

The Essex County Council (Gunson Gate, Chelmsford) (Bus Gate) Order 2012

The Essex County Council ("the Council") in exercise of its powers under Sections 1(1), 2(1) to (3), 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.
"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."bus gate" has the same meaning as "bus lane" in Section 144(4) and (5) of the Transport Act 2000 and means the area of carriageway specified in the Schedule to this Order;
"local bus" has the same meaning as in the 2002 Regulations.
"motor vehicle" has the same meaning as in Section 136 of the Act.
"taxi" has the same meaning as in the 2002 Regulations.
2. Save as provided in Articles 3 and 4 of this Order, no person shall cause any motor vehicle to proceed through the bus gate at any time.
3. Nothing in Article 2 of this Order shall apply so as to prevent any person from causing any motor vehicle to proceed through the bus gate if the vehicle is a bus or a taxi.
4. Nothing in Article 2 of this Order shall apply so as to prevent any person from causing any motor vehicle to proceed through the bus gate if the vehicle:-
 - (a) Is being used for fire and rescue, police or ambulance purposes;
 - (b) 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, winter gritting, improvement or reconstruction of the bus gate;
 - (iv) The laying, erection, alteration or repair in or on land adjacent to the bus gate, of any sewer, or any main, pipe of apparatus for the supply of water, gas or electricity, or any telegraphic line; or

- (c) Is being used in the service of or contracted to a local authority or water authority in pursuance of statutory powers or duties.
 - (d) 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.
5. The Council are satisfied that for avoiding danger to persons or other traffic using the road to which the order relates or any other road, 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 31 August 2012 and may be cited as the Essex County Council (Gunson Gate, Chelmsford) (Bus Gate) Order 2012.

Sealed with the Common Seal of the Essex County Council this twenty fourth day of August Two Thousand and Twelve

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



Attesting Officer



Schedule

Road	Description
Gunson Gate, Chelmsford	From a point approximately 40 metres northeast of its junction with Gloucester Avenue, northeast, for a distance of approximately 23 metres. The restriction will be enforced in both directions.

ESSEX COUNTY COUNCIL	
Ordered to be Sealed	17 July 2012
Number in Seal Book	30521