

**NORTHUMBERLAND COUNTY COUNCIL  
ROAD TRAFFIC REGULATION ACT 1984  
(NEW HARTLEY FIRST SCHOOL PEDESTRIAN AND CYCLE ZONE)  
EXPERIMENTAL ORDER 2022  
(TROM\_242)**

Northumberland County Council, in exercise of their powers under Sections 1(1), Section 9 and Schedule 9 of the Road Traffic Regulation Act 1984(hereinafter referred to as “the Act”) and all other enabling powers and after consultation with the Chief of Police in accordance with Part III of Schedule 9 of the Act, hereby make the following order:

**1. Commencement and Citation**

- 1.1 This Order shall come into operation on 20<sup>th</sup> June 2022 until 20<sup>th</sup> December 2023 and may be cited as “Northumberland County Council (New Hartley First School Pedestrian and Cycle Zone) Experimental Order 2022.”

**2. Interpretation**

- 2.1 In this Order, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:
- 2.1.1 “Bus” means any motor vehicle constructed or adapted to carry more than 8 passengers (exclusive of the driver) and includes any school bus not so constructed or adapted.
- 2.1.2 “Council” means Northumberland County Council
- 2.1.3 “The Act” means the Road Traffic Regulation Act 1984
- 2.1.4 “the Regulations” means the Local Authorities’ Traffic Orders (Procedure) (England and Wales) Regulations 1996.
- 2.1.5 “Proscribed Hours” means the hours of 08:30 to 09:30am and the hours of 2:45 to 3:30pm from Monday to Friday during term time only and excluding bank holidays.
- 2.1.6 “Proper Officer” means any officer of the Council for the time being appointed for the purposes of approving modifications or suspensions of Experimental Orders under Section 10(2) of the Act.
- 2.1.7 “motor vehicle” has the same meaning as that in section 136 of the Act
- 2.1.8 “Term Time” means the term dates of the academic year relating to New Hartley First School as published by New Hartley First School or, if that school makes no such publication of the terms dates, as published by Northumberland County Council as the Local Education Authority.
- 2.1.9 “School Bus” means a public service vehicle used for the provision of a school service not being an excursion or tour.
- 2.2 Any reference in this order to any enactment shall be construed as a reference to that enactment as amended, applied, consolidated, re-enacted by or as having effect by virtue of any subsequent re-enactment.

**3. General**

- 3.1 The restrictions imposed by this Order shall be in addition to and not in derogation of any restrictions or requirements imposed by any Regulations made or having effect as if made under the Act or by or under any other enactment.
- 3.2 Where an Act of Parliament referred to in this Order or any Regulation, Direction or Order made under it is repealed and new provisions enacted (with or without modifications) new provisions shall be substituted in this Order where relevant.
- 3.3 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.
- 3.4 The Interpretation Act 1978 shall apply to this Order as it applies to an Act of Parliament.

#### **4. Introduction of a Pedestrian and Cycle Zone**

- 4.1 Save as provided in Article 5, no person shall cause any motor vehicle to enter and proceed along the lengths of highway described in the Schedule to this Order during the Proscribed Hours.

#### **5. Exemptions**

- 5.1 Nothing in Article 4 shall render it unlawful to cause or permit any motor vehicle to enter and proceed along those lengths of highway as described in the Schedule of this Order, unless it is necessary as no other alternative road can be used to enable:
  - 5.1.1 any motor vehicle to be used for Police, Fire, Ambulance, Healthcare Workers (including doctors on-call, district nurses, personal carers, support workers and essential healthcare visitors), Special Forces or Military purposes;
  - 5.1.2 any motor vehicle displaying a valid disabled badge, being driven by or carrying a disabled person to uplift or set down passengers or to wait at property or premises located on the lengths of highway described in the Schedule, during the Proscribed Hours;
  - 5.1.3 any motor vehicle in the service of a local authority or a water undertaker or sewerage undertaker if it cannot conveniently be used for such purposes in any other road to be used in pursuance of statutory powers or duties;
  - 5.1.4 any motor vehicle if it is in the service or employed by the Post Office to be used for the purpose of delivery or collection of postal packets as defined in the Postal Services Act 2000;
  - 5.1.5 any motor vehicle if it cannot conveniently be used for such purpose in any other road to be used in connection with any public building operations or demolition, the removal of any obstruction to traffic, the maintenance, improvement or reconstruction of the lengths of road referred to or the laying, erection, alteration or repair in, or near, the said lengths of road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any communications line or equipment as defined in the Telecommunications Act 1984;
  - 5.1.6 any motor vehicle if it is employed by a local bus service operator and the vehicle is in use during a scheduled service as a Bus as defined in Regulation 2 of the Traffic Signs Regulations and General Directions 2016;
  - 5.1.7 any motor vehicle if it is in use as a School Bus and being contracted to carry or collect persons to the lengths of highway described in the Schedule;

