

## **The Portsmouth City Council (Various Roads) (Private Hire Vehicles in Bus Lanes Amendment) (No. 40) Experimental Order 2022**

The Portsmouth City Council, in exercise of the powers conferred by Sections 9 and 10 of, and in accordance with Part III of Schedule 9 to, the Road Traffic Regulation Act 1984 (“the 1984 Act”), as amended, and of all other enabling powers, hereby makes the following Order:

### Citation

1. This Order may be cited as The Portsmouth City Council (Various Roads) (Private Hire Vehicles in Bus Lanes Amendment) (No.40) Experimental Order 2022 and shall come into operation on the 25<sup>th</sup> March 2022, for a maximum period of up to 18 months.

### General

2. In this Order;

‘the 2016 Regulations’ means the Traffic Signs Regulations and General Directions 2016;

‘Authorised Vehicle’ has the same meaning as Private Hire Vehicle;

‘Bus’ has the same meaning as defined in Schedule 1, Regulation 2, of the 2016 Regulations;

‘Bus Lane’ has the same meaning as defined in Schedule 1, Regulation 2, of the 2016 Regulations;

‘Council’ means Portsmouth City Council;

‘Cycle’ has the same meaning as Pedal Cycle.

“Hackney Carriage” has the same meaning as defined in Section 38 of the Town Police Clauses Act 1847;

‘Motor Vehicle’ has the same meaning as in Section 136(1) of the 1984 Act;

‘Pedal Cycle’ has the same meaning as in Section 136(1) of the 1984 Act;

‘Private Hire Vehicle’ has the same meaning as defined in section 80 of the Local Government (Miscellaneous Provisions) Act 1976, as licensed by, or registered for the purpose with, the Council;

‘Taxi’ has the same meaning as Hackney Carriage;

‘Trial Area’ means the area of the City of Portsmouth designated at Schedule 2 to this Order, and the exclusions to the trial shown therein.

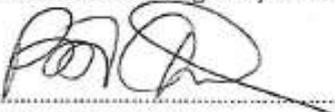
3. Except where otherwise stated, any reference in this Order to a numbered Article or Section or Part or Schedule is a reference to the Article or Section or Part or Schedule bearing that number or letter in this Order unless otherwise stated.
4. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

5. In pursuance of Section 10(2) of the 1984 Act, the Director of Regeneration or an officer of the Council to whom power has been duly delegated, may, if it appears to them or that person essential, modify or suspend this Order or any provision of it, without making an addition to the effect of the Order:
  - (a) in the interests of the expeditious, convenient and safe movement of traffic;
  - (b) in the interests of providing suitable and adequate on-street parking facilities; or
  - (c) for preserving or improving the amenities of the area through which any road affected by the Order runs;
6. The Order specified in Schedule 1 to this Order is hereby varied as specified in that Schedule.
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.

Given under the Common Seal  
of the City of Portsmouth this 11<sup>th</sup> day of March 2022.

THE COMMON SEAL OF PORTSMOUTH  
CITY COUNCIL was hereunto affixed in  
pursuance of a resolution of the Council  
passed at a meeting duly convened and held:-

)  
)  
)  
)

  
-----  
Authorised Signatory



LOCAL AUTHORITY No.  
79790

## SCHEDULE 1

### Amendments to Existing Order

1. The Portsmouth City Council (Various Roads) (Bus, Taxi and Cycle Lanes and Prohibition of Driving Except Buses, Taxis and Cycles) (No.17) Consolidation Order 2016 (as amended by The Portsmouth City Council (Mile End Road) (Bus Lane Reduction) (No.94) Order 2016) shall have effect as though articles 3 (1) and 13 (1) respectively of that Order, applicable to the bus lanes in Schedules 1, 2, 5 and 6 within the Trial Area, were amended to include the following exemptions:

Article 3 (1):

“3 (1) (f) Authorised Vehicles”

