

THE WOLVERHAMPTON CITY COUNCIL
(LICHFIELD STREET AND QUEEN SQUARE)
(PEDESTRIAN ZONE) ORDER 2008

The Wolverhampton City Council in exercise of its powers under Sections 1, 2(1) to (3), 4(2) and 124(1)(d) of the Road Traffic Regulation Act 1984 ("the Act of 1984") 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 makes the following Order:-

1. This Order shall come into operation on 20th May 2008 and may be cited as the Wolverhampton City Council (Lichfield Street and Queen Square) (Pedestrian Zone) Order 2008.

2. In this Order -

"hackney carriage" has the same meaning as in S38 of the Town Police Clauses Act 1847.

"licensed private hire vehicle" means a vehicle despatched by a person holding an operator's licence under the Local Government (Miscellaneous Provisions) Act 1976 S55.

"local service" has the same meaning as in the Transport Act 1985.

"relevant permit" means a permit issued by Wolverhampton City Council under the terms of this Order.

"security vehicle" means a specially constructed vehicle used for the purpose of loading or unloading at any bank or building society premises of any bullion, money, documents or other goods which by reason of their value are likely to require protection from any criminal offence.

3. (1) "disabled person's badge" has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) Regulations 1982 as amended by the Disabled Persons (Badges for Motor Vehicles) (Amendment) Regulations 1991;

"disabled person's vehicle" has the same meaning as the Local Authorities Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 1986 as amended by the Local Authorities Traffic Orders (Exemption for Disabled Persons) (England and Wales) (Amendment) Regulations 1991.

"parking disc" means a disc, issued by a Local Authority, 125 millimetres square, coloured orange, and capable of showing the quarter hour period during which a period of waiting begins.

- (2) For the purpose of this Order a vehicle shall be regarded as displaying :-

- (i) a disabled person's badge issued before 2nd March 1992 in the relevant position -

- (a) in the case of a vehicle fitted with a front windscreen, the badge is exhibited thereon on the near side of and immediately behind the windscreen and with its front facing forward so as to be legible from outside the vehicle; or
 - (b) in the case of a vehicle not fitted with a front windscreen, the badge is exhibited in a conspicuous position on the vehicle;
 - (ii) a disabled person's badge issued on or after 2nd March 1992 in the relevant position if -
 - (a) in the case of a vehicle fitted with a dashboard or fascia panel, the badge is exhibited thereon so that Part 1 of the badge is legible from outside the vehicle; or
 - (b) in the case of a vehicle not fitted with a dashboard or fascia panel, the badge is exhibited in a conspicuous position on the vehicle so that Part 1 of the badge is legible from outside the vehicle;
 - (iii) a parking disc in the relevant position if -
 - (a) in the case of a vehicle fitted with a dashboard or fascia panel, the disc is exhibited thereon so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle; or
 - (b) in the case of a vehicle not so fitted, the disc is exhibited in a conspicuous position on the vehicle so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle.
4. Save as provided in Article 5, 6 and 7 to this Order, no person shall except upon the direction or with the permission of a police officer in cause or permit any vehicle to proceed or wait in the lengths of roads specified in Schedule 1 to this Order.
 5. Nothing in Article 4 of this Order shall render it unlawful to cause or permit a disabled persons vehicle to proceed in the lengths of roads referred to in Schedule 1 to this Order to enable that vehicle to gain access to any designated disabled persons parking place on or adjacent to the lengths of roads referred to provided that vehicle is travelling in an easterly direction.
 6. Nothing in Article 4 shall render it unlawful to cause or permit any vehicle to proceed or wait on the lengths of roads referred to therein for so long as may be necessary to enable -
 - (a) the vehicle, if it cannot conveniently be used for such purposes in any other road, to be used in connection with any of the following operations, namely -
 - (i) building, industrial or demolition operations provided that it displays a relevant permit

- (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance, improvement or reconstruction of the said lengths of roads;
 - (iv) the laying, erection or repair in, or on land adjacent to the said lengths of roads of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus line as defined in the Telecommunications Act 1984;
- (b) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in the service of a local authority or a water authority in pursuance of statutory powers or duties;
 - (c) the vehicle to be used for the purpose of delivering or collecting postal packets as defined in Section 87 of the Post Office Act 1953;
 - (d) the vehicle to wait at or near to any premises situated on or adjacent to the said lengths of roads specified in Schedule 1 hereto for so long as such waiting by that vehicle is reasonably necessary in connection with the loading or unloading at any bank or building society premises provided that the vehicle is a security vehicle and is displaying a relevant permit
 - (e) the vehicle to be used in an emergency for fire brigade, ambulance or police purposes; or
 - (f) the vehicle being a hackney carriage to provide a hackney carriage service or to gain access to a designated hackney carriage stand;
 - (g) the vehicle, being a licensed private hire vehicle to provide a licensed private hire service;
 - (h) the vehicle to provide a local service or to gain access to a designated stopping place;
 - (i) the vehicle to gain access to a designated off street parking place adjacent to the lengths of roads specified in Schedule 1 hereto
7. Nothing in Article 3 shall render it unlawful to cause or permit any vehicle to proceed and wait for the purpose of enabling goods to be loaded onto or unloaded from the vehicle from or to any premises adjacent to the lengths of roads referred to in Schedule 1 hereto provided such loading or unloading takes place before 9.30am or after 4.30pm Monday to Sunday and is continuous or is completed within a period of 20 minutes from the time the period of loading or unloading began.
8. The Traffic Regulation Order specified in Schedule 2 hereto shall be revoked to the extent indicated therein.

9. The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any Regulations made or having the effect as if made under the Act or 1984 or by or under any other enactment.

SCHEDULE 1

No Waiting at any Time

Lichfield Street	From its junction with Queen Square to its junction with Princess Street
Queen Square	Its whole length

SCHEDULE 2

Revocations

Order	Extent
The Borough of Wolverhampton (Town Centre) (General Traffic Control) Order 1990	Insofar as it relates to Lichfield Street and Queen Square in Schedule 1 of that Order

THE COMMON SEAL of Wolverhampton City Council was hereunto affixed in the presence of:-

Davis

Authorised Officer

Dated: 27 May 2008

