



# Road Traffic Regulation Act 1984

## 1984 CHAPTER 27

### PART III

#### CROSSINGS AND PLAYGROUNDS

##### *School crossings*

#### **26 Arrangements for patrolling school crossings.**

- (1) Arrangements may be made by the appropriate authority for the patrolling of places where children cross roads on their way to or from school, or from one part of a school to another, <sup>F1</sup> . . . by persons appointed by or on behalf of the appropriate authority, other than constables.

[<sup>F2</sup>(1A) Arrangements under subsection (1) above may be made for patrolling places at such times as the appropriate authority think fit.]

[<sup>F3</sup>(1A) Arrangements under subsection (1) above may be made for patrolling places at such times as the authority thinks fit.]

- (2) For the purposes of this section, in its application to England and Wales, the appropriate authority—

- (a) as respects places [<sup>F4</sup>outside Greater London] shall be the council of the county [<sup>F5</sup> or metropolitan district] in which the places in question are;
- (b) as respects places in the City of London, shall be the Common Council of the City; and

[<sup>F6</sup>(c) as respects places in a London borough, shall be the council for the borough,] and for the purposes of this section, in its application to Scotland, the appropriate authority shall be the [<sup>F7</sup>council constituted under section 2 of the Local Government etc. (Scotland) Act 1994] .

- (3) The functions of the appropriate authority for the purposes of arrangements under subsection (1) above shall include the duty to satisfy themselves of the adequate

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qualifications of persons appointed to patrol, and to provide requisite training of persons to be appointed.

(4) In taking decisions as to making arrangements under subsection (1) above—

[<sup>F8</sup>(a)] in England or Wales, the council of a county [<sup>F5</sup>or metropolitan district]. . . , shall have regard to any representations made to them <sup>F9</sup>. . . by local authorities for localities in the county [<sup>F10</sup>or], [<sup>F5</sup> metropolitan district]. . . , as the case may be, [<sup>F11</sup>and

(b) in Scotland, the regional council shall have regard to any representations made to them by district councils for areas in the region.]

[<sup>F12</sup>(4A) Before making arrangements under subsection (1) above for the patrolling of places where children cross GLA roads, a London borough council or the Common Council of the City of London must consult Transport for London and take account of any representations made by Transport for London.]

(5) Any arrangements under subsection (1) above—

[<sup>F13</sup>(a)] if made in England or Wales by the council of the county [<sup>F14</sup>, London borough] [<sup>F15</sup>or metropolitan district as respects places in the county [<sup>F14</sup>, London borough] or district], may include an agreement between that council and the [<sup>F16</sup>chief officer of police of the police force maintained] for the police area in which those places are, [<sup>F17</sup>or

(b) if made in Scotland by a regional council, may include an agreement between that council and any district council whose area comprises the place to which the arrangements relate,]

for the performance by the [<sup>F18</sup>chief officer], [<sup>F19</sup>or, in Scotland, the district council,] on such terms as may be specified in the agreement, of such functions for the purposes of the arrangements as may be so specified.

#### Textual Amendments

- F1** Words in s. 26(1) omitted (E.W.) (30.1.2001) by virtue of 2000 c. 38, s. 270(2)(a); S.I. 2001/57, art. 2, Sch. 1 (subject to transitional provisions and savings in Sch. 2 Pt. II) and repealed (E.W.) (*prosp.*) by 2000 c. 38, ss. 274, 275, Sch. 31 Pt. V(2) and repealed (S.) (1.4.2001) by 2001 asp 2, s. 77(2) (with s. 66); S.S.I. 2001/132, art. 2(3), Sch. Pt. I (subject to transitional provisions and savings in arts. 3, 4)
- F2** S. 26(1A) inserted (S.) (1.4.2001) by 2001 asp 2, s. 77(3) (with s. 66); S.S.I. 2001/132, art. 2(2), Sch. Pt. I (subject to transitional provisions and savings in arts. 3, 4)
- F3** S. 26(1A) inserted (E.W.) (30.1.2001) by 2000 c. 38, s. 270(2)(b); S.I. 2001/57, art. 2, Sch. 1 (subject to transitional provisions and savings in Sch. 2 Pt. II)
- F4** Words in s. 26(2)(a) substituted (1.4.2000) by 1999 c. 29, s. 288(1)(2)(a) (with Sch. 12 para 9(1)); S.I. 2000/801, art. 2, Sch.
- F5** Words inserted by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 2, 8(1), Sch. 5 para. 4(10)(b)
- F6** S. 26(2)(c) substituted (1.4.2000) by 1999 c. 29, s. 288(1)(2)(b) (with Sch. 12 para. 9(1)); S.I. 2000/801, art. 2, Sch.
- F7** Words in s. 26(2) substituted (S.) (1.4.1996) by 1994 c. 39, s. 180(1), Sch. 13 para. 134(3)(a) (with s. 179); S.I. 1996/323, art. 3
- F8** Word “a” in s. 26(4) repealed (S.) (1.4.1996) by 1994 c. 39, s. 180(1), Sch. 13 para. 134(3)(b)(i), Sch. 14 (with s. 179); S.I. 1996/323, art. 3
- F9** Words in s. 26(4) ceased to have effect (1.4.2000) by 1999 c. 29, s. 288(1)(3)(a) (with Sch. 12 para. 9(1)) and words repealed (3.7.2000) by 1999 c. 29, s. 423, Sch. 34 Pt. VI (with Sch. 12 para. 9(1)); S.I. 2000/801, art. 2, Sch.
- F10** Words in s. 26(4) inserted (1.4.2000) by 1999 c. 29, s. 288(1)(3)(b) (with Sch. 12 para. 9(1))

