

## **BARNSELY METROPOLITAN BOROUGH COUNCIL**

### **THE METROPOLITAN BOROUGH OF BARNSELY (VARIOUS ROADS HOYLAND COMMON) (24 HOUR CLEARWAY) ORDER 202-**

The Barnsley Metropolitan Borough of Barnsley (“the Council”) in exercise of the powers conferred on the Council under Sections 1(1), 2(1) and (2) and 4(1) of the Road Traffic Regulation Act 1984 (“the Act”) and of all other enabling powers, and after consultation with the Chief Officer of the Police in accordance with Part III of Schedule 9 of the Act, hereby makes the following Order:-

1. This Order shall come into operation on the                    day of                    and may be cited as The Metropolitan Borough of Barnsley (Various Roads Hoyland Common) (24 Hour Clearway) Order 202-.

2. In this Order:-

“Road” means any length of highway or of any other road to which the public has access comprising a carriageway main carriageway footway cycle way or verge;

“Carriageway” means a way constituting or comprised in a highway being a way (other than a cycle track) over which the public have a right of way for the passage of vehicles;

“Main Carriageway” means any carriageway used primarily by through traffic, (includes any carriageway of a slip road), but excludes any lay-by;

“Lay-by” means any area of carriageway intended for the waiting of vehicles and bounded partly by a traffic sign of the type shown in Diagram 1010 in Schedule 6 to Traffic Signs Regulations and General Directions 2001, and partly by the outer edge of that carriageway on the same side of the road as that on which the sign is placed;

“Footway” means a way constituting or comprised in a highway being a way over which the public have a right of way on foot;

“Cycle Way” means a way constituting or comprised in a highway being a way over which the public have a right of way on pedal cycles;

“Verge” means any part of a road which is not a carriageway.

“Vehicle” means a motor vehicle as defined in Section 136 of the Act.

3. Save as provided in Article 4 of this Order no person shall, except upon the direction or with the permission of a civil enforcement officer, cause or permit any vehicle to stop wait or otherwise leave a vehicle in a stationary

manner on any of the main carriageways comprised in the lengths of road specified in the Schedule below.

4. Nothing in Article 3 of this Order shall apply:-

- (a) so as to prevent a vehicle stopping or waiting on the main carriageway of any roads specified therein for so long as may be necessary to enable the vehicle to be used in connection with:-
- (i) any building operation or demolition;
  - (ii) the removal of any obstruction to traffic;
  - (iii) the maintenance; improvement or reconstruction of the road comprising or including that carriageway; or
  - (iv) the laying, erection, or alteration or repair in or near such road or any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telegraphic line as defined in the Telecommunications Act 1984;

if it is not reasonably practicable for the vehicle to wait otherwise than on the main carriageway.

- (b) to a vehicle being used for fire brigade, ambulance or police purposes;
- (c) to a vehicle being used in the service of a local authority or of a water authority in pursuance or statutory powers or duties;
- (d) to a vehicle being used for the purpose of delivering or collecting postal packets as defined in Section 87 of the Post Office Act 1953;
- (e) to a vehicle waiting on the main carriageway referred to in that Article while any gate or other barrier at the entrance to premises to which the vehicle requires access or from which it has emerged is opened or closed, if it is not reasonably practicable for the vehicle to wait otherwise than on that carriageway; or
- (f) to a vehicle waiting when the person in control of the vehicle:-
- (i) is required by law to stop;
  - (ii) is obliged to stop in order to avoid an accident; or
  - (iii) is prevented from proceeding by circumstances outside his control.

**DATED**

**SIGNED BY:**

**Head of Legal Services  
(Part 3 Paragraph 20(b) Delegations to Officers; 4.8.2021)**

## SCHEDULE

### 24 HOUR CLEARWAY (main carriageway)

<b>OLYMPUS WAY Hoyland Common</b>	from a point 18 metres south of its northern junction with the periphery of the A6195 Cross Keys roundabout to its south easterly junction with the periphery of Parkside roundabout on the A6135 Sheffield Road
<b>TANKERSLEY LANE (west) Hoyland Common</b>	from its eastern junction with Olympus Way for a distance of 160 metres in a south westerly direction.
<b>PARKSIDE ROAD (Extension) Hoyland Common</b>	from its western junction with Olympus Way for a distance of 25 metres in an easterly direction.
<b>A6135 SHEFFIELD ROAD Hoyland Common</b>	from its junction with Olympus Way, including Parkside roundabout, to a point 150 metres south east of the periphery of Parkside roundabout along the A6135 Sheffield Road.