

DATED

9th November

2017

THE BOROUGH COUNCIL OF GATESHEAD

TRAFFIC REGULATION ORDER

relating to Bus Lanes Amendment No.1 Order Gateshead

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File Ref: CN/TS/921

THE BOROUGH COUNCIL OF GATESHEAD
(BUS LANES GATESHEAD) (AMENDMENT NO. 1) TRAFFIC REGULATION ORDER
2017

The Borough Council of Gateshead ("hereinafter referred to as the Council") in exercise of their powers under Sections 1(1), 2(1) to (3), 4(2), 19 and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 ("the Act"), by virtue of the Traffic Management Act 2004 and all other enabling powers and after consultation with the Chief Officer of Northumbria Police in accordance with Part III of Schedule 9 to the Act, hereby make the following Order:-

PART I

Amendments to the Borough Council of Gateshead (Traffic Movements) (Consolidation) Order 2010

1. The Borough Council of Gateshead (Traffic Movements) (Consolidation) Order 2010 is amended as follows:
2. In Schedule 1.01 'Prohibition of Driving' revoke Item 44a relating to 'High Street, Wrekenton, western section' and Item 44b relating to 'High Street, Wrekenton, eastern section', in their entirety.
3. In Schedule 1.05 'Prohibition of Driving at any time except for pedal cycles and buses', revoke Item 1 relating to 'A184 West Central Route' and Item 7 relating to 'High Street, Gateshead', in their entirety.
4. In Schedule 1.06 'Prohibition of Driving at any time except for buses, hackney carriage's and private hire vehicles' revoke Item 36 relating to 'A694 (Spa Well Road)' in its entirety.
5. In Schedule 1.10 'Prohibition of Driving and Pedal Cycles except buses' revoke Items 4, 5 and 6 relating to 'Felling Bypass A184' and Item 7 relating to 'Felling Bypass A184 westbound slip road from Lingey Lane', in their entirety.

PART II

Amendments to the Borough Council of Gateshead (Bus Lanes) Traffic Regulation Order 2014

1. The Borough Council of Gateshead (Bus Lanes) Traffic Regulation Order 2014 is amended as follows:
2. In Part I Article 1 'Definitions' above the Item relating to 'Bus', insert the new definition below:

"Authorised Vehicle" means Private Hire Vehicle which is operating under a licence issued pursuant to section 55 of the Local Government (Miscellaneous Provisions) Act 1976 and is displaying a valid licence plate".
3. In Part I Article 1 'Definitions' above the Item relating to 'Public Service Vehicle', insert the new definition below:

“Private Hire Vehicle has the same meaning for the purposes of this Order as is provided in section 80(1) of the Local Government (Miscellaneous Provisions) Act 1976”.

4. In Part I Article 1 ‘Definitions’ above the Item relating to ‘Universal Service Provider’, insert the new definition below:

“Taxi” has the same meaning as ‘Hackney Carriage’.

5. In Schedule 2 ‘Bus Lanes (Local Bus Only)’, after Item 2 relating to ‘Lobley Hill Road’ insert the following new Item 3 below:

3.	Felling Bypass to Lingey Lane westbound slip road / Felling Bypass	The inside lane of the eastbound carriageway from a point 76 metres east of the junction with Lingey Lane in an easterly then northerly direction and then continuing on the westbound carriageway of the A184, Felling Bypass, to a point 37 metres east of the junction with Heworth Roundabout.
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5. In Part II ‘Bus lanes’, after Article 5 insert the new Article 6 below:

“6. Save as provided in Part V Article 1 a vehicle other than a Bus, Pedal Cycle, Hackney Carriage and Authorised Vehicle, must not be in a Bus Lane specified in columns 1 and 2 of Schedule 3A to this Order at any time”.

6. After Schedule 3 relating to ‘Bus Lanes (Local Buses and Pedal Cycles Only)’, insert a new Schedule 3A below:

SCHEDULE 3A

Bus Lanes (Bus, Pedal Cycle, Hackney Carriage and Authorised Vehicles)

Item No.	Column 1 Name of Road	Column 2 Length of Road
1.	A694 Spa Well Road	The inside lane of the northbound carriageway from a point 89 metres south of the centre point of the roundabout at its junction with Hexham Road / Shibdon Road in a south-westerly direction for a distance of 558 metres.
2.	High Street, Gateshead	The outside lane of the northbound carriageway from a point 248 metres north-west of its junction with Jackson Street in a north-westerly direction for 30 metres.

7. In Part III ‘Bus Gates’, after Article 2 insert the new Article 3 below:

“3. Save as provided in Part V Article 1 a vehicle other than a Bus or Pedal Cycle, must not be in a Bus Gate specified in columns 1 and 2 of Schedule 5A to this Order at any time”.

8. After Schedule 5 relating to ‘Bus Gates (Local Bus Only)’, insert a new Schedule 5A below:

SCHEDULE 5A

BUS GATES (Buses and Pedal Cycles Only)

Item No.	Column 1 Name of Road	Column 2 Length of Road
1.	High Street, Wrekenton	The eastern lane between its junctions with Springwell Avenue and Wrekenton Row.
2.	High Street, Wrekenton	The western lane from a point 15 metres north of its junction with the northern kerb line of Wrekenton Row in a northerly direction for 11 metres.

9. In Schedule 7 'Bus Lane (Bus and Pedal Cycle Only), after Item 1 relating to 'Durham Road, Low Fell', insert the following new Item 2 below:

2.	West Central Route A184	The inside lane of the northbound carriageway from a point 97.5 metres north-east of the junction with Mulgrave Terrace in a north-easterly then northerly direction for 163.5 metres, then continuing in the central lane of that highway in a north-westerly direction for 34 metres.
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10. After Part VI 'Amendment/Revocation of Existing Orders' insert a new Part VIA below:

PART VIA

Contraventions

1. If a vehicle is in a bus lane in contravention of an Article of this Order, a Penalty Charge shall be payable.
2. In the case of a vehicle in respect of which a Penalty Charge is payable, a Penalty Charge Notice may then be issued by or on behalf of the Council in accordance with section 144 of the Transport Act 2000 ('the 2000 Act') and any regulations made or having effect as if made under the 2000 Act."

PART III

Savings and Commencement

1. (1) The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any regulations made or having effect as if made under the Act, or by or under any other enactment.
(2) In so far as any provision of this Order conflicts with any provision which is contained in an Order made or having effect as if made under the Act, or by or under any other enactment, THEN the provisions of THIS ORDER shall prevail.

2. This Order shall come into operation on 27th day of November 2017 and may be cited as The Borough Council of Gateshead (Bus Lanes Gateshead) (Amendment No.1) Traffic Regulation Order 2017.

Given under the Common Seal of the Borough Council of Gateshead this 9th day of November 2017.

THE COMMON SEAL of the)
BOROUGH COUNCIL OF GATESHEAD)
was hereunto affixed in the presence of:-)



Mayor

Solicitor to the Council