

**ROAD TRAFFIC REGULATION ACT 1984**

**LANCASHIRE COUNTY COUNCIL**

**(MARKET SQUARE, KIRKHAM, FYLDE BOROUGH) (PROHIBITION OF DRIVING EXCEPT ACCESS) EXPERIMENTAL ORDER 2024**

The County Council of Lancashire ("the Council") in exercise of its powers under Sections 9, 10(1), 10(2) and 92 of the Road Traffic Regulation Act 1984, as amended ("the Act") and of all other enabling powers, 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. Definitions and Interpretation**

For all the purposes of this Order the terms described in this Article shall have the meanings specified:

- a) "**Council's Duly Authorised Officer**" means a person empowered in accordance with Section 10(2) of the Act;
- b) "**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.

**2. Prohibition of Driving (except access)**

Save as is hereinafter provided, no person shall, except upon the direction or with the permission of a police constable in uniform, cause or permit any vehicle, to proceed along the lengths of road referred to in the Schedule to this Order. This prohibition includes an obstruction in accordance with Section 92 of the Road Traffic Regulation Act 1984.

**NB** in accordance with Section 3(2) of the Act, the council is satisfied that for avoiding danger to persons or other traffic using the road to which the order relates or any other road, and for preventing the likelihood of any such danger arising it is requisite that the provisions of Section 3(1) of the Act should not apply to the restriction herein.

**3. Exemptions**

Nothing in Article 2 of this Order shall render it unlawful to cause or permit any vehicle to travel along any part of the lengths of road referred to therein for so long as may be necessary to enable:

- a) access to any premises situated on or adjacent to the road;
- b) the vehicle to be used for fire brigade, ambulance or police purposes in pursuance of statutory powers or duties;
- c) the vehicle to be used for the purposes of a local authority in pursuance of statutory powers or duties if it cannot conveniently be used for such purpose in any other road;
- d) if the Vehicle is being used in connection with the carrying out, or on premises situated on or adjacent to that length of road, of any of the following operations namely:
  - i) building, industrial or demolition operations;
  - ii) the removal of any obstruction to traffic;
  - iii) the maintenance, improvement or reconstruction of the said lengths of roads;
  - iv) the laying, erection, alteration or repair in or in land adjacent to the said lengths of road of any sewer or of any main, pipe or apparatus or the exercise of any other statutory power

or duty for the maintenance and supply of gas, water or electricity or of any telecommunications system as defined in Section 4 of the Telecommunications Act 1984.

#### **4. Miscellaneous**

The prohibitions imposed by this Order shall be in addition to and not in derogation of any restrictions or requirements imposed by any regulations made, or having effect as if made, under the Act or by or under any other enactment.

#### **5. Modification or Suspension of Order**

The Council's Duly Authorised Officer may modify or suspend the operation of this Order or any provision of it if it appears to be:

- 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 the Order runs.

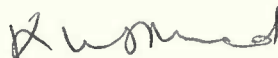
#### **6. Commencement of Order**

This Order shall come into force on the 15<sup>th</sup> day of August 2024, will be in operation for an experimental period of up to eighteen months and may be cited as the "Lancashire County Council (Market Square, Kirkham, Fylde Borough) (Prohibition Of Driving Except Access) Experimental Order 2024".

Dated this 31<sup>st</sup> day of July 2024.

THE COMMON SEAL of the Lancashire County Council was hereunto affixed pursuant to the Scheme of Delegation to Heads of Service

