

CITY COUNCIL OF BRISTOL

(OVERTON ROAD, ASHLEY WARD, CITY OF BRISTOL)
(PROHIBITION OF DRIVING) ORDER 202-

The City Council of Bristol (hereinafter referred to as “the Council”) in exercise of its powers under sections 1(1), 2(1) to (3) of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 as amended (hereinafter referred to as “the Act of 1984”) and of all other enabling powers, 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:-

Commencement and Citation

1. This order shall come into operation on ##### and may be cited as the City Council of Bristol (Overton Road, Ashley Ward, City of Bristol) (Prohibition of Driving) Order 202-.

Interpretation

2. (1) In this order:-

“**electronic communications apparatus**” means apparatus comprised in or to be comprised in an electronic communications network as defined in the Communications Act 2003;

“**enactment**” means any enactment whether public, general or local and includes any order, byelaw, rule, regulation, scheme or other instrument having effect by virtue of an enactment;

“**police community support officer**” has the same meaning as in section 38 of the Police Reform Act 2002; and

“**traffic sign**” has the same meaning as in Section 64 of the Act of 1984

- (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 having affect by virtue of any subsequent enactment.

Prohibition of Driving

3. Save as provided in Article 4 of this order no person shall, except upon the direction or with the permission of a police constable in uniform or a police community support officer, cause or permit any vehicle to enter or proceed in any length of road identified as **Prohibition of Driving** in plan **E23007-TRO-03 B** annexed hereto.

Exemptions

4. Nothing in Article 3 of this order shall render it unlawful to cause or permit any vehicle to enter or proceed in the length of roads referred to therein so long as it may be necessary to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used:-
 - (a) in connection with the carrying out on those lengths of roads of any of the following operations, namely:-
 - (i) building, industrial, demolition or excavation purposes;
 - (ii) the maintenance, improvement or reconstruction of the said lengths of roads;
 - (iii) the laying, erection, alteration or repair in, or in land adjacent to, 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 electronic communications apparatus as defined in the Communications Act 2003; or
 - (iv) the construction, installation, improvement, maintenance, repair or cleaning of any traffic sign, bus stop infrastructure or other street furniture or other object lawfully placed or to be placed on, in or over the said lengths of road;
 - (b) in the service of a local authority, a water undertaker or sewage undertaker in pursuance of statutory powers or duties; or
 - (c) for fire and rescue service, ambulance or police purposes in an emergency.
5. The Council is satisfied that it is requisite that section 3(1) of the Act of 1984 should not apply for the following reasons:-
 - (a) for avoiding danger to persons or other traffic using the road to which the order relates to any other road, or
 - (b) for preventing the likelihood of any such danger arising.

Order to be Varied

6. The County Council of Avon (Bishopston, Horfield and St. Andrews Area, City of Bristol) (Northern Zone) (General Traffic Regulation) (Consolidation) Order 1996 as varied the City Council of Bristol (Various Roads, North Central Area, City of Bristol) (Consolidation) Order 2003 and the City Council of Bristol (Cromwell Road and North Road, Ashley Ward, City of Bristol) (One Way Traffic) (Prohibition of Driving) Order 2016 is hereby varied further and shall have effect as though in Schedule 11 thereto the item relating to That length of **OVERTON ROAD**, St. Andrews which extends from its junction with Gloucester Road to its junction with North Road therein were omitted.

7. The provisions of this order shall be in addition to and not in derogation from the provisions of any regulations made or having effect as if made under the Act of 1984 or by any other enactment.

Given under the Common Seal of the City Council of Bristol the ## day of ##### 202-.

The COMMON SEAL of the
CITY COUNCIL OF BRISTOL
was hereunto affixed
in the presence of:-

Director of Legal and Democratic Services

1st draft // 16.2.24