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- F11** s. 26(4)(b) and preceding word “and” repealed (S.) (1.4.1996) by 1994 c. 39, s. 180(1), Sch. 13 para. 134(3)(b)(ii), **Sch. 14** (with s. 179); S.I. 1996/323, **art. 3**
- F12** S. 26(4A) inserted (1.4.2000) by 1999 c. 29, **s. 288(1)(4)** (with Sch. 12 para. 9(1)); S.I. 2000/801, art. 2, **Sch.**
- F13** Word “a” in s. 26(5) repealed (S.) (1.4.1996) by 1994 c. 39, s. 180(1), Sch. 13 para. 134(3)(c)(i), **Sch. 14** (with s. 179); S.I. 1996/323, **art. 3**
- F14** Words in s. 26(5) inserted (1.4.2000) by 1999 c. 29, **s. 288(1)(5)** (with Sch. 12 para. 9(1); S.I. 2000/801, art. 2, **Sch.**
- F15** Words substituted by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 2, 8(1), **Sch. 5 para. 4(10)(c)**
- F16** Words in s. 26(5) substituted (16.1.2012) by Police Reform and Social Responsibility Act 2011 (c. 13), s. 157(1), **Sch. 16 para. 165(a)**; S.I. 2011/3019, art. 3, Sch. 1
- F17** s. 26(5)(b) and preceding word “or” repealed (S.) (1.4.1996) by 1994 c. 39, s. 180(1), Sch. 13 para. 134(3)(c)(ii), **Sch. 14** (with s. 179); S.I. 1996/323, **art. 3**
- F18** Words in s. 26(5) substituted (16.1.2012) by Police Reform and Social Responsibility Act 2011 (c. 13), s. 157(1), **Sch. 16 para. 165(b)**; S.I. 2011/3019, art. 3, Sch. 1
- F19** Words in s. 26(5) repealed (S.) (1.4.1996) by 1994 c. 39, s. 180(1), Sch. 13 para. 134(3)(c)(iii), **Sch. 14** (with s. 179); S.I. 1996/323, **art. 3**

**F20**<sup>27</sup> .....

#### Textual Amendments

- F20** S. 27 repealed (3.7.2000) by 1999 c. 29, ss. 288(1)(6), 423, **Sch. 34 Pt. VI** (with Sch. 12 para. 9(1)); S.I. 2000/801, art. 2, **Sch.**

## 28 Stopping of vehicles at school crossings.

- (1) When <sup>F21</sup> . . . a vehicle is approaching a place in a road where [<sup>F22</sup>a person is] crossing or seeking to cross the road, a school crossing patrol wearing a uniform approved by the [<sup>F23</sup>national authority] shall have power, by exhibiting a prescribed sign, to require the person driving or propelling the vehicle to stop it.
- (2) When a person has been required under subsection (1) above to stop a vehicle—
- (a) he shall cause the vehicle to stop before reaching the place where the [<sup>F24</sup>person is] crossing or seeking to cross and so as not to stop or impede [<sup>F25</sup>his] crossing, and
- (b) the vehicle shall not be put in motion again so as to reach the place in question so long as the sign continues to be exhibited.
- (3) A person who fails to comply with paragraph (a) of subsection (2) above, or who causes a vehicle to be put in motion in contravention of paragraph (b) of that subsection, shall be guilty of an offence.
- (4) In this section—
- (a) “prescribed sign” means a sign of a size, colour and type prescribed by regulations made by the [<sup>F23</sup>national authority] or, if authorisation is given by the [<sup>F23</sup>national authority] for the use of signs of a description not so prescribed, a sign of that description;

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(b) “school crossing patrol” means a person authorised to patrol in accordance with arrangements under section 26 of this Act;  
and regulations under paragraph (a) above may provide for the attachment of reflectors to signs or for the illumination of signs.

