane
Twist Lane, Leigh	North	A point 55 metres west of its junction with Atherleigh Way	Its junction with Wigan Road



Twist Lane, Leigh	North	A point 37 metres east of its junction with Atherleigh Way	A point 10 metres east of its junction with Fairhurst Street
Twist Lane, Leigh	South	A point 37 metres east of its junction with Atherleigh Way	A point 11 metres east of its junction with Kirby Road
Twist Lane Service Road 182, Leigh	North	Its junction with Twist Lane	A point 4 metres west of its junction with Twist Lane
Twist Lane Service Road 182, Leigh	South	Its junction with Twist Lane	A point 8 metres west of its junction with Twist Lane

(c) In relation to Schedule Four, Prohibition/Restriction of Loading, the following entries shall be deleted from Schedule Four to the Order:-

ROAD	SIDE	FROM	TO	PERIOD OF OPERATION
Twist Lane, Leigh	South	Its junction with Atherleigh Way	The western side of its junction with Wigan Road	On any Monday, Tuesday, Wednesday, Thursday or Friday 7.30am – 9.30 am and 4.00 pm – 6.30 pm
Twist Lane, Leigh	North	Its junction with Atherleigh Way	Its junction with Wigan Road	On any Monday, Tuesday, Wednesday, Thursday or Friday 7.30am – 9.30 am and 4.00 pm – 6.30 pm

(d) In relation to Schedule Four, Prohibition/Restriction of Loading, the following entries shall be added to Schedule Four to the Order:-

ROAD	SIDE	FROM	TO	PERIOD OF OPERATION
Twist Lane, Leigh	South	A point 55 metres west of its junction with Atherleigh Way	Its junction with Firs Lane	On any Monday, Tuesday, Wednesday, Thursday or Friday 7.30am – 9.30 am and 4.00 pm – 6.30 pm
Twist Lane, Leigh	North	A point 55 metres west of its junction with Atherleigh Way	Its junction with Wigan Road	On any Monday, Tuesday, Wednesday, Thursday or Friday 7.30am – 9.30am and 4.00 pm – 6.30pm



3. Save as provided in relation to the above amendments Wigan Borough (Decriminalisation of Parking) (Leigh Roads)(Traffic Regulation Consolidation) Order 2004 (as amended) shall remain in force.

Dated this 7<sup>th</sup> day of October 2013

EXECUTED as a DEED by affixing THE  
COMMON SEAL of WIGAN BOROUGH  
COUNCIL in the presence of:

)  
)  
)

  
Assistant Director – Legal



387/13



*Handwritten signature or text, possibly "J. B. Smith".*

**WIGAN BOROUGH COUNCIL**

**THE WIGAN BOROUGH (ATHERLEIGH WAY, LEIGH)**

**(24 HOUR CLEARWAY) ORDER 2013**

The Wigan Borough Council, in exercise of its powers under Section 1 of the Road Traffic Regulation Act 1984 and the Traffic Management Act 2004, hereby makes the following Order -

1. This Order may be cited as the Wigan Borough (Atherleigh Way, Leigh) (24 Hour Clearway) Order 2013 and shall come into operation on 1<sup>st</sup> November 2013.
2. (1) In this Order:-  
  
"civil enforcement officer" means an individual authorised by or on behalf of the Council to supervise on street/off street parking places and the roads/streets within the jurisdiction of Wigan Borough Council in accordance with the Traffic Management Act 2004  
  
"specified road" means the carriageway of any road or length of road specified in Schedule One to this Order.  
  
(2) A reference in this Order to a numbered Article is a reference to the Article having that number in this Order.  
  
(3) The Interpretation Act 1978 applies for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
3. Save as provided in Article 4, 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 a vehicle to wait at any time on any specified road.
4. (1) Nothing in Article 3 of this Order shall apply:-
  - (a) so as to prevent a vehicle waiting on any specified road referred to in that Article for so long as may be necessary to enable the vehicle to be used in connection with -
    - (i) any building, engineering or demolition operations;
    - (ii) the removal of any obstruction to traffic;
    - (iii) the maintenance, improvement or reconstruction of such length of road; or
    - (iv) the laying, erection, alteration or repair in, or in land adjacent to, such length of road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telegraphic line as defined in the Telecommunications Act 1984.





