

Subject to the limitations and exemptions provided by the Order and by virtue of section 11(2) of the Act if, on any day after the Order has come into operation, smoke is emitted from a chimney of any building within the Smoke Control Area the occupier of that building shall be guilty of an offence and liable to a fine not exceeding level 3 on the standard scale which is currently £400 unless he proves that the emission of smoke was not caused by the use of any fuel other than an authorised fuel. The authorised fuels include anthracite, coke and other carbonised fuels, gas and electricity. It is intended that the Order will become operative on 1st October 1992.

Copies of the Order and of the map referred to therein may be inspected free of charge at the Council House, Beecroft Road, Cannock, and at the Council Offices, Victoria Street, Hednesford and Anson Street, Rugeley, at all reasonable times until 24th February 1992.

Within the said period any persons who will be affected by the Order may, by notice in writing to the Director of Resources, Council House, Beecroft Road, Cannock, Staffordshire object to the making of the Order.

*J. R. Davies, Director of Resources*

Council House,  
Beecroft Road,  
Cannock WS11 1BG.

#### SCHEDULE

An area of predominantly residential properties to the south of Rugeley comprising approximately 100 hectares being bounded on its western side by the Rugeley to Hednesford railway branch line starting at the mid point of the road bridge which crosses the railway line at Hednesford Road and extends south-westerly 1,260 metres at which point it meets the parish boundary and thence eastwards following the boundary to a point 420 metres up Coppice Lane thence northwards to meet the eastern boundary of the Flaxley Primary School, continuing to its most northerly point thence eastwards following the western perimeter fence of the property known as Brereton Fields Farm continuing to its most northerly point thence along the rear of the properties known as 68 to 78 Queensway thence in a north-westerly direction along the eastern boundaries of numbers 78 and 71 Queensway thence northwards continuing along the western boundary of St. Joseph's RC Primary School and thence sweeps north-westerly along the rear of the properties known as 33 to 21 Curzon Place along the northern boundary of the Pear Tree School and back to the original point at the mid line of the road bridge of Hednesford Road.

11th December 1991.

(771)

## POST OFFICE

### POST OFFICE SCHEME L1/1992

NOTE: The Scheme which follows this Note has been made under Section 28 of the Post Office Act 1969, and amends the Post Office Inland Letter Post Scheme 1989. The Scheme, which comes into operation on 6th January 1992, introduces a single Response Services Licence in place of separate Business Reply and Freepost licences.

(This Note is not part of the Scheme)

### THE POST OFFICE INLAND LETTER POST AMENDMENT (No. 3) SCHEME 1992

Made . . . . . 16th December 1991

Coming into operation . . . . . 6th January 1992

The Post Office, by virtue of the powers conferred upon it by Section 28 of the Post Office Act 1969, and of all other powers enabling it in this behalf, hereby makes the following Scheme:

#### Commencement and citation

1. (1) This Scheme shall come into operation on 6th January 1992 and may be cited as the Post Office Inland Letter Post Amendment (No. 3) Scheme 1992.

(2) This Scheme shall be read as one with the Post Office Inland Letter Post Scheme 1989 (Post Office Scheme L1/1989) (hereinafter called "the Scheme") as amended by the Post Office Inland Letter Post Amendment (No. 1) Scheme 1990 (Post Office Scheme L3/1990) and the Post Office Inland Letter Post Amendment (No. 2) Scheme 1991 (Post Office Scheme L4/1991).

#### Response services

2. Paragraphs 26 and 27 of the Scheme shall be deleted and the following inserted in their place:

#### "Response services

26 (1) A person who proposes to invite others to post business reply packets, or freepost packets, or both, to him or to his agent may apply to the Post Office for a licence authorising the posting of business reply and freepost packets to an address of the applicant or of his agent specified therein (being an address within the British postal area) without prepayment of postage, the provision by the applicant and the use for that purpose of the necessary cards, folders, letter cards, envelopes or labels.

