

DATED 7TH JUNE, 1979

BRITISH TRANSPORT DOCKS BOARD

IMMINGHAM DOCKS (REGULATION OF VEHICLES) BYELAWS 1979

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The British Transport Docks Board (hereinafter referred to as "the Board") in exercise of the powers contained in Section 52 of the British Transport Docks Act 1964 and all other powers then enabling hereby make the following Byelaws.

1. CITATION AND COMMENCEMENT

These Byelaws which may be cited as the Immingham Docks (Regulation of Vehicles) Byelaws 1979 shall come into operation on the expiration of 28 days after their confirmation by the Minister and shall apply to the docks (as hereinafter defined) belonging to the Board at Immingham.

2. INTERPRETATION

In these Byelaws:—

- (a) "the docks" means the dock undertaking of the Board situated at Immingham in the County of Humberside and known as Immingham Docks and includes any dry dock, graving dock, slipway, lock or entrance and all jetties, quays, plant, railways, buildings, sheds, entrances, cuts, canals, approaches, gates and all works and things and land comprising the said undertaking;
- (b) "dock road" means any road, pier, wharf, quay, bridge, approach, work or land (excluding land let or leased to parties other than the Board) which is situated within the docks (not being a road as defined by Section 196 of the Road Traffic Act 1972);
- (c) "dock use only vehicle" means a vehicle which is used exclusively within the docks and in respect of which no duty is chargeable under the Vehicles (Excise) Act 1971 by reason that the vehicle is used exclusively on roads which are not public roads within the meaning of that Act;
- (d) "Secretaries of State" means the Secretary of State for Wales and the Secretary of State for Scotland.
- (e) "traffic sign" means any object or device (whether fixed or portable) of the size, colour and type specified in Regulations made by the Minister and the Secretaries of State acting jointly in pursuance of their powers contained in Section 54 of the Road Traffic Regulations Act 1967, for conveying to traffic on roads the appropriate requirements, restrictions or prohibitions and erected in conformity with and subject to any general directions given to highway authorities by the Minister and the Secretaries of State acting jointly or such other directions as may be given by the Minister.
- (f) "vehicle" means and includes every kind of vehicle and every means of conveyance on wheels other than a handbarrow or trolley however propelled or drawn for carrying any person or thing.

3. SAFETY OF LOADS ON VEHICLES

Any person bringing or causing to be brought or allowing to remain within the docks any vehicle shall ensure that any load carried by such vehicle within the docks shall at all times be so secured or be in such a position that danger is not likely to be caused to any person by reason of the load or any part thereof falling from the vehicle or by reason of any other movement of the load or any part thereof in relation to the vehicle.

4. CONDITION OF DOCK-USE ONLY VEHICLES

No person shall bring or cause to be brought or allow to remain on the docks any vehicle which is a dock-use only vehicle unless there is in force in relation to that vehicle a licence signed by the Board or their duly authorised officer permitting the said vehicle to be used within the docks, such licence to be refused or withdrawn only if such dock-use only vehicle is not in a safe condition.

5. LIGHTING OF VEHICLES DURING HOURS OF DARKNESS

Except with the permission of the Docks Manager or his duly authorised deputies or assistants, the driver or person in charge of any vehicle shall cause to be exhibited on such vehicle whilst it is on any part of the docks during hours of darkness:—

- (a) two lamps each showing to the front a white light visible from a reasonable distance; and
- (b) two lamps each showing to the rear a red light visible from a reasonable distance; and shall cause such lamps to be kept properly lighted.

Provided that:—

- (i) In the case of a bicycle not having a sidecar attached thereto whether propelled by mechanical power or not or of a tricycle not propelled by mechanical power or of an invalid carriage, only a single lamp showing a white light to the front instead of two such lamps need be carried;
- (ii) In the case of a bicycle or tricycle not propelled by mechanical power or of a bicycle propelled by mechanical power and not having a sidecar attached thereto only a single lamp showing a red light to the rear instead of two such lamps need be carried;

For the purpose of this Byelaw "hours of darkness" shall mean the time between half an hour after sunset and half an hour before sunrise throughout the whole of the year.

6. MINIMUM AGE FOR DRIVING DOCK-USE ONLY VEHICLES

No person shall drive a dock-use only vehicle unless he has attained the minimum age as laid down in the Road Traffic Act 1972 which would apply in relation to driving that vehicle if it were driven on a road as defined by Section 196 of that Act.

7. DUTY TO COMPLY WITH TRAFFIC SIGNS

It shall be the duty of all drivers and persons in charge of vehicles within the docks to comply with such requirements, restrictions or prohibitions of the description specified in Regulations by the Secretaries of State for such traffic signs as are erected on any dock road within the docks which:—

- (a) require vehicles to proceed in a specified direction;
- (b) prohibit vehicles from proceeding in a specified direction;
- (c) prohibit or restrict the waiting of vehicles;
- (d) prohibit cycling; or
- (e) prohibit the driving of vehicles or classes of vehicles on roads or parts of roads.

8. **PENALTIES**

Any person who without reasonable excuse contravenes these Byelaws shall be guilty of an offence and liable on summary conviction to a penalty not exceeding £25.

Provided that no person shall be guilty of an offence under Byelaw 7 on any dock road within the docks and subject to any penalty under this Byelaw unless the appropriate traffic signs have been provided on such dock road.

THE COMMON SEAL of the **BRITISH TRANSPORT DOCKS BOARD** was hereunto affixed in the presence of:—

C. J. WOODLAND
Deputy Secretary

on the seventh day of June 1979

THE MINISTER hereby confirms the foregoing Byelaws

Signed by Authority of the Minister

DAVID EDMONDS
An Assistant Secretary in the Department of Transport

on the 21st day of September 1979