

CITY OF BRADFORD METROPOLITAN DISTRICT COUNCIL

LEY TOP PRIMARY SCHOOL (AVENEL ROAD, BRADFORD)

SCHOOL STREET EXPERIMENTAL TRAFFIC REGULATION ORDER 2021

City of Bradford Metropolitan District Council, in exercise of its powers under Sections 9 and 10 of the Road Traffic Regulation Act 1984 (the "Act") and of all other enabling powers and, after consultation with the Chief of Police in accordance with Part III of Schedule 9 to the Act hereby make the following Order:-

PART 1 GENERAL

Citation and commencement

1. This Order is made on the 15th day of June 2021 and shall come into operation on 28th June 2021 and shall be cited as "City of Bradford Metropolitan District Council Ley Top Primary School (Avenel Road, Bradford) School Street Experimental Traffic Regulation Order 2021".
2. This Order is made on an experimental basis and will remain in force for a maximum period of eighteen months.

Interpretation

3. The Interpretation Act 1978 shall apply to this Order as it applies to an Act of Parliament.
4. Where a provision of this Order is in conflict with a provision contained in a previous order, the provisions of this Order shall prevail for the period that this Order is in force.
5. Where a statute, statutory instrument, specification or regulation is referred to such reference shall include an amendment to or replacement thereof.
6. The restrictions imposed by this Order shall be in addition to and not in derogation of any restriction, regulation or other requirement imposed by law.
7. For the avoidance of doubt any reference in this Order to a length of road shall be deemed to be a reference to more than one length of road where the context requires it. The lengths of road specified in the Schedule to this Order are shown for illustrative purposes only on drawing number: - PTH/HS/104491/LTS01 annexed hereto.

Definitions

8. In this Order, the following expressions have the meaning hereby respectively assigned to them:

"Bus" has the same meaning as in Section 1 of the Public Passenger Vehicles Act 1981;

"Contractual Vehicle" means a bus, Licensed Hire Vehicle, Licensed Taxi or Hackney Carriage contracted by the Council and/or school to take children to or from a school, fronting or adjacent to a Restricted Road;

"Council" means the City of Bradford Metropolitan District Council and includes any contractors or authorised agents appointed by or acting on behalf of the Council for the purposes of any function under the provisions of this Order;

"Exempt Vehicle" means the following;

- a. any Motor Vehicle being driven by a care worker, healthcare professional or social worker required to visit any dwelling fronting onto or adjacent to a Restricted Road in the course of their employment;
- b. any bus, Licensed Hire Vehicle, Licensed Taxi or Hackney Carriage entering the Restricted Road for the sole purpose of picking up or dropping off an occupant of a dwelling fronting onto or adjacent to a Restricted Road;
- c. any Motor Vehicle entering the Restricted Road for the sole purpose of making a collection or delivery to or from a dwelling fronting onto or adjacent to a Restricted Road in the course of business; and
- d. any Motor Vehicle displaying a valid Blue Badge entering a Restricted Road for the purposes of either picking up or dropping off a Blue Badge holder.

“Hackney Carriage” means a vehicle licensed under Section 37 of the Town Police Clauses Act 1847 (for the avoidance of doubt this does not include a private hire vehicle within the meaning of Section 80 of the Local Government (Miscellaneous Provisions) Act 1976;

“Licensed Hire Vehicle” has the same meaning as in Section 13 of the Transport Act 1985;

“Licensed Taxi” has the same meaning as in Section 13 of the Transport Act 1985;

“Motor Vehicle” has the same meaning as that in Section 136 of the Road Traffic Regulation Act 1984;

“Private Hire Vehicle” has the same meaning as that in Section 80 of the Local Government (Miscellaneous Provisions) Act 1976;

“Restricted Road” means any Road or part of a Road specified in Schedule 1 to therein in which access is restricted to time and/or place and/or day in accordance with the provisions of this Order;

“Road” has the same meaning as that in Section 142 of the Road Traffic Regulation Act 1984;

“School Street Exemption Permit” means a permit issued by the Council in respect of a Motor Vehicle owned and registered to a resident of a Restricted Road.

