

SWINDON BOROUGH COUNCIL  
(RAINSCOMBE ROAD, BADBURY PARK) (PROHIBITION OF VEHICLES)  
EXPERIMENTAL ORDER 2024

Swindon Borough Council, in exercise of its powers under Section 9 and 10 of the Road Traffic Regulation Act 1984 ("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 to the Act, hereby make the following Order:-

1. In this Order the following expressions have the meaning hereby respectively assigned to them:

"Bus" means a motor vehicle constructed or adapted to carry more than 8 passengers (exclusive of the driver)

"Council" means Swindon Borough Council

"Hackney Carriage" has the same meaning as in the Town and Police Clauses Act 1884 and as amended by the Local Government (Miscellaneous Provisions) Act 1976

"Health Care Worker" means any person that can be identified as a GP, Doctor, Registered Nurse and any other nominated medical person working for or on behalf of the NHS.

"Motor Vehicle" and "Motor Cycle" has the same meaning as in Section 136 of the 1984 Act

"School Street Permit Holder" means any person to whom a permit has been issued under the terms of this Order.

"Private Hire Vehicle" has the same meaning as in the Town and Police Clauses Act 1884 and as amended by the Local Government (Miscellaneous Provisions) Act 1976

"Prohibited Times" means the time specified in the Schedule to this Order.

"Prohibited Road" means Rainscombe Road from the junction with Salthrop Rise for a distance of 192.3 metres in a north westerly and north easterly direction finishing at the junction of Homington Avenue.

"Properties" means the postal addresses specified in the Schedule

"School Street Permit" means a permit issued by the Council to get access to/from the properties specified in the Schedule to this Order

“school transport” a vehicle arranged by the Council for the transport of school children

“Support Worker” means any person providing a health and social care service for or on behalf of the Council

“Taxi” means either a hackney carriage licensed by the Council under Section 37 of the Town Police Clauses Act 1847 or a private hire vehicle

“Universal Service Provider” has the same meaning as in Part 3 of the Postal Services Act 2011, and reference to the provision of a universal postal service shall be construed in accordance with that Part

“Vehicle” means either a motor vehicle or motor cycle

2. Save as provided in Article 3 and 4 below, no person shall, except upon the direction or with the permission of a police constable in uniform, cause or permit any vehicle to enter or proceed in the prohibited road during the prohibited hours as specified in the Schedule to this Order.
3. Nothing in Article 2 shall render it unlawful to cause or permit a vehicle to proceed on the prohibited road if it is being used for the purposes of the Police, Fire or Ambulance in an emergency.
4. Nothing in Article 2 of this Order shall render it unlawful to cause or permit a motor vehicle to enter or proceed in the prohibited road if the vehicle is being used in connection with any of the following operations:
  - a) the maintenance, improvement or reconstruction of the said road;
  - b) the laying, erection, alteration or repair in, or in land adjacent to, the said roads, of any sewer or of any main pipe, or apparatus for the supply of gas, water or electricity or of any telecommunication apparatus as defined in paragraph (1) of the Telecommunication Code contained in Schedule 2 to the Telecommunications Act 1984 as amended
  - c) any vehicle being used in the service of a local authority or of a water authority in pursuance of statutory powers or duties
  - d) a vehicle displaying a school street permit that has been issued by the Council, to the school street permit holder, for access to and from the properties specified in the schedule to this Order
  - e) a vehicle being driven by a member of staff of Badbury Park Primary School to get access to/from the school
  - f) a vehicle arranged by the Council as school transport for Badbury Park Primary School to get access to/from the school.
  - g) a vehicle for the delivery and collection of goods and services for/from the properties specified in the schedule to this Order

- h) a vehicle displaying a blue badge, being driven by or carrying a disabled person for access to and from the properties specified in the schedule to this Order
  - i) a vehicle in the service of the Post Office or a universal service provider being used for the delivery and collection of postal packages for/from the properties specified in the schedule to this Order
  - j) a bus and taxi for picking up or dropping off passengers to and from the properties specified in the schedule to this Order
  - k) a vehicle used by a health care worker or support work for the provision of domiciliary care to any of the properties specified in the Schedule to this Order.
  - l) any vehicle being used for the undertaking of a funeral from any properties specified in the Schedule to this Order
5. The Head of Strategic Transport of the Council is empowered to modify or suspend the Order or any provision of it pursuant to and in accordance with Section 10(2) of the Act.
6. This Order shall come into operation on the 8 April 2024 to remain in force for eighteen months until 8 October 2025 and may be cited as The Swindon Borough Council (Rainscombe Road, Badbury Park) (Prohibition of Motor Vehicles) Experimental Order 2024.

THE COMMON SEAL of  
 SWINDON BOROUGH COUNCIL  
 was hereunto affixed on the  
 27<sup>th</sup> day of March 2024

in the presence of:

#### SCHEDULE

Prohibited Road	Prohibited Days	Prohibited Hours	List of Properties requiring access
Rainscombe Road (part)	Monday - Friday	8.15 am to 9.00am 2.30 pm to 3.15 pm	Rainscombe Road, SN3 6ER Property No's 1,2,3,4,5,6,7,8,9,10,11,12,14, 30,31,32,33,34,35,36.