STATUTORY INSTRUMENTS

# 1975 No. 2030

# ROAD TRAFFIC

## The Local Authorities' Traffic Orders (Procedure) (England and Wales) (Amendment) Regulations 1975

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| *Made* - - - | 5th *December* 1975 |
| *Laid before Parliament* | 16th *December* 1975 |
| *Coming into Operation* | 6th *January* 1976 |

The Secretary of State for the Environment (as respects England) and the Secretary of State for Wales (as respects Wales), in exercise of the powers conferred by section 84C of the Road Traffic Regulation Act 1967(**a**), as amended by Part IX of the Transport Act 1968(**b**) and applied by section 36B(7) of the Road Traffic Act 1972(**c**) (a section added to that Act by section 7 of the Road Traffic Act 1974(**d**)), and as read with section 32 of the Countryside Act 1968(**e**), and now vested in them (**f**), and of all other enabling powers, and after consultation with representative organisations in accordance with section 107(2) of the said Act of 1967, hereby make the following Regulations:—

*Citation and Commencement*

**1.** These Regulations may be cited as the Local Authorities' Traffic Orders (Procedure) (England and Wales) (Amendment) Regulations 1975, and shall come into operation on 6th January 1976.

*Interpretation*

**2.** The Interpretation Act 1889(**g**) shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament.

*Amendment*

**3.** The Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1969(**h**), as amended(**i**), shall be further amended as follows:—

(*a*) in Regulation 2 (Interpretation):—

(i) in paragraph (1), in the definition of "the authority", after the words "under the Act" there shall be added the words "or under section 36B(5) of the Road Traffic Act 1972 (as the case may be)";

(ii) in paragraph (2), after the words "under any particular section of the Act" there shall be added the words "or under section 36B(5) of the Road Traffic Act 1972";

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(**a**) 1967 c. 76. (**b**) 1968 c. 73. (**c**) 1972 c. 20. (**d**) 1974 c. 50.
(**e**) 1968 c. 41.
(**f**) As respects the Secretary of State for the Environment S.I. 1970/1681 (1970 III, p. 5551).
(**g**) 1889 c. 63.
(**h**) S.I. 1969/463 (1969 I, p. 1318).
(**i**) The amendments do not relate to the subject matter of these Regulations.

(iii) after paragraph (3) there shall be added the following paragraph—
"(3A) In relation to an order under section 36B(5) of the Road Traffic Act 1972 any reference in these Regulations to section 84A or 84C of the Act shall be construed as a reference to that section as applied by section 36B(7) of the said Act of 1972";

(*b*) in Regulation 3 (Application of Regulations):—

(i) at the end of paragraph (1) there shall be added the words "or under section 36B(5) of the Road Traffic Act 1972";

(ii) in paragraph (3), after the words "the above-mentioned provisions of the Act" there shall be added the words "or of the said Act of 1972";

(*c*) in Schedule 1 (Particulars to be included in notices), in paragraph 8 of Part IV, after the words "under section 1, 5, 9, 15, 28, 33 or 35 of the Act" there shall be added the words "or under section 36B(5) of the Road Traffic Act 1972", and after the words "of the relevant section of the Act" there shall be added the words "or of section 36B of the Road Traffic Act 1972 (as the case may be).".

Signed by authority of
the Secretary of State.
2nd December 1975.

*John Gilbert*,
Minister for Transport,
Department of the Environment.

5th December 1975.

*John Morris*,
Secretary of State for Wales.

## EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations apply the Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1969 to orders under section 36B of the Road Traffic Act 1972 (a section added to that Act by section 7 of the Road Traffic Act 1974) these being orders for exempting roads from the prohibition of the parking of vehicles on verges, central reservations and footways imposed by that section.

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