

ROAD TRAFFIC REGULATION ACT 1984
LANCASHIRE COUNTY COUNCIL
**(VARIOUS ROADS, CHORLEY, FYLDE, LANCASTER, PRESTON, RIBBLE VALLEY,
SOUTH RIBBLE AND WEST LANCS) (REVOCATIONS AND VARIOUS PARKING
RESTRICTIONS NOVEMBER 2018 (NO1)) ORDER 2020**

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 hereby make the following Order: -

1. Definitions and Interpretations

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

- a) "**Centreline**" means the centre line of a highway as shown on Ordnance Survey graphical information systems at the time that the Order was prepared;
- b) "**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;
- c) "**Disabled Person's Vehicle**" means a Vehicle displaying a Disabled Person's Badge in the circumstances prescribed in Regulations 13, 14, 15 or 16 of The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000;
- d) "**Disabled Person's Badge**" means a badge which was -
 - i) issued, or has effect as if issued, to a disabled person or an institution under The Disabled Persons (Badges for Motor Vehicles) (England) Regulations or under regulations having effect in Scotland or Wales under Section 21 of the Chronically Sick and Disabled Persons Act 1970; and
 - ii) has not ceased to be in force.
- e) "**Disabled Persons Parking Place**" means any area of highway described in Schedule 14 and 15 to this Order, indicated by a road marking approved by the Department for Transport, in which Disabled Person's Vehicles may wait when displaying a Disabled Person's Badge and Parking Disc in the Relevant Position;
- f) "**Goods Vehicle**" has the same meaning as in section 192 (1) of the Road Traffic Act 1988;
- 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) "**Parking Disc**" means a device which -
 - i) is 125 millimetres square and coloured blue, if issued on or after 1st April, 2000 or orange if issued before that date;
 - ii) has been issued by a local authority and has not ceased to be valid; and
 - iii) is capable of showing the quarter hour period during which a period of waiting has begun.

- i) **"Parking Place"** means any length of road subject to restriction in accordance with Articles 10, 11, 12, 13, 14, 15 and 16;
- j) **"Penalty Charge Notice"** means a notice served by a Civil Enforcement Officer pursuant to the provisions of section 78 of the 2004 Act and supporting regulations;
- k) a Vehicle displays a Disabled Person's Badge or Parking Disc in the **"Relevant Position"** if –
 - i) the badge/disc is exhibited on the dashboard or fascia of the Vehicle; or
 - ii) where the Vehicle is not fitted with a dashboard or fascia the badge/disc is exhibited in a conspicuous position on the Vehicle, so that the front of the badge/disc is clearly legible from the outside of the Vehicle.
- l) **"The Council's Duly Authorised Officer"** means a person appointed by the council or its local agent, or authority, to administer the powers conferred on the said Council by the 1984 Act, with respect to this and other Traffic Regulations;
- 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) The "Lancashire County Council (Greenhey Place, Skelmersdale, West Lancashire, District) (Disabled Parking Places) Order 2009" is hereby revoked in full.
- b) Those parts of the "Lancashire County Council (Fylde Area) (On Street Parking Places, Prohibition and Restriction of Waiting) Consolidation Order 2009", as set out in Schedule 1A to this Order, are hereby revoked.
- c) Those parts of the "Lancashire County Council (Preston Area) (On Street Parking Places, Prohibition and Restriction of Waiting) Consolidation Order 2009", as set out in Schedule 1B to this Order, are hereby revoked.
- d) Those parts of the "Lancashire County Council (Ribble Valley Area) (On Street Parking Places, Prohibition and Restriction of Waiting) Consolidation Order 2009", as set out in Schedule 1C to this Order, are hereby revoked.
- e) Those parts of the "Lancashire County Council (West Lancs Area) (On Street Parking Places, Prohibition and Restriction of Waiting) Consolidation Order 2009", as set out in Schedule 1D to this Order, are hereby revoked.
- f) Those parts of the "Lancashire County Council (Horrobin Lane, Rivington/Anderton, Chorley Borough) (Prohibition of Waiting) Order 2010", as set out in Schedule 1E to this Order, are hereby revoked.
- g) Those parts of the "Lancashire County Council (Lancaster City Area) (Prohibition of Stopping on School Entrance Markings) Order 2011", as set out in Schedule 1F to this Order, are hereby revoked.

