



THE NOTTINGHAMSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

THE NOTTINGHAMSHIRE COUNTY COUNCIL (BASSETLAW AREA – VARIOUS BYWAYS) (PROHIBITION OF DRIVING) TRAFFIC REGULATION ORDER 2016 (1191)

Coming into operation: **1st November 2016**
Authority: **Nottinghamshire County Council**

THE NOTTINGHAMSHIRE COUNTY COUNCIL (BASSETLAW AREA – VARIOUS BYWAYS) (PROHIBITION OF DRIVING) TRAFFIC REGULATION ORDER 2016 (1191)

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2	<i>Not Used in This Order</i>
3	<i>Not Used in This Order</i>

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ROAD TRAFFIC REGULATION ACT 1984

THE NOTTINGHAMSHIRE COUNTY COUNCIL (BASSETLAW AREA – VARIOUS BYWAYS) (PROHIBITION OF DRIVING) TRAFFIC REGULATION ORDER 2016 (1191)

The Nottinghamshire County Council ("the Council"), after consultation with the Chief Constable for the Nottinghamshire Police, and in exercise of its powers under the Road Traffic Regulation Act 1984 ("the Act"), as amended, and all other enabling powers, hereby makes the following Order:-

PART I – PRELIMINARY

Citation and Commencement

1. This Order shall come into force for all purposes on the **1st** day of **November 2016** and may be cited as "**THE NOTTINGHAMSHIRE COUNTY COUNCIL (BASSETLAW AREA – VARIOUS BYWAYS) (PROHIBITION OF DRIVING) TRAFFIC REGULATION ORDER 2016 (1191)**".

Interpretation

Definitions

- 2.1 In this Order except where the context otherwise requires, the following words and phrases have the meanings ascribed to them as follows:

"Bus" includes a Tramcar and has the same meaning as in Schedule 1 to the TSRGD.

"Bus Lane" means an area of Road which this Order or another Order provides that it may be used:

- (1) only by Buses or a particular description of Bus; or
- (2) only by Buses or a particular description of Bus and some other class or classes of vehicular traffic.

"Bus Only Street" shall have the same meaning as Bus Lane.

"Bus Gate" shall have the same meaning as Bus Lane.

"Car" means a "motor car" as defined in Section 136(2) of the Act.

"Carriageway" has the same meaning as in Section 329 of the Highways Act

"Cycle Lane" has the same meaning as in Schedule 1 to the TSRGD.

"Cycle Track" has the meaning ascribed to it by Section 329 of the Highways Act

"Director" means the Council's Corporate Director - Place

"Disabled Person's Badge" has the same meaning as in Regulation 3 of the 2000 Regulations

“Disabled Person’s Vehicle” means a vehicle displaying a valid disabled persons’ badge.

“Dual Purpose Vehicle” has the same meaning as Regulation 3(1) of the 1986 Regulations.

“Exemptions” means a category of exemption defined in paragraph 2.2 of this Order

“Footway” has the same meaning as in Section 329 of the Highways Act.

“Goods” means articles and property of any description, including postal packets of any kind that have been purchased and are ready for collection, provided that it would be unreasonable for an individual to carry such Goods, further than a reasonable distance for the purpose of loading them into a Vehicle.

“Goods Vehicle” has the same meaning as in Regulation 3(1) of the 1986 Regulations.

“Hackney Carriage” means a vehicle licensed under Section 37 of the 1847 Act

“Highway” means land over which the public have a right to pass and repass

“Invalid Carriage” has the same meaning as in Section 136 of the 1984 Act.

“Junction” means:

(1) in relation to measurement only, the point where the prolongation of two kerblines intersect and where measurements are taken along the line of kerb for the said length of Road unless otherwise stated;

(2) in relation to its location, the point at which two or more highways intersect.

“Lay-By” means any area of Carriageway lying at the side of the Main Carriageway for the parking, loading or waiting of Vehicles

“Local Bus” has the meaning ascribed to it in Regulation 4 of the TSRGD.

“Main Carriageway” means that part of a Carriageway used primarily by through traffic and which includes any Carriageway of a slip road, but excludes any Lay-By.

“Motor Cycle” has the meaning ascribed to it by section 136 of the 1984 Act.

“Motor Vehicle” has the same meaning as in Section 136 of the 1984 Act.

“One-Way Street” means a highway in which Vehicles are prohibited at all times from proceeding in any other than one direction.

“Owner” in relation to a vehicle, means the registered keeper of that vehicle as defined in Regulation 3 of the 2002 Regulations.

“Passenger Vehicle” means a Car not drawing a trailer.