- (b) to a vehicle being used in the service of a local authority or a Water Company in pursuance of statutory powers or duties;
- (c) to a vehicle being used for fire services, ambulance or police purposes;
- (d) to a vehicle being used in the delivery or collection of postal packets as defined in Section 87 of the Post Office Act 1953;
- (e) to a vehicle waiting when the person in control of vehicle;
  - (i) is required by law to stop;
  - (ii) is obliged to stop in order to avoid an accident; or
  - (iii) is prevented from proceeding by circumstances outside his control.

## 5. Penalty Charges

- (1) If a vehicle is left on any road or length of road in contravention of any provision of this Order, a penalty charge shall be payable and/or the vehicle may be removed from that location.
- (2) In the case of a vehicle in respect of which a penalty charge is payable, a penalty charge notice showing the information required by The Civil Enforcement of Parking Contraventions (England) General Regulations 2007 and The Civil Enforcement of Parking Contraventions (England) Representations and Appeals Regulations 2007 may then be issued by a civil enforcement officer in uniform in accordance with the Traffic Management Act 2004.
- (3) If a vehicle is left after a penalty charge has been incurred, a civil enforcement officer in uniform or a person acting under his direction may attach to the vehicle an immobilisation device and notice in accordance with the requirements of Section 79 of the Traffic Management Act 2004 and that vehicle shall only be released from the device on payment of the penalty charge, or as the case may be the applicable discount or surcharge
- (4) Where a civil enforcement officer has removed or caused to be removed a vehicle in accordance with paragraph (1) of this Article:-
  - (a) he shall provide for the safe custody of the vehicle;
  - (b) the Council shall be entitled to recover from the person responsible such charges in respect of the removal, storage and disposal of the vehicle as it might prescribe from time to time;
  - (c) the provisions of the Road Traffic Regulation Act 1984 as amended shall apply to the disposal of any such vehicle removed by or on behalf of the Council pursuant to this Article.

Nothing in paragraphs (3) and (4) of this Article shall apply in respect of a vehicle displaying in the relevant position a valid disabled person's badge issued by any local authority.



6. Manner of Payment of Penalty Charge and Reduced Penalty Charge

- (1) A Penalty Charge can be discharged by the driver of a vehicle in respect of which a Penalty Charge has been incurred paying the applicable discount to the Council in the amount and manner prescribed on the Penalty Charge Notice.
- (2) If the Penalty Charge is not discharged in accordance with paragraph 1 of this article then the Penalty Charge shall be discharged by the driver of a vehicle in respect of which a Penalty Charge has been incurred paying the full amount of the Penalty Charge in the amount and manner prescribed on the Penalty Charge Notice

7. The Greater Manchester County (Atherleigh Way, Wigan) (Clearway) (County) Order 1985 shall be revoked insofar as it relates to the length of road specified in Schedule Two to this order but not otherwise.

Dated 7<sup>th</sup> day of October 2013

EXECUTED as a DEED by  
affixing THE COMMON SEAL of  
THE WIGAN BOROUGH COUNCIL  
In the presence of:

  
Assistant Director - Legal



386/13

**SCHEDULE ONE**

**Road and Length Thereof**

Twist Lane, Leigh (A578) –  
From a point 55 metres west  
of the westerly kerbline of  
Atherleigh Way to a point 37  
metres east of the easterly  
kerbline of Atherleigh Way.

Parsonage Way, Leigh-  
From its junction with  
Atherleigh Way to a point 25  
metres north of its junction  
with Atherleigh Way

**Time and Days**

At all times.

At all times.



