

THE SHEFFIELD CITY COUNCIL
(MOSCAR CROSS ROAD)
(PROHIBITION OF DRIVING) ORDER 2023

NOTICE IS HEREBY GIVEN that the Sheffield City Council proposes to make an Order under the provisions of Sections 1, 2(1) to (3), 4(2), 32(1), 35(1), 45, 46, 46A, 49, 51, 53 and 124(1)(c), (d) (f) and Schedule 9 of the Road Traffic Regulation Act 1984.

The effect of the Order will be to introduce:

- Prohibition of Driving from the 1st October to 31st May each year on Moscar Cross Road (except for solo motorcycles);

A copy of the proposed Order, a plan showing the roads concerned and a statement of the Council's reasons for proposing to make the Order may be examined during normal opening hours at First Point Reception, Howden House, 1 Union Street, Sheffield, S1 2SH or on the City Council Website at www.sheffield.gov.uk/home/roads-pavements/traffic-orders.

Any observations, either supporting or objecting to the proposed Order, including the grounds for your objection, should be sent in writing to the undersigned by the 21st September 2023.

Dated this 31st day of August, 2023

Tom Finnegan-Smith, Head of Strategic Transport, Sustainability and Infrastructure
City Growth Department, Howden House, 1 Union Street, SHEFFIELD, S1 2SH

Email: scheme.design@sheffield.gov.uk

THE SHEFFIELD CITY COUNCIL
(MOSCAR CROSS ROAD)
(PROHIBITION OF DRIVING) ORDER 2023

STATEMENT OF REASONS

Moscar Cross Road – Prohibition of Driving

It is proposed to introduce a prohibition of motor vehicles (except solo motorcycles) between the 1st October and 31st May each year on Moscar Cross Road. This is required to protect the public right of way from damage that is caused by motor vehicles during the winter months. Four wheeled vehicles make the route difficult, and at times impassable, for other users. The Council has to make good the damage on an annual basis using limited resources.

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THE SHEFFIELD CITY COUNCIL
(MOSCAR CROSS ROAD)
(PROHIBITION OF DRIVING) ORDER 2023

The Sheffield City Council in exercise of its powers under Section 1(1), 2(1) to (3), 4 (2), 32(1), 35(1), 45, 46, 46A, 49, 51, 53 and 124 (1) (c) (d) and (f) of the Road Traffic Regulation Act 1984 (c.27) ("the Act") 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, hereby makes the following Order:-

1. This Order shall come into operation on the day of and may be cited as The Sheffield City Council (Moscar Cross Road) (Prohibition of Driving) Order 2023.
2. Save as provided in Article 3, 4 and 5 of this order no person shall cause or permit any motor vehicle to proceed over the roads specified in Column 1 of Schedule 1 to the extent described in Column 2 of Schedule 1 between the 1st day of October and the 31st day of May each year.

Exemptions

3. Nothing in Article 2 of this Order shall apply to a vehicle which is:-
 - a) being used for police, fire brigade or ambulance purposes in an emergency; or
 - b) proceeding upon the direction of or with the permission of a police officer in uniform.
4. Nothing in Article 2 of this Order shall apply to a solo motor cycle.
5. Nothing in Article 2 of this Order shall render it unlawful for any vehicle to proceed in that length of road referred to in Schedule 1 of this Order, if the vehicle is requiring access to premises or land situated on or adjacent to the said length of road
6. Being used, if it cannot conveniently be used for such purpose in any other road, in the service of a local authority or of a statutory undertaker in pursuance of statutory powers or duties;
7. For so long as may be necessary to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with 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 road; and
 - (iv) the laying, erection, alteration or repair in or on land adjacent to the said road of any sewer or of any main, pipe, line or apparatus for the supply of gas, water or electricity or of any line which is or forms part of electronic communications apparatus as defined in the Communications Act 2003;

SCHEDULE 1
PROHIBITION OF DRIVING

Column 1

Column 2

1. Moscar Cross Road

From its junction with Sugworth Road to its junction with Heathy Lane

GIVEN under the Common Seal of the Sheffield City Council this day of , 2023.

The Common Seal of the Sheffield City Council)
was affixed hereto)
in the presence of)

Duly authorised signatory