

THE BOROUGH COUNCIL OF CALDERDALE (TRAFFIC REGULATION)

(EASTERN CORRIDOR, HALIFAX) (NO. 1) ORDER 20**

The Borough Council of Calderdale in exercise of its powers under Sections 1, 2 and 4 of the Road Traffic Regulation Act 1984, (hereinafter referred to as "the Act of 1984") 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 of 1984 hereby makes the following Order:-

PART 1

GENERAL

Citation and commencement

1. This Order is made on the ** day of ** 202* and shall be cited as "The Borough Council of Calderdale (Traffic Regulation) (Eastern Corridor, Halifax) (No. 1) Order 20**" and shall come into force on ** of ** 202*.

Restriction of Vehicular Access

2. The Council is satisfied that for the purposes of avoiding danger to persons or other traffic using the Roads to which this Order relates and for preventing the likelihood of any such danger arising it is requisite that section 3(1) of the Act of 1984 shall not apply to this Order.

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.

Definitions

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

"Access" means access to premises or land adjacent to the road for the purpose of picking up or setting down passengers, delivering to or collecting from premises, or otherwise gaining entry to such premises; and does not include through-traffic

“Council” means the Borough Council of Calderdale 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;

“Disabled Person” has the same meaning as in Regulation 2 of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000;

“Disabled Person’s Badge” has the same meaning as in Regulation 2 of The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000;

“Displaying” means displayed in the Relevant Position;

“Invalid Carriage” has the same meaning as in Section 20 of the Chronically Sick and Disabled Persons Act 1970;

“Loading” and “Unloading” means the continuous transference of goods from a Motor Vehicle to premises (or vice versa) adjacent to where the Motor Vehicle is parked;

“Pedal Cycle” has the same meaning as in Schedule 1 of the Traffic Signs Regulations and General Directions 2016;

“Postal Packet” has the same meaning as in the Postal Services Act 2000

“Relevant Position” has the same meaning as ‘relevant position’ defined in Regulation 12 of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000;

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

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

“Universal Service Provider” has the same meaning as that in Section 65 of the Postal Services Act 2011;

“Vehicle” means a motor vehicle, a passenger vehicle, a dual-purpose vehicle, a goods vehicle, a motorcycle or an invalid carriage or any other vehicle of any description whether drawn or propelled along a Road by animal or mechanical power;

“Wheelchair” means an invalid wheelchair or carriage propelled by hand.

PART 2
MOVING TRAFFIC RESTRICTIONS

Prohibition of Driving (Except for Access, Loading/Unloading)

8. Save as provided in Articles 12, 13, 14, 15 and 16 of this Order, no person shall except upon the direction or with the permission of a police constable in uniform cause or permit any Vehicle to proceed in the length of Road specified in Column 1 of Schedule 1 to this Order to the extent set out in Column 2 of said Schedule.

Prohibition of Driving (Point Closure)

9. Save as provided in Articles 12, 15 and 16 of this Order, no person shall except upon the direction or with the permission of a police constable in uniform cause or permit any Vehicle to proceed in the length of Road specified in Column 1 of Schedule 2 to this Order to the extent set out in Column 2 of said Schedule.

Mandatory Left Turn Manoeuvre

10. Save as provided in Articles 15 and 16 of this Order, every person causing or permitting any Vehicle proceeding in the length of the Road specified in Column 1 of Schedule 3 to this Order, in the direction indicated in Column 2, shall, upon reaching that junction or point in that Road specified in Column 3, make a left turn into the Road specified in the said Column 4 of the said Schedule.

One Way Traffic Flow

11. Save as provided in Articles 15 and 16 of this Order, no person shall except upon the direction or with the permission of a police officer in uniform cause any vehicle to proceed in the length of Road specified in Column 1 of Schedule 4 to this Order to the extent specified in Column 2 in a direction other than that specified in relation to such Road in Column 3 of the said Schedule.

PART 3
EXEMPTIONS

12. Nothing in Articles 8 and 9 of this Order shall apply to a Vehicle that is an Invalid Carriage, Wheelchair, perambulator, handcart or a Pedal Cycle.

13. Nothing in Articles 8 of this Order shall prohibit any person from causing or permitting a Vehicle to proceed in the length of Road specified therein if the Vehicle:-
- (a) is being used and cannot be conveniently used for such purposes in any other Road in connection with any building operation or demolition, the removal of any obstruction to traffic, the maintenance, improvement or reconstruction to the length of Road or the laying, erection, alteration or repair in or near to the said length of Road of any sewer or of any main pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in Section 4(3) of the Telecommunications Act 1984;
 - (b) is being used for police, ambulance, fire brigade, local authority, water or sewerage undertaker purposes when used in pursuance of statutory powers or duties;
 - (c) is in the service of the Universal Service Provider and is being used for the purpose of delivering or collection of Postal Packets;
 - (d) requires Access to or egress by a Disabled Person Displaying a Disabled Person's Badge from any premises situated on or adjacent to the said length of Road or any other premises or Roads accessible from and only from the said length of Road.
14. Nothing in Article 8 of this Order shall prohibit any person from causing or permitting a Vehicle to proceed in the length of Road specified therein if the Vehicle is being used for Access or Loading/Unloading to adjacent premises.
15. Nothing in Articles 8, 9, 10 and 11 of this Order shall apply to any vehicle being used for police, fire brigade or ambulance purposes when being used in an emergency.
16. Nothing in Articles 8, 9, 10 and 11 of this Order shall apply to any mechanical road cleansing vehicles when being used for that purpose

THE CORPORATE COMMON SEAL)
of **THE BOROUGH COUNCIL OF**)
CALDERDALE was hereunto affixed)
on the ** day of ** 20**)
in the presence of:-)

SCHEDULE 1

Prohibition of Driving (Except for Access and Loading)

Item	Column 1 - Road	Column 2 - Extent
1	Square Road	From a point approximately 5 metres north of its junction with the northern kerbline of Blackledge in a northerly direction to its junction with Alfred Street East

SCHEDULE 2

Prohibition of Driving (point closure)

Item	Column 1 - Road	Column 2 - Extent
1	New Road	From its junction with Church Street in a north westerly direction for a distance of approximately 26 metres

SCHEDULE 3

Mandatory left turn movements

Item	Column 1 Road travelling in	Column 2 Direction travelling	Column 3 Junction or point in road	Column 4 Mandatory turn into
1	Causeway	Westbound	Causeway junction with Charles Street	Charles Street
2	Prescott Street	Eastbound	Prescott Street junction with South Parade	Church Street

SCHEDULE 4

One Way Traffic Flow

Item	Column 1 Road travelling in	Column 2 Extent	Column 3 Direction
1	Blackledge	From its junction with Square Road for a distance of approximately 20 metres	East to West
2	Lilly Lane	From its junction with Church Street for a distance of approximately 11 metres	West to East

3	New Road	From its junction with Wellington Place to its junction with Union Street South	South East to North West
4	Square Road	From its junction Church Street to its junction with Alfred Street East	South to North
5	Wellington Place	From its junction with Prescott Street to its junction with New Road	South to North