“Pedal Cycle” has the same meaning as is ascribed to “cycle” by Section 192 of the 1988 Act.

“Permit” means a valid Restricted Access Permit issued by the Council under established criteria governing the issue of such permits, as amended from time to time, and which entitles the holder to enter a Restricted Road.

“Private Hire Vehicle” means a vehicle licensed under section 51 of the 1976 Act.

"Relevant Position"

- (1) In relation to the display of a Disabled Person's Badge, has the meaning ascribed to it by Regulation 4 of the 2000 Regulations.
- (2) In the case of a Vehicle fitted with a windscreen, a position on the inside surface of the windscreen or on the dashboard so that the date and time of issue or expiry (as appropriate) of the Permit may be read by a CEO or Authorised Officer.
- (3) In the case of a Vehicle not fitted with a front windscreen, a conspicuous position on the Vehicle so that the date and time of issue or expiry (as appropriate) of the Permit may be read by a CEO or Authorised Officer.

"Regulated Road" (save as the context requires in Part I of this Order) means any Road or part of a Road specified in Schedule 2 or Schedule 8.

"Road" means the full width of any length or part length of roads to which the public have access, including in relation to highways, the area between two highway boundaries including, where appropriate, any Footway or Layby

"Road Marking" has the same meaning as ascribed to it in Schedule 1 to the TSRGD.

"Solo Motor Cycle" has the same meaning as ascribed to it in Schedule 1 to the TSRGD.

"Special Access Permit Holders' Vehicles" means a Vehicle in respect of which a permit has been issued under established criteria governing the issue of such permits (in respect of persons having particular mobility difficulties) as determined by the Director and as amended from time to time.

"Street Works" has the meaning ascribed to by Section 48 of NRSWA.

"Taxi" has the same meaning in this Order as Hackney Carriage.

"Taxi Clearway Hours" means the hours specified in each relevant Schedule in relation to a length of Road and where days are specified they are inclusive days.

"Taxi Rank" means an area of Carriageway reserved for use by taxis waiting to pick up passengers.

"Traffic Sign" means a sign of any size, colour and type prescribed or authorised under, or having effect as though prescribed or authorised under, Section 64 of the 1984 Act.

"Transition Point" means the boundary between Highway and land which is not Highway

"Vehicle" means:-

- (1) a mechanically propelled vehicle, intended or adapted for use on the Road,
or
- (2) a Pedal Cycle in actual use for the purpose of cycling or
- (3) a horse drawn vehicle, intended or adapted for use on the Road,

“Wheelchair Accessible Taxi” means a Hackney Carriage constructed or adapted to carry a mobility impaired person seated in a wheelchair located within the passenger compartment.

“Verge” means any part of a Road which is not a Carriageway or a Footway.

Exemptions

2.2 In the Schedules the following exemptions (where used) shall apply where the relevant letter (and digit where used) is specified in that part of the Schedule: -

“A” Not allocated

“B” Means any Vehicle which is being used in connection with the maintenance, improvement or reconstruction of any of the Roads or in connection with Street Works in any of the Roads PROVIDED THAT the Vehicle cannot be relocated to an unrestricted Road while being so used.

"B1" Means any Vehicle which is being used in connection with the maintenance, improvement or reconstruction of any of the Roads or the laying, erection, alteration or repair in or near any of the Roads of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus PROVIDED THAT the Vehicle cannot be relocated to an unrestricted Road while being so used.

“B2” Means any Vehicle which is being used in connection with the maintenance or other works of any railway level crossing which crosses the length of Road PROVIDED THAT the Vehicle cannot be relocated to an unrestricted Road while being so used.

“B3” Means 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 PROVIDED THAT this exemption shall not apply during any times specified in Column 5 of Schedule 2.

“B4” Means any Vehicle which is being used in connection with the removal of any obstruction to traffic PROVIDED THAT the Vehicle cannot be relocated to an unrestricted Road while being so used.

“B5” Means any Vehicle which is being used in connection with any building operation or demolition PROVIDED THAT the Vehicle cannot be relocated to an unrestricted Road while being so used.

“B6” Means any Vehicle which is being used by Statutory Undertakers for emergency works.

"C" Means any Vehicle which is being used or is to be used in the service of a Local Authority or Water Company in pursuance of statutory powers or duties PROVIDED THAT the Vehicle cannot be relocated to an unrestricted Road while being so used.

“D1” Means a Bus.

