

GLOUCESTERSHIRE COUNTY COUNCIL
(SCHOOL STREETS PROHIBITION OF DRIVING – WARDEN HILL PRIMARY
SCHOOL AND TEWKESBURY C OF E PRIMARY SCHOOL) (CHELTENHAM
BOROUGH AND TEWKESBURY BOROUGH) EXPERIMENTAL ORDER 2020

The Gloucestershire County Council (“the Council”) in exercise of its powers under Sections 1, 2, 4, 9 and 10 of the Road Traffic Regulation Act 1984 (“the Act”) and Parts II and IV of Schedule 9 to the Act and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of that Schedule hereby make the following Experimental Order:-

1. (i) This Experimental Order shall come into operation on the 2nd November 2020 and may be cited as the “Gloucestershire County Council (School Streets Prohibition of Driving – Warden Hill Primary School and Tewkesbury C of E Primary School) (Cheltenham Borough and Tewkesbury Borough) Experimental Order 2020”

(ii) The Roads fall within the boundaries of Warden Hill Ward in the Borough of Cheltenham and Tewkesbury Town with Mitton Ward in the Borough of Tewkesbury all of which are within the County of Gloucestershire
2. In this Experimental Order –

“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

“Permit” means a permit issued in accordance with the Gloucestershire County Council School Streets Permit Terms and Conditions

“Restricted Hours” means 08:15 – 09:15 and 14:30 – 15:30 Monday to Friday

“the Roads” means the roads described in the Schedule to this Experimental Order
3. Save as provided in Article 4 no person shall cause or permit any Motor Vehicle except with the permission of a Police Officer in uniform to proceed along the Roads during the Restricted Hours
4. Nothing in Article 3 shall make it unlawful to cause or permit any Motor Vehicle to proceed along the Roads during the Restricted Hours (as long as it is necessary as no other alternative road can be used) if:
 - (a) it is being used for the mechanical cleansing, maintenance, servicing, improvement or reconstruction of the Roads; or
 - (b) it is being used for the laying, erection, alteration or repair in the Roads or any sewer, or any main, pipe or apparatus for the supply of gas, water, oil or electricity or of any communications apparatus as defined in paragraph 1 of Schedule 2 to the Telecommunications Act 1984 and Sections 106 and 151 of the Communications Act 2003; or

- (c) it is being used for Fire and Rescue, Police, Ambulance, Healthcare Workers (including doctors on call, district nurses, personal carers and support workers) service purposes; or
- (d) it is being used for 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 the Roads; or
- (e) it is displaying a valid disabled badge, being driven by or carrying a disabled person to uplift or set down passengers or to wait at a property or premises on the Roads; or
- (f) it is displaying a valid Permit; or
- (g) it is being used for the removal of any obstruction to traffic on the Roads.

5. The prohibitions and restrictions imposed by this Experimental Order shall be in addition and not in derogation from any restriction or requirement imposed by any regulations made or having effect of this made under the Act or under any other enactment.

6. Under Section 10(2) of the Road Traffic Regulation Act 1984, the Council may modify or suspend the operation of the Experimental Order or any provision of it if it appears essential (a) in the interest of the expeditious, convenient and safe movement of traffic (b) in the interest of providing suitable and adequate on-street parking facilities or (c) for preserving or improving the amenities of the area through which any road affected by the Experimental Order runs. This power shall be exercised only after consulting the appropriate Chief Officer of Police and giving such public notice as the Secretary of State may direct.

7. The Experimental Order is Experimental and may continue in force for a period of 18 months up to 1st May 2022. In due course the Council will consider whether or not the provisions of the Experimental Order should continue in force indefinitely.

THE SCHEDULE

School Streets Prohibition of Driving to be introduced

Monday to Friday 08:15 – 09:15 and 14:30 – 15:30

Road Name &Number	Extent
Durham Close, Warden Hill (490748)	For its entire length
Rope Walk, Tewkesbury (407805)	For its entire length

Given under the Common Seal of Gloucestershire County Council this 22nd day of October Two Thousand and Twenty

THE COMMON SEAL of

GLOUCESTERSHIRE COUNTY COUNCIL

was hereunto affixed

in the presence of :-

A circular red wax seal impression with a serrated edge, containing faint, illegible text.

11795

FeL Assistant Director of Legal Services

