

THE PORTSMOUTH CITY COUNCIL (VARIOUS LOCATIONS) (ELECTRIC SCOOTER TRIAL AMENDMENTS) (NO.177) ORDER 2022

The Portsmouth City Council, in exercise of its powers under Sections 1, 2 and 4 of the Road Traffic Regulation Act 1984 ('the Act'), the Electric Scooter Trials and Traffic Signs (Coronavirus) Regulations and General Directions 2020, and of all other enabling powers, and after consultation in accordance with Parts III and IV of Schedule 9 to the 1984 Act, hereby makes the following Order:-

Citation

1. This Order may be cited as The Portsmouth City Council (Various Locations) (Electric Scooter Trial Amendments) (No. 177) Order 2022 and shall come into operation on 3rd October 2022.

General

2. In this Order;

'Contraflow Cycle Lane' means part of a carriageway which is reserved for Pedal Cycles and is signed in accordance with the Traffic Signs Regulations and General Directions 2016 in which Pedal Cycles are authorised by a Traffic Regulation Order to proceed in the opposite direction to other traffic;

'Council' means Portsmouth City Council;

'Cycle Lane' means part of a Road within the Trial Area which is reserved for Pedal Cycles and Electric Scooters being used in a Trial and is signed in accordance with the Traffic Signs Regulations and General Directions 2016 and for the purposes of this Order does not include Contraflow Cycle Lanes;

'Cycle Track' has the same meaning as defined in section 329(1) of the Highways Act 1980, and signed as per Diagrams 955, 956 and 957 of the Traffic Signs Regulations and General Directions 2016;

'Electric Scooter' has the same meaning as defined in the Electric Scooter Trials and Traffic Signs (Coronavirus) Regulations and General Directions 2020 (as amended), hired from a company approved by the Department for Transport and the Council;

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

'Pedal Cycle' has the same meaning as in the Traffic Signs Regulations and General Directions 2016;

'Road' has the same meaning as in Section 142(1) of the Act;

'Traffic Sign' means a sign prescribed or authorised under the Traffic Signs Regulations and General Directions Order 2016 or any amendment or revision to that Order made in accordance with Section 134(2) of the Act or Section 195(2) of the Road Traffic Act 1988;

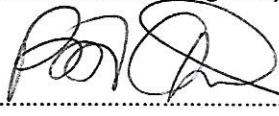
'Trial' has the same meaning as defined in the Electric Scooter Trials and Traffic Signs (Coronavirus) Regulations and General Directions 2020, and applies within the Trial Area;

'Trial Area' means the area within the Portsmouth city boundary designated at Schedule 2 to this Order;

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. The Director of Regeneration may modify or suspend this Order or any provision of it if it appears to him essential, without making an addition to the effect of the Order, and after consulting with the Chief Officer of Police:-
 - (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 Orders specified in Schedule 1 to this Order are hereby varied as specified in that Schedule.
7. Cycle Tracks within the designated Trial Area are hereby re-designated as Cycle Lanes for the duration of this Order.
8. Electric Scooters shall not be permitted for use on the highway in the city of Portsmouth with a signed speed limit of 50mph or more.
9. 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 Portsmouth City Council this 26th day of September 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



REGISTRY No.
80324

SCHEDULE 1

AMENDMENTS TO EXISTING ORDERS

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):
 - (a) Amend Articles 3(1), 8(1), 10(1) and 13(1) to include the following exception:
 - 3 (1) (f) The use of an Electric Scooter authorised by the Council and being used as part of a Trial.
 - 8 (1) (d) The use of an Electric Scooter authorised by the Council and being used as part of a Trial.
 - 10 (1) (e) The use of an Electric Scooter authorised by the Council and being used as part of a Trial.
 - 13 (1) (f) The use of an Electric Scooter authorised by the Council and being used as part of a Trial.

2. The Portsmouth City Council (Guildhall Square) (Prohibition Of Motor Vehicles) (No. 96) Order 2017
 - (a) Amend Article 4 to include the following exception:
 - 4 (h) The use of an Electric Scooter authorised by the Council and being used as part of a Trial.

SCHEDULE 2

THE CITY OF PORTSMOUTH BOUNDARY (TRIAL AREA) (Boundary indicated by outer red line)

