

**East Ayrshire Council**  
**(Blackfaulds Road, Craigens Road and James Young Avenue, Cumnock)**  
**(Part Time Pedestrian and Cycle Zone) Order 2024**

East Ayrshire Council, in exercise of the powers conferred on it by Section 14(1)(b) of the Road Traffic Regulation Act 1984, as amended, and of all other enabling powers, hereby makes the following Order—

PART I

GENERAL

**Citation and commencement**

1.
  - a) This Order may be cited as “East Ayrshire Council (Blackfaulds Road, Craigens Road and James Young Avenue, Cumnock) (Part Time Pedestrian and Cycle Zone) Order 2024” and comes into force at 15:16 hours on Friday 26 April 2024.
  - b) The interpretation Act 1978 shall apply for the interpretation of this Order as it applies to an Act of Parliament.
  - c) Any reference in this Order to any enactment shall be constructed as a reference to that enactment as amended by any subsequent enactment.

**Interpretation**

2. a) In this Order the following expressions have the meanings hereby assigned to them—

“**authorised person**” means any person authorised by the Council or the Head Teacher of Netherthird Primary School and ECC;

“**Council**” means East Ayrshire Council;

“**disabled person's badge**” has the meaning given by The Disabled Persons (Badges for Motor Vehicles) (Scotland) Regulations 2000, as amended;

“**disabled person's vehicle**” means a vehicle lawfully displaying a valid disabled person's badge;

“**emergency service vehicle**” means a vehicle being used by the Police, Fire & Rescue or Ambulance Services;

“**motor vehicle**” unless the context otherwise requires, means a mechanically propelled vehicle intended or adapted for use on roads but not a pedal cycle;

“**pedal cycle**” means a unicycle, bicycle, tricycle or cycle, not being mechanically propelled unless it is an electrically assisted pedal cycle that is not treated as a motor vehicle;

“**Schedule**” means Schedule 1 annexed and signed as relative hereto;

“**school streets permit**” means a valid permit issued by the Council and displayed in a prominent position visible from the windscreen of the vehicle;

“**taxi**” a taxi licensed under Section 10 of the Civic Government (Scotland) Act 1982;

“**tricycle**” shall be construed as including a reference to a cycle which is not a motor vehicle and has 3 or more wheels;

“**universal service provider**” has the same meaning as in the Postal Services Act 2000;

“**universal postal service**” has the same meaning as in the Postal Services Act 2000,

“**vehicle**” unless the context otherwise requires, means a vehicle of any description and includes a machine or implement of any kind drawn or propelled along roads whether or not by mechanical power.

- b) A reference in this Order to any enactment is a reference to that enactment as amended by any subsequent enactment.
- c) A reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order.

## PART II

### PART TIME PEDESTRIAN AND CYCLE ZONE

#### **Prohibition of motor vehicles**

- 3. Save as provided in Articles 4, 5, 6 and 7 no person shall, except upon the direction or with the permission of a police constable in uniform, cause or permit any motor vehicle to be driven so as to enter the lengths of roads specified in Column 1 of Schedule 1 on the days and during the times specified in Column 2 of Schedule 1.

#### **Provision for access**

- 4. Nothing in Article 3 will apply so as to prevent any motor vehicle from being driven at any time in any of the lengths of roads specified in Schedule 1—