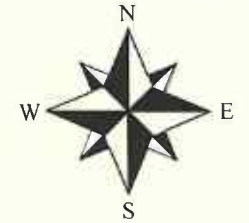
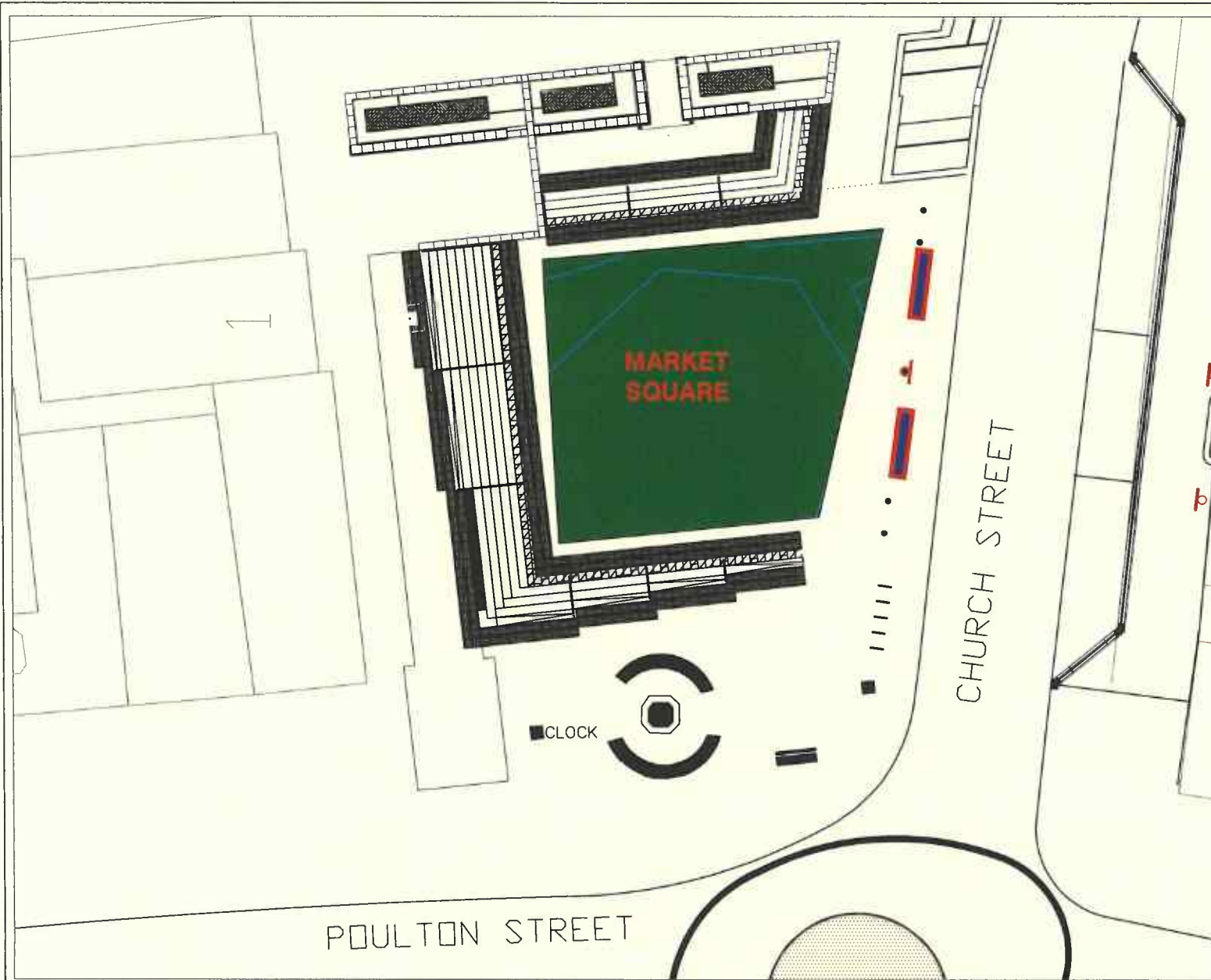
Authorised Signatory



32291

#### **Schedule - Prohibition of Driving (except access)**

Market Square, Kirkham, from Church Street onto Market Square.



**Key to Restrictions Displayed**



**Prohibition of Driving  
except for access**

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<p><b>Lancashire</b> County Council</p>	<p><b>Lancashire</b> Highway Services</p>	<p>PROJECT TITLE Kirkham Public Realm</p>	<p>DRAWN BY TJP</p>	<p>SCHEME NO. PoD ETRO</p>
		<p>DRAWING TITLE Prohibition of Driving except for access</p>	<p>DATE 06/02/2024</p>	<p>DRAWING No. D23-24(2)POD-ETRO</p>
		<p>SCALE @ A4 NOT TO SCALE</p>	<p>SHEET No. 1 of 1</p>	