

## **BLACKBURN WITH DARWEN BOROUGH COUNCIL (ON-STREET PARKING) AND (ON-STREET PAY & DISPLAY) (CONSOLIDATED) ORDER 2020**

NOTICE is hereby given that the Blackburn with Darwen Borough Council has made the above Order under the Road Traffic Regulation Act 1984 (as amended), the effect of which will be to regulate the movement and waiting of vehicles as described in the Schedules

Due to the movement restrictions as a result of Corona-covid-19, copies of the Order and relevant plans and supporting documents, which will come into force on 20 July 2020, may be provided by email on request, by emailing: [traffic@blackburn.gov.uk](mailto:traffic@blackburn.gov.uk). Or viewed online at <https://www.blackburn.gov.uk/roads-and-highways/traffic-regulation-orders>, Any queries concerning the Order should be made by telephoning the Traffic section on 01254-585100.

Any person wishing to question the validity of the Order, or any provision therein, on the grounds that it is not within the powers conferred by the said Act (as amended), or on the grounds that any requirement of that Act or of any instrument made thereunder has not been complied with in relation to the Order may, within six weeks from 16 July 2020 apply to the High Court for this purpose.

DATED this 16<sup>th</sup> July 2020

**Asad Laher, Head of Legal and Governance**  
**Town Hall, Blackburn, BB1 7DY**

### **SCHEDULES**

#### **PAY & DISPLAY PARKING SUN & BANK HOLS 8AM-6PM AND MON-SAT 8AM-6PM MON - SAT: MAX STAY 1HR NO RETURN WITHIN 2HRS**

<b>Street (all Blackburn)</b>	<b>Side</b>	<b>Location</b>
AINSWORTH STREET	east	from a point 12 m south of the centre line of James Street for a distance of 85 m in a southerly direction
BARTON STREET	east	from a point approx 15 m north of the centre line of King Street for a distance of approx 37 m in a northerly direction
BLAKEY MOOR	north	from a point 35 m south east of the centre line of Duke Street for a distance of 40 m in a south easterly direction
BLAKEY MOOR	south-west	from a point 6 m east of the centre line of Duke Street for a distance of 44 m in a north-westerly direction
CARDWELL PLACE	south	from a point 7 m south east of the centre line of Feilden Street for a distance of 38 m in a south easterly direction
CHURCH STREET	south	Transverse bays from a point 38 m west of the centre line of Railway Road for a distance of 11 m in a westerly direction  Transverse bays from a point 25 m west of the centre line of Railway Road for a distance of 10 m in a westerly direction
DARWEN STREET	east	from a point 11 m north of the centre line of Jubilee Street for a distance of 30 m in a northerly direction  from a point 14 m south of the centre line of St Peter Street for a distance of 9 m in a southerly direction
DARWEN STREET	west	from a point 11 m south of the centre line of St Peter Street for a distance of 22 m in a southerly direction  from a point 36 m south of the centre line of St Peter Street for a distance of 20 m in a southerly direction

		Echelon bays from a point 21 m south of the centre line of Market Street Lane for a distance of 25 m in a southerly direction
DUKE STREET	north-west	From a point 26 m north of the centre line of Blakey Moor for a distance of 39 m in a northerly direction
DUKE STREET	south-east	from a point 12 m west of the centre line of Northgate for a distance of 36 m in a south westerly direction  From a point 55 m west of the centre line of Northgate to a point 21 m north east of the centreline of Blakey Moor
JAMES STREET	north	from a point 9 m east of the centre line of Ainsworth St for a distance of 37 m in an easterly direction
JAMES STREET	south	from a point approx 14 m west of the centre line of Ainsworth Street to a point approx 19 m east of the centre line of Victoria Street  from a point approx 8 m west of the centre line of Victoria Street for a distance of approx 19 m in a westerly direction
KING WILLIAM STREET	both	From a point 16 m east of the centre line of Northgate for a distance of 91 m in a south-easterly direction
LIMBRICK	west	Transverse bays, from a point 30 m north of the centre line of Richmond Terrace for a distance of 20 m in a northerly direction
LORD STREET WEST	south	from a point 9 m west of the centre line of Corporation Street to a point 9 m east of the centre line of Barton Street
MUSEUM STREET	east	From a point 7 m south of the centre line of Richmond Terrace for a distance of 21 m in a southerly direction  from a point 36 m south of the centre line of Richmond Terrace for a distance of 16 m in a southerly direction
NORTHGATE	east	from a point 19 m south of the centre line of King William Street for a distance of 17 m in a southerly direction
NORTHGATE	west	Echelon bays from a point 12 m south of the centre line of Duke Street for a distance of 36 m in a southerly direction  Echelon bays from a point 63 m south of the centre line of Duke Street for a distance of 41 m in a southerly direction
PRESTON NEW ROAD BLACKBURN,	north-east	from a point 33 m south east of the centre line of the Westbound carriageway of Barbara Castle Way for a distance of 26 m in a south-easterly direction
RICHMOND TERRACE	north	from a point approx 20m east of the centre line of Victoria Street for a distance of approx 42m in an easterly direction
RICHMOND TERRACE	south	from a point 23 m east of the centre line of Limbrick for a distance of 58 m in an easterly direction  from a point 10 m east of the centre line of Museum Street for a distance of 55 m in an easterly direction
SIMMONS STREET	south	from a point 20 m west of the centre line of Preston New Road for a distance of 35 m in a westerly direction
TOWN HALL STREET	south	from its end on junction with Victoria Street for a distance of 22 m in a westerly direction
VICTORIA STREET	east	from its end on junction with Town Hall Street for a distance of 19 m in a north easterly direction

VICTORIA STREET	west	from a point 8 m north of the centre line of James Street for a distance of approx 24 m in a northerly direction
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**PAY & DISPLAY PARKING SUN & BANK HOLS 8AM-6PM AND MON-SAT 8AM-6PM MON - SAT: MAX STAY 2HRS NO RETURN WITHIN 2HRS**

