

**BRIGHTON & HOVE CITY COUNCIL
ROAD TRAFFIC REGULATION ACT 1984**

Brighton & Hove (Prohibition of Driving) (Gardner Street) Order 2023

Brighton & Hove City Council in exercise of its powers under Sections 1(1), 2 (1) and (2) and 4 of the Road Traffic Regulation Act 1984 ("the Act") as amended and Part IV of Schedule 9 to the Act 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 Act hereby makes the following Order:

1. This Order shall be cited as the "Brighton & Hove (Prohibition of Driving) (Gardner Street) Order 2023".
2. The provisions of this Order will come into operation on the 16th of January 2023.
3. In this Order, except where the context otherwise requires, the following expressions have the meanings assigned to them:-
 - **"Emergency Services Vehicle"** means a vehicle operated by the police, fire & rescue service or ambulance service;
 - **"Pedal Cycle"** has the same meaning as in Schedule 1 of the Traffic Signs Regulations and General Directions 2016;
 - **"Motor Vehicle"** means a mechanically propelled vehicle intended or adapted for use on roads subject to Section 20 Chronically Sick and Disabled Persons Act 1970;
 - **"Undertaker"** has the same meaning as in the meaning ascribed to it in section 48 of the New Roads and Street Works Act 1991;
4. Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended applied consolidated or re-enacted by or as having effect by virtue of any subsequent enactment.
5. In so far as any provision of this Order conflicts with a provision which is contained in an Order made or having effect as if made under the Act, and existing when this Order comes into operation, and which imposes a restriction or prohibition on movement by vehicles or grants an exemption from such restriction or prohibition, the provisions of this Order shall prevail.
6. No person shall except upon the direction or with the permission of a police officer in uniform cause or permit any Motor Vehicle to proceed

along those parts of roads' lengths specified in column 2 and 3 in Schedule 1 during the times specified other than;

(a) A Motor Vehicle being used in the course of an emergency as an Emergency Services Vehicle.

(b) to enable the Motor Vehicle (if it cannot reasonably be used for the same purpose in any other road) to be used in connection with any of the following operations in an emergency: building works; the removal of any obstruction to traffic; the maintenance, improvement or reconstruction of the road; the laying, erection, alteration or repair in or adjacent to the road by an Undertaker of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or any telecommunications apparatus.

(c) a Motor Vehicle in the service of a local authority being used in pursuance of its statutory powers or duties and if that vehicle cannot reasonably be used for the same purpose in any other road.

**Schedule 1 - Prohibition of Driving (except Pedal Cycles) Monday to Sunday
11am to 5pm**

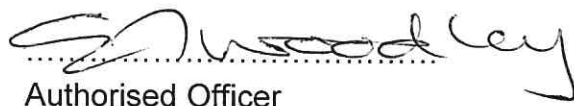
1.	2.	3.
Item No.	Road	Description
1	Gardner Street	Whole Length

7. The Brighton & Hove (Gardner Street) (Prohibition of Driving) Order 2008 is revoked by this order

**MADE UNDER THE COMMON SEAL OF
BRIGHTON & HOVE CITY COUNCIL**

This 4th day of January 2023

Executed as a deed by affixing the common seal of
BRIGHTON & HOVE CITY COUNCIL in the presence of


Authorised Officer



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