- h) Those parts of the "Lancashire County Council (Cheapside Area, Preston, Preston City) (Revocation and Various Parking Restrictions) Order 2013", as set out in Schedule 1G to this Order, are hereby revoked.
- i) Those parts of the "Lancashire County Council (Fishergate Phase 2, Various Roads, Preston, Preston City) (Revocation and Various Parking Restrictions) Order 2016", as set out in Schedule 1H to this Order, are hereby revoked.
- j) Those parts of the "Lancashire County Council (Orchard Road, Park Road, St Andrew's Road South, St David's Road South, St George's Road, The Crescent and Wood Street, St Annes, Fylde Borough) (Revocation, Prohibition of Waiting and Limited Waiting) Order 2017", as set out in Schedule 1I to this Order, are hereby revoked.
- k) Those parts of the "Lancashire County Council (Bay Gateway, Caton Road, Hadrian Road, Morecambe Road, Northgate, Lancaster, Lancaster City) (Revocation, Prohibition of Stopping and Waiting) Order 2018", as set out in Schedule 1J to this Order, are hereby revoked.
- l) Those parts of the "Lancashire County Council (Various Roads, Chorley, Fylde, Hyndburn, Pendle, Rossendale, South Ribble, West Lancashire and Wyre Boroughs) (Revocations and Various Parking Restrictions (June No1)) Order 2018", as set out in Schedule 1K to this Order, are hereby revoked.
- m) Those parts of the "Lancashire County Council (Various Roads, Burnley, Fylde, Hyndburn, Preston, Rossendale, South Ribble and West Lancs) (Revocations and Various Parking Restrictions (July/August No1)) Order 2019", as set out in Schedule 1L to this Order, are hereby revoked.

3. Prohibition of Waiting

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 to wait at any time, on any day, in the lengths of road set out in the Schedule 2 to this Order.

4. Prohibition of Loading and Unloading

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 to wait at any time, on any day, for the purposes of Loading or Unloading, in the length of road set out in Schedule 3 to this Order.

5. Restriction of Waiting Monday – Friday 8am-6pm

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 to wait from Monday until Friday inclusively, between 8am and 6pm, in the length of road set out in Schedule 4 to this Order.

6. Restriction of Waiting Monday – Saturday 8am–6pm

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 to wait from Monday until Saturday inclusively, between 8am and 6pm, in the length of road set out in Schedule 5 to this Order.

7. Restriction of Waiting Monday – Saturday 8am-7pm

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 to wait from Monday until Saturday inclusively, between 8am and 7pm, in the lengths of road set out in Schedule 6 to this Order.

8. Restriction of Waiting Any Day 9am-6.30pm

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 to wait on any day, between 9am and 6.30pm, in the lengths of road set out in Schedule 7 to this Order.

9. Restriction of Loading and Unloading Any Day 9am – 6.30pm

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 to wait on any day, between 9am and 6.30pm, for the purposes of Loading or Unloading, in the lengths of road set out in Schedule 8 to this Order.

10. Goods Vehicle Loading Bay Any Day 7am-10am

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 to wait in the Parking Place set out in Schedule 9 to this Order, on any day, between 7am and 10am, unless that Vehicle is a Goods Vehicle and it is engaged in Loading or Unloading.

11. Goods Vehicle Loading Bay Any Day 7am-10.30am and 3.30pm-6.30pm

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 to wait in the Parking Places set out in Schedule 10 to this Order, on any day, between 7am and 10.30am, and 3.30pm and 6.30pm, unless that Vehicle is a Goods Vehicle and it is engaged in Loading or Unloading.

12. Goods Vehicle Loading Bay Any Day 7am-6.30pm

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 to wait in the Parking Place set out in Schedule 11 to this Order, on any day, between 7am and 6.30pm, unless that Vehicle is a Goods Vehicle and it is engaged in Loading or Unloading.