Street (all Blackburn)	Side	Location
DARWEN STREET	east	from a point 15 m south of the centre line of Jubilee Street for a distance of 35 m in a southerly direction  from a point 58 m south of the centre line of Jubilee Street for a distance of 28 m in a southerly direction
DARWEN STREET	west	from a point 15 m south of the centre line of Mill Lane for a distance of 70 m in a southerly direction
JUBILEE STREET	south	Echelon bays from a point 10 m east of the centre line of Pilkington Street for a distance of 25 m in an easterly direction
MILL LANE	north	from a point 24 m south west of the centreline of Mincing Lane to a point 35 m north east of the centreline of Tattersall Street
MINCING LANE	east	from a point 18 m south of the centre line of Mill Lane to a point 19 m north of the centre line of George Street  from a point 58 m south of the centre line of St Peter Street to a point 6 m north of the centre line of Mill Lane
PILKINGTON STREET	east	from a point 10 m north of the centre line of George Street for a distance of 42 m in a northerly direction  from a point 14 m south of the centre line of Jubilee Street for a distance of 19 m in a southerly direction

**PAY & DISPLAY PARKING 8AM-6PM**

Street (all Blackburn)	Side	Location
PARADISE LANE	east	from a point 6 m south of the centre line of Feilden Street to a point 5 m north of the centre line of Paradise Street
PARADISE STREET	north	from a point 5 m south west of the centre line of Paradise Lane for a distance of 33 m in a south westerly direction  from a point 46 m south west of the centre line of France Street to a point 6 m north east of the centre line of Prince's Street
PRINCE'S STREET	east	from a point 9 m north of the centre line of King Street to a point 6 m south of the centre line of Paradise Street  from a point approx 17 m north of the centre line of Paradise Street for a distance of approx 12 m in a northerly direction  from a point 6 m north of the centre line of Paradise Street for a distance of 6 m in a northerly direction  from a point 5 m south of the centre line of Feilden Street for a distance of 31 m in a southerly direction
REGENT STREET	north	from a point 5 m east of the centre line of Ainsworth Street for a distance of 54 m in a westerly direction

		from a point 10 m east of the centre line of Richmond Hill for a distance of 33 m in an easterly direction
SALFORD	both	from a point 40 m west of the centre line of Vicar Street for a distance of 40 m in a westerly direction.
TONTINE STREET	north	from a point 20 m east of the centre line of Limbrick to a point 37 m west of the centre line of Richmond Hill

Street (All Blackburn)	Tariff Bands	Charge	Position in which the vehicle may wait
Ainsworth St, Barton St, Blakey Moor, Cardwell Place, Church St, Darwen St, Duke St, James St, King William St, Limbrick, Lord St West, Museum St, Northgate, Preston New Rd, Richmond Terrace, Simmons St, Tackett St, Town Hall St, Victoria St	Monday to Saturday Up to 30 mins Up to 1 hour	£1.00 £1.60	Within the marked or signed parking space.  Where the length of the vehicle is greater than the length of the space, it is permissible to occupy two parking spaces within a parking bay where such spaces and bay are parallel to the kerb.
	Sunday and Bank Holiday Up to 3 hours Over 3 hours	£1.00 £2.00	

Street (All Blackburn)	Tariff Bands	Charge	Position in which the vehicle may wait
Bridge Street, Darwen Street, Jubilee Street, Pilkington St, Mill Lane, Mincing Lane	Monday to Saturday Up to 30 mins Up to 1 hour Up to 1 hour 30 mins Up to 2 hours	£1.00 £1.60 £2.20 £2.60	Within the marked or signed parking space.  Where the length of the vehicle is greater than the length of the space, it is permissible to occupy two parking spaces within a parking bay where such spaces and bay are parallel to the kerb.
	Sunday and Bank Holiday Up to 3 hours Over 3 hours	£1.00 £2.00	

Street (All Blackburn)	Tariff Bands	Charge	Position in which the vehicle may wait
Paradise Lane, Paradise Street, Princes Street, Regent Street, Salford, Tontine Street	Monday to Saturday Up to 2 hours Up to 4 hours Up to 6 hours Over 6 hours	£1.70 £2.60 £3.50 £4.20	Within the marked or signed parking space.  Where the length of the vehicle is greater than the length of the space, it is permissible to occupy two parking spaces within a parking bay where such spaces and bay are parallel to the kerb.
	Sunday and Bank Holiday Up to 3 hours Over 3 hours	£1.00 £2.00	

## **BLACKBURN WITH DARWEN BOROUGH COUNCIL**

### **BLACKBURN WITH DARWEN BOROUGH COUNCIL (ON-STREET PARKING) AND (ON-STREET PAY & DISPLAY) (CONSOLIDATED) ORDER 2020**

The Council of the Borough of Blackburn with Darwen (“the Council”) in exercise of its powers under Sections 45, 46, 49, 51, 53, and 124 of the Road Traffic Regulation Act 1984 and Parts III and IV of Schedule 9 to the Act of 1984 and the Road Traffic Act 1991 and the Road Traffic (Permitted Parking Area and Special Parking Area) (Borough of Blackburn with Darwen) Order 2004 and the Traffic Management Act 2004 all other enabling powers, and after consultation with the Chief Constable of Police in accordance with Part III of Schedule 9 to the Act of 1984, hereby makes the following Order:

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#### **PART I GENERAL**

##### **Commencement and citation**

1. This Order shall come into operation on the 2020 and may be cited as the “Borough of Blackburn with Darwen (On-Street Parking) and (Pay & Display Parking) (Consolidated) Order 2020”.