- “E1” Means any Vehicle being used for Police, Fire Service or Ambulance purposes where the restriction would be likely to hinder the use of that Vehicle in fulfilling that emergency purpose, and is making use of visual and/or audible warning devices, and which is taking all reasonable precautions.
- “E2” Means any Police, Fire Service or Ambulance Vehicle which is being used for Police, Fire Service or Ambulance purposes where the restriction would be likely to hinder the use of that Vehicle in fulfilling that purpose, and which is taking all reasonable precautions.
- “E3” Means any Vehicle being used for Police, Fire Service or Ambulance purposes.
- “F” Means a Goods Vehicle.
- “F1” Means any Vehicle which is being used to enable Goods to be loaded or unloaded, (during times specified in Column 3 of Schedule 2) at premises to which access may only be gained by proceeding in that Road PROVIDED THAT when the aforementioned purposes have been completed the Vehicle must immediately proceed out of that Road ALWAYS PROVIDED THAT this exemption shall not apply during any times specified in Column 5 of Schedule 2.
- “F1a” Means any Vehicle which is being used to enable Goods to be loaded or unloaded at premises to which access may only be gained by proceeding in that Road PROVIDED THAT when the aforementioned purposes have been completed the Vehicle must immediately proceed out of that Road.
- “F2” Means any Vehicle which is being used to gain access to off-street garaging or parking.
- “F2a” Means any Vehicle, which is being used to gain access to the Highway from off-street garaging or parking.
- “F2b” Means any vehicle being used to take on petrol at a petrol station.
- “G” Not allocated
- “H” Not allocated
- “I” Not allocated
- “J” Not allocated
- “K2” Means a Disabled Person’s Vehicle.
- “L1” Means a Pedal Cycle.
- “L2” Means a Solo Motor Cycle
- “M” Not allocated
- “N1” Means a Hackney Carriage.
- “N4” Means a Wheelchair Accessible Taxi.

- “O” Not allocated
- “P” Not allocated
- “Q” Means any vehicle which is being used to gain lawful access to or egress from premises and land adjacent to that Road (which access can only be gained by proceeding in the said length of Road) provided that when the purposes, for which the aforementioned access has been required, have been completed the vehicle must immediately proceed out of that length of Road.
- “R1” Means any Vehicle in respect of which a current valid Restricted Access Permit has been issued and is being used in accordance with the conditions of issue.
- “R2” Means any Vehicle in respect of which a current valid Restricted Access Permit has been issued and is being used in accordance with the conditions of issue, which also displays in the Relevant Position a valid Disabled Person’s Badge.
- “R3” Means any Vehicle in respect of which a current valid Restricted Access Permit has been issued and is being used in accordance with the conditions of issue, which is being used to enable Goods to be loaded or unloaded PROVIDED THAT when the aforementioned purposes have been completed the Vehicle must immediately proceed out of that Road.
- “R4” Means any Vehicle in respect of which a current valid Special Access Permit has been issued and is being used in accordance with the conditions of issue, for gaining access to the Special Access Permit bays and also displays that permit in the Relevant Position.
- “S” Means a Special Access Permit.
- “T” Means any vehicle displaying a day access permit authorised and issued by the Council or Nottinghamshire Police which is being used in accordance with the conditions of issue.
- “T1” Means a Tramcar.
- “T2” Means Tramway operator Vehicles undertaking essential maintenance of the Tramway system.
- “T3” Means Tramway operator Vehicles undertaking routine maintenance of the Tramway system.
- “U1” Means a Local Bus.
- “V” Means any Vehicle, being a purpose built or specially adapted security Vehicle which by distinctive external markings and/or trade signs may be easily identified as a security Vehicle, operated by uniformed security personnel and which is being used for the purposes of delivery or collection of:-
- (1) bullion, or
 - (2) substantial quantities of money in the form of cash ,or
 - (3) high value commodities.
- “W” Not allocated

“X” Means any of the following vehicles: -

- (1) a highway cleansing Vehicle being used for highway cleansing purposes.
- (2) or a gritting Vehicle used to carry out its statutory duty.
- (3) or an authorised tow away Vehicle being used on behalf of the Council as highway authority in pursuance of its statutory duty.

“Y” Means a Private Hire Vehicle

“Z1” Means any Vehicle used to cross over a Bus Lane or Cycle Lane in order to gain access to or egress from premises and/or any side Road adjacent to that length of Road over which the lane passes.

“Z2” Means any Vehicle proceeding so as to avoid an accident.

