



BEDFORD
BOROUGH COUNCIL

BEDFORD BOROUGH COUNCIL
(PROHIBITION OF DRIVING) (YORK STREET, BEDFORD)
(EXPERIMENTAL) ORDER 2023

BEDFORD BOROUGH COUNCIL (“the Council”) in exercise of the powers conferred by Sections 1, 2, 4, 9 and 10 of, and Part IV of Schedule 9 to, the Road Traffic Regulation Act 1984 (“the Act”) and of all other powers enabling them in that behalf, and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act, hereby make the following Experimental Order:-

1) This Order shall come into force on the 4th day of September 2023 for a duration of up to eighteen months and may be cited as the “Bedford Borough Council (Prohibition of Driving) (York Street, Bedford) (Experimental) Order 2023”.

2) In this Experimental Order:-

“Motor Vehicle” means a mechanically propelled vehicle intended or adapted for use on the roads as defined in Section 185 of the Road Traffic Act 1988.

“Restricted Hours” means from 8:00am to 9:15am and from 3:00pm to 4:00pm Monday to Friday inclusive.

“the Road” means the road described in the Schedule to this Experimental Order.

“Exemption Permit” means a permit issued by Bedford Borough Council to exempt a vehicle from the prohibition.

3) Except where otherwise stated and referenced in this Order a number or Schedule is a reference to the Article or Schedule bearing that number in this Order.

4) Save as provided in Articles 5 and 6 no person shall, except upon the direction or with the permission of a Police Constable in uniform or a Civil Enforcement Officer as defined by the Traffic Management Act 2004, cause or permit any Motor Vehicle to proceed along the Road during the Restricted Hours.

5) Nothing in Article 4 shall make it unlawful to cause or permit any Motor Vehicle to proceed along the Road during the Restricted Hours for so long as may be necessary to enable:-

(a) the vehicle if it cannot conveniently be used for such purpose in any other road to be used in connection with any building operation or demolition, the removal of any obstruction to traffic, the mechanical cleansing, maintenance, servicing, improvement or reconstruction of the Road, the laying, erection, alteration or repair in or near the Road of any sewer or main pipe or apparatus for the supply of gas, water, oil or electricity, or of any telegraphic line as described in the Telegraph Act 1878, or of any communications apparatus as defined in paragraph 1 of Schedule 2 to the Telecommunications Act 1984 and Sections 106 and 151 of the Communications Act 2003; or

- (b) the vehicle to be loaded or unloaded while it is in actual use in connection with the removal of furniture from one office or dwelling house to another or the removal of furniture between such premises and its depository; or
 - (c) the vehicle if it is in the service of or employed by a universal service provider (as defined in Section 65 of the Postal Services Act 2011) to be used for the purpose of delivering and/or collecting postal packets (as defined in Section 125(1) of the Postal Services Act 2011); or
 - (d) the vehicle to be used for Fire and Rescue, Police, National Crime Agency, Special Forces, Ambulance or Healthcare Worker purposes (including doctors on call, district nurses, personal carers and support workers); or
 - (e) the vehicle if it cannot conveniently be used for such purposes in any other road to be used of a Local Authority in pursuance of Statutory Powers or duties; or
 - (f) the vehicle to be used in connection with any wedding or funeral.
- 6) Nothing in Article 4 shall make it unlawful to cause or permit any Motor Vehicle to proceed along the Road during the Restricted Hours if:-
- (a) the vehicle is displaying a valid Exemption Permit; or
 - (b) the vehicle is lawfully displaying in the relevant position a disabled persons badge and:-
 - (i) it is requiring access to a property situated on the Road; or
 - (ii) it is being used to pick up or set down disabled passengers.
- 7) (a) For the purposes of Article 6 “disabled persons badge” has the same meaning as in “The Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000”.
- (b) For the purpose of this Order a vehicle shall be regarded as displaying a disabled persons badge in the relevant position when:-
- (i) in the case of a vehicle fitted with a front windscreen the badge is exhibited thereon with the obverse side facing forwards on the nearside of and immediately behind the windscreen and with its front facing forward so as to be legible from outside the vehicle; or
 - (ii) in the case of a vehicle not fitted with a front windscreen the badge is exhibited in a conspicuous position on the front nearside of the vehicle.
- 8) The prohibition imposed by this Experimental Order shall be in addition to and not in derogation of any restriction or requirement imposed by any regulations made under or having effect as if made under the Act or by or under any other enactment.
- 9) This Order is Experimental and may continue in force for a period of 18 months up to and including 13th January 2024. In due course Bedford Borough Council will consider whether or not the provisions of the Experimental Order should continue in force indefinitely.



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STATEMENT OF REASONS

To facilitate Bedford Borough Council's trial of a 'School Street' outside Castle Newnham School, which is situated in York Street, Bedford.

Prohibiting motorised vehicles from proceeding along this road during school drop-off and pick-up times is intended to create a safer environment for pupils and parents/carers at these busy times, reduce congestion, reduce the amount of pollution that school children are exposed to outside schools, and encourage less reliance on the car for the school run.

Yvonne Taylor
Solicitor
Legal Services
Bedford Borough Council

SCHEDULE

Road on which motor vehicles will be prohibited and the days/times that the prohibition will be in operation:-

Road	Days of Operation	Hours of Operation
York Street, Bedford, from its junction with Rosamond Road to its junction with Denmark Street	Monday to Friday inclusive	8:00am – 9:15am and 3:00pm – 4:00pm

**THE COMMON SEAL of the
BEDFORD BOROUGH COUNCIL**

was hereunto affixed this
13th day of July 2023
in the presence of:



**Wai K. Tsang
Solicitor
Legal Services
Bedford Borough Council**

Wai K. Tsang

Authorised Signatory

AUTHORITY FOR EXECUTION		
COUNCIL/COMMITTEE	MINUTE No.	DATE
DELEGATED POWER	By whom executed ENVIRONMENT	12/07/2023
	OFFICERS INITIALS	DATE
ORIGINATED AND CHECKED BY	GM	12/07/2023
APPROVED BY	AP	12/07/2023