

THE SHEFFIELD CITY COUNCIL
(RICHMOND PARK DRIVE AND RICHMOND PARK WAY, SHEFFIELD)
(PROHIBITION OF DRIVING) ORDER 2023

THE SHEFFIELD CITY COUNCIL
(BRADWAY DRIVE, SHEFFIELD)
(PROHIBITION OF DRIVING) ORDER 2023

NOTICE IS HEREBY GIVEN that on the 28th day of September 2023 the Sheffield City Council made the above Order which comes into operation on the 2nd day of October 2023 under the provisions of the Road Traffic Regulation Act 1984.

The effect of the Orders will be to introduce:-

Prohibition of Driving except Authorised Vehicles and Permit Holders (School Street's) Mondays to Fridays 8.00am - 9.00am and 2.30pm – 3.30pm on part of Richmond Park Drive and the whole of Richmond Park Way;

Prohibition of Driving except Authorised Vehicles and Permit Holders (School Street's) Mondays to Fridays in Term Time 8.15am - 9.00am and 2.45pm – 3.30pm on part of Bradway Drive.

A copy of the Order may be examined during normal opening hours at First Point Reception, Howden House, 1 Union Street, Sheffield, S1 2SH or within the **Sealed Traffic Orders** section on the Council website at <https://www.sheffield.gov.uk/home/roads-pavements/traffic-orders>

Any person who wishes to question the validity of the Order or any of its provisions on the grounds that it is not within the powers of the enabling Act or that a requirement of the enabling Act or any of the relevant regulations made thereunder has not been complied with may, within six weeks of the 2nd October, 2023 make application for that purpose to the High Court.

Dated this 28th day of September, 2023

Tom Finnegan-Smith, Head of Strategic Transport, Sustainability and Infrastructure
City Futures, Howden House, 1 Union Street, SHEFFIELD, S1 2SH Email:
traffic.regs@sheffield.gov.uk

THE SHEFFIELD CITY COUNCIL
(RICHMOND PARK DRIVE AND RICHMOND PARK WAY, SHEFFIELD)
(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 2nd day of October, 2023 and may be cited as The Sheffield City Council (Richmond Park Drive and Richmond Park Way, Sheffield) (Prohibition of Driving) Order 2023.

PART 1

2. Definitions

In this Order:-

"Access Permit" means a permit issued by the Council, which may be virtual or physical, and used in the manner directed by the Council.

"Authorised Vehicle" means;

- (a) A Private Hire Vehicle booked in advance for the purpose of picking up or setting down passengers to or from premises accessible by vehicle only from a Restricted Road; or
- (b) A Taxi for the purpose of picking up or setting down passengers to or from premises accessible by vehicle only from a Restricted Road; or
- (c) A Contractual Vehicle; or
- (d) a Disabled Persons Vehicle displaying a Disabled Person's Badge requiring access to a property on a Restricted Road;

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

"Contractual Vehicle" means a Bus, Private Hire Vehicle or Taxi, contracted by the Council and/or school, to take children to or from a school which is fronting or adjacent to the Restricted Roads;

"Council" means Sheffield City Council;

"Disabled Person's Badge" has the same meaning as in The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (SI 2000 No.682 as amended by SI 2000 No. 1507 and SI 2007 No.2531);

"Disabled Person's Vehicle" has the same meaning as in Section 142 of the Act;

"Goods" includes merchandise and postal packets of any description and "delivering" or "collecting" in relation to any goods includes checking the goods for the purpose of their delivery or collection;

"Healthcare Worker" means

- (a) Any such persons currently identified by an NHS Trust (or any other name that it may subsequently be known) as being a general practitioner, doctor, registered nurse or any other nominated medical persons undertaking domiciliary visits to patients residing within premises accessible by vehicle only from a Restricted Road; or
- (b) Any such persons as are authorised by the Council to be essential healthcare or family support visitors to patients residing within premises accessible by vehicle only from Restricted Road;

"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 in Section 13 of the Transport Act 1985;

“Relevant Position” means with respect to an Access Permit which is physical or a Disabled Person’s Badge and where either is displayed on a vehicle where –

- (a) they are exhibited on the dashboard or facia of the vehicle, or
- (b) where the vehicle is not fitted with a dashboard or facia, they are exhibited in a conspicuous position on the vehicle,

so that the front of the Access Permit or Disabled Person’s Badge is clearly legible from the outside of the vehicle;

“Resident” means a person whose usual place of residence is at the postal address of which is situated in any parts of the roads identified as a Restricted Road on the plans to this Order;

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

“Road” has the same meaning as in Section 142 of the Act;

“Schools” means a school situated on the length of a Restricted Road;

“Taxi” is a vehicle licensed as a hackney carriage under the Town Police Clauses Act 1847 as amended;

“Term Time” means the part of the year during which the Schools are open for holding classes.

PART 2

3. Prohibition of Driving

- (1) Save as provided in Articles 4 and 6 no person shall cause or permit any Motor Vehicle to proceed in those parts of Roads specified in Column 1 of Schedule 1 within the length of Road described in Column 2 of that Schedule and the times specified in Column 3 to this Order, during term time and excluding Bank Holidays.

4. The provisions of Article 3 do not apply to any vehicle:

- (a) displaying a valid Permit in the Relevant Position and that Permit is so displayed for the whole time that the vehicle remains in the Restricted Road; or
- (b) has a valid Virtual Permit; or
- (c) being an Authorised Vehicle.

PART 3

5. General Exemptions

- a) being used for police, fire brigade or ambulance on an emergency;
- b) proceeding upon the direction of or with the permission of a police officer in uniform;
- c) in the service of the Council being necessarily used in connection with highway maintenance, parking enforcement, waste collection or street cleansing activities in pursuance of statutory powers and duties;
- d) 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;
- e) 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

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