

## **DARLINGTON BOROUGH COUNCIL EXPERIMENTAL ORDER No.1 2023**

NOTICE IS HEREBY GIVEN that Darlington Borough Council ('the Council') have made the above named Experimental Road Traffic Regulation Order under Sections 9 and 10 of the Road Traffic Regulation Act, 1984 ('the Act') on the 13<sup>th</sup> April 2023. Whilst this Order is in force The Darlington Borough Council (Prohibition and Restriction of Waiting) Order 2019 shall be varied as follows:

No vehicle, except for a police vehicle, shall stop, wait or otherwise be left in a stationary manner in the following length of road:

Burtree Lane - the west side, from a point 37 metres to a point 52 metres north of its junction with Princess Road (exemptions are listed in the Order)

A copy of the Order, a statement of the Council's reasons for making the Order and plan may be viewed at [www.darlington.gov.uk/transport-and-streets/traffic-regulation-orders-and-consultations](http://www.darlington.gov.uk/transport-and-streets/traffic-regulation-orders-and-consultations) Copies may also be requested by phoning 01325-405492; or by writing to the Assistant Director – Law and Governance, Darlington Borough Council, Town Hall, Darlington DL1 5QT (ref: AE); or by emailing [trafficorders@darlington.gov.uk](mailto:trafficorders@darlington.gov.uk). An appointment to view the documents in person at the Darlington Town Hall may be booked in the same way. These changes will come into force on the 5<sup>th</sup> May 2023 for an experimental period of 18 months, unless suspended earlier and, within this time, the Council will consider if the provisions of the Experimental Order should be continued in force indefinitely. If you wish to object to the making of the Order for the purpose of such indefinite continuation then you may do so within a period of six months:

- a. beginning with the day on which the Experimental Order comes into force, or
- b. if the Order is varied by another Order or modified pursuant to section 10(2) of the Act, beginning with the day on which the variation or modification or the latest variation or modification came into force.

Such objections should be sent in writing to the Assistant Director – Law and Governance (ref AE), Darlington Borough Council, Town Hall, Darlington DL1 5QT or by e-mail to [trafficorders@darlington.gov.uk](mailto:trafficorders@darlington.gov.uk) stating the grounds upon which the objection is made. If any person wishes to question the validity of the Experimental Order or any of its provisions on the grounds that it is not within the powers conferred by the Act or that any requirement of the Act or of any instrument made under the Act has not been complied with, that person may within six weeks from the date of this Notice apply for that purpose to the High Court.

Dated 27<sup>th</sup> April 2023

Luke Swinhoe

Assistant Director – Law and Governance

**DARLINGTON BOROUGH COUNCIL  
EXPERIMENTAL ORDER NO.1 2023**

**STATEMENT OF REASONS**

Durham Constabulary Traffic Management Officer has requested a police vehicles only bay to allow an area for their enforcement vehicle to park. Burtree Lane has a speed limit of 30mph and is has been identified as an area where vehicles are speeding.

There is a layby on Burtree Lane which is used for parking by residents. Parked vehicles obstruct visibility and the ability for the police vehicle to enforce.

An experimental order is being used to trial whether the loss of on street parking impacts residents and if the proposal is beneficial to the police.

The Council will use feedback from Durham Constabulary and comments from residents for assessing how successful the experimental order has been and these will be used to feed into the decision as to whether the order should be made permanent.

The proposal will allow speed limit enforcement and improve the road safety.

**DARLINGTON BOROUGH COUNCIL  
EXPERIMENTAL ORDER No.1 2023**

Darlington Borough Council ('the Council') in exercise of its powers under Sections 9 and 10 of the Road Traffic Regulation Act 1984 (hereinafter referred to as 'the Act') and of all other enabling powers; and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 of the Act hereby make the following Order. The Darlington Borough Council (Prohibition and Restriction of Waiting) Order 2019 ('the 2019 Order') is amended as follows:

1. The Articles detailed in Schedule One to this Order shall be added to the 2019 Order.
2. The Schedule detailed in Schedule Two to this Order shall be added to the 2019 Order.
3. Pursuant to Section 10(2) of the Act the Group Director of Services for the time being of the Council, or any other such person authorised to carry out those duties, may, if it appears to that officer or to that person essential in the interests of the expeditious, convenient and safe movement of traffic, or of the provision of suitable and adequate parking facilities on the highway, or for preserving or improving the amenities of the area through which the roads affected by this Order run, modify or suspend this Order or any provision thereof.
4. The provisions of this Order shall cease to be in force eighteen months after they come into operation unless a subsequent Order is made to continue them in force indefinitely.
5. The restrictions imposed by this Order shall be in addition to and not in derogation of any restrictions or requirements imposed by any regulations made or having effect as if made under the Act or by or under any other enactment.

