

ROAD TRAFFIC REGULATION ACT 1984
LANCASHIRE COUNTY COUNCIL
(VARIOUS ROADS, BURNLEY AND HYNDBURN BOROUGHES, AND LANCASTER CITY)
(REVOCAION AND BUS LANES) ORDER 202*

The County Council of Lancashire ("the Council") in exercise of its powers under Sections 1, 2 and 4 of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984, as amended ("the Act") and of all other enabling powers, 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. Definitions and Interpretation

For all the purposes of this Order the terms described in this Article shall have the meanings specified:

- a) "**Authorised Vehicle**" means a vehicle which has been authorised in writing by the Council for the purpose of this Order and which is being used for delivering to the properties located on North Road between Chapel Street and Damside Street and/or to access the land shown edged red on the plan appended to this Order.;
- b) "**Bus**" means motor vehicles constructed or adapted to carry more than 8 passengers (exclusive of the driver); and Local Buses not so constructed or adapted;
- c) "**Bus Gate**" means a short length of Bus Lane;
- d) "**Bus Lane**" means an area of road that may be used only by Buses (or a particular description of Bus), or only by buses (or a particular description of Bus) and some other class or classes of vehicular traffic as provided for in this Order and includes the terms Bus Gate and Bus Only Street;
- e) "**Bus Only Street**" means a Bus Lane;
- f) "**Civil Enforcement Officer**" means a person authorised by or on behalf of Lancashire County Council in accordance with Section 76 of the Traffic Management Act 2004;
- g) "**Loading**" and "**Unloading**" means the continuous transference from (or to) a Vehicle to (or from) premises adjacent to where the Vehicle is parked of heavy or unmanageable goods that are not designed to be carried by hand other than over a very short distance;
- h) "**Local Bus**" means a Public Service Vehicle used for the provision of a Local Service not being an excursion or tour as defined in the Traffic Signs Regulations and General Directions 2016;
- i) "**Local Service**" has the meaning given in Section 2 of the Transport Act 1985;
- j) "**Pedal Cycle**" means a unicycle, bicycle, tricycle, or cycle having four or more wheels, not being in any case mechanically propelled unless it is an electrically assisted pedal cycle of such class as is to be treated as not being a motor vehicle for the purposes of the 1984 Act;
- k) "**Public Service Vehicle**" has the meaning given in Section 1 of the Public Passenger Vehicles Act 1981;
- l) "**Taxi**" means a vehicle licensed under Section 37 of the Town Police Clauses Act 1847;
- m) "**Vehicle**" means a motor vehicle, a passenger vehicle, a dual-purpose vehicle, a goods vehicle, a motorcycle or an invalid carriage or any other vehicle of any description whether drawn or propelled along a road by animal or mechanical power.

2. Revocations

- a) That part of the "Lancashire County Council (Various Roads, Accrington Town Centre, Hyndburn Borough) (Suspension, One Way Traffic, Prohibition of Driving, Prohibition of Driving (Except Goods Vehicles) and Bus Lane) Order 2018", as set out in Schedule 1A to this Order, is hereby revoked.
- b) That part of the "The Lancashire County Council (Borough of Burnley) (Various Roads) (Review of Prohibition and Restriction of Waiting And Revocation Etc.) Traffic Regulation Order 2001", as set out in Schedule 1B to this Order, is hereby revoked.
- c) That part of the "The Borough of Hyndburn (Various Roads) (One Way) (Prohibition Of Certain Vehicles) (Prohibition of Waiting) (Revocation) Order 1999", as set out in Schedule 1C to this Order, is hereby revoked.
- d) Those parts of the "The City Council of Lancaster (Various Roads) (Traffic Regulation) (No.1) Order 2001", as set out in Schedule 1D to this Order, are hereby revoked.
- e) That part of the "Lancaster City Council The City Council of Lancaster (Various Roads) (Traffic Regulation) (No.4) Order 2001", as set out in Schedule 1E to this Order, is hereby revoked.

3. Bus Lane

Save as is hereinafter provided, no person shall, except upon the direction or with the permission of a police constable in uniform, or a Civil Enforcement Officer, cause or permit any Vehicle other than a Bus to be in the Bus Lanes set out in Schedule 2 to this Order on any day at any time.

4. Bus Lane Except Cycles and Taxis

Save as is hereinafter provided, no person shall, except upon the direction or with the permission of a police constable in uniform, or a Civil Enforcement Officer, cause or permit any Vehicle other than a Bus, Pedal Cycle or Taxi, to be in the Bus Lanes set out in Schedule 3 to this Order on any day at any time.

5. Bus Gate

Save as is hereinafter provided, no person shall, except upon the direction or with the permission of a police constable in uniform, or a Civil Enforcement Officer, cause or permit any Vehicle other than a Bus to be in the Bus Lane set out in Schedule 4 to this Order.

6. Bus Only Street

Save as is hereinafter provided, no person shall, except upon the direction or with the permission of a police constable in uniform, or a Civil Enforcement Officer, cause or permit any Vehicle other than a Bus to be in the Bus Lanes set out in Schedule 5 to this Order at any time.