Statutory References

2.3 In this Order the following statutory references shall have the meanings ascribed to them as specified:

“the 1847 Act” means the Town Police Clauses Act 1847

“the 1976 Act” means the Local Government (Miscellaneous Provisions) Act 1976

“the Highways Act” means the Highways Act 1980

“the 1984 Act” means the Road Traffic Regulation Act 1984

“the 1986 Regulations” means the Road Vehicles (Construction and Use) Regulations 1986

“the 1988 Act” means the Road Traffic Act 1988

“NRSWA” means the New Roads and Street Works Act 1991

“the 2000 Act” means the Transport Act 2000

“the 2000 Regulations” means the Local Authorities’ Traffic Orders (Exemptions for Disabled Person) (England) Regulations 2000

“the 2002 Regulations” means the Road Vehicles (Registration and Licensing) Regulations 2002

“the 2004 Act” means the Traffic Management Act 2004

“the TSRGD” means the Traffic Signs Regulations and General Directions 2016 as amended from time to time

General

3. In interpreting this Order the following shall apply:-

- (1) All Roads specified in this Order are Roads in the County of Nottinghamshire and any reference to a Road by its name shall be construed as a reference to the Road bearing that name as identified in the Council's list of streets made and kept up to date under Section 36(6) of the Highways Act unless the Road is also referred to by a name referring to its designation as a minor highway / public right of way, in which case reference to that designation shall be construed as a reference to the public right of way bearing that designation as identified in the Council's Definitive Map and Statement maintained under Section 53 of the Wildlife and Countryside Act 1981 and such reference shall take precedence over any reference within the aforementioned list of streets.
- (2) The prohibitions and 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 any enactment.
- (3) Unless otherwise provided, any reference in this Order to any legislation shall be construed to include any amendment replacement or re-enactment thereof for the time being in force and to include any delegation, legislation, orders, notices and directions made thereunder.
- (4) In this Order where the context requires, and unless a contrary intention appears in words, the masculine includes the feminine and the neuter and vice versa, and the singular includes the plural and vice versa.
- (5) In this Order heading are included for ease of reference only and shall not affect the interpretation or construction of the Order.
- (6) References to an Article, Schedule, Section, Paragraph or Part is a reference to an article, schedule, section, paragraph or part contained in or annexed to this Order.
- (7) In the Schedules all times and days are inclusive.
- (8) The Interpretation Act 1978 (as amended) shall apply to this Order as it applied to an Act of Parliament.

PART II – MOVING RESTRICTIONS AND PROVISIONS

PROHIBITION OF DRIVING

3. Subject to Article 5, no Vehicle shall proceed in a Road specified in Column 2 of Schedule 2 in the direction specified in Column 2 of that Schedule, in relation to that Road.
4. Subject to Article 5, no Vehicle shall proceed in a Road specified in Column 2 of Schedule 2 in any direction (where no direction is specified in Column 2) of that Schedule, in relation to that Road.

5. Nothing in Articles 3 or 4 shall apply to any Vehicle which is proceeding in a Road with the permission of a police constable in uniform or is in one or more of the Exemptions specified in Column 3 of Schedule 2 in relation to the relevant Road provided that where a time is specified in Column 4 the relevant Exemption shall not apply during that time.
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**PART II – MOVING RESTRICTIONS AND PROVISIONS
SCHEDULE 2**

PROHIBITION OF DRIVING

Column 1	Column 2	Column 3	Column 4
Item No.	Length of Road	Exemptions	Duration
1	<u>Beckingham Byway No 16 (West Road) and Walkeringham Byway No 14 (Oaks Lane) (Beckingham and Walkeringham)</u>		
(i)	from its junction with the Gainsborough Road (A631) at National Grid Reference (NGR) SK 7609 9020 in a northerly direction for approximately 530 metres to the parish boundary at NGR SK 7613 9073, continuing as Walkeringham Byway No 14 (Oaks Lane) in a north then north north westerly direction for approximately 1050 metres to its junction with Gringley Road at NGR SK 7586 9171.	B1, B4, B5, B6, C, E3, L1, L2, Q	1 st November to 31 st December and 1 st January to 30 th April
2.	<u>Clarborough Byway No 22 (Market Hill) (Clarborough)</u>		
(i)	from its junction with Clarborough Bridleway No 14 at NGR SK 7336 8196 in an easterly, north easterly and then north westerly direction to its junction with the boundary of the railway line at NGR SK 7425 8268 for approximately 1450 metres.	B1, B4, B5, B6, C, E3, L1, L2, Q	1st November to 31st December and 1st January to 30th April
3.	<u>Hayton Byway No 4 (Hollinhill Lane) and Hayton Byway No 7 (Hangingside Lane)(Hayton)</u>		
(i)	from its junction with Hayton Byway No 4 (Hollinhill Lane) at grid reference SK 7369 8531 in a generally southerly then westerly direction for approximately 1240 metres to its junction with Hayton Byway No's 6 (Topyard Lane) and 27 (Lover's Walk) at NGR SK 7313 8455	B1, B4, B5, B6, C, E3, L1, L2, Q	1st November to 31st December and 1st January to 30th April
4.	<u>Marnham Byway No 8 (Crabtree Lane) (Marnham and Fledborough)</u>		
(i)	from its junction with Far Road at NGR SK 7889 7121 in an easterly direction to its junction with Fledborough Road at NGR SK 7972 7115 for approximately 837 metres.	B1, B4, B5, B6, C, E3, L1, L2, Q	1st November to 31st December and 1st January to 30th April
5.	<u>Misterton Byway No 18 (Debdhill Road)(Walkeringham and Misterton)</u>		
(i)	from its junction with Cornley Road at NGR SK 7476 9559 in a north north easterly direction and then in a generally easterly direction to NGR SK 7596 9564 for approximately 1390 metres.	B1, B4, B5, B6, C, E3, L1, L2, Q	1st November to 31st December and 1st January to 30th April

