

SOMERSET COUNTY COUNCIL
(HUDSON ROAD, WYNDHAM PARK, YEOVIL)
(PROHIBITION OF DRIVING) (BUS GATE) ORDER 2018

SOMERSET COUNTY COUNCIL in exercise of its powers under Sections 1, 2, 3 and 4 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 (hereinafter referred to as "the Act of 1984"), the Traffic Management Act 2004 ("the 2004 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 of 1984, hereby makes the following Order:-

1. Interpretation and Definitions

- (1) A reference to an article or schedule followed by a number is a reference to the article of, or schedule to, this Order so numbered;
- (2) In this Order, except where the context requires otherwise, the definitions specified in Schedule 1 (Definitions) of the Traffic Signs Regulations and General Directions 2016 shall apply:-
 - (i) In this Order, except where the context otherwise requires the following expressions have the meaning hereby respectively assigned to them;
 - (ii) "bus gate" has the same meaning as bus lane;
 - (iii) "bus lane" means a traffic lane reserved for-
 - (a) buses; and
 - (b) where indicated on a sign, authorised vehicles and pedal cycles;
 - (iv) "Carriageway" means any carriageway of a road used primarily by through traffic and excludes any lay-by;
 - (v) "Civil Enforcement Officer" has the same meaning as assigned to it in Section 76 of the 2004 Act;
 - (vi) "Council" means Somerset County Council and includes any parking services contractors or authorised agents appointed by or acting on behalf of the Council for the purposes of any function under the provisions of this Order;
 - (vii) "local bus" means a public service vehicle used for the provision of a local service not being an excursion or tour;
 - (viii) "Motor Vehicle" and "Motorcycle" have the same meaning as assigned to them by Section 136 of the Act of 1984;
 - (ix) "Public Service Vehicle" has the same meaning as in the Public Passenger Vehicles Act 1981;

2. Except where otherwise stated any reference in this Order to a numbered article or schedule is a reference to the article or schedule bearing that number in this Order.
3. Any reference in this Order to an enactment shall be construed as a reference to that enactment as amended by any subsequent enactment.
4. The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation of any restriction or requirement imposed by the Act of 1984 or by or under any other enactment.
5. Save as provided in Articles 6, 7, 8 and 9 of this Order no person shall cause or permit any motor vehicle or motorcycle to be in, enter or proceed in either direction along those lengths of road specified in the Schedule to this Order.
6. Nothing in Article 5 of this Order shall apply so as to prevent any person from causing any motor vehicle or motorcycle from travelling along those lengths of road specified in the schedule to this Order with the permission or at the direction of a police officer in uniform, a Civil Enforcement Officer, a Police Community Support Officer or a member of the Ambulance or Fire Services provided the vehicle is being used for Police, Fire, Ambulance or Civil Defence purposes.
7. Nothing in Article 5 of this Order shall apply so as to prevent Public Service Vehicles or Local Buses providing local services and Emergency Service Vehicles travelling along those lengths of road specified in the Schedule to this Order.
8. Nothing in Article 5 of this Order shall apply so as to prevent any person from causing any motor vehicle or trailer from using those lengths of road specified in the Schedule to this Order if it is necessary to enable any of the following operations to take place, namely:
 - (i) Building or demolition operations
 - (ii) The removal of any obstruction to traffic
 - (iii) The maintenance, improvement or reconstruction of the said sides of road or lengths of road: or
 - (iv) The laying, erection, alteration or repair in, or on land adjacent to, the said sides of road or lengths of the road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in the Telecommunications Act 1984.
 - (v) The use of a vehicle by a local authority or council or a water authority in pursuance of statutory powers or duties.
9. Nothing in Article 5 of this Order shall apply so as to prevent any person from operating a pedal cycle from travelling along those lengths of road specified in the Schedule to this Order.

This Order shall come into operation on the 25th January 2018 and may be cited as the "Somerset County Council (Hudson Road, Wyndham Park, Yeovil) (Prohibition of Driving) (Bus Gate) Order 2018".

GIVEN under the Common Seal of the Council this 19th day of January 2018

THE COMMON SEAL of the)
)
COUNTY COUNCIL of SOMERSET)
)
was hereunto affixed)
)
in the presence of)



