1955 No. 1059

The Street Playgrounds Orders (Procedure) Regulations, 1955

Made - - - -	13*th July*, 1955
Laid before Parliament	20*th July*, 1955
Coming into Operation	27*th July*, 1955

The Minister of Transport and Civil Aviation in exercise of his powers under section 29 of the Road and Rail Traffic Act, 1933(a), and section 1 of the Street Playgrounds Act, 1938(b), and of all other powers him enabling in that behalf hereby makes the following Regulations:—

1.—(1) These Regulations shall come into operation on the twenty-seventh day of July, 1955, and may be cited as "The Street Playgrounds Orders (Procedure) Regulations, 1955."

(2) The Street Playgrounds Orders (Procedure) Provisional Regulations, 1938, are hereby revoked.

(3) In these Regulations, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:—

"the Act" means the Street Playgrounds Act, 1938;

"the Minister" means the Minister of Transport and Civil Aviation;

"Order" means an Order made under section 1 of the Act;

"road" means a road to which an Order relates;

"Council" means a Council empowered to make an Order under the Act.

(4) The Interpretation Act, 1889(c), shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

2. An Order shall be made pursuant to a resolution passed at a meeting of the Council, notice of which and of the purpose whereof has been given in the manner in which notices of meetings of such Council are usually given.

3. Every application for confirmation of an Order by the Minister shall be under the hand of the Clerk of the Council and shall be accompanied by—

(*a*) three copies of the Order, one of which shall be signed in the manner usually adopted by the Council and, in the case of an Order made by a Council in England, shall bear the seal of the Council duly authenticated;

(*b*) a map on a scale not less than 6 inches to 1 mile on which the roads shall be clearly indicated in distinguishing colours;

(*c*) a statement, under the hand of the Clerk of the Council in the case of an Order made by a Council in England or Wales, certifying that the Council are the highway authority in respect of every road specified in the Order; and

(*d*) two copies of the notice published in pursuance of Regulation 4 of these Regulations.

4. Before an Order is submitted to the Minister for confirmation a notice in the form and containing the particulars specified in the First Schedule to these Regulations shall be published by the Council once at least in each of

(a) 23 & 24 Geo. 5. c. 53. (b) 1 & 2 Geo. 6. c. 37. (c) 52 & 53 Vict. c. 63.

two consecutive weeks in some local newspaper or, if there is no local newspaper, in some other appropriate newspaper circulating in the district in which the roads are situate. The Council shall also cause a copy of the notice to be sent to the Minister at the time that such notice is sent to the Press for first publication:

Provided that if the Council represent to the Minister that a public inquiry appears to be desirable and the Minister decides that such an inquiry shall be held the notice referred to in this Regulation may be dispensed with.

5.—(1) If before confirming an Order the Minister determines that a public inquiry shall be held the Council shall publish notice of the inquiry once at least in each of two consecutive weeks in some local newspaper or, if there is no local newspaper, in some other appropriate newspaper circulating in the district in which the roads are situate.

(2) The Council shall also cause a printed copy of the notice referred to in paragraph (1) of this Regulation to be posted at each end of every road and in such other places as may be desirable for giving publicity to the notice.

(3) A notice published in pursuance of paragraph (1) of this Regulation shall be in the form and contain the particulars specified in the Second Schedule to these Regulations.

6.—(1) Subject as hereinafter provided all persons interested may appear at a public inquiry either in person or by counsel, agent or solicitor:

Provided that no person shall be entitled to be heard at the inquiry unless he has sent a notice in writing to the Minister of his desire to be heard at the inquiry in accordance with the notice referred to in Regulation 5 of these Regulations.

(2) The person holding a public inquiry may in his discretion—

(*a*) hear any person notwithstanding that notice in writing of his desire to be heard has not been given to the Minister in accordance with this Regulation;

(*b*) refuse to hear any person if he is satisfied that the views of that person have been adequately stated on the inquiry by some other person.

7. When an Order has been confirmed—

(*a*) notice thereof in a form to be approved by the Minister shall be published by the Council in the same manner as that provided for the publication of the notice referred to in paragraph (1) of Regulation 5 of these Regulations;

(*b*) the Council shall cause to be erected on or near to every road notices in a form authorised by the Minister and in such positions as may be approved by him;

(*c*) such order shall be available for inspection at all reasonable hours at the office of the Council.

