

WINCHESTER CITY COUNCIL

THE WINCHESTER CITY COUNCIL (PROHIBITION OF VEHICLES) (THE BROADWAY & COLEBROOK STREET, WINCHESTER) EXPERIMENTAL ORDER 2021

Winchester City Council pursuant to arrangements made with Hampshire County Council in exercise of its powers and duties under Sections 9, 10, 122 (1) and (2) of the Road Traffic Regulation Act 1984 ("the Act"), and of all other enabling and amending legislation and powers, and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act, hereby makes the following Experimental Traffic Regulation Order:


1. This Order shall come into operation on Sunday 15th August 2021 and may be cited as The Winchester City Council (Prohibition of Vehicles) (The Broadway & Colebrook Street, Winchester) Experimental Order 2021.
2. This Order shall cease to have effect 18 months after it comes into operation or when a further Order to reproduce and continue in force indefinitely the provisions of this Experimental Order is made, whichever is the earliest.
3. The authorised officer of Winchester City Council pursuant to section 10(2) of the Act, may if it appears essential in the interests of the expeditious, convenient and safe movement of traffic on the highway, or in the interests of providing suitable and adequate on-street parking facilities or for preserving or improving the amenities of the area through which any road affected by the order runs, modify or suspend the operation of the order or any of its provisions.
4. The Interpretation Act 1978 shall apply to this Order as it applies for the interpretation of an Act of Parliament.
5. For the purposes of this Order the following expressions have the meanings hereby respectively assigned to them:
 - a. "prescribed hours" means the periods specified in column 2 of Schedule 1 to this Order in relation to the streets or sections of streets specified in column 1 of that Schedule;
 - b. "traffic sign" has the same meaning as in section 64 of the Road Traffic Regulation Act 1984; and
 - c. "vehicle" includes any part of a vehicle.
6. Without prejudice to the validity of anything done or to any liability incurred in respect of any act or omission before the coming into operation of this Order no person shall cause or permit any vehicle to enter or travel along the

streets or sections of streets shown in Schedule 1 to this Order during the prescribed hours, to enable Sunday Markets to be held on the Broadway.

7. Nothing in Article 6 of this Order shall apply to:-
- a. Market traders when used for loading and unloading;
 - b. Larger vehicles requiring access for deliveries which are escorted through the closed area;
 - c. Vehicles requiring access to the Bus Station;
 - d. a vehicle being used for the laying, erection, alteration or repairs of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunication system provided that in all the circumstances it is reasonably necessary in the performance of such duties for that vehicle to enter any section of street specified in those articles;
 - e. any vehicle when used in the service of a local authority in pursuance of statutory powers or duties provided that in all the circumstances it is reasonably necessary in the exercise of such powers or in the performance of such duties for that vehicle to enter any section of street specified in those articles.
8. Nothing in this Order shall apply:-
- a. To a vehicle being used for ambulance, fire brigades or police purposes;
 - b. To anything done with the permission or at the direction of a police officer in uniform; or
 - c. To any person who causes any vehicle to proceed in accordance with any restriction or requirement indicated by traffic signs places pursuant to Sections 66 or 67 of the Road Traffic Regulation Act, 1984.

GIVEN this 30th day of July 2021

THE COMMON SEAL of WINCHESTER)
CITY COUNCIL was hereunto affixed)
in the presence of:)


FIONA SUTHERLAND
Authorised Signatory



Schedule 1 – Prohibition of Vehicles

Column 1 Roads/Sections of Road	Column 2 Prescribed hours
a) The Broadway between the entrance to the Bus Station and its junction with Colebrook Street	Sunday between 6am-7pm
b) Colebrook Street between its junction with The Broadway and its junction with Market Lane	Sunday between 6am-7pm