## **Schedule Two**

<b>Roads in the Borough of Wigan in the County of Greater Manchester</b>	
<b>Twist Lane, Leigh (A578)</b>	<b>From a point 43 metres west of the westerly kerbline of Atherleigh Way to a point 38 metres east of the easterly kerbline of Atherleigh Way.</b>



**WIGAN COUNCIL**

**WIGAN BOROUGH (ATHERLEIGH WAY / TWIST LANE, LEIGH – SPEED LIMIT) ORDER 2013**

Wigan Borough Council, in exercise of its powers under Section 84(1) of the Road Traffic Regulation Act 1984, and of all other enabling powers, after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to that Act hereby makes the following order:-

1. This Order may be cited as the Wigan Borough (Atherleigh Way / Twist Lane, Leigh – Speed Limit) Order 2013 and shall come into operation on 1<sup>st</sup> November 2013
2. (1) In this Order -  
"specified" means specified in the Schedule to this Order.  
(2) A reference in this Order to a numbered Article is a reference to the Article having that number in this Order.  
(3) The Interpretation Act 1978 applies for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
3. The roads specified in Schedule 1 to this Order shall be subject to a speed limit of 50 miles per hour.
4. The roads specified in Schedule 2 to this Order shall be subject to a speed limit of 40 miles per hour.
5. The roads specified in Schedule 3 to this Order shall be subject to a speed limit of 30 miles per hour.
6. The 50 mph speed restriction specified in Schedule 2 of The Wigan Borough (Lowton St.Marys by-pass)(Traffic Regulation) Order 1993 is hereby revoked.
7. The Wigan Borough (Atherleigh Way A579, Wigan)(40mph Speed Limit) Order 1986 is hereby revoked.
8. The Wigan Borough (Atherleigh Way, Leigh)(40mph Speed Limit) Order 2009 is hereby revoked.

Given under the Common Seal of Wigan Borough Council this 7<sup>th</sup> day of October 2013.

EXECUTED as a DEED by affixing THE  
COMMON SEAL of WIGAN BOROUGH  
COUNCIL in the presence of:

  
Assistant Director - Legal



385/13



*[Faint, illegible handwritten text]*



### **SCHEDULE 1**

**Road**

Atherleigh Way, Leigh

**Length of Road**

From a point 232 metres south of its junction with St Helens Road to its junction with the East Lancashire Road (A580)

### **SCHEDULE 2**

**Road**

Atherleigh Way, Leigh

**Length of Road**

From a point 103 metres north of its junction with Kirkhall Lane to a point 530 metres north of its junction with Kirkhall Lane

Atherleigh Way, Leigh

From a point 232 metres south of its junction with St Helens Road to a point 270 metres south of its junction with Twist Lane