##### **Interpretation**

2. (1) 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.
- (2) In this Order:
- “the Act of 1984” means the Road Traffic Regulation Act 1984;
- “the Act of 1991” means the Road Traffic Act 1991;
- “the Act of 2004” means the Traffic Management Act 2004;
- “charging hours” means the period specified in the headings of Schedules 1, 2 and 3 in respect of which a charge is specified in Article 7(1);
- “the Council” means Blackburn with Darwen Borough Council;
- “delivering” and “collecting” in relation to any goods includes checking the goods for the purpose of their delivery or collection;
- “disabled person’s badge” means a badge which –
- (i) was issued, or has effect as if issued to a disabled person or an institution under The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 or under regulations having effect in Scotland or Wales under Section 21 of the Chronically Sick and Disabled Persons Act 1970; and
  - (ii) has not ceased to be in force;
- “driver” in relation to a vehicle waiting in a parking place specified in this Order means the person driving the vehicle at the time it was left in the parking place aforesaid;
- “goods” includes postal packets of any description;
- “goods vehicle” means a motor vehicle which is constructed or adapted for use for the carriage of goods or burden of any description and is not drawing a trailer and has an unladen weight not exceeding thirty hundred weight;
- “motor car” means a three or four-wheeled mechanically propelled vehicle (not being a motor cycle or an invalid carriage) constructed or adapted for the carriage of not more than eight passengers;
- “motor cycle” and “invalid carriage” have the same meaning as in Section 136 of the Act of 1984;
- “owner” in relation to a vehicle means the person by whom such vehicle is kept and used;

"civil enforcement officer" has the same meaning as in Section 76 of the Act of 2004;

"parking place" means an area on a highway designated by the Council as a parking place by Article 3(1) of this Order and specified in name in the first column of Schedules 1, 2 and 3 to this Order and for identification purposes shown on the plan;

"parking charge" shall be construed in accordance with Article 6

"parking ticket" means a ticket dispensed by a ticket machine on the payment of the parking charge;

"passenger vehicle" means a motor vehicle (other than a motor cycle or invalid carriage) constructed solely for the carriage of passengers and their effects and adapted to carry not more than twelve passengers exclusive of the driver and not drawing a trailer;

"Penalty Charge" means a penalty charge imposed under Part 6 of the 2004 Act;

"Penalty Charge Notice" means a notice served by a Civil Enforcement Officer pursuant to Section 78 of the 2004 Act and supporting regulations.

"relevant position" means:

- (i) a vehicle displays a disabled person's badge in the relevant position if:
  - (a) in the case of a vehicle fitted with a dashboard or fascia panel the badge is exhibited thereon so that the expiry time is clearly legible from outside the vehicle; or
  - (b) in the case of a vehicle not fitted with a dashboard or fascia panel the badge is exhibited in a conspicuous position on the vehicle so that the expiry time is clearly legible from outside the vehicle;
- (ii) A vehicle displays a parking ticket in the relevant position if:
  - (a) in the case of a vehicle fitted with a dashboard or fascia panel the parking ticket is exhibited thereon so that the expiry time is clearly legible from outside the vehicle; or
  - (b) in the case of a vehicle not so fitted the parking ticket is exhibited in a conspicuous position on the vehicle so that the expiry time is clearly legible from outside the vehicle;



“telecommunications apparatus” has the same meaning as in paragraph 1(1) of the Telecommunications Code contained in Schedule 2 to the Telecommunication Act 1984;

“ticket machine” means apparatus designed to indicate the time by a clock and to issue parking tickets indicating the payment of a parking charge and a date and time and location at which the parking charge was paid;

“vehicle” means a passenger vehicle, goods vehicle, a motor car, a motor cycle, an invalid carriage or any other vehicle of any description whether drawn or propelled along a road by animal or mechanical power including a bicycle, a tricycle or a cycle having four or more wheels.

- (3) Section 46A of the Act of 1984 and Section 74 of the Act of 1991 as applied and modified by the Road Traffic (Permitted Parking Area and Special Parking Area) (Borough of Blackburn with Darwen) Order 2004 apply to this Order and all charges specified in this Order may be varied at any time by Notice published in accordance with the relevant Act.
- (4) Any reference in this Order to any enactment shall be construed as a reference to that enactment as applied and modified by the Road Traffic (Permitted Parking Area and Special Parking Area) (Borough of Blackburn with Darwen) Order 2004 and as amended by any other enactment and to include successor legislation and regulations and guidance thereunder.
- (5) The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
- (6) Headings to the Schedules in this Order shall be considered part of the Order for the purposes of interpretation.

## **PART II**

### **ON-STREET PARKING PLACES FOR PAYMENT**

#### **Designation and use of parking places on the highway for payment**

- 3. (1) The areas of highway in the Borough of Blackburn with Darwen which are described in the Schedule to this Order are hereby designated as parking places.
- (2) Subject to Article 5 each of the parts of the highway specified in the first, second and third columns of Schedules 1, 2 and 3 to this Order is authorised to be used subject to the following provisions of this Order as a parking place for such classes of vehicles in such positions as set out in the fourth column of Schedule 4 and on such days and during such hours as are specified in relation to that part of the highway in the said Schedule to this Order and subject to such tariffs set out in Schedule 4.

- (3) The limits of each parking place shall be indicated on the carriageway in accordance with diagram 1028.4 in Schedule 6 of the Traffic Signs Regulations and General Directions 2002.

#### **Maximum period of waiting**

4. Subject to Articles 5 and 19(6) the driver of a vehicle shall not permit the said vehicle to remain in the parking place for a longer period than that specified in the heading of Schedules 1 & 2 and column 2 of Schedule 4 (as appropriate) to this Order.

#### **Restriction on class of vehicle using parking place and on manner of parking**

5. Each parking place may be used, subject to the provisions of this Order, for the leaving during the permitted hours of such vehicles which are passenger vehicles, goods vehicles, motor cycles or disabled persons vehicles. No vehicle shall be left in a position other than that specified in the fourth column of Schedule 4.

