

## Devon County Council (Various Roads, Barnstaple) (Bus Lane) Order 202X

Devon County Council makes this order under sections 1, 2, 4, of the Road Traffic Regulation Act 1984 (“Act”) & of all other enabling powers

- 1 This order comes into force on \_\_\_\_\_ and may be cited as “Devon County Council (Various Roads, Barnstaple) (Bus Lane) Order 202X“
- 2 In this order a reference to an article or schedule refers to the corresponding article or schedule in this order unless otherwise stated  
**bus** means a vehicle which is adapted to carry more than 8 passengers  
**bus lane** means such areas of carriageway specified within this order which are bounded by the kerbline of that road and on the other side by the road marking complying with diagrams 1048 and 1049A in schedule 9, part 6 of the Traffic Signs Regulations and General Directions 2016 broken only by a gap opposite a junction with another road or an accessway, by a pedestrian crossing for foot passengers marked on the road in accordance with regulations made under section 25 of the Act or by a traffic island  
**disabled person's vehicle** means a vehicle lawfully displaying a disabled person's badge and is a vehicle which immediately before or after any period of waiting allowed by virtue of a provision of a kind required by the Local Authorities' Traffic orders (Exemptions for Disabled Persons) (England) Regulations 2000 to be included in an order under the 1984 Act has been or is to be driven by a disabled person or has been or is to be used for carrying disabled person's as passengers  
**goods** includes postal packets of any description and the collection and delivery in relation to any goods including the checking of the goods for the purpose of delivery and collection  
**hackney carriage** has the same meaning as in in the Town Police Clauses Act 1847 and the Local Government (Miscellaneous Provisions) Act 1976  
**pedal cycle** means a pedal bicycle or pedal tricycle not being in either case a motor vehicle  
**times of operation** mean the times which a bus lane shall apply as specified in the title of the relevant schedule within this order  
**for the purposes of this order** a vehicle shall be deemed to wait for more than 2 minutes in the same place if any one part of the road is below any part of the vehicle or any load throughout a period exceeding 2 minutes whether or not the vehicle is moved during that period
- 3 Save as provided in articles 4 to 8 no person shall except upon the direction or with the permission of a police constable in uniform cause or permit a vehicle other than a bus to enter, proceed or wait in a bus lane, during the times of operation, otherwise than for the purpose of crossing it
- 4 Nothing in article 3 applies to the lengths of road specified in the schedule if that vehicle is
  - i) a licensed hackney carriage
  - ii) a pedal cycle
- 5 Nothing in this order renders it unlawful for any person to cause or permit a vehicle to enter or proceed in any direction in a bus lane so far as such entry or proceeding is reasonably necessary to enable the vehicle to be used for any of the purposes specified in article 6 or to wait in the bus lane for so long as may be necessary for any of those purposes
- 6 The purposes referred to in article 5 are the removal of an obstruction to traffic and police, fire or ambulance purposes

- 7 Nothing in this order makes it unlawful for a person to allow a vehicle to enter or proceed in the direction of traffic in a bus lane so far as such entry or proceeding is reasonably necessary to enable the vehicle to be used for any of the purposes specified in article 8 to wait in the bus lane for so long as may be necessary for any of those purposes
- 8 The purposes referred to in article 7 are
- a) in the service of any local authority or water authority in pursuance of statutory powers or duties or in connection with the supply of gas or electricity or **electronic communications network** as defined in section 32 of the Communications Act 2003
  - b) the avoidance of an accident
  - c) the gaining of access to or egress from off-street premises adjacent to or accessible only from the bus lane
  - d) the boarding or alighting of a disabled person from a disabled person’s vehicle on which a disabled person’s badge is being displayed in the relevant position
  - e) the loading or unloading of goods or burden at premises adjacent to or accessible only from the bus lane **provided** that such loading or unloading can be reasonably carried out only from the bus lane and that it takes place only while no prohibition of loading and unloading in the bus lane by virtue of an order is in force

**SCHEDULE RESERVED BUS LANE (24 HOURS, ALL DAYS)**

with exemptions for cycles & hackney carriages

*Length of road in the parish of Tawstock*

<b>Gratton Way</b>	South-east side (southwest bound)	From a point 53 metres north-east its junction with A3125 (Road from Barnstaple By Pass to Old Bideford Road) to that junction
<b>A3125 (Road from Barnstaple By Pass to Old Bideford Road)</b>	North-east side (southeast bound)	from its junction with Gratton Way to a point 193 metres south-east of that junction

dated

The COMMON SEAL of )

**Devon County Council** )

was hereunto affixed )

in the presence of )

document number \_\_\_\_\_

duly authorised signatory

reference MK/DEV001/850

website reference 6168