



Wokingham Borough Council (Bus Lanes) Order 20**

Wokingham Borough Council (hereinafter referred to as the “**Council**”), in exercise of its powers under Sections 1(1), 2(1) to (3), 4 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 (as amended) (the “**1984 Act**”), the Transport Act 2000, the Traffic Management Act 2004 and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the 1984 Act, hereby makes the following Order:

Citation and Commencement

1. This Order may be cited as Wokingham Borough Council (Bus Lanes) Order 20** and shall come into operation on ** **** **.

Definitions

2. In this Order, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:
 - “Bus”, “Bus Lane”, “Local Bus” “Pedal Cycle” and “Taxi” have the same meanings as in Schedule 1 of the Traffic Signs Regulations and General Directions 2016;
 - “Council” means Wokingham Borough Council;
 - “Dial-a-Ride Bus” means a Vehicle in the service of the Council providing transport for persons with permanent or long-term disability;
 - “Enactment” means any enactment whether public, general or local, and includes any order, byelaw, rule, regulation, scheme or other instrument having effect by virtue of an enactment and any reference to that enactment as amended, applied, consolidated, re-enacted by or as having effect by virtue of any subsequent enactment;
 - “Universal Postal Service” and “Universal Service Provider” have the same meanings as in section 125 of the Postal Services Act 2000;
 - “Vehicle” means a mechanically propelled vehicle, intended or adapted for use on the road.

General and Interpretation

3. The making of this Order by the Council is done so under the duty imposed by Section 122(1) of the 1984 Act to ensure expeditious, convenient and safe movement of vehicular and other traffic, insofar as practicable having regard to the matters in Section 122(2) of the 1984 Act.
4. 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.
5. Any reference to an Enactment shall be construed as a reference to that Enactment as amended by any subsequent Enactments.
6. The Interpretation Act 1978 (as amended) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
7. The requirements, prohibitions and restrictions imposed by this Order shall be in addition to

and not in derogation from any requirement, prohibition or restriction imposed by any regulations made or having effect as if made under the 1984 Act, or by any other Enactment.

8. Words importing the masculine gender shall also include the feminine gender and words in the singular include the plural and vice versa.
9. Headings are inserted for ease of reference only and shall not affect the construction or interpretation of this Order.
10. Insofar as any provision of this Order is found (for whatever reason) to be invalid, illegal or unenforceable then such invalidity, illegality or unenforceability shall not affect the validity or enforceability of the remaining provisions of this Order.

Prohibitions

11. Save as provided in Article 12, no person shall, except upon direction or with the permission of a police constable in uniform or any person duly authorised by the Council, use, cause or permit any Vehicle:
 - a) to be in a Bus Lane placed on the length of road specified in column 2 of Schedule 1 of this Order during the times specified in column 3, unless otherwise stated in column 5 of the said Schedule; or
 - b) to proceed in a Bus Lane placed on the length of road specified in column 2 of Schedule 1 of this Order in a direction other than that specified in column 4 of the said Schedule.

Conditions and Exemptions

12. Nothing in Article 11 shall apply to:
 - a) a Vehicle being in a Bus Lane for as long as may be reasonably necessary to enable a person to board or alight from the vehicle and to load or unload their personal luggage so far as the activity is not prohibited by the provisions of any other Order;
 - b) a Vehicle being in a Bus Lane for as long as may be reasonably necessary for the purpose of delivering or collecting goods from premises adjacent to the length of road on which the Bus Lane is placed so far as the activity is not prohibited by the provisions of any other Order;
 - c) a Vehicle crossing the Bus Lane so as to enter or leave designated parking or loading places adjacent to the length of road on which the Bus Lane is placed;
 - d) a Vehicle crossing the Bus Lane so as to enter or leave an adjoining road, land or premises adjacent to the length of road on which the Bus Lane is placed;
 - e) a Vehicle entering the Bus Lane due to circumstances outside the control of the driver or so as to avoid an accident;
 - f) a Vehicle entering the Bus Lane for the purpose of complying with any direction of a constable in uniform;
 - g) the Vehicle is being used for at least one of the following purposes:
 - i) fire and rescue authority;
 - ii) ambulance;
 - iii) blood service;
 - iv) providing a response to an emergency at the request of an NHS ambulance service;
 - v) bomb or explosive disposal;
 - vi) special forces;

- vii) police; or
 - viii) National Crime Agency.
- h) a Vehicle proceeding in accordance with any restriction or requirement indicated by traffic signs placed pursuant to sections 66, 67 and 68 of the the1984 Act;
 - i) a Vehicle being used in the service of the Council in pursuance of statutory powers or duties provided that in all the circumstances it is reasonably necessary in the exercise of such powers or in the performance of such duties for that vehicle to enter the Bus Lane;
 - j) a Vehicle which, whilst used by a Universal Service Provider in the course of the provision of a Universal Postal Service, provided that in all circumstances it is reasonably necessary for that Vehicle to enter the Bus Lane for the purpose of providing that service;
 - k) a Vehicle being a recovery Vehicle and is waiting to enable it to be used in connection with the removal of a traffic obstruction or a Vehicle which has broken down;
 - l) a Vehicle being used for the purpose of laying, erection, alteration or repair of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunication system in or adjacent to the Bus Lane provided that in all the circumstances it is reasonably necessary for that Vehicle to enter the Bus Lane for the purpose of undertaking such work; and
 - m) a Vehicle being used for the purpose of any maintenance, improvement or construction of bus stop infrastructure adjacent to the length of road on which the Bus Lane is placed.
13. Any person duly authorised by the Council may suspend a Bus Lane or any part thereof whenever they consider such suspension reasonably necessary:
- a) for the purpose of facilitating the movement of traffic or promoting its safety;
 - b) for the purpose of:
 - i) any building operation, demolition or excavation;
 - ii) the maintenance, improvement or reconstruction of the highway; or
 - iii) the laying, erection, alteration or repair of any sewer, or any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunication systems in or adjacent to the Bus Lane; or
 - iv) on any occasion on which it is likely by reason of some special attraction that the street will be thronged or obstructed.

THE COMMON SEAL of
WOKINGHAM BOROUGH COUNCIL

was hereunto affixed on the
day of in
the presence of:-

.....

Signature

Authorised Signatory

.....

Name

SCHEDULE 1

Column 1	Column 2	Column 3	Column 4	Column 5
Item No.	Length of road	Times	Direction	Exemptions
1	London Road, Earley, Reading, south-east side, between the A3290 southbound entry slip road and the A3290 northbound exit slip road.	At any time	West-bound	Bus, Dial-a-Ride Bus, Pedal Cycle and Taxi
2	London Road, Earley, Reading, south-east side of the westbound carriageway, from a point 3 metres northeast of the common boundary of Nos.234 and 236 London Road south-westwards for a distance of 101.5 metres.	At any time	Westbound	Bus, Dial-a-Ride Bus, Pedal Cycle and Taxi