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STATUTORY INSTRUMENTS

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**1989 No. 1120**

**The Local Authorities' Traffic Orders (Procedure)  
(England and Wales) Regulations 1989**

**PART I  
GENERAL**

**Citation, Commencement and Revocations**

1.—(1) These Regulations may be cited as the Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1989 and shall come into force on 28th July 1989.

(2) The Greater London Street Playground (Procedures) Regulations 1972(1), the Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1986(2), the Control of Parking in Goods Vehicle Loading Areas Orders (Procedure) (England and Wales) Regulations 1986(3) and the London Authorities' Traffic Orders (Procedure) Regulations 1986(4) are hereby revoked.

(3) Paragraph (2) has effect subject to Part VI of these Regulations (transitional provisions).

**Interpretation**

2.—(1) In these Regulations, unless the context otherwise requires—

“the 1984 Act” means the Road Traffic Regulation Act 1984;

“the 1985 Act” means the Local Government Act 1985;

“Crown road” and “appropriate Crown authority” have the meanings given by section 131(7) of the 1984 Act;

“fire authority”, in relation to any road or other place, means the authority discharging in the area in which the road or other place is situated the functions of fire authority under the Fire Services Act 1947(5);

“local authority” means—

(a) the council of a county, district or a London borough;

(b) the Common Council of the City of London;

(c) the Council of the Isles of Scilly;

(d) a parish or community council;

“local service” has the meaning given by section 2 of the Transport Act 1985(6);

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(1) Regulations made by the Greater London Council on 14th November 1972 and which by virtue of section 98(4) of the Local Government Act 1985 (c. 51) have effect as if they had been made by the Secretary of State.

(2) S.I. 1986/179.

(3) S.I. 1986/181.

(4) S.I. 1986/259.

(5) 1947 c. 41; read with paragraph 2 of Schedule 11 to the Local Government Act 1985 (c. 51).

(6) 1985 c. 67.

“London authority” means the council of a London borough or the Common Council of the City of London;

“metropolitan authority” means the council of a metropolitan district;

“order making authority”, in relation to any order, means the authority that has made it or is proposing to make it;

“public service vehicle” has the meaning given by section 1 of the Public Passenger Vehicles Act 1981(7);

“road” includes any length of road and any part of the width of a road and, in relation to an order under section 6 of the 1984 Act, any length of a street as defined in sub-section (6) of that section and any part of the width of such a street.

(2) A reference in these Regulations to an order is a reference to an order or a proposed order, as appropriate; and, in the case of a proposed order, any reference to the effect of the order (however expressed) is a reference to the effect that the proposed order would have were it to be made.

(3) Any reference in these Regulations to an order under any particular section of the 1984 Act includes—

- (a) a reference to an order varying or revoking an order made, or having effect as if made, under that section, and
- (b) in relation to the variation or revocation of an order, or to the application of the provisions of an order, a reference to an order having effect as if made under that section.

(4) Without prejudice to paragraph (3) of this regulation, any reference in these Regulations to the variation or revocation of an order under section 46 or 49 of the 1984 Act, or to the application of the provisions of an order under either of those sections, shall include a reference to the variation or revocation, or (as the case may be) to the application of the provisions, of an order which has been continued in operation by virtue of paragraph 11(1) of Schedule 10 to the 1984 Act.

(5) Any reference in these Regulations to a numbered regulation or Schedule is a reference to the regulation or Schedule bearing that number in the Regulations except where otherwise expressly provided.

### **Application of Regulations**

**3.—**(1) These Regulations apply to orders made or proposed to be made by a local authority under or by virtue of any of the following provisions of the 1984 Act, that is to say, sections 1, 6, 9, 19, 29, 30, 32, 35, 37, 38, 45, 46, 49(2) and (4), 61, 83(2) and 84.

(2) Except where otherwise stated, these Regulations apply to an order under any of the above-mentioned provisions of the 1984 Act made or proposed to be made by a local authority in pursuance of a direction of the Secretary of State under Part I of Schedule 9 to the 1984 Act in the same way as they apply to an order or proposed order in relation to which no such direction has been given.