

**GLOUCESTERSHIRE COUNTY COUNCIL (BUS LANE) (MARKET
PARADE GLOUCESTER) ORDER 2017**

NOTICE is hereby given that on 16th November 2017 Gloucestershire County Council made an Order under the Road Traffic Regulation Act 1984, the effect of which will be to create a Bus Lane for the use of Buses along part of the road described in Schedule 1 below with exemptions and to revoke the existing Orders described in Schedule 2 below.

SCHEDULE 1
Bus Lane

Market Parade 48006	From its junction with the Grosvenor House service road (48007) for a distance of approximately 75 metres in a northerly direction.
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SCHEDULE 2
Orders to be revoked

The City of Gloucester (Market Parade) (Traffic Regulation) Order 2000
The City of Gloucester (Station Road) (Reserved Bus Lane) Order 1998
The City of Gloucester (Station Road) (Reserved Bus Lane) (Amendment No 1) Order 2000
The City of Gloucester (Bruton Way) (Reserved Bus Lane) Order 1998
The City of Gloucester (Bruton Way) (Reserved Bus Lane) (Amendment No1) Order 2000

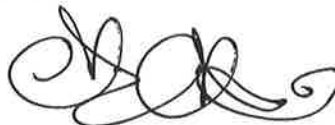
The lengths of road fall within the Westgate Ward in the City of Gloucester in the County of Gloucestershire.

A copy of the Order which comes into effect on 29th January 2018 together with the relevant plan and statement of reasons may be inspected during normal office hours at Gloucestershire County Council, Shire Hall, Westgate Street, Gloucester, GL1 2TG, Gloucester City Council, Herbert Warehouse, The Docks, Gloucester GL1 2EQ and Gloucester Library, Brunswick Road, Gloucester during their normal opening hours (please quote reference JKS/60227) or can be viewed at <http://www.gloucestershire.gov.uk/tros>

Any person wishing to question the validity of the Order or any provision contained in it on the ground that it is not within the powers conferred by the Road Traffic Regulation Act 1984 or on the ground that any requirement to that Act or any statutory instrument made under it has not been complied with in relation to the Order may within six weeks of the date on which the Order is made apply to the High Court for this purpose.

Any comments that you make concerning this proposal cannot be treated as confidential. For further details about how we deal with your comments and your personal details, please go to <http://www.gloucestershire.gov.uk/tros>

Dated this 23rd day of November 2017



Head of Legal Services

**GLoucestershire County Council (BUS LANE) (MARKET
PARADE GLOUCESTER) ORDER 2017**

Gloucestershire County Council ("the Council") in exercise of their powers under Sections 1, 2 and 4 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("the Act") and by virtue of both the Road Traffic (Permitted Parking Area and Special Parking Area) (County of Gloucestershire) (Cheltenham, Cotswold, Gloucester, Stroud and Tewkesbury) Order 2007 (SI 2007/2837) made by Order under Section 43 and Schedule 3 of the Road Traffic Act 1991 and The Bus Lane Contraventions (Approved Local Authorities) (England) Order 2005 (as amended) (SI 2005/2755) made by the Secretary of State for Transport pursuant to section 144 of the Transport Act 2000 ("the 2000 Act") 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 make the following order:-

1. (i) This Order shall come into operation on 29th day of January 2018 and may be cited as the "Gloucestershire County Council (Bus Lane) (Market Parade Gloucester) Order 2017"
- (ii) The road falls within the Westgate Ward in the City of Gloucester in the County of Gloucestershire.
2. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament
3. In this Order except where the context otherwise requires the following expressions shall have the meaning hereby assigned to them:

"Approved Device" means a device of a description specified in an Order made by the Relevant National Authority in line with Section 144 of the 2000 Act and adhering to The Bus Lane (Approved Devices) (England) Order 2005 (SI 2005/2576)

"Bus" has the same meaning as in regulation 22 of the Traffic Signs Regulations and General Directions 2002 ("TSRGD")

"Bus Lane" has the same meaning as that contained in Regulation 23 of the TSRGD

"Civil Enforcement Officer" shall have the meaning assigned by Section 76 of the Traffic Management Act 2004

"Licensed Hackney Carriage" has the same meaning as in Section 38 of the Town Police Clauses Act 1847 and licensed under Section 37 of that Act

"Motor Vehicle" means a mechanically propelled vehicle intended or adapted for use on the roads as defined in Section 185 of the Road Traffic Act 1988

“Pedal Cycle” has the same meaning as in Regulation 4 of the TSRGD and means a unicycle bicycle tricycle or cycle having 4 or more wheels not being in any case mechanically propelled unless it is an electrically assisted pedal cycle of such class as to be treated as not being a motor vehicle for the purposes of the Act

“Penalty Charge” means a charge set by the Council under the provisions of the Bus Lane Contraventions (Penalty Charge Adjudication and Enforcement (England) Regulations 2005 (SI 2005/2757) (“the Penalty Charge Regulations”)

“Penalty Charge Notice (“PCN”) means a notice issued by a person authorised to do so by the Council pursuant to the Penalty Charge Regulations

“Private Hire Vehicle” has the same meaning as given in Section 80 Local Government (Miscellaneous) Provisions Act 1976 and licensed under Section 48 of that Act or any similar enactment

“Public Service Vehicle” has the same meaning given in Section 1 of the Public Passenger Vehicles Act 1981

“Relevant National Authority” means the Secretary of State in respects to England

“Vehicle” means a Motor Vehicle or any other vehicle unless specifically exempted by the provisions of this Order

4. The Council will carry out civil enforcement of any contravention of any prohibitions, restrictions or provisions of this Order of the Bus Lane defined in Schedule 1 to this Order by permitting the imposition of a PCN only on the basis of a record produced by means of an Approved Device.
5. No person shall cause or permit any Vehicle except with the permission of a Police Officer in uniform to be in and/or proceed in the Bus Lane described in Schedule 1 of this Order (“Schedule 1”).
6. Nothing in Article 5 shall render it unlawful to cause or permit a Vehicle to proceed along that length of the Bus Lane referred to in Schedule 1 as may be necessary to enable:-
 - (a) the mechanical cleansing, maintenance, servicing, improvement or reconstruction of any of the said length of road or sides of road; or
 - (b) the laying, erection, alteration or repair in, or over land adjacent to any of the said length of road or sides of road of any sewer or any main, pipe, or apparatus for the supply of gas, water or electricity or of any

telecommunications apparatus as defined in the Telecommunications Act 1984; or

- (c) the Vehicle to be used for Fire and Rescue, Police or Ambulance emergency service purposes; or
- (d) the Vehicle, if it cannot be conveniently used for such purpose in any other road, to be used in the service of a local authority or water authority in pursuance of their statutory powers or duties in connection with its activities at premises situated on or adjacent to the said road; or
- (e) the Vehicle, if it cannot be conveniently used for such purpose in any other road, to be used for the removal of any obstruction to traffic; or
- (f) the Vehicle to be used as a Licensed Hackney Carriage;
- (g) the Vehicle to be used as a Licenced Private Hire Vehicle;
- (h) Public Service Vehicles
- (i) Pedal Cycles

7. The orders set out in Schedule 2 to this Order are hereby revoked in whole

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GIVEN under the Common Seal of Gloucestershire County Council this 16th day of November two thousand and Seventeen

The COMMON SEAL of
GLOUCESTERSHIRE COUNTY COUNCIL

was hereunto affixed

in the presence of:

Head of Legal Services



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