- (a) for so long as may be necessary to enable the motor vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any building operation or demolition, the removal of any obstruction to traffic, the maintenance, improvement or reconstruction of any of the lengths of roads so referred to, or the laying, erection, alteration or repair in or near to any of the said lengths of roads, of any sewer or any main, pipe or apparatus for the supply of gas, water or electricity, or of any electronic communications apparatus;
  - (b) to enable the motor vehicle, if it cannot conveniently be used for such purposes in any other road, to be used in pursuance of statutory powers and duties and in particular, but without prejudice to the generality of the foregoing, to enable the vehicle to be used in connection with police, fire & rescue and ambulance purposes;
  - (c) to enable the motor vehicle, if it cannot conveniently be used for such purposes in any other road, to be used in connection with the provision of essential health care by a person employed by or under contract to the NHS or the Council;
  - (d) to enable the motor vehicle bearing the livery of a provider of a universal postal service provided and/or whilst being used by a universal service provider in the course of the provision of a universal postal service, if it cannot conveniently be used for such purposes in any other road, to enter the roads for as long as is necessary for postal packets to be collected or delivered to or from adjacent premises or posting boxes;
  - (e) to enable a motor vehicle bearing the livery of a security cash delivery service which, whilst used by a security cash delivery service provider in the course of the provision of a cash delivery service, to enter the roads only for as long as is reasonably necessary for cash to be collected or delivered to or from adjacent premises;
  - (f) to enable the motor vehicle, if it cannot conveniently be used for such purposes in any other road, to be used in connection with weddings, funerals or the removal or deposit of furniture to/from an adjacent premises;
  - (g) if the motor vehicle is a disabled person's vehicle and is clearly displaying a valid disabled persons badge;
  - (h) if the motor vehicle is a taxi;
  - (i) if the vehicle is in the service of East Ayrshire Council undertaking statutory duties.
5. Nothing in Article 3 will apply so as to prevent any motor vehicle from being driven in any of the lengths of roads specified in Schedule 1 for as long as may be necessary to enable an authorised person access to Netherthird Primary School and ECC.
6. Nothing in Article 3 will apply so as to prevent any motor vehicle displaying a valid school streets permit from being driven in any of the lengths of roads specified in Schedule 1 for as long as may be necessary to enable any motor vehicle to gain access to and egress from any property within the said roads.

7. Nothing in Article 3 will apply so as to prevent any pedal cycle from being driven in any of the lengths of roads specified in Schedule 1

Sealed with the Common Seal of East Ayrshire Council and subscribed for it and on its behalf by **<NAME>**, Proper Officer and Solicitor to the Council at Kilmarnock on **<DATE>**.

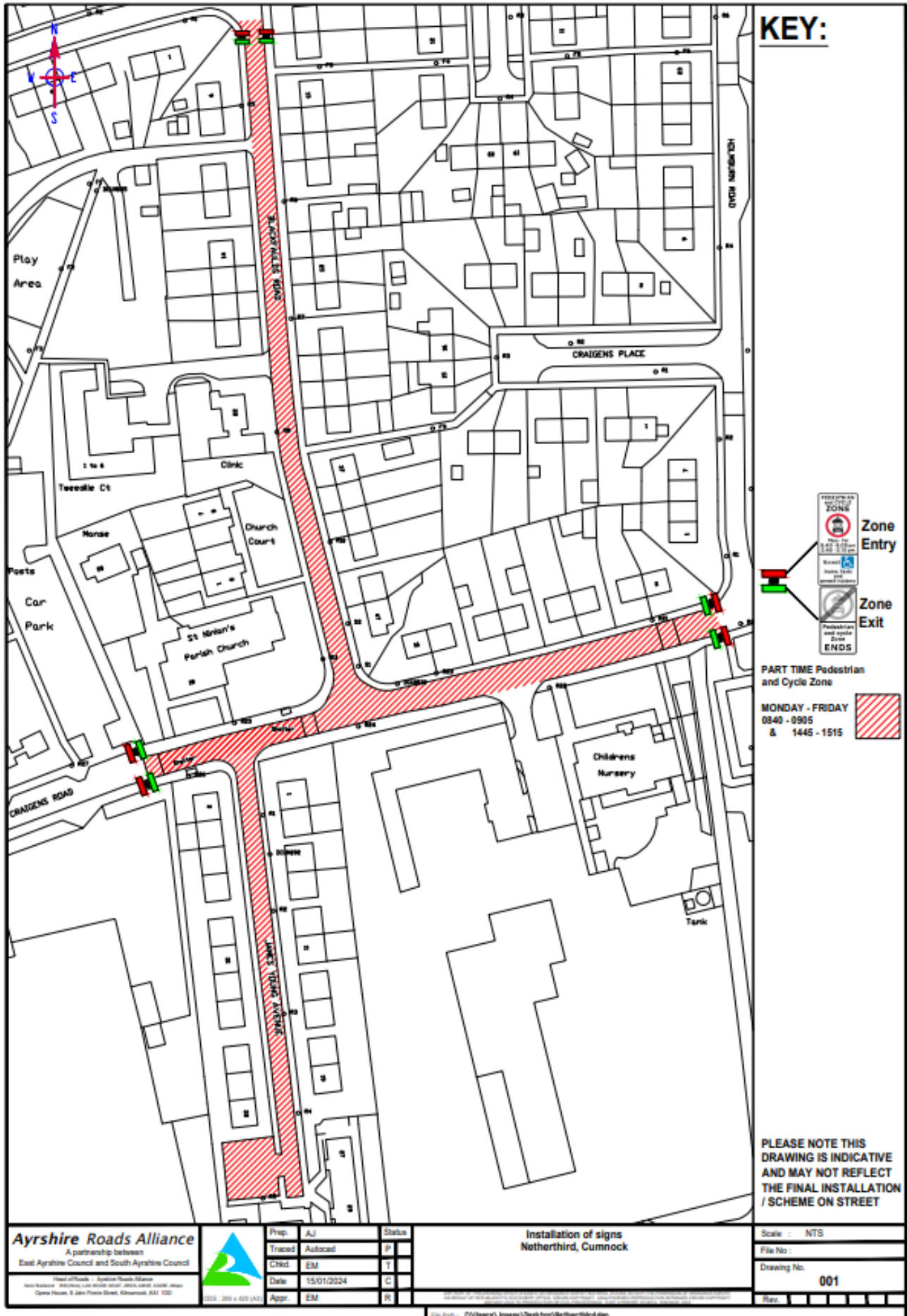
Signed .....