#### **Amount and method of payment of charges at parking places**

6. (1) The parking charge for a vehicle in a parking place during the charging hours shall subject as hereinafter provided be as set out in the second and third columns of Schedule 4 to this Order against the name of the parking place in the said Schedule 4 provided that where in a parking place it is indicated by notice that in respect of any day or any specified part of a day no charge will be made or such lesser charge than that specified in the second and third column of the said Schedule 4 will be made then the charge (if any) shall be such lesser charge.
- (2) The charge referred to in paragraph (1) of this Article shall be payable on the leaving of the vehicle in a parking place by the insertion in a ticket machine of coins of the denomination marked on the ticket machine to the value of the relevant parking charge or, if the ticket machine so allows, by the insertion of a smartcard, credit card or debit card which will be debited to the value of the relevant parking charge indicated by the person making payment via the automated process instructions described on the ticket machine.
- (3) Save as provided in this Order during the charging hours no person shall leave any vehicle in a parking place without having displayed a parking ticket in accordance with the provisions of Article 7 of this Order.

#### **Display of ticket issued by ticket machine in respect of ticket parking places**

7. (1) Upon payment of the parking charge for a vehicle left in a parking place the parking ticket issued in accordance with the provisions of Article 6 (2) shall be displayed on the inside of the vehicle in accordance with the provisions of paragraph (2) of this Article.

- (2) The ticket referred to in Article 7(1) shall be displayed in the relevant position on the vehicle in respect of which it was issued at all times during which the vehicle is left during the charging hours in the parking place.
- (3) No person shall display on a vehicle left in a parking place during the charging hours any ticket issued by a ticket machine other than the working ticket machine nearest to that space.

### **Amount and manner of payment of penalty charges at parking places**

- 8. (1) A 'penalty charge' shall be payable where:
  - (a) a vehicle is left in a parking place otherwise than as authorised under this Order; or where
  - (b) any charge payable under Article 6 has not been duly paid in accordance with that Article; or where
  - (c) there has been a contravention or failure to comply with any part of this Order relating to the manner in which vehicles shall stand in or be driven out of the parking place.
- (2) In the case of a vehicle in respect of which a penalty charge is payable, a penalty charge notice containing the information required by Section 66 of the Act of 1991 as applied and modified by the Road Traffic (Permitted Parking Area and Special Parking Area) (Borough of Blackburn with Darwen) Order 2004 and the Act of 2004 may be issued by a civil enforcement officer by fixing it to the vehicle, or by giving it to the person appearing to him to be in charge of the vehicle, or may be served by the Council by post as prescribed by regulations

### **Restriction on removal of notices and tickets**

- 9. Where a notice or notices have been attached to a vehicle by a civil enforcement officer no person not being the owner or person in charge of the vehicle or person duly authorised by the Council shall remove the notice or notices from the vehicle unless authorised to do so by the owner or person in charge of the vehicle.

### **Installation of ticket machines**

- 10. The Council may:
  - (a) install in such positions on or in the vicinity of a parking place as they may think fit such ticket machines as are required for the purpose of that parking place; and
  - (b) carry out other such work as is reasonably required for the purpose of the satisfactory operation of a parking place.

### **Vehicles to leave parking places after expiry of parking charge**

- 11. No person shall display on a vehicle left in a parking place a parking ticket for a period other than one commencing when the vehicle was first left in that

parking place unless the vehicle has first been taken away from that parking place in accordance with Article 12 below.

### **Interval before vehicle again to be left**

12. No vehicle which has been taken away from a parking place shall until the expiration of the period specified in the heading of Schedule 1, 2 or column 2 of Schedule 4 (as appropriate) to this Order from the time it was taken away again be left in that parking place during the charging hours, provided that nothing in this Article shall apply to a vehicle which displays a disabled person's badge in the relevant position.

## **PART III CONDUCT OF PARKING PLACES FOR PAYMENT**

### **Suspension of parking places**

13. (1) Any person duly authorised by the Council may suspend the use of a parking place or any part thereof whenever he considers such suspension reasonably necessary:
- (a) for the purpose of facilitating the movement of traffic or promoting its safety;
  - (b) for the purpose of any building operation, demolition or excavation in or adjacent to the parking place or the maintenance, improvement or reconstruction of the parking place or the laying, erection, alteration, removal or repair in or adjacent to the parking place of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus or of any traffic sign or ticket machine;
  - (c) for the convenience of occupiers of premises adjacent to the parking place on any occasion of the removal of furniture from one office or the property of a resident to another or the removal of furniture from such premises to a depository or to such premises from a depository;
  - (d) on any such occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed.
- (2) A police constable in uniform may suspend for not longer than twenty-four hours the use of a parking place or any part thereof whenever he considers such suspension reasonably necessary for the purpose of facilitating the movement of traffic or promoting its safety.
- (3) At the discretion of the Chief Officer of Police a parking place or any part thereof shall be suspended whenever he considers such suspension reasonably necessary to enable the police to discharge their duties.
- (4) Any person suspending the use of a parking place or any part thereof in accordance with the provisions of paragraph (1), (2), or (3) of this Article shall thereupon:

