



**THE LEICESTER CITY COUNCIL
(PROHIBITION OF ENTRY EXCEPT PEDAL CYCLES FROM HINCKLEY ROAD
INTO WESTCOTES DRIVE) EXPERIMENTAL TRAFFIC ORDER 2021**

Leicester City Council ("the Council"), in exercise of its powers conferred on it by Sections 9, 10, 11 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("the Act"), and all other enabling powers and after consultation with the Chief Constable for the Leicestershire Police Authority in accordance with Part III of Schedule 9 to "the Act", hereby makes the following Order:-

Section 1
General

Citation and Commencement.

1. (i) This Order shall come into force for all purposes on the **29th day of January 2021** and shall continue in full force until the **28th day of July 2022** inclusive and may be cited as " Leicester City Council (Prohibition of Entry except Pedal Cycles from Hinckley Road into Westcotes Drive) Experimental Traffic Order 2021"

Interpretation.

2. (i) The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

- (ii) For the purposes of this Order:-

"City" means the City of Leicester.

"Contravention" means a failure to comply with restrictions set out in this Order that may result in the issue of a penalty charge notice under the 1991 Act .

"Council" means the Leicester City Council.

"Enactment" includes any Act, Order or regulation made under any Act.

"Offence" means a failure to comply with restrictions set out in this Order that may result in the issue of a fine under any Enactment that makes any provision of this Order a criminal offence.

"Parking Place" means any part of a road specified in Column 2 of Schedule 1 to this order, provided by the Council under section 32 of the 1984 Act.

"Pedal Cycle" means a unicycle, bicycle, tricycle or cycle having four or more wheels, not being in any case mechanically propelled unless it is an electrically assisted pedal cycle of such class as is to be treated as not being a motor vehicle for the purposes of the 1984 Act.

"Undertaker" has the meaning as in section 48 of The New Roads And Street Works Act 1991

- 3 (i) Any reference in this Order to a road by its name shall be construed as a reference to the road in the City bearing that name.
 - (ii) Any reference to a part number in this Order shall be construed as a reference to the traffic restriction detailed in Section 2 bearing that part number.
 - (iii) The restrictions detailed in Column 2 of Sections 2 shall be subject to such conditions as may be specified in column 3 by a number referring to a condition defined in Section 7 of this order
 - (iv) The restrictions imposed by this Order shall be in addition to and not in derogation of any restriction or requirement imposed by any other enactment.
4. The locations, roads or lengths of road specified in Column 2 of Schedule 1 of this order shall be subject to the restrictions set out in Column 1 of Schedule 1 identified by the part number. To assist in identifying the location of any manoeuvre restrictions a summary of the restriction may be included in the location description in Column 2 of Schedule 1, regardless of that summary the restriction shall be defined by the full description of that restriction contained in Section 2 of the order.
6. Unless otherwise stated all restrictions specified in this order shall be deemed to apply to the whole of the highway at the locations specified including any carriageway, central reservation, footway, verge or other land forming part of that highway.

Section 2
Traffic Manoeuvre Restrictions

Column 1	Column 2	Column 3
Part 120	<p>Prohibition Of Entry Except Pedal Cycles Restriction</p> <p>No person shall drive or cause or permit to be driven any vehicle on any road or length of road to which this restriction is applied, so as to enter a road or part of a road at a specified point from such other position or in such direction as may be specified. Provided that this restriction shall not apply to pedal cycles.</p>	1i 1ii

Section 7
Conditions and Exclusions.

- 1i. It shall not be an offence or contravention to cause or permit a vehicle to enter or be driven on any length of road specified in Schedule 1 Column 2 of this Order to which a restriction applies in a manner contrary to that restriction provided that the person is acting upon the direction of a police constable in uniform or such other persons in uniform appointed for that purpose by the Chief Constable for Leicestershire.
- ii. It shall not be an offence or contravention to cause or permit a vehicle to enter or be driven on any length of road specified in Schedule 1 Column 2 of this Order to which a restriction applies in a manner contrary to that restriction if the vehicle is being used for Police, Fire & Rescue Service or Ambulance purposes.

Validity

1. If a Court, the Department for Transport, the National Parking Adjudication Service or the Traffic Enforcement Centre declares any part of this Order to be invalid or unenforceable, such declaration shall not invalidate the remainder of the Order.

IN WITNESS whereof the Council have caused the Common Seal of the Leicester City Council to be hereunto fixed this 20th day of January 2021.

EXECUTED AS A DEED by)
LEICESTER CITY COUNCIL by)
affixing its Common Seal the day)
year first before written)

Authorised Signatory

TRAFFIC RESTRICTIONS

FOR DETAILS OF THE TRAFFIC RESTRICTION REFER TO SECTION 2 OF THE ORDER

LAYOUT

COLUMN 1

COLUMN 2

RESTRICTION
IDENTIFIED BY
PART NUMBER

LOCATION WHERE RESTRICTION APPLIES

Westcotes Drive

Part 120

from Hinckley Road into Westcotes Drive