



St. Helens  
Council

## ST HELENS COUNCIL PERMIT SCHEME ORDER 2015

***Made 2015***

***Coming into force 1<sup>st</sup> October 2015***

St Helens Borough Council in exercise of its powers conferred by Section 33A (2) of the Traffic Management Act 2004 and all other enabling powers hereby makes the following order;

1. The Order may be cited as 'The St Helens Council Permit Scheme for Road and Street Activities Order 2015' and shall come into force on 1<sup>st</sup> October 2015.
2. The St Helens Borough Council Permit Scheme for Road and Street Activities which came into effect on 10<sup>th</sup> April 2012 under the Traffic Management (St Helens Borough Council Permit Scheme Order 2012) is varied to comply with the Traffic Management Permit Scheme (England) Regulations 2007 as amended by the Traffic Management Permit Scheme (England) (Amendment) Regulations 2015.
3. St Helens Borough Council acting as the Highway Authority for all streets under its control within the whole of the area encompassed by the authority's boundary approves the St Helens Borough Council Permit Scheme for Road and Street Activities which is set out in the Schedule to this Order.
4. The St Helens Council Permit Scheme for Road and Street Activities set out in the Schedule to this Order complies with all aspects of the Traffic Management Permit Scheme (England) Regulations 2007 as amended by the Traffic Management Permit Scheme (England) (Amendment) Regulations 2015, with all other primary and secondary legislation in relation to Traffic Management Permit Schemes and does not exceed the powers provided under such legislation.
5. The St Helens Council Permit Scheme for Road and Street Activities set out in the Schedule to this Order comes into effect on 1st October 2015.

6. Part 8 of the Traffic Management Permit Scheme (England) Regulations 2007 shall apply to the specified streets within the St Helens Council Permit Scheme for Road and Street Activities.

Dated this 26<sup>th</sup> day of August 2015

[Signed] *P. Sanderson* .....

Paul Sanderson

Director of Environmental Protection Department

(A person authorised by St Helens Borough Council to give effect to, vary or revoke a permit scheme).



# The St. Helens Council Permit Scheme for Road and Street Activities



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# **1 Introduction**

## **1.1 Background**

Part 3 of the Traffic Management Act (TMA) 2004 introduced permit schemes as a new way in which activities in the public highway could be managed and to improve authorities' ability to minimise disruption from road and street works.

## **1.2 Relationship to NRSWA**

Permit schemes provide an alternative to the notification system of the New Roads and Street Works Act (NRSWA) 1991, whereby instead of informing a street authority about its intention to carry out works in its area, a statutory undertaker has to book time on the highway by obtaining a permit from the permit authority. Under a permit scheme, the highway authority's activities undertaken by itself, its partners or agents are also treated in exactly the same way as a statutory undertaker. A street authority may choose to implement a permit scheme on all or some of the roads under its control.

## **1.3 The Permit Scheme**

This Permit Scheme, formerly known as "The Merseyside Authorities Permit Scheme (MAPS) for Road and Street Activities" is based on Part 3 of the TMA and the Traffic Management Permit Schemes (England) Regulations 2007, (the 2007 Regulations) and had been prepared with regard to the Statutory Guidance issued by the Secretary of State to assist street authorities wishing to become permit authorities and in accordance with the requirements set out in the 2007 Regulations.

The Deregulation Act 2015 (the 2015 Act) received Royal Assent on the 26<sup>th</sup> March. The 2015 Act provides that a scheme previously given by a Statutory Instrument (SI) made by the Secretary of State is to be treated as if it had been given effect by an Order made by the Highway Authority under the amended Traffic Management Act. From 30<sup>th</sup> June 2015 authorities making or varying a scheme will do so by Order.

As of 1<sup>st</sup> October 2015 this permit scheme - to be now known as The St.Helens Council Permit Scheme for Road and Street Activities will comply with The Traffic Management Permit Scheme (England) (Amendment) Regulations 2015 (the amendment regulations) to reflect changes made by the 2015 Act and other changes to the operation of permit schemes.

Activity promoters should make themselves aware of the content of these documents and also "The Code of Practice for Permits" alongside which the Permit Scheme will be operated.

All current NRSWA and TMA legislation, codes of practice etc, and any future amendments to that legislation, apply to the Permit Scheme.



