



# Road Traffic Act 1988

## 1988 CHAPTER 52

### PART I

#### PRINCIPAL ROAD SAFETY PROVISIONS

*Stopping on verges, etc., or in dangerous positions, etc.*

#### **21 Prohibition of driving or parking on cycle tracks.**

- (1) Subject to the provisions of this section, any person who, without lawful authority, drives or parks a motor vehicle wholly or partly on a cycle track is guilty of an offence.
- (2) A person shall not be convicted of an offence under subsection (1) above with respect to a vehicle if he proves to the satisfaction of the court—
  - (a) that the vehicle was driven or (as the case may be) parked in contravention of that subsection for the purpose of saving life, or extinguishing fire or meeting any other like emergency, or
  - (b) that the vehicle was owned or operated by a highway authority or by a person discharging functions on behalf of a highway authority and was driven or (as the case may be) parked in contravention of that subsection in connection with the carrying out by or on behalf of that authority of any of the following, that is, the cleansing, maintenance or improvement of, or the maintenance or alteration of any structure or other work situated in, the cycle track or its verges, or
  - (c) that the vehicle was owned or operated by statutory undertakers and was driven or (as the case may be) parked in contravention of that subsection in connection with the carrying out by those undertakers of any works in relation to any apparatus belonging to or used by them for the purpose of their undertaking.
- (3) In this section—
  - (a) “cycle track” and other expressions used in this section and in the <sup>M1</sup>Highways Act 1980 have the same meaning as in that Act,

*Status: Point in time view as at 01/10/1991. This version of this provision has been superseded.*

*Changes to legislation: Road Traffic Act 1988, Section 21 is up to date with all changes known to be in force on or before 27 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

- (b) in subsection (2)(c) above “statutory undertakers” means any body who are statutory undertakers within the meaning of the Highways Act 1980, any sewerage authority within the meaning of that Act or the operator of a telecommunications code system (as defined by paragraph 1(1) of Schedule 4 to the <sup>M2</sup>Telecommunications Act 1984), and in relation to any such sewerage authority “apparatus” includes sewers or sewerage disposal works.

(4) This section does not extend to Scotland.

**Modifications etc. (not altering text)**

- C1** S. 21 excluded (temp.) (1.10.1991) by Road Traffic Act 1991 (c. 40, SIF 107:1), ss. 43, 76(3)(f), **Sch. 3 para. 2(4)(e)**; S.I. 1991/2054, **art. 3**, Sch.
- C2** S. 21 extended (1.3.1996) by 1995 c. 45, s. 16(1), **Sch. 4 para. 2(1)(xxxvii)**; S.I. 1996/218, **art. 2**
- C3** S. 21(2)(c) extended by Water Act 1989 (c. 15, SIF 130), s. 190(1), **Sch. 25 para. 1(2)(xxx)** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193, Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58) and by Electricity Act 1989 (c. 29, SIF 44:1), s. 112(1)(3), **Sch. 16 para. 1(1)(xxxviii)**(with Sch. 17 paras. 33, 35(1))

**Marginal Citations**

- M1** 1980 c. 66.  
**M2** 1984 c. 12.

**Status:**

Point in time view as at 01/10/1991. This version of this provision has been superseded.

**Changes to legislation:**

Road Traffic Act 1988, Section 21 is up to date with all changes known to be in force on or before 27 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.