### **SCHEDULE 3**

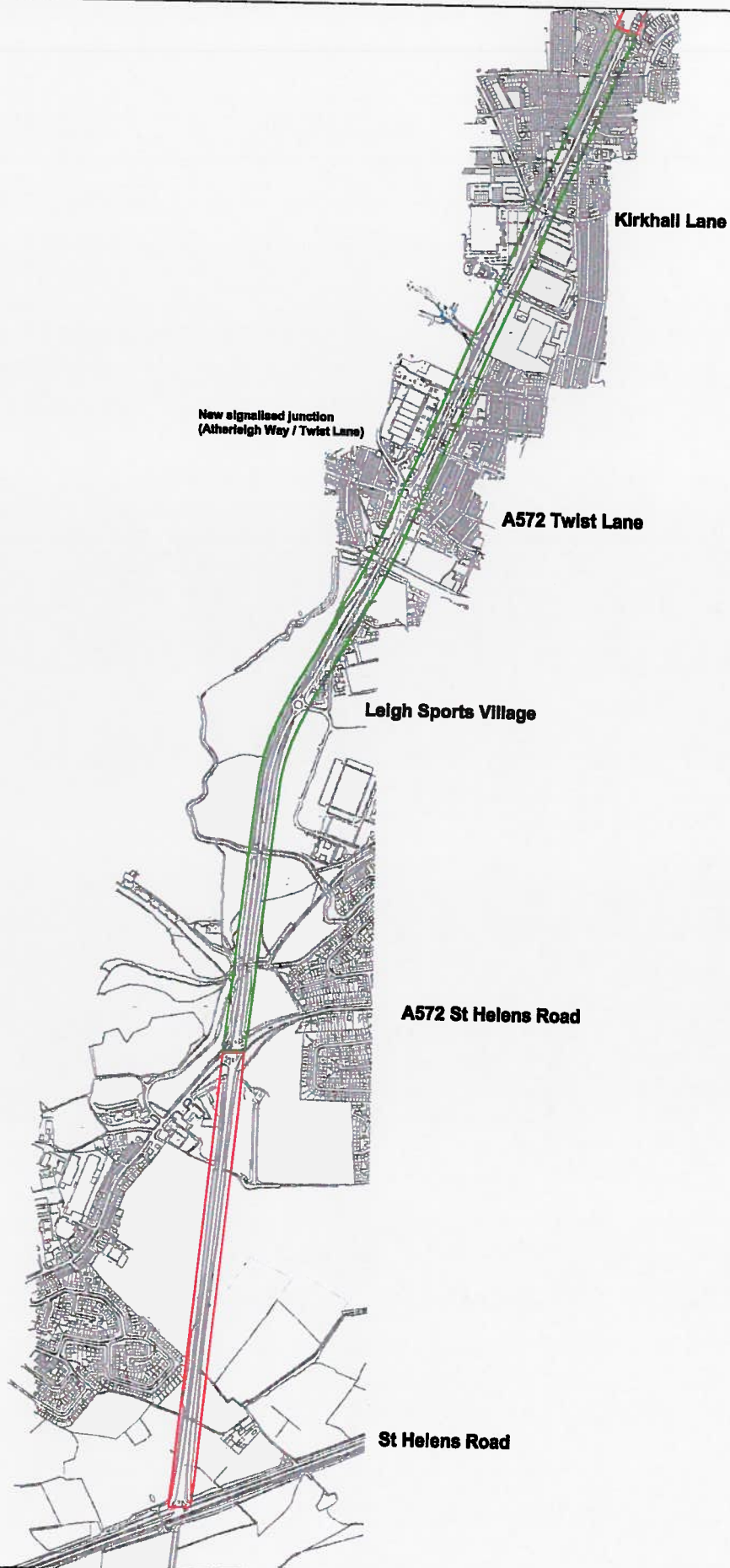
**Road**

Atherleigh Way, Leigh

**Length of Road**

From a point 270 metres south of its junction with Twist Lane to a point 103 metres north of its junction with Kirkhall Lane





PLACES DIRECTORATE - INFRASTRUCTURE



Gillian Bishop  
Corporate Director  
Development Division  
Places Directorate  
Wigan Council  
PO Box 100  
Wigan,  
WN1 3DS