- (a) place or cause to be placed on the ticket machine relating to the parking place a cover or notice indicating that the use of the parking place is suspended and that waiting by vehicles is prohibited; or
  - (b) place or cause to be placed upon the relevant part of the parking place traffic cones as described in Diagram 7101 of Part II of Schedule 12 to the Traffic Signs Regulations and General Directions 2002 or such other traffic signs or lights as are appropriate.
- (5) Any person duly authorised by the Council may temporarily remove any ticket machine within that parking place or as the case may be any part thereof and any post bracket or other support on which such ticket machine is fitted and shall thereupon place or cause to be placed in or adjacent to that metered parking place a traffic sign giving the indication referred to in Article 13(4).
- (6) Subject to the provision of Article 13(4) if the use of a parking place or any part thereof is suspended during the charging hours for any of the purposes of Article 13(1) except sub-paragraph (a) a charge shall be payable per day in respect of each five metres of the parking place affected (or part thereof if the length is not divisible by five) by such persons at whose request the suspension has been implemented the amount of such charge to be at the absolute discretion of the Council.
- (7) Subject to the proviso contained herein no person shall cause or permit a vehicle to be left in any part of a parking place during such period as there is a cover notice or traffic sign within the parking place placed in pursuance of Article 13(4) or 13(5).  
Provided that nothing in this paragraph shall apply to:
  - (i) any vehicle being used for fire brigade, ambulance, police or local authority purposes or for any purpose specified in Article 13(1) (a);
  - (ii) any other vehicle if that vehicle is so left with the permission of the person who authorised suspension of use of the parking place or part thereof in accordance with the foregoing provisions of this Article or a police constable in uniform or other person duly authorised by the Council.

### **Restriction of waiting of other vehicles in parking places**

- 14.** (1) Without prejudice to the foregoing provisions of this Order with respect to vehicles which are left in a parking place in accordance with those provisions any other vehicle may wait during the permitted hours for so long as may be necessary if:
- (a) the vehicle is waiting to enable a person to board or alight from the vehicle;
  - (b) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accident;

- (c) the vehicle is a vehicle used for fire brigade purposes or an ambulance or a vehicle (other than a passenger vehicle) in the service of a local authority or a vehicle in the service of a police force in either case being used in pursuance of statutory powers or duties;
  - (d) the vehicle is waiting to enable it to be used in connection with the removal of any obstruction to traffic;
  - (e) the vehicle is in the service of or employed by the Post Office and is waiting while postal packets addressed to premises adjacent to the parking place in which the vehicle is waiting and being unloaded from the vehicle or having been unloaded therefrom are being delivered or while postal packets are being collected from premises or posting boxes adjacent to the parking place in which the vehicle is waiting or is in use in connection with the servicing of telephone kiosks adjacent to the parking place;
  - (f) the vehicle not being a passenger vehicle is waiting to enable it to be used for any purpose specified in Article 13(1) (b);
  - (g) in any other case the vehicle is waiting for the purpose of delivering or collecting goods or merchandise or loading or unloading the vehicle at premises adjacent to the parking place;
  - (h) if goods are sold from the vehicle by any person who is licensed by the Council to sell goods from a stationary pitch situated in the parking place;
  - (i) for the convenience of occupiers of premises adjacent to the parking place for the parking of principal vehicles at times of weddings or funerals.
- (2) No parking charge shall be payable in respect of any vehicle waiting in a parking place in accordance with the foregoing provisions of this Article.
- (3) Without prejudice to the generality of this Article a vehicle to which Article 14(1) applies shall so far as is reasonably practicable stand in the parking place in accordance with the provisions specified in column 4 of Schedule 4.
- (4) Nothing in the foregoing provisions of this Article shall be taken as authorising anything which would be a contravention of any Regulations made under or having effect under Section 25 of the Act of 1984 or "The Road Vehicles Lighting Regulations 1989".

### **Restriction of use of vehicles at parking places**

- 15.** Unless prior written consent has been granted by the Council no person shall:
- (a) use a vehicle while it is in the parking place in connection with the sale or advertisement of any thing to any person in or near the parking place or in connection with the selling or offering for hire of his skill or his services or the skill or services of any person; nor
  - (b) use any part of the parking place or any building structure mechanical device or other physical feature therein or any vehicle left therein to

display advertising material nor to place upon or attach to any vehicle in the parking place any advertising material to induce the public to participate in or frequent any place function or gathering for the purpose of demonstration or entertainment or to buy or hire or otherwise obtain any thing or skill or services of any person and nothing shall be displayed to induce the public to engage for gain in any lottery, sweepstake, raffle or competition.

### **Movement and removal of vehicle in parking places**

- 16.** Where a vehicle is abandoned or left in a parking place in contravention of or non-compliance with any of the provisions of this Order a civil enforcement officer may remove the vehicle or arrange for it to be removed from that parking place provided that:
- (a) Where a vehicle is left in the parking place in contravention of Article 6 any person duly authorised by the Council may alter or cause to be altered the position of the vehicle in order that the vehicle position shall comply therewith; or
  - (b) In case of an emergency any person duly authorised by the Council or a police constable in uniform may remove the vehicle or arrange for it to be removed from that parking place to any place he thinks fit.

### **Manner of removal of vehicle from parking places**

- 17.** Any person altering the position of a vehicle in or removing a vehicle from a parking place by virtue of Article 16 may do so by towing or driving the vehicle or in such other manner as he may think necessary and may take such measures in relation to the vehicle as he may think necessary to enable him to remove it or alter its position as the case may be.

### **Safe custody of vehicles removed from parking places**

- 18.** When a person duly authorised by the Council removes or makes arrangements for the removal of a vehicle from a parking place by virtue of Article 16 he shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle. Following such removal Sections 101 and 102 of the Act of 1984 shall be applicable by the Council in respect of the vehicle insofar as the Council shall desire.

### **Exemption from charges**

- 19. (1)** If there is displayed within any parking place a notice placed by a civil enforcement officer to indicate that the ticket machine relating to that parking place is out of order that notice shall state the maximum length of time (defined in Article 19(2)) during charging hours for which a vehicle may be left in the parking place without payment of any charge and if any vehicle is left for longer than that time then a Penalty Charge shall become payable and the provisions of Articles 8 and 9 shall apply.

