

**KIRKLEES COUNCIL**

**(TRAFFIC REGULATION) (NO.5) ORDER 2022**

**HURST LANE, MIRFIELD**

The Council of the Borough of Kirklees ("the Council") in exercise of their powers under Sections 1, 2, 4, 32, 35, 45, 46, 47, 49 and 53 of the Road Traffic Regulation Act 1984 ("the Act"), Part 6 of the Traffic Management Act 2004, the Road Traffic (Permitted Parking Area and Special Parking Area) (Metropolitan Borough of Kirklees) Order 2006 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 Act hereby makes the following Order which relates to a road in the Mirfield area of the Kirklees District:-

**PART 1: INTERPRETATION**

1.1. Any reference in this Order to a numbered Schedule is a reference to the Schedule bearing that number in this Order and a numbered Article is a reference to the Article bearing that number in this Order.

1.2 In this Order except where the context otherwise requires the following expressions have the meanings hereby respectively assigned to them:-

“pedal cycle” has the same meaning as in Regulation 4 of the Traffic Signs Regulations and General Directions 2002.

“local bus” means a public service vehicle which is being operated for the purposes of a local service within the meaning of the Transport Act 1985.

“security vehicle” means any specialist security vehicle loading or unloading valuables

“telecommunications apparatus” has the same meaning as in the Telecommunications Act 1984

“the 2002 Regulations” means the Traffic Signs Regulations and General Directions 2002

## **PART 2: PROHIBITION OF DRIVING (EXCEPT FOR EMERGENCY VEHICLES)**

2.1 Save as provided in Articles 2.1, 2.2 and 2.3 no vehicle other than vehicles authorised by the enforcement authority's Parking Manager, shall, except upon the direction or with the permission of a police constable in uniform or of a civil enforcement officer proceed in any of those lengths of road specified in the First Schedule at all times

2.2 Nothing in Article 2.1 shall render it unlawful for any vehicle to enter or proceed in any of the lengths of road referred to therein to enable the vehicle to be used for any of the purposes specified in Article 2.3 for so long as may be necessary for any of those purposes.

2.3 The purposes referred to in Article 2.2 are:-

- (i) in an emergency where the vehicle is being used for police, fire and rescue, ambulance or local authority purposes;
- (ii) the removal of any obstruction to traffic;
- (iii) in connection with any of the following operations where the vehicle cannot conveniently be used for such purposes in any other road:-
  - (a) building, industrial or demolition operations;
  - (b) the maintenance, improvement or reconstruction of the said lengths of road;
  - (c) the laying, erection, alteration or repair in or on any land adjacent to any of the said lengths of road of any sewer or of any main pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus.

### **PART 3: REVOCATIONS**

3.1 The orders referred to in Column 1 of the Second Schedule are hereby revoked to the extent shown in Column 2 of the Second Schedule

### **PART 4: GENERAL**

4.1. The restrictions imposed by this Order shall be in addition to and not in derogation of any restrictions or requirements imposed by any Regulations made or having effect as if made under the Act or by or under any other enactment.

4.2. Any reference in this Order to a Statute or Statutory Instrument shall include reference to any re-enactment or replacement thereof.

4.3. For the avoidance of doubt, any reference in this Order to a length of road shall be deemed to be a reference to more than one length of road or more than one parking place where the context requires it.

4.4 This order shall come into operation on the [DATE] and may be cited as the "Kirklees Council (Traffic Regulation) (No. 5) Order 2022"

**GIVEN** under the Corporate Common Seal of the Council of the Borough of Kirklees this [DATE]

**THE CORPORATE COMMON SEAL** of )  
**THE COUNCIL OF THE BOROUGH OF** )  
**KIRKLEES** was hereunto affixed )  
in the presence of:- )

Service Director – Legal, Governance and Commissioning/Authorised Signatory

**CLECKHEATON TRO NO 5 2022  
HURST LANE, MIRFIELD  
POINT CLOSURE**

**FIRST SCHEDULE:**

To prohibit any person from causing any vehicle to proceed in that length of:

Hurst Lane, Mirfield

COLUMN 1	COLUMN 2
Name of Road	Length affected
Hurst Lane, Mirfield	From a point 53.7 metres north and north-west of its junction with Lowlands Road for a distance of 5 metres in a north-westerly direction

**SECOND SCHEDULE:**

**REVOCATIONS**

COLUMN 1	COLUMN 2	COLUMN 3
Name of Road	Length affected	Days and hours of operation
CLECKHEATON TRAFFIC REGULATION ORDER NO. 3 2005	Item 2	Item related to Hurst Lane, Mirfield From a point 53.7 metres north of its junction with the northern kerbline of Huddersfield Road for a distance of 5 metres in a northerly direction

**ADMINISTRATIVE ORDER ONLY – NO CHANGES MADE ON STREET**

Reason: to ensure the order reflects onsite restrictions