X *R. A. Hockey*
Authorised Officer

No. in Register 30336

SCHEDULE
PROHIBITION OF DRIVING EXCEPT BUSES AND PEDAL CYCLES

Hudson Road,
Wyndham Park, Yeovil

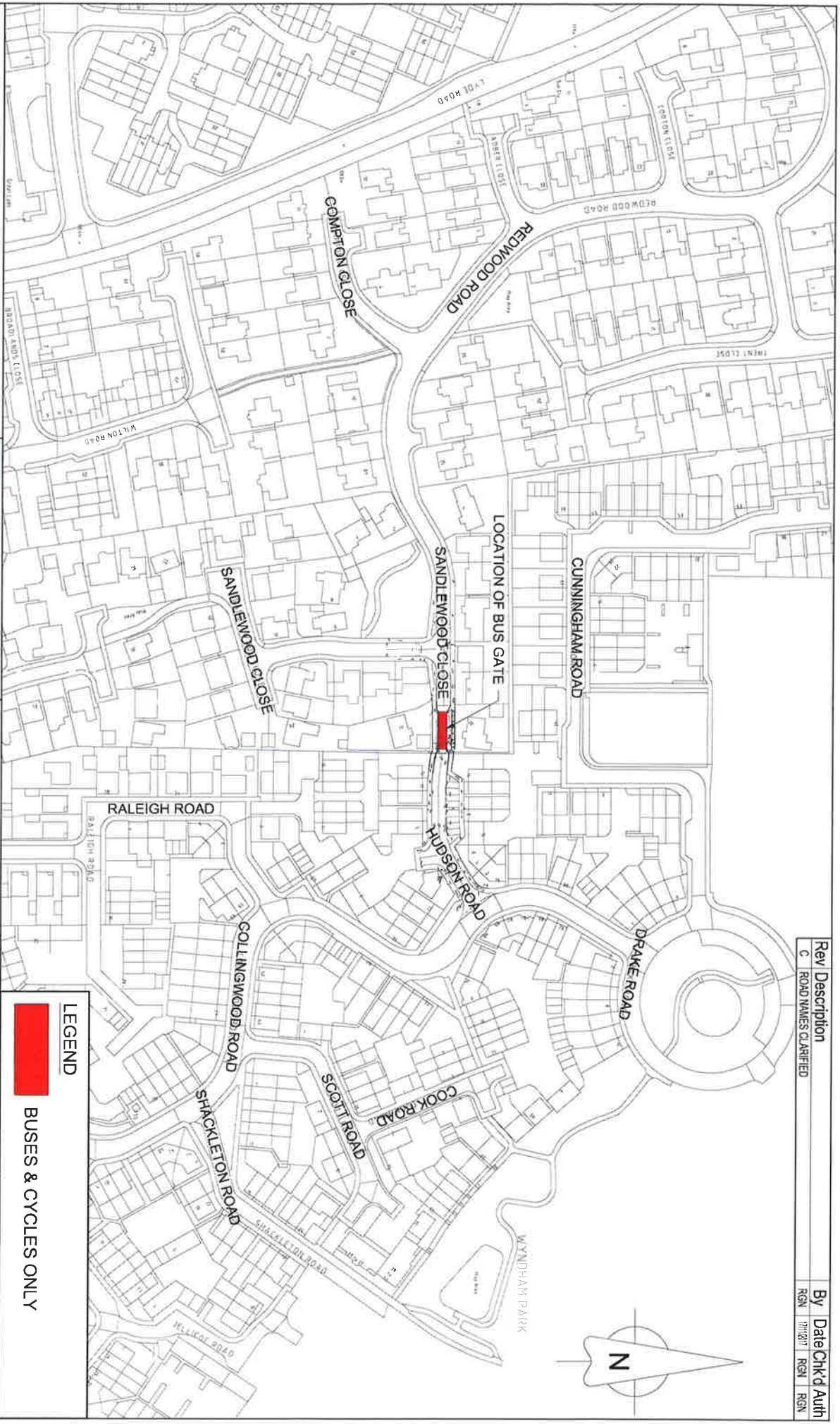
from the western end of Hudson Road in a
westerly direction towards Sandeewood Close
for a distance of 15 metres

STATEMENT OF REASONS FOR PROPOSING TO MAKE THE ORDER

For avoiding danger to persons or other traffic using the road or any other road or for preventing the likelihood of any such danger arising.

Further to the recent developments in the area and the opening of the primary school in September, there was an agreement to install a new bus gate between Sandeewood Close and Hudson Road. The original planning application and subsequent permission included the development of bus gate as an obligation under the developers S106 agreement. This was agreed to serve as an access for public transport together with providing emergency access in the event of an incident on Great Mead.

Rev	Description	By	Date Chk'd	Auth
C	ROAD NAMES CLARIFIED	RGH	19/04/17	RGH




LEGEND

BUSES & CYCLES ONLY

Client	Title	Scale	Design	Check	Auth
SOMERSET COUNTY COUNCIL	TRO PLAN	1:2000	SM	RGH	RGH
Project	WYNDHAM PARK YEOVIL BUS GATE	FILE NAME:	Date	Date	Date
		M:\Projects\170417\170417.tro	19/04/17	25/04/17	25/04/17

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Somerset County Council
Traffic & Transport Development Group

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Drawing Number	Rev	Status
MN004239-HW-102	C	C