- (2) The "maximum length of time" for the purposes of Article 19 (1) shall be the maximum stay for the parking place stated in the heading of Schedules 1 & 2 and Column 2 of Schedule 4 to this Order.
- (3) If a ticket machine which was out of order is repaired during the charging hours then any vehicle left before the repair shall be exempt from charge so long as it is not left for longer than the maximum length of time defined in Article 19 (2).
- (4) If a ticket machine is out of order then a civil enforcement officer may instead of placing a notice in accordance with Article 19 (1) place a notice nominating another ticket machine or machines in the locality at which a parking ticket may be obtained and that parking ticket shall be valid for the purposes of Article 7.
- (5) No parking charge shall be payable and no limitation on time shall apply in respect of any vehicle left in a parking place during the charging hours if that vehicle displays a disabled person's badge in the relevant position.
- (6) No parking charge shall be payable and no limitation on time shall apply to the following classes of vehicles:
  - (a) pedal cycles;
  - (b) motorcycles having two wheelsprovided that in either case the vehicle is not parked so as to occupy a parking place or obstruct a parking place or an access aisle.
- (7) Without prejudice to the generality of the foregoing provisions of this Article nothing in this Article shall be taken to exempt the vehicle or the driver of any vehicle left in any parking place from any other provisions of this Order.

#### **PART IV REPEALED ORDERS**

##### **Derogation and precedence over other orders**

- 20.** (1) The prohibitions and 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 of 1984 or by or under any other enactment.
- (2) Where a provision of this Order conflicts with a provision of any other Order which imposes any prohibition or restriction on waiting by vehicles or grants any exemptions from such prohibitions or restrictions in relation to any length of road designated as a parking place in this Order, the provision of this Order shall prevail.





		From a point 55 m west of the centre line of Northgate to a point 21 m north east of the centreline of Blakey Moor
JAMES STREET	north	from a point 9 m east of the centre line of Ainsworth St for a distance of 37 m in an easterly direction
JAMES STREET	south	from a point approx 14 m west of the centre line of Ainsworth Street to a point approx 19 m east of the centre line of Victoria Street  from a point approx 8 m west of the centre line of Victoria Street for a distance of approx 19 m in a westerly direction
KING WILLIAM STREET	both	From a point 16 m east of the centre line of Northgate for a distance of 91 m in a south-easterly direction
LIMBRICK	west	Transverse bays, from a point 30 m north of the centre line of Richmond Terrace for a distance of 20 m in a northerly direction
LORD STREET WEST	south	from a point 9 m west of the centre line of Corporation Street to a point 9 m east of the centre line of Barton Street
MUSEUM STREET	east	From a point 7 m south of the centre line of Richmond Terrace for a distance of 21 m in a southerly direction  from a point 36 m south of the centre line of Richmond Terrace for a distance of 16 m in a southerly direction
NORTHGATE	east	from a point 19 m south of the centre line of King William Street for a distance of 17 m in a southerly direction
NORTHGATE	west	Echelon bays from a point 12 m south of the centre line of Duke Street for a distance of 36 m in a southerly direction  Echelon bays from a point 63 m south of the centre line of Duke Street for a distance of 41 m in a southerly direction
PRESTON NEW ROAD BLACKBURN,	north-east	from a point 33 m south east of the centre line of the Westbound carriageway of Barbara Castle Way for a distance of 26 m in a south-easterly direction
RICHMOND TERRACE	north	from a point approx 20m east of the centre line of Victoria Street for a distance of approx 42m in an easterly direction
RICHMOND TERRACE	south	from a point 23 m east of the centre line of Limbrick for a distance of 58 m in an easterly direction  from a point 10 m east of the centre line of Museum Street for a distance of 55 m in an easterly direction
SIMMONS STREET	south	from a point 20 m west of the centre line of Preston New Road for a distance of 35 m in a westerly direction
TOWN HALL STREET	south	from its end on junction with Victoria Street for a distance of 22 m in a westerly direction
VICTORIA STREET	east	from its end on junction with Town Hall Street for a distance of 19 m in a north easterly direction
VICTORIA STREET	west	from a point 8 m north of the centre line of James Street for a distance of approx 24 m in a northerly direction

## **SCHEDULE 2**

**PAY & DISPLAY PARKING SUN & BANK HOLS 8AM-6PM AND MON-SAT 8AM-6PM MON - SAT: MAX STAY 2HRS NO RETURN WITHIN 2HRS**

Street (all Blackburn)	Side	Location
DARWEN STREET	east	from a point 15 m south of the centre line of Jubilee Street for a distance of 35 m in a southerly direction  from a point 58 m south of the centre line of Jubilee Street for a distance of 28 m in a southerly direction
DARWEN STREET	west	from a point 15 m south of the centre line of Mill Lane for a distance of 70 m in a southerly direction
JUBILEE STREET	south	Echelon bays from a point 10 m east of the centre line of Pilkington Street for a distance of 25 m in an easterly direction
MILL LANE	north	from a point 24 m south west of the centreline of Mincing Lane to a point 35 m north east of the centreline of Tattersall Street
MINCING LANE	east	from a point 18 m south of the centre line of Mill Lane to a point 19 m north of the centre line of George Street  from a point 58 m south of the centre line of St Peter Street to a point 6 m north of the centre line of Mill Lane
PILKINGTON STREET	east	from a point 10 m north of the centre line of George Street for a distance of 42 m in a northerly direction  from a point 14 m south of the centre line of Jubilee Street for a distance of 19 m in a southerly direction