- 5.1.8 any motor vehicle if it cannot conveniently be used for such purpose in any other road to be used in connection with any maintenance of railway lines or apparatus, where applicable;
- 5.1.9 any motor vehicle if it is in the service or employed by any gas, water or electricity supplier to be used in connection with the reasonable collection of meter readings;
- 5.1.10 any motor vehicle to be used to gain any reasonable access to a destination being a private property or any land or premises situated along the lengths of highway described in the Schedule, for the purpose of the collection or delivery of goods;
- 5.1.11 any motor vehicle to be used to gain any reasonable access to a destination being a private property or any land or premises situated along the lengths of highway described in the Schedule, for the purpose of attending the private property or land or premises;
- 5.1.12 any taxi or private hire vehicle operating to collect a passenger from or deliver a passenger to a private property or any land or premises situated along the lengths of highway described in the Schedule; and
- 5.1.13 any funeral undertaking from any property or premises located on lengths of highway described in the Schedule.

## **6. Supplementary Provisions**

- 6.1 The operation of this Order or any provision of it may be modified or suspended by the Proper Officer if it appears to him essential –
  - (a) in the interests of the expeditious, convenient and safe movement of traffic;
  - (b) in the interests of providing suitable and adequate on-street parking facilities, or
  - (c) for preserving or improving the amenities of the area through which any road affected by the order runs.
- 6.2 This power shall be exercised only after consulting the appropriate chief officer of police and giving such public notice as the Secretary of State may direct.

## **7. Revocations**

None

**GIVEN** under the Common Seal of Northumberland County Council this 31<sup>st</sup> day of May 2022.

The **COMMON SEAL** of **NORTHUMBERLAND COUNTY COUNCIL** was hereunto affixed in the presence of:



Seal Number: ..... 24288 .....

*S. Briggs*

Duly Authorised Officer.

## THE SCHEDULE

**NORTHUMBERLAND COUNTY COUNCIL  
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**Pedestrian and Cycle Zone on the following lengths of highway  
(and for reference only, detailed on the attached plan)**

<b>USRN</b>	<b>Street</b>	<b>Town</b>	<b>Description</b>	<b>Proscribed Hours</b>
3202409	ALSTON ROAD	NEW HARTLEY	For its entire length	ZZ38
3202058	BRADBURY COURT	NEW HARTLEY	For its entire length	ZZ38
3201679	CHIPCHASE COURT	NEW HARTLEY	For its entire length	ZZ38
3200634	HASTINGS COURT	NEW HARTLEY	For its entire length	ZZ38
3200635	HASTINGS GARDENS	NEW HARTLEY	For its entire length	ZZ38
3204774	MELTON DRIVE	NEW HARTLEY	At its junction with Apple Court to New Hartley First School	ZZ38

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**STATEMENT OF THE COUNCIL'S REASONS FOR MAKING THE ORDER**

The effect of this Order will be to introduce a Pedestrian and Cycle Zone on streets adjacent to New Hartley First School on an experimental basis. The Order is necessary in order to reduce congestion, and improve road safety outside New Hartley First School.

The reason for introducing this restriction on an Experimental basis is to assess the impact on parking and traffic flows with the introduction of an Experimental 'Pedestrian and Cycle Zone' Order on streets adjacent to New Hartley First School.

Consideration will be given after a trial period as to whether or not the provisions of this Experimental Order should be made permanent. Currently, at the end of an 18 month trial period, the Council intends to consider making an order which will continue in force indefinitely having the same effect as this Order.

The effects of this Order will be reviewed after a 12 month period.