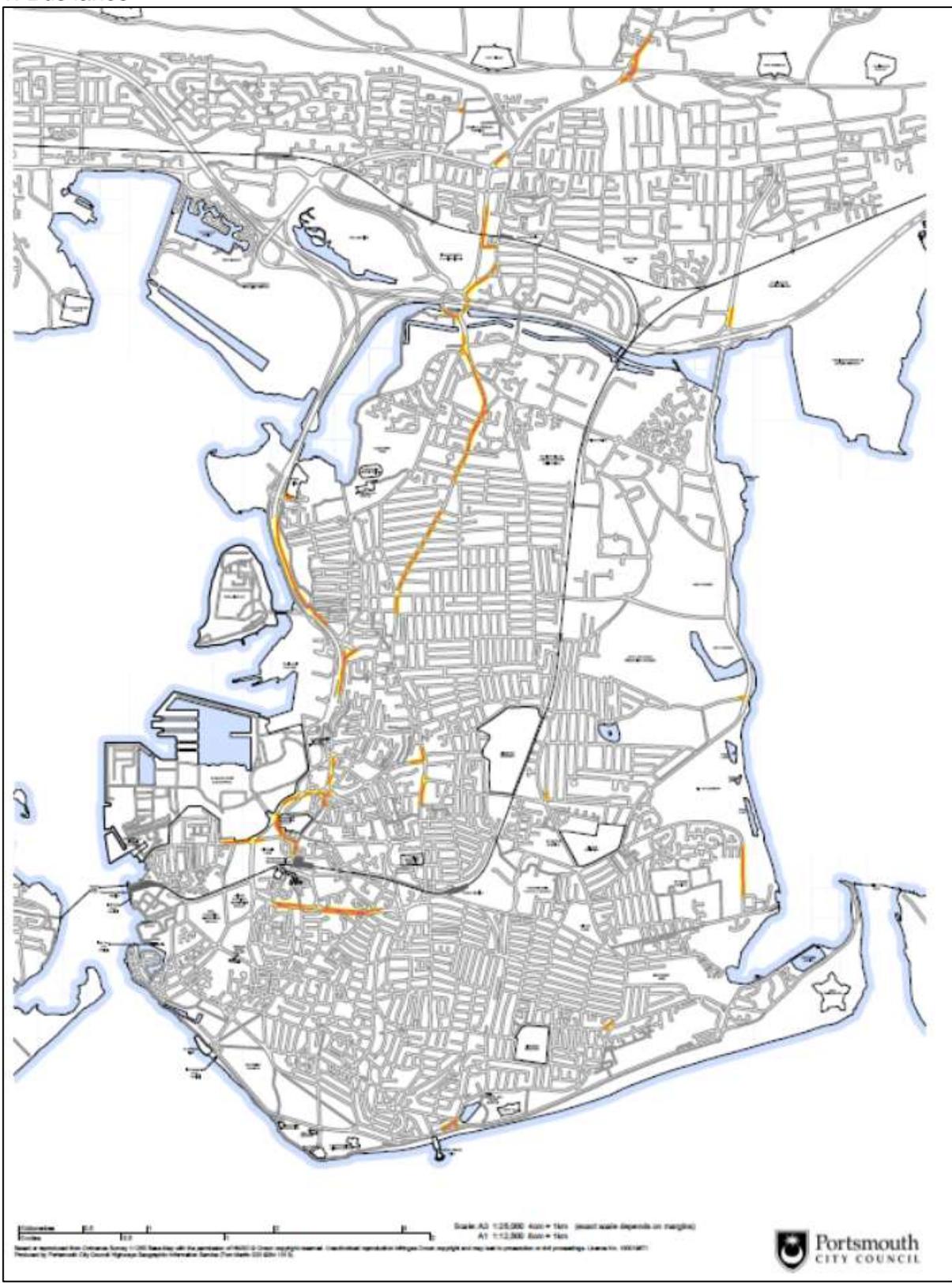
Article 13 (1):

“13 (1) (f) Authorised Vehicles”

