

BIRMINGHAM CITY COUNCIL
(NEW TOWN ROW ETC, ASTON)
(MOVEMENT) ORDER 2019

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 shall come into operation on the 7th day of October Two thousand and nineteen and may be cited as the "Birmingham City Council (New Town Row Etc, Aston) (Movement) Order 2019".

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" has the same meaning as in Schedule 1 of the Traffic Signs Regulations and General Directions 2016;

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

"Cycle Track" has the same meaning as in Section 329(1) of the Highways Act 1980;

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

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

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

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

"Pedal Cycle" has the same meaning as in Schedule 1 of the Traffic Signs Regulations and General Directions 2016;

"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;

"Solo Motorcycle" has the same meaning as in Schedule 1 of the Traffic Signs regulations and General Directions 2016.

- (2) 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.
- (3) Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended by any subsequent enactment.
- (4)
 - (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.
- (5) The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament,

No Right Turn in Cycle Track

3. No person shall cause or permit any vehicle proceeding in the Cycle Track or length of Cycle Track specified in column 1 of Schedule 1 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 exemptions, if any, specified in column 4 of that Schedule.

No Left Turn in Cycle Track

4. No person shall cause or permit any vehicle proceeding in the Cycle Track or length of Cycle Track specified in column 1 of Schedule 2 on reaching the point specified in column 2 to make a left turn into the Road or length of Road specified in column 3 subject to any exemptions, if any, specified in column 4 of that Schedule.

Compulsory Left Turn

5. Save as provided in Article 6, every person causing or permitting a vehicle to proceed in any Road or length of Road specified in column 1 of Schedule 3 in the direction specified in column 2 shall cause that vehicle on reaching the point specified in column 3 to make a left turn into the Road or length of Road specified in column 4 subject to any exceptions, if any, specified in column 5.
6. Nothing in Article 5 shall apply to:
 - (a) Anything done with the permission or at the direction of a police constable in uniform;
 - (b) The driving of any Mechanical Road Cleansing Vehicle being used in pursuance of statutory powers.

SCHEDULE 1

NO RIGHT TURN IN CYCLE TRACK

(1) Road or length of road	(2) At the point specified	(3) No person shall make a Right Turn	(4) Exemptions
CYCLE TRACK LOCATED ON WESTERN SIDE OF NEW TOWN ROW (northbound)	Newtown Middleway	Newtown Middleway	
CYCLE TRACK LOCATED ON WESTERN SIDE OF NEW TOWN ROW (southbound)	New John Street West	New John Street West	
CYCLE TRACK LOCATED ON WESTERN SIDE OF HIGH STREET ASTON (northbound)	Park Lane	Park Lane	
CYCLE TRACK LOCATED ON WESTERN SIDE OF HIGH STREET ASTON (southbound)	Newbury Road	Newbury Road	

SCHEDULE 2

NO LEFT TURN IN CYCLE TRACK

(1) Road or length of road	(2) At the point specified	(3) No person shall make a Left Turn	(4) Exemptions
CYCLE TRACK LOCATED ON WESTERN SIDE OF NEW TOWN ROW (northbound)	New John Street West	Into New John Street West	Pedal Cycle proceeding in Cycle Track
CYCLE TRACK LOCATED ON WESTERN SIDE OF NEW TOWN ROW (southbound)	Newtown Middleway	Into Newtown Middleway	
CYCLE TRACK LOCATED ON WESTERN SIDE OF HIGH STREET ASTON (northbound)	Newbury Road	Into Newbury Road	
CYCLE TRACK LOCATED ON WESTERN SIDE OF HIGH STREET ASTON (southbound)	Park Lane	Into Park Lane	

SCHEDULE 3
COMPULSORY LEFT TURN

(1) Road or length of road	(2) Direction of traffic flow	(3) Location of "compulsory left turn"	(4) Road or length of roads	(5) Exemptions

HIGH STREET, ASTON (westernmost lane of the north bound carriageway)	Northerly	At the junction with Newbury Street	Newbury Street	Bus, Licensed Taxi, Pedal Cycle, Solo Motorcycle
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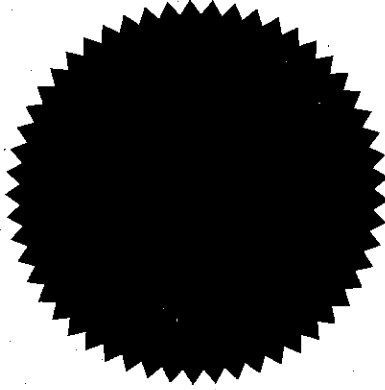
GIVEN under the COMMON SEAL of BIRMINGHAM CITY COUNCIL the 24th of September Two thousand and nineteen.

THE COMMON SEAL of BIRMINGHAM CITY COUNCIL

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

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[Signature]
Authorised Signatory



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