### **SCHEDULE 3**

#### **PAY & DISPLAY PARKING 8AM-6PM**

Street (all Blackburn)	Side	Location
PARADISE LANE	east	from a point 6 m south of the centre line of Feilden Street to a point 5 m north of the centre line of Paradise Street
PARADISE STREET	north	from a point 5 m south west of the centre line of Paradise Lane for a distance of 33 m in a south westerly direction  from a point 46 m south west of the centre line of France Street to a point 6 m north east of the centre line of Prince's Street
PRINCE'S STREET	east	from a point 9 m north of the centre line of King Street to a point 6 m south of the centre line of Paradise Street  from a point approx 17 m north of the centre line of Paradise Street for a distance of approx 12 m in a northerly direction  from a point 6 m north of the centre line of Paradise Street for a distance of 6 m in a northerly direction  from a point 5 m south of the centre line of Feilden Street for a distance of 31 m in a southerly direction
REGENT STREET	north	from a point 5 m east of the centre line of Ainsworth Street for a distance of 54 m in a westerly direction  from a point 10 m east of the centre line of Richmond Hill for a distance of 33 m in an easterly direction
SALFORD	both	from a point 40 m west of the centre line of Vicar Street for a distance of 40 m in a westerly direction.
TONTINE STREET	north	from a point 20 m east of the centre line of Limbrick to a point 37 m west of the centre line of Richmond Hill

**SCHEDULE 4**

Street (All Blackburn)	Tariff Bands	Charge	Position in which the vehicle may wait
Ainsworth St, Barton St, Blakey Moor, Cardwell Place, Church St, Darwen St, Duke St, James St, King William St, Limbrick, Lord St West, Museum St, Northgate, Preston New Rd, Richmond Terrace, Simmons St, Tackett St, Town Hall St, Victoria St	Monday to Saturday Up to 30 mins Up to 1 hour	£1.00 £1.60	Within the marked or signed parking space.  Where the length of the vehicle is greater than the length of the space, it is permissible to occupy two parking spaces within a parking bay where such spaces and bay are parallel to the kerb.
	Sunday and Bank Holiday Up to 3 hours Over 3 hours	£1.00 £2.00	

Street (All Blackburn)	Tariff Bands	Charge	Position in which the vehicle may wait
Bridge Street, Darwen Street, Jubilee Street, Pilkington St, Mill Lane, Mincing Lane	Monday to Saturday Up to 30 mins Up to 1 hour Up to 1 hour 30 mins Up to 2 hours	£1.00 £1.60 £2.20 £2.60	Within the marked or signed parking space.  Where the length of the vehicle is greater than the length of the space, it is permissible to occupy two parking spaces within a parking bay where such spaces and bay are parallel to the kerb.
	Sunday and Bank Holiday Up to 3 hours Over 3 hours	£1.00 £2.00	

Street (All Blackburn)	Tariff Bands	Charge	Position in which the vehicle may wait
Paradise Lane, Paradise Street, Princes Street, Regent Street, Salford, Tontine Street	Monday to Saturday Up to 2 hours Up to 4 hours Up to 6 hours Over 6 hours	£1.70 £2.60 £3.50 £4.20	Within the marked or signed parking space.  Where the length of the vehicle is greater than the length of the space, it is permissible to occupy two parking spaces within a parking bay where such spaces and bay are parallel to the kerb.
	Sunday and Bank Holiday Up to 3 hours Over 3 hours	£1.00 £2.00	