A579 Atherleigh Way, Leigh  
Existing Speed Limits

Drawn: RB

Checked: DO

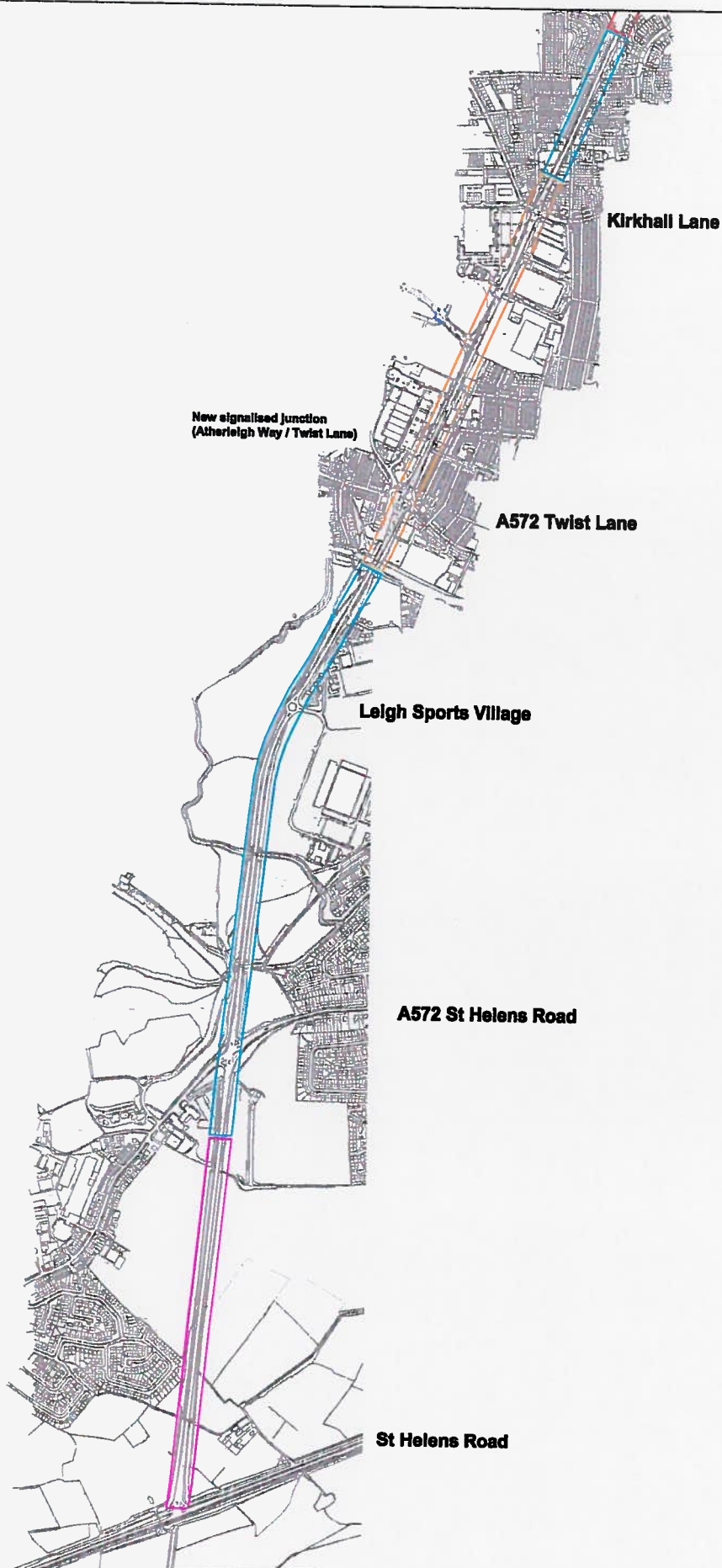
Date: Dec 2012

Scale: NTS@ A3

Drawing No: 001

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- Existing 50 mph speed limit
- Proposed 30 mph speed limit
- Proposed 40 mph speed limit
- Proposed 50 mph speed limit

PLACES DIRECTORATE - INFRASTRUCTURE

**Wigan Council**

Gillian Bishop  
Corporate Director  
Development Division  
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PO Box 100  
Wigan  
WN1 3DS