8. Nothing in paragraph (*b*) of Regulation 3 of these Regulations shall apply in the case of an Order made by a Council for the purpose of revoking, varying or amending a previous Order.

Given under the Official Seal of the Minister of Transport and Civil Aviation this thirteenth day of July, 1955.

(L.S.) *John Boyd-Carpenter,*
The Minister of Transport and Civil Aviation.

FIRST SCHEDULE

(See Regulation 4)

STREET PLAYGROUNDS ACT, 1938

WHEREAS in pursuance of Section 1 of the Street Playgrounds Act, 1938, the (*a*) propose to make application to the Minister of Transport and Civil Aviation for confirmation of an Order made by them on the day of 19 , the effect of which is set out in the Schedule hereto;

NOTICE IS HEREBY GIVEN that objections to the Order may be sent in writing to the Secretary, Ministry of Transport and Civil Aviation, [Berkeley Square House, Berkeley Square, London, W.1 (*b*)] on or before the (*c*) day of 19 .

A copy of any such objection should be sent at the same time by the objector to the undersigned.

Dated this day of , 19 .

(Here insert name and address of Clerk of the applicant authority.)

SCHEDULE

(Here give the substance of the Order, and in the case of an original Order specify each road concerned and the nature and extent of the prohibitions or restrictions.)

NOTES

(*a*) here insert name of applicant authority.

(*b*) or other address for the time being.

(*c*) here insert a date not less than 14 days from the date of the first publication of the notice.

SECOND SCHEDULE

(See Regulation 5)

MINISTRY OF TRANSPORT AND CIVIL AVIATION

STREET PLAYGROUNDS ACT, 1938

WHEREAS in pursuance of section 1 of the Street Playgrounds Act, 1938, the (*a*) have made application to the Minister of Transport and Civil Aviation for confirmation of an Order made by them on the day of 19 , the effect of which is set out in the Schedule hereto;

AND WHEREAS the Minister has decided that a Public Inquiry shall be held into the subject matter of the application;

NOTICE IS HEREBY GIVEN that will attend at the on the day of , 19 , at o'clock in the noon to hold the Inquiry.

And notice is hereby given that all persons interested who, within one week from the (*b*) day of next, send notice in writing of their desire to be heard at the Inquiry to the Secretary, Ministry of Transport and Civil Aviation, [Berkeley Square House, Berkeley Square, London, W.1 (*c*)] shall be entitled to appear and be heard either in person or by counsel, agent or solicitor.

Dated this day of , 19 .

An Assistant Secretary of the Ministry of Transport and Civil Aviation.

SCHEDULE

(Here give the substance of the Order specifying each road concerned and the nature and extent of the prohibitions or restrictions.)

NOTES

(*a*) here insert name of applicant authority.

(*b*) here insert date of last publication of the notice.

(*c*) or other address for the time being.

EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations re-enact (with minor drafting amendments) the Street Playgrounds Orders (Procedure) Provisional Regulations, 1938, which prescribe the procedure to be followed in connection with the submission and confirmation of Orders made under section 1 of the Street Playgrounds Act, 1938, prohibiting or restricting traffic on roads to be used as playgrounds.

ROAD TRANSPORT LIGHTING

1955 No. 1984

The Road Vehicles Lighting (Amendment) Regulations, 1955

Made - - - -	*29th December*, 1955
Laid before Parliament	*4th January*, 1956
Coming into Operation	*12th January*, 1956

The Minister of Transport and Civil Aviation in exercise of his powers under sections 1 and 9 of the Road Transport Lighting Act, 1927(**a**), and sections 1 and 2 of the Road Transport Lighting Act, 1953(**b**), and of all other powers him enabling in that behalf hereby makes the following Regulations :—

1.—(1) These Regulations shall come into operation on the twelfth day of January, 1956, and may be cited as " The Road Vehicles Lighting (Amendment) Regulations, 1955 ".

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

2. The Road Vehicles Lighting Regulations, 1954(**d**), shall have effect as though :—

(*a*) in paragraph (1) of Regulation 3 the following definitions were inserted immediately after the definition of " trailer "—

> " ' works trailer ' means a trailer designed for use in private premises and used on a road only in passing from one part of any such premises to another, or to other private premises in the immediate neighbourhood ;

(a) 17 & 18 Geo. 5. c. 37. (b) 1 & 2 Eliz. 2. c. 21. (c) 52 & 53 Vict. c. 63.
(d) S.I. 1954/1105 (1954 II, p. 1965).