

## **The Essex County Council (Station Way, Colchester) (Bus Lane) Order 202\***

The Essex County Council ("the Council") in exercise of its powers under Section 1(1), 2(1) to (3), 3(2), and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("the Act") and of all other enabling powers, and after consultation with the Chief Officer of Police in accordance with Part III to Schedule 9 to the Act, hereby makes the following Order:

1. In this order  
"2016 Regulations" means The Traffic Signs Regulations and General Directions 2016.  
"the Act" means Road Traffic Regulation Act 1984  
"bus lane" means the lengths specified in the Schedules to this Order which are bounded by road markings complying with Schedule 1 of the 2016 Regulations.  
"bus" means
  - (i) motor vehicles constructed or adapted to carry more than 8 passengers (exclusive of the driver), and
  - (ii) local buses not so constructed or adapted."local bus" has the same meaning as in the 2016 Regulations.  
"motorcycle" means a mechanically propelled vehicle not being an invalid carriage with less than four wheels and the weight of which unladen does not exceed 410 kilograms, as defined in Section 136(4) of the Act.  
"motor vehicle" has the same meaning as in Section 136 of the Act.  
"pedal cycle" has the same meaning as in the 2016 Regulations.  
"taxi" means a vehicle licensed under Section 37 of the Town Police Clauses Act 1847.  
"licensed private hire vehicle" means a motor vehicle constructed or adapted to seat fewer than eight passengers, other than a taxi or public service vehicle, which is provided for hire with the services of a driver for the purpose of carrying passengers (Local Government (Miscellaneous Provisions) Act 1976)  
"Authorised vehicle" means licenced private hire vehicles or a vehicle to which Essex County Council has given a specific limited dispensation
2. Save as provided in Articles 3 and 4 of this Order, no person shall cause or permit any motor vehicle to enter, proceed or wait in the bus lane specified in schedule 1 to this order at any time
3. Article 2 does not apply to a bus, local bus, a motor cycle, a pedal cycle, a taxi, a licensed private hire vehicle or an authorised vehicle.
4. Nothing in Article 2 of this Order shall apply so as to prevent any person from causing any motor vehicle to proceed in the bus lane if the vehicle:
  - (a) Is being used for fire and rescue, police or ambulance purposes;
  - (c) Is being used in connection with any of the following operations, namely:-
    - (i) Building or demolition operation;
    - (ii) The removal of any obstruction to traffic;
    - (iii) The maintenance, improvement or reconstruction of those lengths of road;

- (iv) The laying, erection, alteration or repair in or on land adjacent to those lengths of road, of any sewer, or any main, pipe or apparatus for the supply of water, gas or electricity, or any telegraphic line; or
  - (d) Is being used in the service of or contracted to a local authority or water authority in pursuance of statutory powers or duties.
  - (e) In any case where the person in control of the vehicle is required by law to stop, or is obliged to do so to avoid an accident, or is prevented from proceeding by circumstances beyond his/her control.
  - (f) In any case where the driver has the permission of a police constable in uniform.
5. The Council are satisfied that for avoiding danger to persons or other traffic using the road to which the order relates and for preventing the likelihood of any such danger arising, it is requisite that Section 3(1) of the Act should not apply in relation to this Order.
6. This Order shall come into operation on \*\*\*\*\* and may be cited as The Essex County Council (Station Way, Colchester) (Bus Lane) Order 202\*.

Sealed with the Common Seal of the Essex County Council this \*\*\*\*\* of \*\*\*\*\* Two Thousand and\*\*\*\*\*.

THE COMMON SEAL of the )  
 ESSEX COUNTY COUNCIL was )  
 hereunto affixed in the presence of:- )

### **Schedule 1 – Designated bus lane 24 hours daily**

#### **Length of road in the City of Colchester:**

<b>Road</b>	<b>Description</b>
Station Way, Colchester	EAST SIDE: Southbound nearside from a point 65 metres north of its junction with Essex Hall Roundabout southwards for a distance of 65 metres. (The Bus Lane is located in the southbound carriageway far nearside lane)