

NORTH EAST LINCOLNSHIRE BOROUGH COUNCIL



The North East Lincolnshire Borough Council (Riverhead, Grimsby) (Restrictions on Movement) (25-06B) Order 2025

North East Lincolnshire Council, hereinafter referred to as “the Council”, in exercise of powers conferred upon it under Sections 1, 2, and 4 of the Road Traffic Regulation Act 1984 (hereinafter referred to as 'the Act of 1984') as amended, and of all other enabling powers after consultation with Chief Officer of Police in accordance with Part III of Schedule 9 to the 1984 Act and of all other enabling powers, hereby make the above named Order.

1 Title

- 1.1 This Order shall come into operation on the day of 2025
and may be cited as The North East Lincolnshire Borough Council (Riverhead,
Grimsby) (Restrictions on Movement) (25-06B) Order 2025.

2 Definitions

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

"A PERSON AUTHORISED BY THE COUNCIL" means a person employed in
accordance with Section 76 of The Act of 2004 to carry out the functions therein;

"THE ACT OF 1984" means The Road Traffic Regulation Act 1984;

"THE ACT OF 2004" means the Traffic Management Act 2004;

"ARTICLE" means the Article of this Order unless otherwise stated and includes
reference to any paragraph to that Article referred to by number or letter;

"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;

"COUNCIL" means North East Lincolnshire Borough Council and includes any parking
services contractors or authorised agents appointed by or acting on behalf of the Council
for the purposes of any function under the provisions of this Order;

"DELIVERING" or **"DELIVERY"** or **"COLLECTION"** means a continuous activity during
which Goods or Merchandise are Loaded or Unloaded from a vehicle to adjacent
premises or nearby premises including a reasonable time for the checking of those
Goods or Merchandise for the purpose of their Delivery or Collection;

"DISABLED PERSON'S BADGE" shall bear the same meaning as in the Local
Authorities Traffic Orders (exemptions for disabled persons) regulations 2000 (as
modified or superseded from time to time);

"EMERGENCY" shall be defined as a situation that poses an imminent risk to health,
life, property or environment which requires immediate intervention;

"EMERGENCY VEHICLE" shall bear the same meaning as in Regulation 3(2) of the
Road Vehicle Lighting Regulations 1989 (as modified or superseded from time to time);

"ENACTMENT" means any enactment, whether public, general or local, and includes
any order, bylaw rule, regulation, scheme or other instrument having effect by virtue of
an enactment;

"GOODS" and **"MERCHANDISE"** means Goods of any kind whether animate or
inanimate and includes Postal Packets of any kind that require transportation by a
vehicle;

"LOADING" and **"UNLOADING"** means a continuous activity during which Goods or
Merchandise are placed in or taken from a vehicle that is Parked or Waiting at premises
or adjacent to premises or nearby premises for the purpose of Delivery or Collection of

those Goods or Merchandise provided that the Loading, Unloading, Delivery and/or Collection activities are completed in a time deemed reasonable by a Police Officer in uniform, Civil Enforcement Officer in uniform or A Person Authorised by the Council. Where no signs of Loading or Unloading activity are observed over the Observation Period it will be deemed that Loading or Unloading is not taking place;

"THE PLANS" means The Schedules and drawings attached to this Order indicating the extents and types of restrictions;

"POSTAL PACKET(S)" has the same meaning as in Section 87 of the Post Office Act 1953;

"PUBLIC SERVICE VEHICLE" has the same meaning as defined in Section 1 of the Public Passenger Vehicles Act 1981 and any reference in this Order to a public service vehicle includes such a vehicle being used on a "local service" or a "non-local service" as defined in Section 2 of the Transport Act 1985;

"RELEVANT POSITION" in respect of a Disabled Person's Badge means exhibited on the windscreen, dashboard or fascia of the vehicle with the obverse side facing forwards on the nearside of and immediately behind the windscreen or where the vehicle does not have a windscreen, dashboard or fascia, in a conspicuous position on the vehicle orientated so that the whole of the information on the front of the badge is clearly legible from the outside of the vehicle;

"STATUTORY UNDERTAKER(S)" has the same meaning as in Section 329 of the Highways Act 1980;

"TELECOMMUNICATION SYSTEM" has the same meaning as in the Telecommunications Act 1984;

"TRAFFIC REGULATION ORDER", "ORDER" or "TRO" have the same meaning respectively, that being an Order made under Section 1 of the Act of 1984;

"VEHICLE" means any vehicle whatsoever including ridden pedal cycles and horse-drawn vehicles.