(5) For the purposes of this section—

- (a) where it is proved that a sign was exhibited by a school crossing patrol, it shall be presumed, unless the contrary is proved, to be of a size, colour and type prescribed, or of a description authorised, under subsection (4)(b) above, and, if it was exhibited in circumstances in which it was required by the regulations to be illuminated, to have been illuminated in the prescribed manner; [<sup>F26</sup>and]
- (b) where it is proved that a school crossing patrol was wearing a uniform, the uniform shall be presumed, unless the contrary is proved, to be a uniform approved by the [<sup>F23</sup>national authority] ; <sup>F27</sup> . . .
- (c) . . . . .

#### Textual Amendments

- F21** Words in s. 28(1) omitted (E.W.) (30.1.2001) and repealed (E.W.) (prosp.) by virtue of 2000 c. 38, ss. 270(3)(a)(i), 274, 275, **Sch. 31 Pt. V(2)**; S.I. 2001/57, art. 2, **Sch. 1** (subject to **Sch. 2 Pt. II**); and those same words repealed (S.) (1.4.2001) by 2001 asp 2, s. 77(4)(a) (with s. 66); S.S.I. 2001/132, art. 2(2), **Sch. Pt. I** (subject to arts. 3, 4)
- F22** Words in s. 28(1) substituted (E.W.) (30.1.2001) and (S.) (1.4.2001) by 2000 c. 38, s. 270(3)(a)(ii); S.I. 2001/57, art. 2, **Sch. 1** (subject to **Sch. 2 Pt. II**) and 2001 asp 2, s. 77(4)(b) (with s. 66); S.S.I. 2001/132, art. 2(2), **Sch. Pt. I** (subject to arts. 3, 4)
- F23** Words in s. 28 substituted (23.5.2016) by Scotland Act 2016 (c. 11), s. 72(7), **Sch. 2 para. 7**
- F24** Words in s. 28(2)(a) substituted (E.W.) (30.1.2001) and (S.) (1.4.2001) by 2000 c. 38, s. 270(3)(b)(i); S.I. 2001/57, art. 2, **Sch. 1** (subject to **Sch. 2 Pt. II**) and 2001 asp 2, s. 77(5)(a) (with s. 66); S.S.I. 2001/132, art. 2(2), **Sch. Pt. I** (subject to arts. 3, 4)
- F25** Words in s. 28(2)(a) substituted (E.W.) (30.1.2001) and (S.) (1.4.2001) by 2000 c. 38, s. 270(3)(b)(ii); S.I. 2001/57, art. 2, **Sch. 1** (subject to **Sch. 2 Pt. II**) and 2001 asp 2, s. 77(5)(b) (with s. 66); S.S.I. 2001/132, art. 2(2), **Sch. Pt. I** (subject to arts. 3, 4)
- F26** Word in s. 28(5)(a) inserted (E.W.) (30.1.2001) by 2000 c. 38, s. 270(3)(c)(i); S.I. 2001/57, art. 2, **Sch. 1** (subject to **Sch. 2 Pt. II**)
- F27** S. 28(5)(c) and the preceding word omitted (E.W.) (30.1.2001) and repealed (E.W.) (prosp.) by virtue of 2000 c. 38, ss. 270(3)(c)(ii), 274, 275, **Sch. 31 Pt. V(2)**; S.I. 2001/57, art. 2, **Sch. 1** (subject to **Sch. 2 Pt. II**); and that same sub-provision and word repealed (S.) (1.4.2001) by 2001 asp 2, s. 77(6) (with s. 66); S.S.I. 2001/132, art. 2(2), **Sch. Pt. I** (subject to arts. 3, 4)

#### Modifications etc. (not altering text)

- C1** S. 28(4)(a): certain functions transferred (1.7.1999) by S.I. 1999/1750, art. 2, **Sch. 1**; S.I. 1998/3178, art. 3

**Changes to legislation:**

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