(2) A licence conferring such authority as is mentioned in subparagraph (1) is hereinafter referred to as a "Response Services Licence" and the person on whose application any such licence was granted is hereinafter referred to in relation to that licence as "the licensee".

(3) A Response Services Licence may specify more than one address of the licensee or of his agent to which business reply and freepost packets may be posted (being in each case an address within the British postal area), and other such addresses may be added to any licence from time to time on the application of the licensee.

(4) In relation to each address so specified, such a licence shall specify also the terms in which freepost packets posted there are to be addressed, and such terms (which may state the address in an abbreviated form with or without words, characters and symbols used as codes) shall include the word "FREEPOST" (in capital letters) and such special distinguishing characters (if any) as the Post Office may allocate, and are hereinafter referred to as the "authorised terms".

(5) No letter may be posted as a freepost packet without prepayment of postage which is not addressed to an address specified in a Response Services Licence in the authorised terms, and every advertisement, notice, letter or other communication published, displayed, broadcast, issued, given, sent or made by, for or with the authority of the licensee, which includes an invitation to post freepost packets to an address of the licensee or his agent specified in the licence shall state that address precisely in the authorised terms and in the manner and order in which such terms are specified in the licence.

(6) Subject as may be provided in the relevant Response Services Licence no card, folder, letter card, envelope, wrapper or label shall be made available by the licensee for use by any person as or with a business reply or freepost packet (or being a label shall be incorporated in an advertisement published by or for the licensee) unless:

(a) it has printed thereon in such position and manner as have been approved by the Post Office special distinguishing characters (if any) allocated for the purpose by the Post Office and an address specified in the relevant licence;

(b) it meets the prescribed specifications and is similar in all respects to a specimen thereof which has been submitted to and approved by the Post Office.

(7) Every Response Services Licence granted pursuant to an application made under sub-paragraph (1) shall be granted so on and subject to:

(a) a condition that the licensee shall make provision (by way of deposit and other payments in advance) at such times, in such manner, and to such extent as the Post Office shall think fit with respect to the payment of postage payable by him on postal packets posted by authority of the Post Office without prepayment of postage to him or to his agent;

(b) such other terms and conditions (including conditions as to revocation and variation) as the Post Office may think fit.

(8) Postage charged and payable under this Scheme on business reply and freepost packets shall be paid by the licensee in respect of a Response Services Licence, on all such packets which are posted in accordance with that licence without prepayment of postage and are received by him or by his agent.

(9) Subject as provided in sub-paragraph (10) there shall be charged and paid by the licensee in respect of every year or part of a year in which each such licence is in force the fee specified in item 1 of Schedule 3 in respect of a Response Services Licence, for each address specified therein to which such packets may be posted. The fee shall be paid (in respect of the first year) by the applicant for the licence before it is granted, and shall be due and payable on every anniversary of the day when it was granted on which it remains in force (hereinafter referred to in relation to such a licence as a "relevant anniversary").

(10) If and whenever an address is added to a licence in accordance with sub-paragraph (3) then (unless the addition is to take effect on a relevant anniversary) there shall be charged and payable by the licensee for that address when the addition is made a rateable proportion of the annual fee in respect of so much as remains unexpired of the year ending immediately before the next relevant anniversary.

(11) On the surrender by the licensee or revocation by the Post Office of a Response Services Licence the Post Office, if it thinks fit, may refund to the licensee such proportion as it thinks just of the annual fee paid in respect of the year in which the surrender or revocation takes effect or may appropriate that proportion of the fee in or towards payment of any postage which is or may become due and payable by the licensee in respect of packets posted to the licensee or his agent without prepayment of postage.

(12) If the Post Office at the request of the licensee delivers business reply packets, or freepost packets, or both, to an address of the licensee by the first delivery of any day on which the Post Office ordinarily makes more than one delivery of postal packets to that address, the licensee shall pay such charge as the Post Office may from time to time determine in respect of each business reply packet, and each freepost packet, delivered by such first delivery, in addition to the postage and fees otherwise payable".