- 2.2 For the purpose of this Order unless otherwise specified all references to any documents including Statutory Instruments, Regulations and policies and procedures of the Council relate to the current version of those documents as amended or substituted from time to time.
- 2.3 For the purpose of this Order the prohibitions and restrictions contained in the Articles to this Order and shown on the attached Plans shall apply to the full extent of the public highway.
- 2.4 Unless the content otherwise required, the words in the singular shall include the plural and in the plural shall include the singular.
- 2.5 Any reference in this Order to a numbered Article shall, unless the context requires otherwise, be construed as a reference to the Article bearing that number in this Order and any reference to the Schedules or Plans is a reference to the Schedules or Plans incorporated into this Order.

- 2.6 The prohibitions imposed by this Order shall be in addition to and not in derogation of any restriction, prohibition or requirement imposed by any Regulations or Orders made or having effect as if made under The Act of 1984, or by or under any other enactment.
- 2.7 For the purposes of this Order, North East Lincolnshire Council accepts no responsibility for any inaccuracies contained in the Ordnance Survey data relied upon in the preparation of The Plans attached to this Order. Where a restriction applies to the edge of a length of carriageway or highway (adjacent to the kerb) that restriction will continue to apply to the actual edge of carriageway or highway irrespective of changes to either the carriageway width or to the underlying Ordnance Survey data.
- 2.8 If a Court, the Department for Transport, the Traffic Penalty Tribunal or the Traffic Enforcement Centre declares any Part of this Order to be invalid or un-enforceable, such declaration shall not invalidate the remainder of the Order.
- 2.9 The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

3 Revocations

- 3.1 Those Orders listed in Schedule 1 shall from the date this Order comes into operation be revoked in Part so that the said Orders shall not impose any restriction or designate any parking place as an on-street parking place on the lengths of road described in the tables to Schedule 1.

4 Exemptions

- 4.1 Nothing in Articles 5.1 and 6.1 to this Order shall render it unlawful to cause or permit any vehicle referred to in that article to proceed in the lengths of road identified on The Plans and referred to in Schedules 2 and 3 of this Order if the vehicle is being used for the purpose of any Emergency building operation, demolition or excavation, or the maintenance or improvement or reconstruction of the road, or any works connected with any Statutory Undertaker's apparatus for the supply of gas, water or electricity or of any Telecommunications System situated on or adjacent to the road.
- 4.2 Nothing in Articles 5.1 and 6.1 to this Order shall render it unlawful to cause or permit any vehicle referred to in that article to proceed in the lengths of road identified on The Plans and referred to in Schedule 2 and 3 of this Order if the vehicle is being used in the service of the Council in pursuance of statutory powers or duties including, but not limited to, the collection of waste.
- 4.3 Nothing in Articles 5.1 and 6.1 to this Order shall render it unlawful to cause or permit any vehicle to proceed in any of the roads, lengths of road or on the sides of road identified on The Plans and referred to in Schedule 2 and 3 of this Order for so long as it may be necessary to enable an Emergency Vehicle to be used in the course of an Emergency.
- 4.4 Nothing in Articles 5.1 and 6.1 to this Order shall render it unlawful to cause or permit any vehicle referred to in that article to proceed in the lengths of road identified on The Plans and referred to in Schedule 2 and 3 of this Order if the vehicle is being used in connection with the removal of any item in the highway where such moving may be reasonably necessary for the purpose of preventing obstruction.