Dated.....

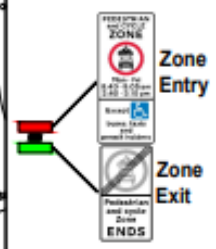
**SCHEDULE 1**

**Part Time Pedestrian and Cycle Zone**

<b><u>COLUMN 1</u></b> <b><u>LENGTH OF ROADS IN THE LOCAL AUTHORITY</u></b> <b><u>AREA OF EAST AYRSHIRE IN THE TOWN OF</u></b> <b><u>CUMNOCK</u></b>	<b><u>COLUMN 2</u></b> <b><u>DAYS AND TIMES OF</u></b> <b><u>OPERATION</u></b>
Blackfaulds Road – between its junction with Craigens Road and its junction with Lamont Crescent	Monday to Friday (inclusive) 08:40 – 09:05 14:45 - 15:15
Craigens Road – between a point in line with the eastern property boundary line of No2 Craigens Road and a point in line with the western property boundary line of St Ninian’s Parish Church	Monday to Friday (inclusive) 08:40 – 09:05 14:45 - 15:15
James Young Avenue – its whole extent	Monday to Friday (inclusive) 08:40 – 09:05 14:45 - 15:15



**KEY:**



**PART TIME Pedestrian and Cycle Zone**  
**MONDAY - FRIDAY**  
**0840 - 0905**  
**& 1445 - 1515**



**PLEASE NOTE THIS DRAWING IS INDICATIVE AND MAY NOT REFLECT THE FINAL INSTALLATION / SCHEME ON STREET**

**Ayrshire Roads Alliance**  
 A partnership between  
 East Ayrshire Council and South Ayrshire Council  
 Head Office - Ayrshire Roads Alliance  
 1000 Northcote - Ayrshire Roads Alliance  
 1000 Northcote - Ayrshire Roads Alliance  
 1000 Northcote - Ayrshire Roads Alliance  
 1000 Northcote - Ayrshire Roads Alliance



Prep.	AJ	Status
Traced	Autocad	P
Chkd.	EM	T
Date	15/01/2024	C
Appr.	EM	R

Installation of signs  
 Netherthird, Cumnock

Scale	NTS
File No.	
Drawing No.	001
Rev.	