

**OXFORDSHIRE COUNTY COUNCIL
(WITNEY, HIGH STREET AND MARKET PLACE)
(PROHIBITION OF MOTOR VEHICLES) ORDER 20****

The Oxfordshire County Council (“the Council”) in exercise of its powers under Sections 1(1), 2(1) & (2) and 4 of the Road Traffic Regulation Act 1984 (“the Act”) and all other enabling powers, and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act, make the following Order.

1. This Order may be cited as the Oxfordshire County Council (Witney, High Street and Market Place) (Prohibition of Motor Vehicles) Order 20** and shall come into force on the day of 20**

2. (1) Any reference in this Order to any enactment (meaning any act and any subordinate legislation as defined in the Interpretation Act 1978) shall be construed as a reference to that enactment as amended or replaced by any subsequent enactment

(2) The restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any other enactment.

3. “Bus” means a vehicle which is constructed or adapted to carry more than 8 passengers (exclusive of the driver) and a local bus not so constructed or adapted;

“Disabled Person’s Badge” has the meaning given to it in the Local Authorities’ Traffic Orders (Exemption for Disabled Persons) (England) Regulations 2000;

“Disabled Person’s Vehicle” means a vehicle lawfully displaying
(a) in the Relevant Position a Disabled Person’s Badge or
(b) a Recognised Badge;

“Licenced / Private Hire Vehicle” means a vehicle constructed or adapted to seat fewer than 9 passengers other than a taxi or public service vehicle licensed under Sections 48 & 80 Local Government (Miscellaneous Provisions) Act 1976;

“Local Bus” means a public service vehicle used for the provision of a local service not being an excursion or tour;

“Taxi” means a vehicle licensed under Section 37 of the Town Police Clauses Act 1847, or under any similar enactment; and also includes Licensed Private Hire vehicles

“Licensed Taxi” has the same meaning as in section 13 of the Transport Act 1985 and shall be:

- a) licensed by the Council, and
- b) attended by the driver and available for hire.

Prohibition of Motor Vehicles

4. Save as provided in article 4, no person shall, other than with the consent of or under the direction of a police constable in uniform or the Council cause or permit any motor vehicle to be driven in the following Sections of Roads:

- 1) that part of High Street between Welch Way and Market Place, and
- 2) Market Place for its entire length.

5. Nothing in Article 3 of this Order shall render it unlawful for a person to cause or permit a motor vehicle to proceed in the Sections of Road insofar, as it is practicable to do so having regard to the progress of Works, if the vehicle is being used for any of the following purposes:

- (1) Police operational purposes
- (2) Fire and ambulance services in an emergency
- (3) Local Bus on a local service
- (4) Disabled persons vehicles
- (5) Licensed Taxis and Licensed Private Hire vehicles
- (6) Access to premises adjacent to, or accessible from and only from, the Sections of Road
- (6) To enable a vehicle to be loaded or unloaded at premises in the Sections of Road or to set down or pick up a passenger.
- (7) being used for any of the following purposes, but for so long only as is required to enable the vehicle to be so used:
 - (a) in connection with any funeral;
 - (b) in connection with any building operation, demolition or excavation in or adjacent to the parking place where it is not reasonably practicable for the vehicle to wait elsewhere;
 - (c) in connection with any emergency maintenance operation in premises adjacent to the road;
 - (d) the removal of any obstruction to traffic in or adjacent to the road;
 - (e) the maintenance, improvement or reconstruction of the road (including cleansing of gullies);
 - (f) the installation or carrying out of works to a traffic sign, road lighting or street furniture in or adjacent to the road;
 - (g) the laying, erection, alteration, removal, repair or servicing in or adjacent to the road of any sewer or of any main, pipe or other apparatus for the supply of gas, water, electricity or communication services,

provided that in any of the cases mentioned above the person in control of the vehicle shall move it on the instruction of a Parking Attendant or police officer in uniform, wherever this shall be necessary for the purpose of preventing obstruction.

6. The Oxfordshire County Council (Witney, High Street and Welch Way) (Temporary Prohibition of Through Traffic and Waiting) Order 2020 is revoked.

**GIVEN UNDER the Common Seal of the
Oxfordshire County Council**

this day of 20**.

**THE COMMON SEAL of THE
OXFORDSHIRE COUNTY COUNCIL**
was hereunto affixed in the presence of:

Solicitor / Designated Officer