

DATED

24th MAY

2017

KINGSTON UPON HULL
CITY COUNCIL

TRAFFIC REGULATION ORDER

QUEEN VICTORIA SQUARE / CARR LANE (BUS LINK) ORDER 2017

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| File No: | 39800/1351 |
| Originator: | JGO |
| Date: | 03.04.2017 |

KINGSTON UPON HULL CITY COUNCIL

THE KINGSTON UPON HULL

QUEEN VICTORIA SQUARE / CARR LANE (BUS LINK) ORDER 2017

The Kingston upon Hull City Council in exercise of powers contained in Sections 1, 2(1) to (3), 4(2) of the Road Traffic Regulation Act 1984 ("the Act") and in pursuance of powers granted by the Secretary of State under Section 74 and Part 2 of Schedule 8 and under Paragraph 8 of Schedule 9 of the Traffic Management Act 2004 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 the 29th day of May 2017 and may be cited as the Kingston upon Hull Queen Victoria Square / Carr Lane (Bus Link) Order 2017.
2. In this Order all expressions except as otherwise herein provided shall have the meaning assigned to them by the Act of 1984:-

"authorised vehicle" means a private hire vehicle and any vehicle having the consent of the Network Manager

"bus" has the same meaning as regulation 22 of the Traffic Signs Regulations and General Directions 2002

"hackney carriage" has the same meaning as defined in the Town Police Clauses Act 1847

"motor cycle" means a mechanically propelled vehicle (not being an invalid carriage) with fewer than 4 wheels which the weight unladen does not exceed 410 kilograms

"Network Manager" means the Hull City Council officer designated to that position or who held that position at the time of making an authorisation

"pedal cycle" means a bicycle, tricycle or a cycle having two or more wheels which is not propelled by mechanical power

"private hire vehicle" means a vehicle licensed by a local authority under Section 48

of the Local Government (Miscellaneous Provisions) Act 1976 and are a motor vehicle constructed or adapted to seat fewer than 9 passengers other than a hackney carriage

“taxi” has the same meaning as defined in the Town Police Clauses Act 1847

3. Save as provided in Article 5 of this Order no person shall, except upon the direction or with the permission of a police constable in uniform, cause or permit any motor vehicle other than buses, pedal cycles, solo motor cycles, taxis and authorised vehicles, to enter or proceed in the length of road specified in the First Schedule to this Order
4. The Order specified in Column 1 of the Second Schedule to this Order is hereby revoked and/or amended to the extent specified in Column 2 of that schedule but in all other aspects the said Order shall continue to have full force and effect.
5. (1) Nothing in this Order shall render it unlawful to cause or permit any vehicle to enter or proceed in the length of road specified in the schedule so far as such entry or proceeding is reasonably necessary for the following purposes:-
 - (i) The removal of any obstruction to traffic;
 - (ii) the vehicles are in the ownership of the fire brigade or ambulance service and they carry the livery of their respective organisation in a way which makes the vehicles easily recognisable to the public and are being used at the time on an emergency call;
 - (iii) The vehicle is in the ownership of any British Police Force which carries the livery of that Force in a way which makes it easily recognisable to the public as a police vehicle and is being used for police purposes

(2) Nothing in this Order shall render it unlawful for any person to cause or permit any vehicle to enter or proceed in the length of road specified in the schedule so far as such entry or proceeding is reasonably necessary to enable the vehicle to be used for any of the purposes specified in paragraph (3) of this Article or (save as provided in that paragraph) to wait in the length of road specified in the schedule for so long as may be necessary for any of those purposes; provided that such a vehicle proceeds and/or waits within the length of road specified in the schedule for the shortest possible time and by means of the most direct route and that where the exempted activity allows a vehicle to wait within the length of road specified in the schedule, the vehicle immediately leaves the length of road specified in the schedule by the most direct route once that activity has concluded

(3) The purposes referred to in paragraph (2) of this Article are:

- (i) In the service of any local authority, water authority, in pursuance of statutory powers or duties or in connection with the supply of gas or electricity or any telecommunications, apparatus as defined in paragraph 1(1) of the Telecommunications Code contained in Schedule 2 to the Telecommunications Act 1984;
- (ii) The avoidance of an accident;
- (iii) The gaining of access to or egress from off-street loading or garaging premises adjacent to or accessible only from the length of road specified in the schedule;

6. The restrictions imposed by this Order shall be in addition to and not in derogation of any restriction or requirement imposed by any regulations made or having effect as if made under the Act of 1984, or by or under any other enactment
7. If a vehicle is in the length of road specified in the schedule without complying with the provisions of this Order then a contravention of this Order shall be deemed to have occurred.

FIRST SCHEDULE

Route for use by buses, pedal cycles, solo motor cycles, taxis and authorised vehicles only

1. Carr Lane between the eastern kerb line of Chariot Street and Queen Victoria Square.
2. Queen Victoria Square the south side between Carr Lane and south western kerb line of Queens Dock Avenue

SECOND SCHEDULE

Revocations

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| 1. Kingston upon Hull City Council The County of Humberside (Kingston Upon Hull) (Alfred Gelder Street (Diversion)) (Prohibition of Driving) Order 1987 | Revoke the entire order |
| 2. The County of Humberside (Kingston upon Hull) (Carr Lane Contra-Flow Bus Lane) Order 1987 | Revoke the entire order |

Given under the Corporate Common Seal of the Kingston upon Hull City Council the 24th day of May 2017

THE AFFIXING HERETO of the)
Corporate Common Seal of)
Kingston upon Hull City Council)
is authenticated by:-)

6. Walter

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Authorised Signatory