“Undertaker” has the same meaning as that in Section 48 of the New Roads and Street Works Act 1991.

PART 2 PROHIBITION OF DRIVING

9. Save as hereinafter provided, no person shall except upon the direction or with the permission of a police constable in uniform cause or permit any Motor Vehicle to proceed in the length of Road specified in the Schedule to this Order Monday to Friday during the hours 8:10 am – 9:00 am and 12:40 pm – 3:35 pm, from 1st September to 31st July other than:

- a) a Motor Vehicle being used for police, ambulance, fire brigade, local authority or water authority purposes when used in pursuance of statutory powers or duties;
- b) a Motor Vehicle (if it cannot reasonably be used for the same purpose in any other Road) being used in connection with any of the following operations in an emergency: building works; the removal of any obstruction to traffic; the maintenance, improvement or reconstruction of the Road; the laying, erection, alteration or repair in or adjacent to the Road by an Undertaker of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or any telecommunications apparatus;

- c) a Motor Vehicle displaying a valid School Street Exemption Permit issued in respect of that Restricted Road;
- d) Contractual Vehicles.
- e) Exempt Vehicles.

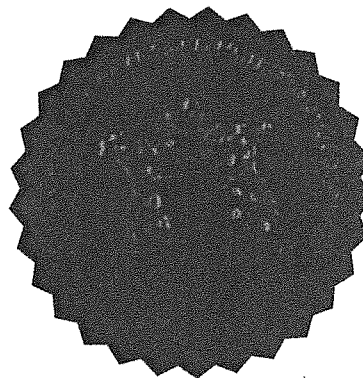
PART 3 MODIFICATIONS

10. This Order includes provision for the Council’s Planning, Transportation & Highways Assistant Director, or person authorised by the aforementioned officer, to modify or suspend this Order or any provision of it if it appears to them essential:

- a) in the interests of the expeditious, convenient and safe movement of traffic,
- b) in the interests 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 this Order runs.

11. The power in Article 10 shall not include making additions to the Order and shall be exercised only after consulting the appropriate Chief Officer of Police and giving such notice as the Secretary of State may direct.

**THE COMMON SEAL of CITY OF
BRADFORD METROPOLITAN DISTRICT
COUNCIL** was hereunto affixed
in the presence of:-



Authorised by the City Solicitor

100966A

THE SCHEDULE

Restricted Roads

Item	Road	Extent
1	Avenel Road, Bradford	between its junction with Allerton Grange Drive, and its junction with Wanstead Crescent
2	Thurston Gardens, Bradford	Entire length



<p>City of BRADFORD METROPOLITAN DISTRICT COUNCIL Department of Place Strategic Director: Steve Hainley</p>		<p>Project: School Streets</p>		<p>Client: Ley Top Primary School - Proposed School Street</p>	
<p>Services: Planning, Transportation and Highways Services</p>		<p>Design: Scale 1:100 @ A3</p>		<p>Release Date: 08/2020</p>	
<p>4th Floor Manning House Bradford BD1 1HX</p>		<p>Drawn: AS</p>		<p>Engineer in Charge:</p>	
<p>Revision:</p>		<p>Approved:</p>		<p>Drawing Title: Ley Top Primary School - Proposed School Street</p>	
<p>Initials</p>		<p>Date</p>		<p>Drawing No.: PTH/HS/104491/LTS01</p>	

CITY OF BRADFORD METROPOLITAN DISTRICT COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

SCHOOL STREET EXPERIMENTAL ORDER
TRAFFIC REGUALRTION ORDER 2021

LEY TOP PRIMARY SCHOOL
(AVENEL ROAD, BRADFORD)

SEALED: 15th June 2021

OPERATIVE: 28th June 2021

REFERENCE: CORP/PCD/AM/AK/408301

City Solicitor
City of Bradford Metropolitan District Council
City Hall
Bradford
West Yorkshire
BD1 1HY