

BIRMINGHAM CITY COUNCIL
(A457 SPRING HILL ETC BIRMINGHAM)
(MOVEMENT)
ORDER 202*

Birmingham City Council ("the Council") in exercise of its powers under Sections 1(1), 2(1) to (3) and 4(2) and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 (as amended) ("the Act") and of all other enabling powers and after consulting the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act hereby makes the following Order:

1. Citation

This Order may be cited as the Birmingham City Council (A457 Spring Hill Etc Birmingham) (Movement) Order 202* and shall come into operation on the 00th day of Month Two thousand and twenty year.

2. Interpretation

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

"Authorised Person" means an employee or agent of the Council authorised to exercise all or any of the functions of the Council under this Order;

"Bus" means a motor vehicle constructed solely for the carriage of passengers and adapted to carry more than eight passengers exclusive of the driver and not drawing a Trailer but excludes public service vehicles being used on a scheduled service;

"Council" means Birmingham City Council or its successors as Highway authority;

"Dispensation Permit" means a permit issued by the Council for the purpose of exempting a specified vehicle from a provision imposed by this Order;

"Driver" means the person driving or having control or charge of the vehicle at any given time;

"Highway" means all carriageways, footways, verges and central reservations;

"Licensed Taxi" has the same meaning as in Section 13(3) of the Transport act 1985;

"Mechanical Road Cleansing Vehicle" means a vehicle used for the purposes of cleaning the Highway;

"Motor Cycle" has the same meaning as in Section 136 of the Act;

"Pedal Cycle" means a bicycle or a tricycle, not being in either case a mechanically propelled vehicle;

"Road" means any length of Highway or any other road to which the public has access, and includes bridges over which a road passes as set out in Section 142(1) of the Act;

“Traffic Warden” means a Traffic Warden employed by a police authority in pursuance of Section 95 of the Act;

“Trailer” means a vehicle drawn by a motor vehicle;

“Tramcar” means any vehicle (whether or not used for the carriage of passengers) carried on flanged wheels along the rails of a Tramway;

“Tramway” means any railway, or any part of a railway, authorised by the Midland Metro Acts 1989 to 1993 and thereby designated as a tramway.

- (2) For the purpose of this Order a vehicle shall be regarded as displaying:
a Dispensation Permit in the relevant position if it is displayed in a similar manner as a Disabled Person's Badge as prescribed by the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (as amended).
- (3) The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation of any restriction or requirement imposed by any regulations made or having effect as if made under the Act or by or under any other enactment.
- (4) Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended by any subsequent enactment.
- (5)
- (i) Except where otherwise stated, any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order.
 - ii) Where in any Article in this Order, reference is made to columns 2, 3, 4, etc as appropriate of a Schedule, these references relate to the corresponding entry in column 1 of that Schedule.
- (6) The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

No U-Turn

3. Save as provided in Article 5, no person shall cause or permit any vehicle proceeding in the Road or length of Road specified in column 1 of Schedule 1 in the direction specified in column 2 to make a U-turn at the location specified in column 3 subject to any exemptions, if any, specified in column 4.

No Right Turns

4. Save as provided in Article 5, no person shall cause or permit any vehicle proceeding in the Road or length of Road specified in column 1 of Schedule 2 on reaching the point specified in column 2 to make a right turn into the Road or length of Road specified in column 3 subject to any exceptions, if any, specified in column 4 of that Schedule.

Exemption for Mechanical Road Cleansing and other Special Vehicles

5. Nothing in Articles 3, or 4 shall apply to:

- (a) anything done with the permission or at the direction of a police constable in uniform or of a Traffic Warden;
- (b) the driving of any Mechanical Road Cleansing Vehicle being used in pursuance of statutory powers;
- (c) a vehicle which displays a Dispensation Permit in the relevant position,

SCHEDULE 1
NO U-TURN

| (1) | (2) | (3) | (4) |
|------------------------|------------------------|-------------------------------|------------|
| Road or length of road | At the point specified | No person shall make a U-Turn | Exceptions |
| | | | |

SCHEDULE 2
NO RIGHT TURNS

| (1) | (2) | (3) | (4) |
|------------------------|------------------------|-----------------------------------|------------|
| Road or length of road | At the point specified | No person shall make a Right Turn | Exceptions |
| | | | |

GIVEN under the COMMON SEAL of BIRMINGHAM CITY COUNCIL the 00th of Month Two thousand and twenty year.

THE COMMON SEAL of BIRMINGHAM CITY COUNCIL

was hereunto affixed to this deed in the presence of:-

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Authorised Signatory