- 4.5 Nothing in Articles 5.1 and 6.1 to this Order shall render it unlawful to cause or permit any vehicle referred to in that article to proceed in the lengths of road identified on The Plans and referred to in Schedules 2 and 3 of this Order to enable the vehicle to be used by persons gaining access to any premises fronting, adjoining, abutting or situated adjacent to the roads where no suitable alternative means of access is available.
- 4.6 Nothing in Articles 5.1 and 6.1 to this Order shall render it unlawful to cause or permit any vehicle referred to in that article to proceed in the lengths of road identified on The Plans and referred to in Schedule 2 and 3 of this Order if the vehicle is:
- (1) a vehicle being used:
 - (a) for the conveyance of Goods or Merchandise from or to any premises situated on or adjacent to that road.
 - (b) for the conveyance of Goods or Merchandise from or to any premises situated on any road only accessed from the lengths of road referred to in Schedule 2 and 3.
 - (c) for the purpose of being loaded or unloaded while it is in actual use in connection with the removal of furniture and effects from one office or dwelling house to another or to such premises from a depository or from such premises to a depository.
 - (2) a Public Service Vehicle, school bus or works bus.
- 4.7 Nothing in Article 5.1 and 6.1 to this Order shall render it unlawful to cause or permit a Vehicle connected to any other organisation or Individual that the Council may from time to time grant permission for access, to proceed in any of the roads, lengths of road or on the sides of road identified in The Plans and referred to in Schedules 2 and 3 of this Order.
- 5 Prohibition of traffic movement – No Vehicles except for buses, taxis and for loading**
- 5.1 Save as provided in Articles 4.1, 4.2, 4.3, 4.4, 4.5, 4.6 and 4.7 no person shall, except upon the direction of or with the permission of a Police Officer in uniform, cause or permit any Vehicle **except for buses, taxis and for loading** to proceed along those lengths of road indicated on The Plans and specified in Schedule 2 of this Order during the days and times specified in Column 4 and Column 5 of said Schedule 2 of this Order.
- 6 Prohibition of traffic movement – No Vehicles except for buses, taxis, disabled persons badge holder and for loading**
- 6.1 Save as provided in Articles 4.1, 4.2, 4.3, 4.4, 4.5, 4.6, 4.7 and 4.8 no person shall, except **except for buses, taxis, disabled persons badge holder** upon the direction of or with the permission of a Police Officer in uniform, cause or permit any Vehicle to proceed along those lengths of road indicated on The Plans and specified in Schedule 3 of this Order during the days and times specified in Column 4 and Column 5 of said Schedule 3 of this Order.

SCHEDULE 1 – REVOCATIONS

The Borough of North East Lincolnshire (Prohibition of Traffic Movement) (Grimsby)
(No. 13-01) Order 2013.

ITEM	STREET	LENGTHS OF ROAD	TYPES OF RESTRICTION
1	GEORGE STREET	The whole length	Prohibition of Driving except for Buses, Taxis and Loading
2	NEW STREET	The whole length	Prohibition of Driving except for Buses, Taxis and Loading
3	VICTORIA STREET WEST	From the western kerbline of GEORGE STREET to the western kerbline of TOWN HALL STREET	Prohibition of Driving except for Buses, Taxis and Loading

SCHEDULE 2 - PROHIBITION OF TRAFFIC MOVEMENT

“No Vehicles except for buses, taxis and for loading”

<u>Column 1</u> Item No.	<u>Column 2</u> Road	<u>Column 3</u> Lengths	<u>Column 4</u> Days	<u>Column 5</u> Times
1	GEORGE STREET	The whole length	Any Day	Any Time
2	VICTORIA STREET WEST	From the western kerbline of GEORGE STREET to the western kerbline of NEW STREET	Any Day	Any Time

SCHEDULE 3 - PROHIBITION OF TRAFFIC MOVEMENT

““No Vehicles except for buses, taxis, disabled persons badge holders and for loading”

<u>Column 1</u> Item No.	<u>Column 2</u> Road	<u>Column 3</u> Lengths	<u>Column 4</u> Days	<u>Column 5</u> Times
1	NEW STREET	The whole length	Any Day	Any Time
2	VICTORIA STREET WEST	From the western kerbline of NEW STREET to the western kerbline of TOWN HALL STREET	Any Day	Any Time

DRAFT

THE COMMON SEAL OF THE
NORTH EAST LINCOLNSHIRE
BOROUGH COUNCIL

was hereunto affixed this

Day of

2025

In the presence of

DRAFT