This Order is entitled the Darlington Borough Council Experimental Order No.1 2023 and shall come into operation on the 5<sup>th</sup> May 2023

Dated this 13<sup>th</sup> April 2023

THE COMMON SEAL of DARLINGTON  
BOROUGH COUNCIL was hereunto  
affixed in the presence of:



Authorised Signatory



19.6.23

**SCHEDULE ONE**

**Articles added to 2019 Order**

4A. Save as provided in Articles 23(4), 23(10) and 23(15) of this Order no person shall, except upon the direction or with the permission of a Police Officer in uniform or a PCSO, cause or permit any vehicle to stop or wait or otherwise leave a vehicle in a stationary manner at any time in the roads or lengths of road specified in Schedule 2.02 to this Order.

23(15) a police vehicle when it is being used for police purposes

**SCHEDULE TWO**

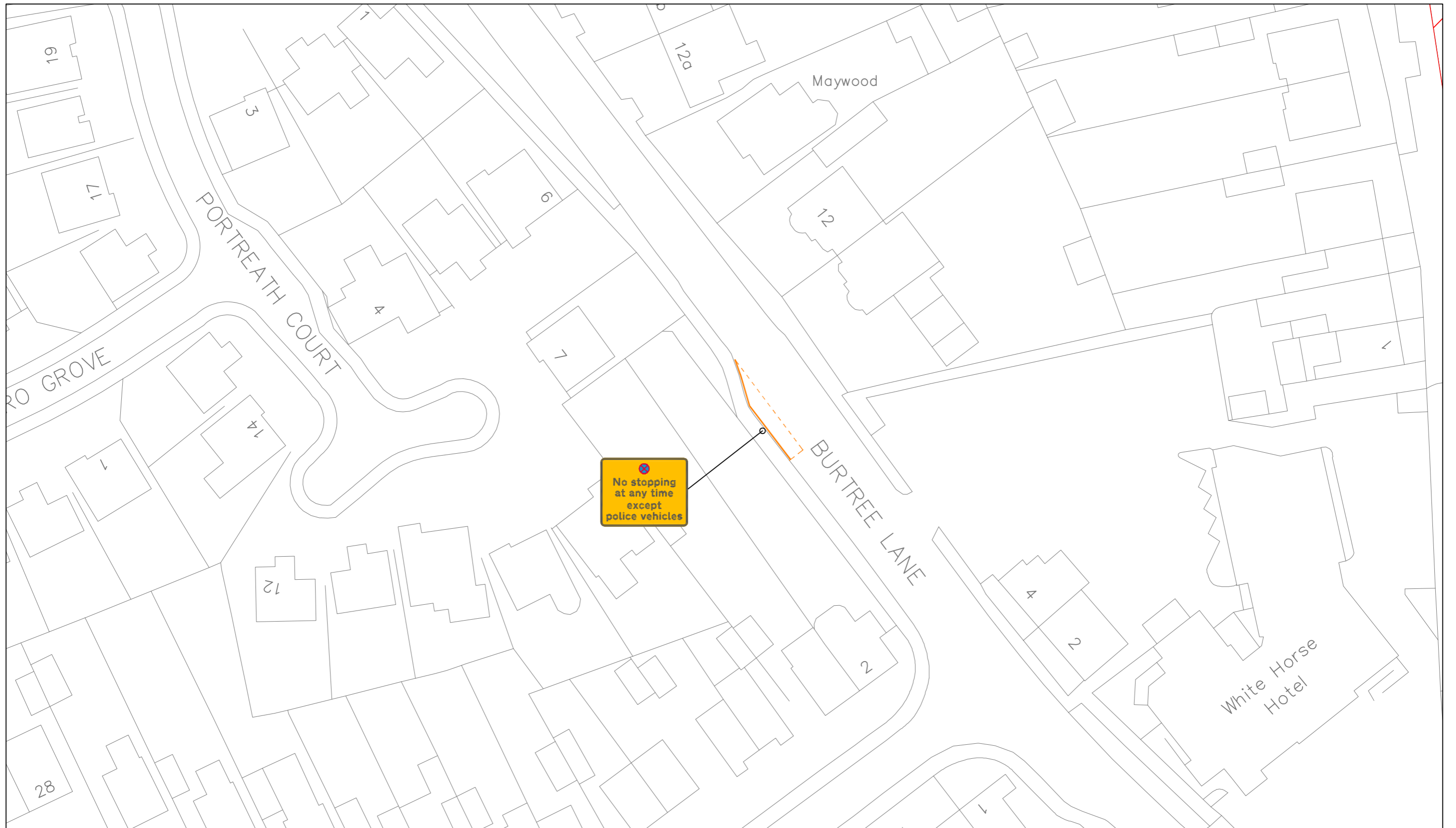
**Schedule added to 2019 Order**

**SCHEDULE 2.02**


**No stopping except for police vehicles**

**At all times**

Burtree Lane	the west side, from a point 37 metres to a point 52 metres north of its junction with Princess Road
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**Key to Types of Restriction**

 2.02 - No Stopping at any time except for Police vehicles



**DARLINGTON**  
Borough Council

**Darlington Borough Council  
Proposed  
Waiting Restrictions**



Title:  
Burtree Lane

Date:  
March 23

Drawn by:  
C. Easby

Scale:  
1 : 500 @A3