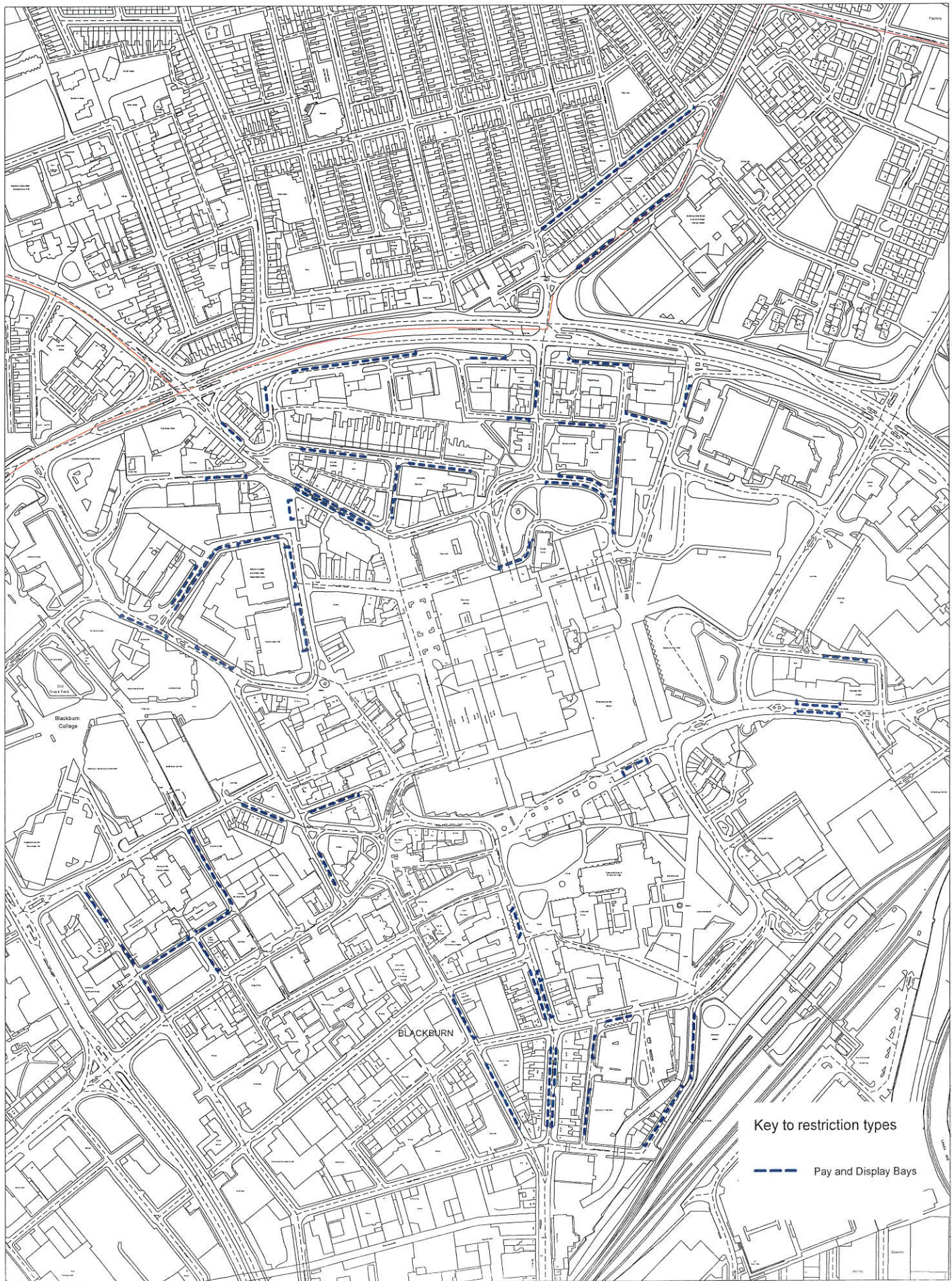


## STATEMENT OF REASONS – BOROUGH PAY AND DISPLAY ORDER

To consolidate all existing pay and display parking bays into a Borough wide order

Coupled with the required amendments due to changes in highway layout and in order to improve administration of the traffic orders, it is proposed to revoke and reapply the traffic regulation orders governing on street pay and display bays into a single traffic order so as to make future amendments easier to process and improve the transparency of restrictions within the town centre.





## Proposed TRO - Borough Pay and Display Order

SCALE 1:4500

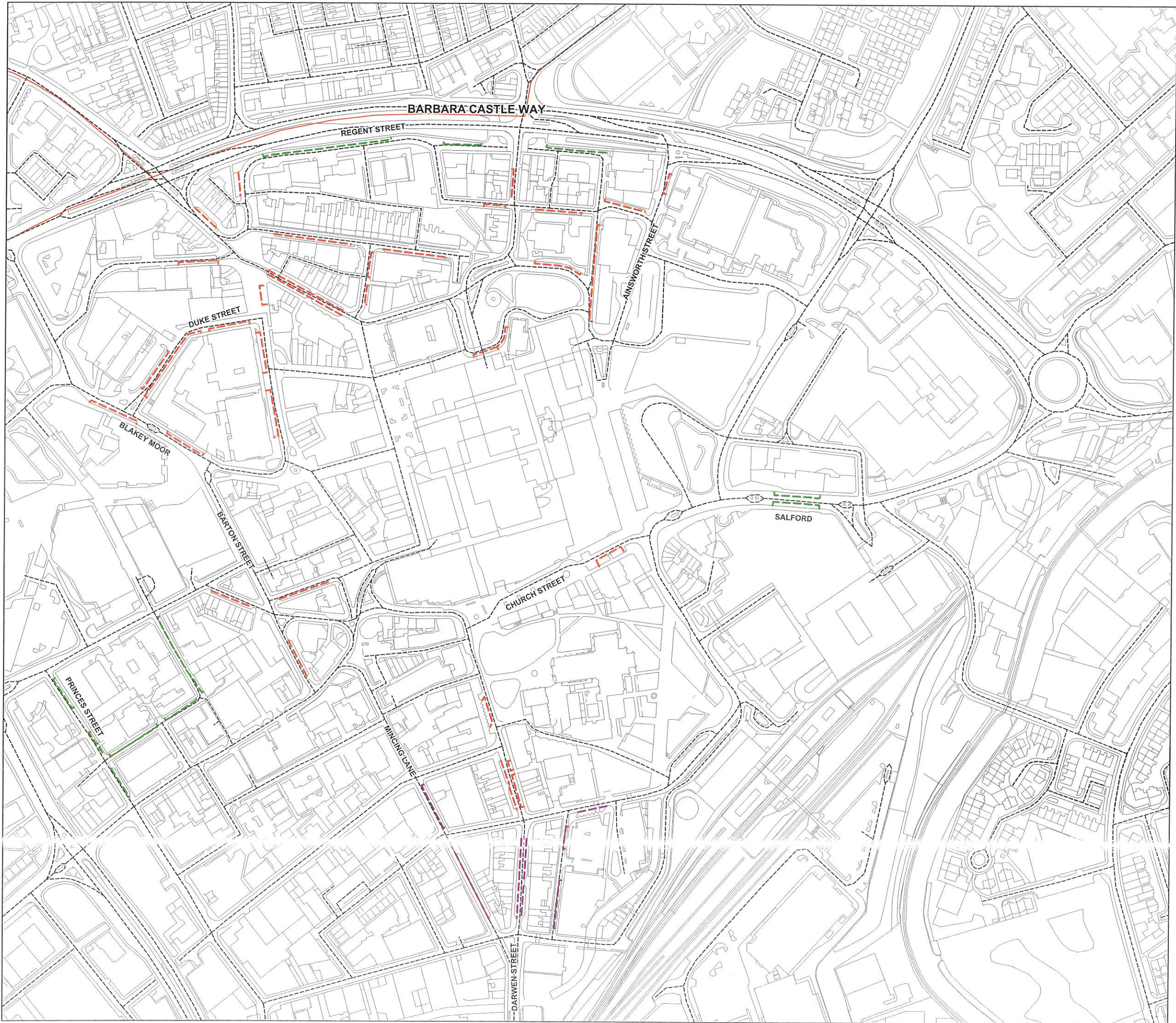
DATE 2/10/19

DRAWING No.

DRAWN BY

CHECKED BY





**KEY**

Pay and Display  
8am to 6pm

Pay and Display  
8am to 6pm  
Mon-Sat max stay  
1 hr no return 2hrs

Pay and Display  
8am to 6pm  
Mon-Sat max stay  
2 hrs no return 2 hrs

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DRAWING TITLE

**Proposed Borough on-street  
Pay and Display order**

SCALE	
DATE	13/02/2020
DRAWING No.	
DRAWN BY	