

Experimental Traffic Regulation Order

THE SHEFFIELD CITY COUNCIL
(BOYNTON ROAD, SHEFFIELD)
(EXPERIMENTAL TRAFFIC)
(PROHIBITION OF DRIVING) ORDER 2024

NOTICE IS HEREBY GIVEN that on the 26th day of September The Sheffield City Council made the above Order which comes into operation on the 7th day of October 2024 under the provisions of the Road Traffic Regulation Act 1984.

The effect of the Order will be to introduce:

**Prohibition of Driving except Authorised Vehicles and Permit Holders (School Street)
Term Time (excluding Bank Holidays) Mondays to Fridays 8.15am - 9.15am and 2.45pm – 3.45pm at:**

- Watercliffe Meadow Community Primary School – Boynton Road from its junction with the western kerb line of Shirecliffe Road to its western termination.

A copy of the Experimental Order, a plan showing the roads concerned and a statement of the Council's reasons for proposing to make the Order may be examined within the **Experimental Traffic Orders** section on the Council website at <https://www.sheffield.gov.uk/home/roads-pavements/traffic-orders>

The City Council will be considering in due course whether the provisions of the Experimental Order should be continued in force indefinitely. Any person wishing to object to the making of an Order for such indefinite continuation may do so, giving the grounds for the objection, in writing, to The Director of City Growth, at the address given below within a period of six months from the 7th day of October 2024.

Any alterations to these Order which will render it less restrictive may be authorised by the Head of Strategic Transport, Infrastructure and sustainability without the requirement to re-advertise the Order under Section 10(2) of the said Act, and after consultation with the Chief Officer of Police.

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 7th day of October 2024, make application for that purpose to the High Court.

Dated this 26th day of September 2024

Tom Finnegan-Smith, Assistant Director City Transport,
Howden House, 1 Union Street, SHEFFIELD, S1 2SH

Email: traffic.regs@sheffield.gov.uk

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STATEMENT OF REASONS

Sheffield City Council proposes to introduce a 'School Street' at this location to aim to improve air quality, congestion and encouraging increased adoption of sustainable travel modes. It is proposed to introduce these measures as part of an 18-month trial.

School Streets will help people who are walking, riding bikes or on scooters by providing extra space on the road and give children the chance to get to school 'actively', which helps them stay healthy makes roads safer for everyone. This Experimental Traffic Order is being promoted to improve the amenities of the area and to provide a safer environment for vulnerable road users to travel to school.

PLAN - SCHOOL STREET – PROPOSED EXPERIMENTAL PEDESTRIAN AND CYCLE ZONES (PROHIBITION OF DRIVING EXCEPT PERMIT HOLDERS) (shown by red boundary on plan)

Name of School: Watercliffe Meadow Community Primary School

School Street: Boynton Road from its junction with the western kerb line of Shirecliffe Road to its western termination.

Times: Term Time (excluding Bank Holidays) Monday to Friday 8.15 - 9.15am and 2.45 – 3.45pm.



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The Sheffield City Council in exercise of its powers under Section 9 and Schedule 9 of the Road Traffic Regulation Act 1984 (“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 7th day of October, 2024 and may be cited as The Sheffield City Council (Boynton Road, Sheffield) (Experimental Traffic) (Prohibition of Driving) Order 2024.

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;

“Physical Permit” means an Access Permit which is physical;

“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 fascia of the vehicle, or
- (b) where the vehicle is not fitted with a dashboard or fascia, 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;

“Virtual Permit” means an Access Permit which is virtual.

PART 2

3. Prohibition of Driving

- (1) Save as provided in Articles 4 and 5 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 Physical 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 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;
- f) a vehicle in the service of a universal service provider as defined in section 4 of the Postal Services Act 2011 being used for delivering or collecting postal packets from premises that can only be accessed via a Restricted Road;
- g) for so long as may be necessary for the purpose of delivering or collecting Goods or loading or unloading a vehicle at premises that can only be accessed via a Restricted Road and evidence is provided to the satisfaction of the Council;
- h) to access any premises accessible by vehicle only from a Restricted Road so long as access by these vehicles is reasonably necessary in connection with any wedding or funeral;
- i) being used to access a property on a Restricted Road if it cannot conveniently be used for such purpose in any other road by a Healthcare Worker whilst undertaking healthcare worker duties where evidence is provided to show reason.

GIVEN under the Common Seal of the Sheffield City Council this 26th day of September 2024.

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

Duly authorised signatory

SCHEDULE 1
PROHIBITION OF DRIVING EXCEPT PERMIT HOLDERS

<u>Column 1</u> <u>Road Name</u>	<u>Column 2</u> <u>Length of Road</u>	<u>Column 3</u> <u>Times/Days in Term Time</u> <u>(excluding Bank Holidays)</u>
Boynton Road	From its junction with the western kerb line of Shirecliffe Road to its western termination	Monday to Friday 8.15am to 9.15am and 2.45pm to 3.45pm