13. Limited Waiting Parking Place 1 hour No Return Within 2 Hours

Save as is hereinafter provided, no person shall, except upon direction or with the permission of a Police Constable in uniform or a Civil Enforcement Officer cause or permit any Vehicle to wait for a period exceeding one hour, with no return within two hours, on any day at any time, in the length of road set out in Schedule 12 to this Order.

14. Limited Waiting Parking Place 90 Minutes No Return Within 2 Hours Monday-Saturday 8am-6pm

Save as is hereinafter provided, no person shall, except upon direction or with the permission of a Police Constable in uniform or a Civil Enforcement Officer cause or permit any Vehicle to wait for a period exceeding ninety minutes, with no return within two hours, from Monday to Saturday inclusively between 8am and 6pm, in the lengths of road set out in Schedule 13 to this Order.

15. Disabled Person's Limited Waiting Parking Place 2 Hours No Return Within 2 hours Any Day 10.30am – 3.30pm

Save as is hereinafter provided, no person shall, except upon direction or with the permission of a Police Constable in uniform or a Civil Enforcement Officer cause or permit any Vehicle to wait between the hours of 10.30am and 3.30pm, on any day in the lengths of road set out in Schedule 14 to this Order, unless that Vehicle is a Disabled Person's Vehicle in which case that Vehicle may wait for a maximum period of 2 hours and not return within 2 hours.

16. Disabled Persons Parking Place

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 to wait in the Parking Places set out in Schedule 15 to this Order, unless that Vehicle is a Disabled Persons Vehicle.

17. General Exemptions

Nothing in Articles 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 and 16 of this Order shall render it unlawful to cause or permit any Vehicle to wait in the lengths of road referred to therein for so long as may be necessary to enable :-

- a) a person to board or alight from the Vehicle;
- b) if it cannot conveniently be used for such purpose in any other road to be used in connection with any of the following:-
 - i) building, industrial or demolition operations;
 - ii) the removal of any obstruction to traffic;
 - iii) the maintenance, improvement or reconstruction of the said lengths of road;
 - iv) the laying, erection, alteration or repair in, or in land adjacent to the said lengths of road of any sewer or of any main, pipe or apparatus or the exercise of any other statutory power or duty for the maintenance and supply of gas, water or electricity or of any

telecommunications system as defined in Section 4 of the Telecommunications Act 1984.

- 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;

18. Exemptions for Articles 3, 5, 6, 7, 8, 13, 14, 15 and 16

Nothing in Articles 3, 5, 6, 7, 8, 13, 14, 15 and 16 of this Order shall render it unlawful to cause or permit any Vehicle to wait in the lengths of road referred to therein for so long as may be necessary to enable :-

- a) goods to be loaded on to or unloaded from the Vehicle;
- b) a Royal Mail liveried Vehicle engaged in the collection and/or delivery of letters in accordance with the statutory provisions as defined in the Postal Services Act 2000;
- c) the Vehicle to wait at or near to any premises situated on or adjacent to the said length of road for so long as such waiting by the Vehicle is reasonably necessary in connection with any wedding or funeral.

19. Exemption for Disabled Person's Vehicle

- a) Nothing in Articles 3, 5, 6, 7 and 8 of this Order shall render it unlawful to cause or permit any Vehicle to wait in the lengths of road referred to therein for a period not exceeding three hours (not being a period separated by an interval of less than one hour from a previous period of waiting by the same Vehicle in the same length of road on the same day) if the Vehicle is a Disabled Person's Vehicle which displays in the Relevant Position both a Disabled Person's Badge and a Parking Disc marked to show the quarter hour period during which the period of waiting began.
- b) Nothing in Articles 13 and 14 of this Order shall render it unlawful to cause or permit any Vehicle to wait in the lengths of roads referred to therein if the Vehicle is a Vehicle which displays in the Relevant Position both a Disabled Person's Badge and a Parking Disc marked to show the quarter hour period during which the period of waiting began.

20. Emergency Exemptions

Nothing in Articles 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 and 16 of this Order shall render it unlawful to cause or permit any Vehicle to wait, in the lengths of road referred to therein when the person in control of the Vehicle:

- a) is required by law to stop;
- b) is obliged to stop in order to avoid an accident; or
- c) is prevented from proceeding along the road due to circumstances beyond his/her control.