### A579 Atherleigh Way, Leigh Proposed Speed Limits

Drawn: RB

Checked: DO

Date: April 2013

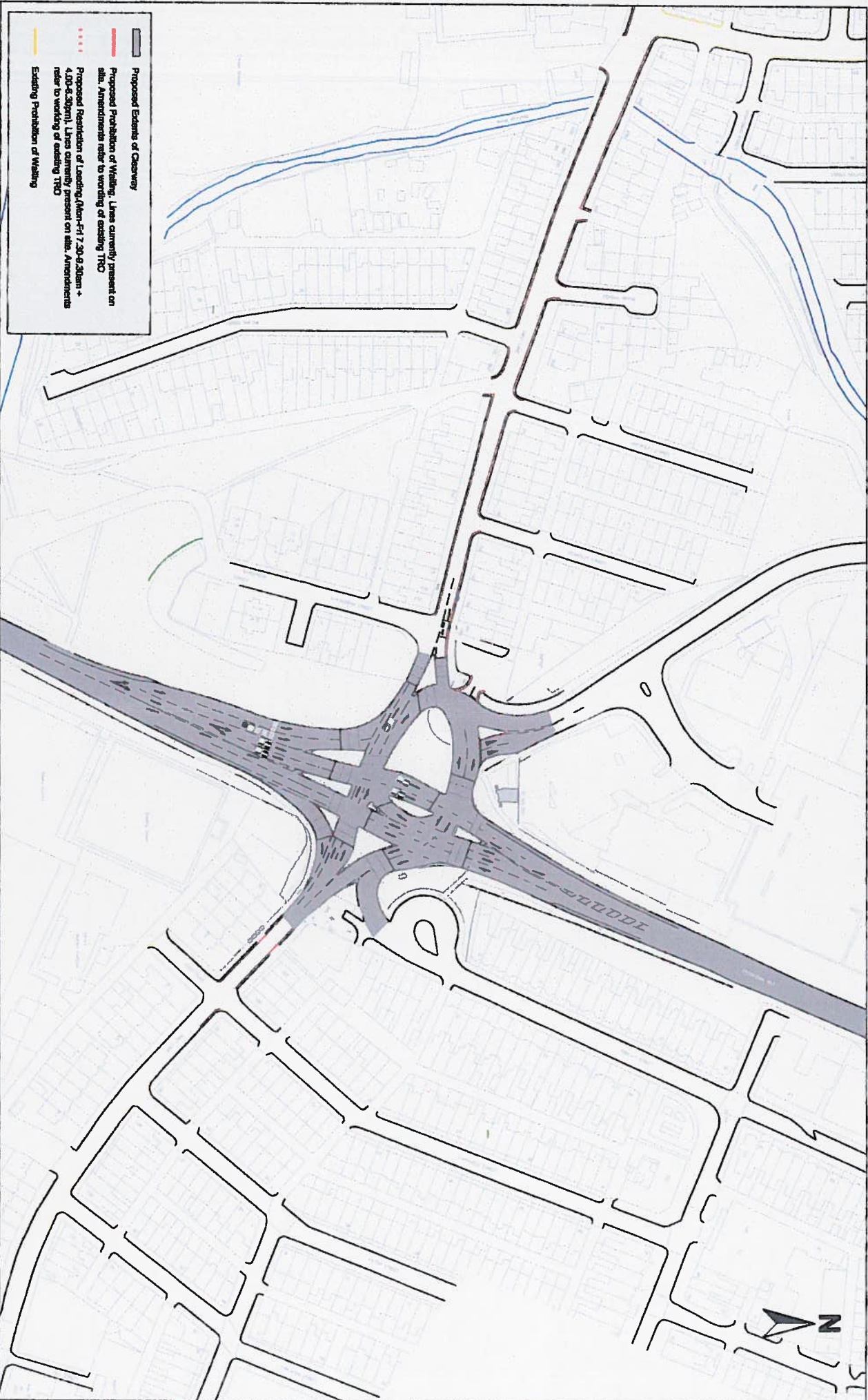
Scale: NTS @ A3

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- Proposed Extent of Catenary
- Proposed Prohibition of Waiting. Lines currently present on site. Amendments refer to wording of existing TRO
- - - Proposed Restriction of Loading/Unloading 7.30-8.30am + 4.00-5.30pm. Lines currently present on site. Amendments refer to wording of existing TRO
- Existing Prohibition of Waiting

PLACES DIRECTORATE - INFRASTRUCTURE



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# A579 Atherleigh Way, Leigh Proposed Amendments to Existing TRO's

DRAWN: RB

CHECKED: DO

Date: Dec 2012

Scale: NTS@ A3

Drawing Number:

003

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