

Changes to legislation: There are currently no known outstanding effects for the Road Traffic Regulation Act 1984, Paragraph 13. (See end of Document for details)

SCHEDULES

SCHEDULE 9

SPECIAL PROVISIONS AS TO CERTAIN ORDERS

Modifications etc. (not altering text)

- C1 Sch. 9: transfer of functions (23.3.2005) by [The Scotland Act 1998 \(Transfer of Functions to the Scottish Ministers etc.\) Order 2005 \(S.I. 2005/849\)](#), art. 2, [Sch.](#) (with art. 6)
- C1 [Sch. 9](#) applied (E.W.) (20.12.2023) by [The York and North Yorkshire Combined Authority Order 2023 \(S.I. 2023/1432\)](#), arts. 1(2), [17\(3\)](#)

PART II

CONSENT OF [F1 NATIONAL AUTHORITY] TO CERTAIN ORDERS

Textual Amendments

- F1 Words in [Sch. 9 Pt. II](#) substituted (23.5.2016) by [Scotland Act 2016 \(c. 11\)](#), s. 72(7), [Sch. 2 para. 15\(2\)](#)

- 13 (1) Where in the case of any order proposed to be made by a local authority other than [F1the council of a London borough and the Common Council of the City of London] under or by virtue of any of the following provisions of this Act, namely, sections 1, 9, 19, 29, 32, 35, 37, 38, 45, 46, 49, 83(2) and 84, it is proposed to include in the order any provision—
- (a) so prohibiting or restricting the use of a road as to prevent, for more than 8 hours in any period of 24 hours, access for vehicles of any class to any premises situated on or adjacent to that road or any other premises accessible for vehicles of that class from, and only from, that road, or
- (b) applying to a [F2a road for which the [F3national authority] is the traffic authority], or
- [F4(ba) applying to a road for which a strategic highways company is the traffic authority, or]
- [F5(c)]
- (d) being, in the case of an order for the purposes of section 84(1) of this Act—
- [F5(i)]
- (ii) a provision applying to any road a speed limit of less than 30 miles per hour, or
- [F6[(iii) a provision imposing a prohibition by virtue of paragraph (b) or (c) of that subsection, or]
- (e) varying or revoking, within 12 months of its making, any order made by, or made in pursuance of a direction given by, the [F3national authority] , or

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- (f) making provision as respects any length of road for any purpose within 12 months after the date when a previous order made as respects that length of road for a similar purpose was varied or revoked by an order made by, or made in pursuance of a direction given by, the [^{F3}national authority] ,

then (except in a case to which sub-paragraph (2) [^{F7}, (3) or (4)] below applies, or where the provision is to be included in pursuance of a direction under paragraph 2 of this Schedule) the order shall not be made without the consent of the [^{F3}national authority] .

(2) This sub-paragraph applies where—

- (a) it is proposed to include in the order any such provision as is mentioned in sub-paragraph (1)(a) above, and
- (b) either—
 - (i) no owner, lessee or occupier of premises such as are mentioned in sub-paragraph (1)(a) above has submitted to the authority any objection to the inclusion of that provision in the order, or
 - (ii) any such owner, lessee or occupier who has submitted such an objection has withdrawn it.

(3) This sub-paragraph applies in the case of any order proposed to be made under section 9 of this Act where—

- (a) it is proposed to include in the order any such provision as is mentioned in sub-paragraph (1)(a) above, and
- (b) the effect of the prohibition by the order of the use of the road to which it relates or of any restriction on the use of that road contained in the order would be to prevent vehicles, or vehicles of any class, being loaded or unloaded in that road or to prevent persons boarding or alighting from a [^{F8}vehicle being used in the provision of a local service within the meaning of the Transport Act 1985] on that road, and
- (c) either—
 - (i) no person has submitted to the authority any objection to the making of the order on the ground that it would prevent vehicles, or vehicles of that class, being loaded or unloaded in the road, and no person being the operator of a [^{F9}local service (within the meaning of the Transport Act 1985)] has submitted to the authority any objection to the making of the order on the ground that it would prevent persons boarding or alighting from a [^{F9}vehicle] being used in that service in the road, or
 - (ii) any such person who has submitted an objection on that ground has withdrawn it.

[^{F10}(4) This sub-paragraph applies where it is proposed to include in the order provision mentioned in sub-paragraph (1)(ba), in which case the order must not be made without the consent of the strategic highways company.]

Textual Amendments

- F1** Words substituted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 2, 8(1), [Sch. 5 para. 4\(39\)\(f\)](#)
- F2** Words in Sch. 9 para. 13(1)(b) substituted (1.11.1991) by [New Roads and Street Works Act 1991 \(c. 22, SIF 59, 108\)](#), s. 168(1), [Sch. 8 para. 80\(2\)](#); which substitution is in force for Scotland only by [S.I. 1991/2286, art. 2\(2\)](#), [Sch. 2](#) and for England and Wales only by [S.I. 1991/2288, art. 3, Sch.](#)

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- F3** Words in [Sch. 9 para. 13\(1\)](#) substituted (23.5.2016) by [Scotland Act 2016 \(c. 11\)](#), s. 72(7), [Sch. 2 para. 15\(3\)](#)
- F4** [Sch. 9 para. 13\(1\)\(ba\)](#) inserted (5.3.2015) by [Infrastructure Act 2015 \(c. 7\)](#), s. 57(1), [Sch. 1 para. 100\(4\)\(a\)](#); [S.I. 2015/481](#), reg. 2(a)
- F5** [Sch. 9 para. 13\(1\)\(c\)\(d\)\(i\)](#) repealed (23.1.1993) by [S.I. 1993/35](#), [art. 2\(3\)](#).
- F6** [Sch. 9 para. 13\(1\)\(d\)\(iii\)](#) inserted (1.7.1992) by [Road Traffic Act 1991 \(c. 40\)](#), SIF 107:1), s. 48, [Sch. 4](#), para. 37; [S.I. 1992/1286](#), art. 2, [Sch.](#)
- F7** Words in [Sch. 9 para. 13\(1\)](#) substituted (5.3.2015) by [Infrastructure Act 2015 \(c. 7\)](#), s. 57(1), [Sch. 1 para. 100\(4\)\(b\)](#); [S.I. 2015/481](#), reg. 2(a)
- F8** Words substituted by [Transport Act 1985 \(c. 67\)](#), SIF 126), s. 1(3), [Sch. 1 para. 15\(5\)\(a\)](#)
- F9** Word(s) substituted by [Transport Act 1985 \(c. 67\)](#), SIF 126), s. 1(3), [Sch. 1 para. 15\(5\)\(b\)](#)
- F10** [Sch. 9 para. 13\(4\)](#) inserted (5.3.2015) by [Infrastructure Act 2015 \(c. 7\)](#), s. 57(1), [Sch. 1 para. 100\(4\)\(c\)](#); [S.I. 2015/481](#), reg. 2(a)

Modifications etc. (not altering text)

- C1** [Sch. 9 para. 13](#): Transfer of certain functions (1.7.1999) by [S.I. 1999/1750](#), arts. 1, 2, [Sch. 1](#) (art. 7); [S.I. 1998/3178](#), [art. 3](#)
- C2** [Sch. 9 para. 13](#) restricted (16.6.1999) by [S.I. 1999/1608](#), [art. 2](#)

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