

**The Essex County Council (High Street, North Hill & Middleborough, Colchester)
(Bus Lane) Order 2014**

The Essex County Council ("the Council") in exercise of its powers under Section 1(1), 2(1) to (3) and 3(2) 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
"2002 Regulations" means The Traffic Signs Regulations and General Directions 2002.
"Authorised vehicle" means licenced private hire vehicles or a vehicle to which Essex County Council has given a specific time limited dispensation.
"bus lane" means the lengths of Roads specified in the Schedules to this Order which are bounded by road markings complying with Diagram 1049 in Schedule 6 to the Traffic Signs Regulations and General Directions 2002.
"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 2002 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.
"pedal cycle" has the same meaning as in the 2002 Regulations.
"Private hire vehicles" has the same meaning as s48 of the Local Government (Miscellaneous Provisions) Act 1976.
"taxi" means a vehicle licensed under Section 37 of the Town Police Clauses Act 1847.
"vehicle" means a wheeled device or structure used for the conveyance of goods and or people.
2. Save as provided in Articles 3 and 4 of this Order, no person shall cause any vehicle to proceed in the bus lane at any time in those lengths of roads specified in the Schedule to this order.
3. Nothing in Article 2 of this Order shall apply so as to prevent any person from causing any vehicle to proceed in the lengths of road specified in the Schedule to this Order if the vehicle is a bus, a taxi, an authorised vehicle, a pedal cycle or a motorcycle.
4. Nothing in Article 2 of this Order shall apply so as to prevent any person from causing any vehicle to proceed in the bus lane specified in the Schedule to this Order if the vehicle:-
 - (a)
 - (i) is crossing the bus lane after legally proceeding in another traffic lane for the purposes of access to or egress from a premises situated on the side of road upon which the bus lane is situated.
 - (ii) Is crossing the bus lane after legally proceeding in another traffic lane for the conveyance of persons, goods or merchandise to or from any premises situated on the side of road upon which the bus lane is situated.

- (b) 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;
 - (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 of 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 obliged to do so to avoid an accident or is directed to use the bus lane by a police officer 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 facilitating the passage of vehicular traffic on the road, 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 17 September 2014 and may be cited as the Essex County Council (High Street, North Hill & Middleborough, Colchester) (Bus Lane) Order 2014.

Sealed with the Common Seal of the Essex County Council this fifteenth day of September Two Thousand and Fourteen.

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

M. Walsh
Attesting Officer



**Schedule
 24 hour Bus Lane**

Road	Description
High Street	SOUTH SIDE: From its junction with Queen Street, west for a distance of 50 metres.
North Hill	EAST SIDE: Southbound direction from its junction with St Peter's Street to its junction with High Street.
Middleborough	NORTH SIDE: Southern eastbound lane from its junction with North Hill, west for a distance of 47 metres.