NB in accordance with section 3(2) of the Act, the council is satisfied that for facilitating the passage of vehicular traffic on the road it is requisite that the provisions of section 3(1) of the Act should not apply to the restriction contained herein.

7. Bus Only Street Except Cycles, Taxis and Authorised Vehicles

Save as is hereinafter provided, no person shall, except upon the direction or with the permission of a police constable in uniform, or a Civil Enforcement Officer, cause or permit any Vehicle other than a Bus, Pedal Cycle, Taxi or Authorised Vehicle, to be in the Bus Lane set out in Schedule 6 to this Order at any time.

NB in accordance with section 3(2) of the Act, the council is satisfied that for facilitating the passage of vehicular traffic on the road it is requisite that the provisions of section 3(1) of the Act should not apply to the restriction contained herein.

8. Exemptions to Articles 3, 4, 5, 6 and 7

Nothing in Articles, 3, 4, 5, 6 and 7 of this Order shall render it unlawful to cause or permit any Vehicle to be in the Bus Lanes referred to therein for so long as may be necessary to enable:

- a) the liveried Vehicle to be used for fire brigade, ambulance or police purposes and whilst performing its statutory duties;
- b) the Vehicle to avoid an accident;
- c) the Vehicle to be used for the purposes of a local authority in pursuance of statutory powers or duties if it cannot conveniently be used for such purpose in any other road;
- d) the Vehicle, if it cannot conveniently be used for such purpose in any other road to be used in connection the removal of any obstruction to traffic;
- e) a Royal Mail liveried Vehicle engaged in the collection and/or delivery of letters to premises adjacent to the Bus Lane in accordance with the statutory provisions set out in the Postal Services Act 2000;
- f) the Vehicle, to be used for or in connection with:-
 - i) building, industrial or demolition operations in or on land adjacent to the Bus Lane or removals from land or buildings adjacent to the Bus Lane if the prior written consent of the Council has been received;
 - ii) the laying, erection, alteration or repair of a sewer, pipe or apparatus for the supply of water, gas, electricity or telecommunications apparatus in or on land adjacent to the Bus Lane; or
 - iii) the maintenance, improvement or reconstruction of the Bus Lane.

9. Exemption to Article 7

Nothing in Article 7 of this Order shall render it unlawful to cause or permit any Vehicle to be in the Bus Lane referred to therein for so long as may be necessary for the purposes of Loading and Unloading to premises situated on or adjacent to North Road between Chapel Street and Damside Street.

10. Miscellaneous

The prohibitions imposed by this Order shall be in addition to and not in derogation of any restrictions or requirements imposed by any regulations made, or having effect as if made, under the Act or by or under any other enactment.

11. Commencement of Order

This Order shall come into force on the ** day of **** and may be cited as the "Lancashire County Council (Various Roads, Burnley And Hyndburn Boroughs, And Lancaster City) (Revocation And Bus Lanes) Order 202".

Dated this ** day of **

THE COMMON SEAL of the Lancashire County Council was hereunto affixed pursuant to the Scheme of Delegation to Chief Officers **OR** following a decision made on the ** day of ** 202* by The Cabinet.

Authorised Signatory

Schedule 1A – Revocation

Schedule 4.

Schedule 1B – Revocation

Schedule 6.

Schedule 1C – Revocation

Schedule 1.

Schedule 1D – Revocation

The following items from Schedule 4:

- a) The Bus Station Westerly Access Road, situated between the main pedestrian concourse building and the taxi rank. The whole length, from its junction with Cable Street to its junction with Damside Street;
- b) Wood Street, the entire length.

Schedule 1E – Revocation

Schedule 4.

Schedule 2 – Bus Lane

- a) Church Street, Burnley, the most south westerly lane, from a point 5 metres north west of the centreline of School Lane to a point 10 metres south east of the centreline of Active Way.
- b) Westway, Burnley, the south most lane of the westbound carriageway, from a point 38 metres west of its junction with the centreline of Accrington Road for a distance of 295 metres in a westerly direction.

Schedule 3 – Bus Lane Except Cycles and Taxis

- a) Padiham Road, Burnley, the north easterly lane from a point 40 metres south east of its junction with the centreline of Ightenhill Park Lane for a distance of 168 metres in a south easterly direction.
- b) Whalley Road, Accrington, from its roundabout junction with Burnley Road to its junction with Peel Street, travelling in a south-easterly direction.

Schedule 4 – Bus Gate

King Street, Accrington, from its junction with King Street (southern link road) to its junction with King Street (north eastern link road).

Schedule 5 – Bus Only Street

- a) Bus Station Westerly Access Road, Lancaster, the entire length.
- b) Wood Street, Lancaster, the entire length.

Schedule 6 – Bus Only Street Except Cycles, Taxis and Authorised Vehicles

North Road, Lancaster, from its junction with Chapel Street to its junction with Damside Street in a westerly direction.