*Transmission of business reply packets and freepost packets to and from the Channel Islands*

3. (1) In sub-paragraph (2) of paragraph 49 of the Scheme, the words "Business Reply Licence" shall be deleted and the words "Response Services Licence" inserted in their place.

(2) In sub-paragraph (3) of paragraph 49 of the Scheme, the words "Freepost Licence" shall be deleted and the words "Response Services Licence" inserted in their place.

*Transmission of business reply packets to and from the Isle of Man*

4. In sub-paragraph (2) of paragraph 50 of the Scheme, the words "Business Reply Licence" shall be deleted and the words "Response Services Licence" inserted in their place.

*Transitional provisions*

5. Any Business Reply Licence or Freepost Licence which was in force immediately before this Scheme comes into operation and was due to remain in force for the residue of a period of time then current in respect of which a fee had been paid shall remain in force until its relevant anniversary (or until its surrender by the licensee or revocation by the Post Office, whichever is the earlier)

as if it were a Response Service Licence under the provisions of this Scheme, and on its relevant anniversary every such licence shall be deemed to have been revoked by the Post Office.

*Postal facilities*

6. The following amendments are made to Schedule 3 to the Scheme as subsequently amended:

(1) In item 1, "Business Reply" shall read "Response Services" and "£27.50" shall read "£55".

(2) Item 2 shall be deleted.

Dated 16th December 1991.

Signed on behalf of the Post Office by *J. Critchley* (a person authorised by the Post Office to act in that behalf). (11 SI)

## ROAD TRAFFIC ACTS

### BOURNEMOUTH BOROUGH COUNCIL

*The Borough of Bournemouth (Prohibition and Restriction of Waiting) Order 1981 (Variation) (No. 9) Order 1991*

Notice is hereby given that the Council of the Borough of Bournemouth (hereinafter referred to as "the Council") pursuant to arrangements made under section 101 of the Local Government Act 1972 with the County Council of Dorset (hereinafter referred to as "the County Council") in exercise of the powers of the County Council under sections 1(1) and (2), 2(1) to (3) of and Part IV of Schedule 9 to 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, has made the above Order.

The Order becomes operative on 1st January 1992, and from that date the restrictions listed in the Schedule to this notice will apply.

Exceptions will permit waiting for the purposes of picking up and setting down passengers, loading and unloading goods and, where necessary, in connection with the maintenance of roads and the supply of gas, electricity and water, unless specifically stated otherwise.

A copy of the Order and a map showing the prohibited/restricted areas are available at my office where they may be examined between 9 a.m. and 4 p.m. on Mondays to Fridays.

If you wish to question the validity of the Orders or any of the provisions contained in it on the grounds that it is not within the powers conferred by the Road Traffic Regulation Act 1984, or on the grounds that any requirement of that Act, as amended, or of any Instrument made under it has not been complied with in relation to the Order, you may, within 6 weeks from the 24th December 1991, apply to the High Court for this purpose.

*K. Lomas*, Chief Executive and Town Clerk

Town Hall, Bournemouth.

#### SCHEDULE

*Frederica Road*

Waiting prohibited at any time on:

- (i) western side for a distance of 40 metres from Withermoor Road;
- (ii) eastern side for a distance of 21 metres from Withermoor Road.

*Stanfield Road*

Waiting prohibited at any time on:

- (i) western side for a distance of 24 metres in a southerly direction from Withermoor Road;
- (ii) eastern side for a distance of 19 metres in a southerly direction from Withermoor Road.

*Withermoor Road*

Waiting prohibited at any time on:

- (i) southern side from a point 15 metres east to a point 13 metres west of the centre line of Stanfield Road;
- (ii) southern side from a point 45 metres in an easterly direction from the centre line of Heathwood Road.

*Heathwood Road*

Waiting prohibited at any time on:

- (i) eastern side for a distance of 13 metres from Withermoor Road.