

**THE PORTSMOUTH CITY COUNCIL (CANAL WALK & SOMERS ROAD)
(PROHIBITION OF MOTOR VEHICLES) (No. 219) ORDER 2023**

The Portsmouth City Council (hereinafter referred to as “the Council”), in exercise of the powers under Sections **1, 2, 32, 35, 45 and 46** of the Road Traffic Regulation Act 1984 (“the 1984 Act”), as amended, of all other enabling powers, after consultation with the Chief Office of Police 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 (Canal Walk & Somers Road) (Prohibition Of Motor Vehicles) (No. 219) Order 2023 and shall come into operation on the **DATE**.

INTERPRETATION

2. In this Order:

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

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

GENERAL

3. Except where otherwise stated, any reference in this order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this order.
4. Any reference to an enactment shall be construed as a reference to that enactment as amended by any subsequent enactments
5. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
6. 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.

PROHIBITION OF DRIVING

7. Save as provided in Article 9, no person shall, except upon the direction or with the permission of a Police Constable or any person duly authorised by the Council, cause or permit any motor vehicle to proceed along the lengths of road specified in the Schedule .

EXEMPTIONS

8. Nothing in Article 8 shall apply to:
- a) A vehicle required to proceed in any road in accordance with any restriction or requirement indicated by traffic signs placed pursuant to Section 67 of the Road Traffic Regulation Act 1984;
 - b) a vehicle being used for at least one of the following purposes:
 - i. fire and rescue authority;
 - ii. ambulance;
 - iii. blood service;
 - iv. bomb or explosive disposal;
 - v. special forces;
 - vi. police; or
 - vii. National Crime Agency.
 - c) a vehicle being used in connection with:-
 - i. any building operation or demolition;
 - ii. the removal of any obstruction to traffic;
 - iii. the maintenance, improvement or reconstruction of any road;
 - iv. the laying, erection, alteration or repair of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in Schedule 2 of the Telecommunications Act 1984 in or near any road;
 - v. the placing, maintenance or removal of any traffic sign; or
 - vi. any statutory powers or duties of a local authority provided that in all the circumstances it is necessary for the vehicle to enter the restricted length of road.

Given under the Common Seal
of the City of Portsmouth this day of 2024.

THE COMMON SEAL of **THE PORTSMOUTH**)
CITY COUNCIL was hereunto affixed in the)
presence of:)

.....
Authorised Signatory

DRAFT

SCHEDULE

Prohibition of Motor vehicles

Road	Description
Canal Walk	from a point 8 metres east of the eastern kerbline of Bridgeside Close eastwards to its junction with Somers Road
Somers Road	from its junction with Canal Walk southwards to a point 48 metres north-east of the north-eastern kerbline of Raglan Street