

THE NORTH YORKSHIRE COUNCIL

(PROHIBITION OF HEAVY COMMERCIAL VEHICLES IN EXCESS OF 7.5 TONNES MAXIMUM GROSS WEIGHT) (C181 KIRKHAM BRIDGE) ORDER 2023

The North Yorkshire Council (hereinafter referred to as "the Council") in exercise of their powers under Sections 1(1), 2(1), 2(2), 2(4) and 3(2) of the Road Traffic Regulation Act 1984 ("the 1984 Act") and Part IV of Schedule 9 to the 1984 Act and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the 1984 Act, hereby make the following Order.

PART 1 - GENERAL

1. This Order shall come into operation on **\$TBC** and may be cited as "The North Yorkshire Council (Prohibition of Heavy Commercial Vehicles in Excess of 7.5 Tonnes Maximum Gross Weight) (C181 Kirkham Bridge) Order 2023".
2. In this Order "heavy commercial vehicle" means any goods vehicle which has an operating weight exceeding 7.5 tonnes.

PART 2 - RESTRICTIONS ON HEAVY COMMERCIAL VEHICLES

3. Save as provided in article 5 of this Order no person shall except upon the direction or with the permission of a Police Constable in uniform use or cause or permit any heavy commercial vehicle to proceed in either direction along the length of road specified in the Schedule to this Order.
4. (1) Nothing in article 4 of this Order shall render it unlawful for any heavy commercial vehicle to proceed along the length of road specified in article 4 if the vehicle is being used:-
 - (a) for or in connection with the conveyance of goods/for the purposes of access to or from any premises on or adjacent to that road or length of road,
 - (b) for the purposes of agriculture on any land adjacent to that road or length of road or for or in connection with the conveyance or haulage of timber felled upon any such land, or
 - (c) in connection with the carrying out of any of the following operations, namely:-
 - (i) building industrial or demolition operations,
 - (ii) the removal of obstructions to traffic,
 - (iii) the maintenance, improvement or reconstruction of any road,
 - (iv) the laying, erection, alteration or repair in or in land adjacent to any road of any sewer or any main, pipe, cable or apparatus for the supply of water, gas or electricity or of any electronic communications network or electronic communications service as defined in Schedule 3A and Section 32 of the Communications Act 2003,
 - (d) for fire brigade, police or ambulance purposes,
 - (e) to proceed to or from any premises at which the vehicle on that occasion is to be or has been garaged, serviced or repaired,
 - (f) in the service of a Local Authority or Water Authority in pursuance of statutory powers or duties of that Authority,
 - (g) for the purpose of access to or from any premises on or adjacent to any other public road which has a junction with the length of road specified in the

Schedule to this Order and that premises or land can only be accessed by means of the length of road specified in the Schedule to this Order.

- (2) In this article any reference to premises or land is a reference to premises or land, in whole or in part, to which access for heavy commercial vehicles for any of the purposes specified in article 5(1) of this Order can be obtained by means only of a road specified or referred to in article 4 of this Order and any reference to the carrying out of any operations is a reference to the carrying out of such operations on any premises, land or road specified in article 5(1) of this Order.
5. 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 Order or regulations made or having effect as if made under the Act or by or under any other enactment.
6. "North Yorkshire County Council (Prohibition of Vehicles in Excess of 13 Tonnes Maximum Gross Weight) (Kirkham Bridge) Order 2016" is hereby revoked in its entirety.

SCHEDULE

ROAD IN THE VILLAGE OF KIRKHAM

PROHIBITION OF HEAVY COMMERCIAL VEHICLES

Column 1 Item	Column 2 Length	Column 3 Location
1	C181 Kirkham	Kirkham Bridge

EXECUTED as a DEED by affixing the Common Seal)
of **THE NORTH YORKSHIRE COUNCIL** on the)
day of 2023 in the presence of:)

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Authorised signatory