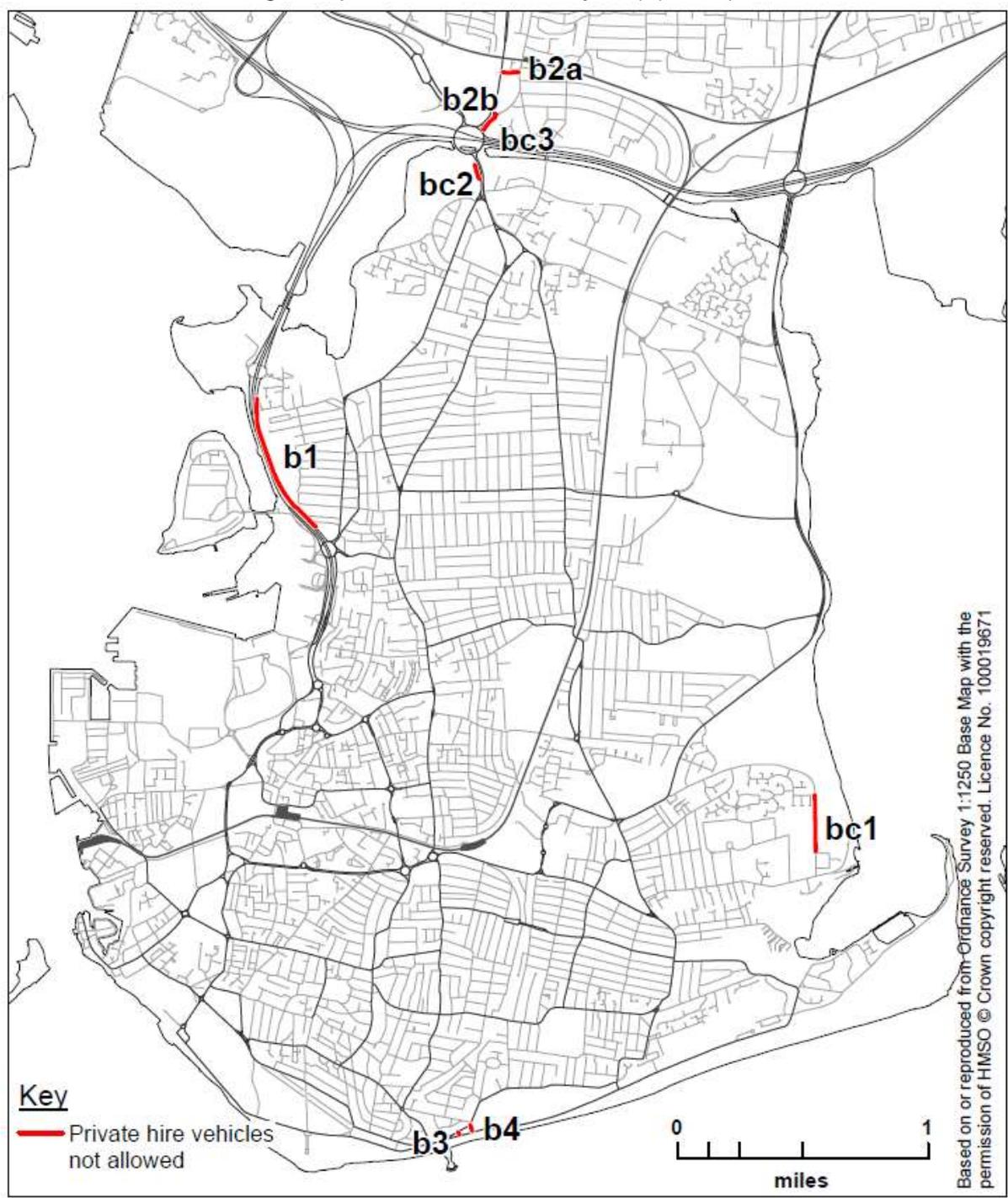
SCHEDULE 2

Trial Area and Exclusions within the City of Portsmouth

1. Bus lanes



2. Bus priority routes excluded from the Trial Area shown in 1. above, which are designated in Schedules 3 and 4 of *The Portsmouth City Council (Various Roads) (Bus, Taxi and Cycle Lanes and Prohibition of Driving Except Buses, Taxis and Cycles) (No.17) Consolidation Order 2016*



#### EXPLANATORY NOTES:

(This note is not part of this order but is intended to indicate its general purport)

This experimental Order is required to facilitate a trial of allowing Private Hire Vehicles to travel in the city's bus lanes, to which over 9km of road is dedicated. The trial will be undertaken for a minimum period of 6 months from when the Order is made (unless the decision is taken to modify or suspend the Order), with the feedback received being recorded and duly considered. The vehicle types currently permitted to use each bus lane are specified in the relevant Traffic Regulation Order (TRO), and include buses, taxis, cycles and emergency service vehicles. Rental e-scooters are also permitted through the Department for Transport (DfT) e-scooter trial operating in Portsmouth until 31<sup>st</sup> March 2022, under an existing experimental TRO.