6.	<u>Misterton Byway No 24 and Walkeringham Byway No 11 (Tupcroft Road)(Misterton)</u>		
(i)	from its junction with Walkeringham Footpath No 7 at NGR SK 7686 9366 in a west south westerly direction for approximately 179 metres to its junction with the parish boundary at NGR SK 7670 9358, continuing as Walkeringham Byway No 11 (Tupcroft Road) in a generally westerly direction to its junction with Fountain Hill at NGR SK 7571 9356 for a distance of 1007 metres	B1, B4, B5, B6, C, E3, L1, L2, Q	1st November to 31st December and 1st January to 30th April
7.	<u>North Leverton Byway No's 11, 14 & 15 & Cottam Byway No 5 (North Leverton with Habblessthorpe and South Leverton)</u>		
(i)	North Leverton Byway No 11 from NGR SK 7947 8210 on Magpie Lane in a southerly, easterly, southerly then easterly direction to its junction with North Leverton Byway No 14 at NGR SK 8036 8187 for approximately 1140 metres.	B1, B4, B5, B6, C, E3, L1, L2, Q	1st November to 31st December and 1st January to 30th April
(ii)	North Leverton Byway No 14 from its junction with Northfield Road at NGR SK 8036 8214 in a southerly then in a generally east south easterly direction to its junction with North Leys Road at NGR SK 8122 8164 for approximately 1177 metres.	B1, B4, B5, B6, C, E3, L1, L2, Q	1st November to 31st December and 1st January to 30th April
(iii)	North Leverton Byway No 15 from its junction with North Leverton Byway No 11 at NGR SK 7965 8184 in a southerly then easterly direction to its junction with the parish boundary at NGR SK 8098 8115 for approximately 1990 metres.	B1, B4, B5, B6, C, E3, L1, L2, Q	1st November to 31st December and 1st January to 30th April
(iv)	Cottam Byway No 5 from the parish boundary and its junction with North Leverton Byway No 15 at NGR SK 8098 8115 in a southerly direction to its junction with Broad Lane at NGR SK 8096 8078 for approximately 364 metres.	B1, B4, B5, B6, C, E3, L1, L2, Q	1st November to 31st December and 1st January to 30th April
8.	<u>South Leverton Byway No 14 (Brickings Lane) and South Leverton Byway No 15 (Meadow Dike Lane)(South Leverton)</u>		
(i)	from its junction with South Leverton Footpath No 2 (Green Lane) at NGR SK 7859 8079 in a generally easterly direction to its junction with South Leverton Byway No 12 (Rampton Lane) at NGR SK 7881 8084 for a distance of 220 metres.	B1, B4, B5, B6, C, E3, L1, L2, Q	1st November to 31st December and 1st January to 30th April
(ii)	South Leverton Byway No 15 (Meadow Dike Lane) from its junction with South Leverton Byway No 12 (Rampton Lane) at NGR SK 7882 8085 in an easterly then north easterly direction to its junction with Broad Lane at NGR SK 7979 8085 for a distance of 990 metres.	B1, B4, B5, B6, C, E3, L1, L2, Q	1st November to 31st December and 1st January to 30th April

<p><u>THE COMMON SEAL</u> of <u>THE</u>) <u>NOTTINGHAMSHIRE COUNTY COUNCIL</u>) was hereunto affixed this 25th day) of October 2016 in the presence of:-)</p>	<p>Affix Seal:</p> 
<p>SEAL REGISTER NO:</p>	<p>00026</p>
<p>Authorised Signatory:</p>	<p>Sign:</p>  <p>Authorised Signatory</p>