

**SUFFOLK COUNTY COUNCIL (PARISH OF SHOTLEY) (VARIOUS ROADS)
(PROHIBITION AND RESTRICTION OF WAITING AND ON-STREET PARKING PLACES)
ORDER 200-**

Suffolk County Council ('the Council') in exercise of its powers under Sections 1(1) and (2), 2(1) to (3), 4(2) and 35 of the Road Traffic Regulation Act 1984, as amended, (which said Act of 1984 is hereinafter referred to as 'the Act of 1984') and of all other enabling powers, after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act of 1984, hereby makes the following Order:

PART 1: INTERPRETATION

1. (1) In this Order:

'disabled person's badge' has the same meaning as in Regulation 2(1) of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000;

'disabled person's vehicle' has the same meaning as in Section 142 of the Act of 1984;

'driver' in relation to a vehicle waiting in a parking place means the person driving the vehicle at the time it was left in the parking place;

'goods vehicle' has the same meaning as in Section 138(3) of the Act of 1984;

'light goods vehicle' means any goods vehicle within the meaning given in Section 138(3) of the Act of 1984 with an operating weight not exceeding 3.5 tonnes.

'owner' in relation to a vehicle, means the person by whom such a vehicle is kept and used;

'parking place' means any part of a road authorised by this Order to be used as a parking place;

'passenger vehicle' means a motor vehicle other than a motor cycle, invalid carriage or vehicle drawing a trailer or caravan, constructed or adapted solely for the carriage of not more than 12 passengers (excluding the driver of the vehicle) and their effects.

(2) For the purpose of this Order a vehicle shall be regarded as displaying:

(a) a disabled person's badge in the relevant position when:

(i) in the case of a vehicle fitted with a dashboard or fascia panel the badge is exhibited thereon so that Part I of the badge is legible from outside the vehicle; and

(ii) in the case of a vehicle not fitted with a dashboard or fascia panel the badge is exhibited in a conspicuous position on the vehicle so that Part I of the badge is legible from outside the vehicle;

(b) a parking disc in the relevant position when:

- (i) in the case of a vehicle fitted with a dashboard or fascia panel, the disc is exhibited thereon so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle; and
 - (ii) in the case of a vehicle not so fitted, the disc is exhibited in a conspicuous position on the vehicle so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle.
- (3) Except where otherwise stated, any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order.
- 2. The restrictions, prohibitions and requirements imposed by this Order are in addition to and not in derogation of any restriction, prohibition or requirement imposed by any other enactment and any exception or exemption to the provisions of this Order is without prejudice to the provisions of any other enactment.

PART 2: WAITING RESTRICTIONS

- 3. Except as provided in Article 4 no person shall, except upon the direction or with the permission of a police constable in uniform or of a traffic warden, cause or permit any vehicle to wait at any time on the lengths and sides of road specified under Type 1 in Schedule 1.
- 4. Nothing in Article 3 shall make it unlawful to cause or permit any vehicle to wait on the lengths and sides of road referred to therein for so long as may be necessary to enable:
 - (a) a person to board or alight from the vehicle;
 - (b) goods to be loaded or unloaded from the vehicle;
 - (c) the vehicle, if it cannot conveniently be used for such a purpose in any other road, to be used in connection with any of the following operations, namely:
 - (i) building, industrial or demolition operations;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance, improvement or reconstruction of the said lengths and sides of road; or
 - (iv) the laying, erection, alteration or repair in or on land adjacent to the said lengths or sides of road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications system as defined in the Telecommunications Act 1984;
 - (d) the vehicle, if it cannot conveniently be used for such purposes in any other road, to be used in the service of a local authority or of a water authority in pursuance of statutory powers or duties.
- (2) Nothing in Article 3 shall make it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's badge, and a parking disc (on which the driver, or other person in charge of the vehicle has marked the time at which the period of waiting began) to wait on the lengths and sides of road referred to in that Article for a period not exceeding three hours (not

being a period separated by an interval of less than one hour from a previous period of waiting by the same vehicle on the same side of road on the same day).

5. Except as provided in Article 6 no person shall, except upon the direction or with the permission of a police constable in uniform or of a traffic warden, cause or permit any vehicle to wait at any time on either of the sides of road specified under Type 5 in Schedule 1, between the hours of 8:00 a.m. and 6:00 p.m. daily.
6. (1) Nothing in Article 5 shall make it unlawful to cause or permit any vehicle to wait on the sides of road referred to therein for so long as may be necessary to enable:
 - (a) a person to board or alight from the vehicle;
 - (b) goods to be loaded or unloaded from the vehicle;
 - (c) the vehicle, if it cannot conveniently be used for such a purpose in any other road, to be used in connection with any of the following operations, namely:
 - (i) building, industrial or demolition operations;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance, improvement or reconstruction of the said sides of road; or
 - (iv) the laying, erection, alteration or repair in or on land adjacent to the said sides of road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications system as defined in the Telecommunications Act 1984;
 - (d) the vehicle, if it cannot conveniently be used for such purposes in any other road, to be used in the service of a local authority or of a water authority in pursuance of statutory powers or duties.
- (2) Nothing in Article 5 shall make it unlawful to cause or permit a disabled person's vehicle, which displays in the relevant position a disabled person's badge, and a parking disc (on which the driver, or other person in charge of the vehicle has marked the time at which the period of waiting began) to wait on the lengths and sides of road referred to in that Article for a period not exceeding three hours (not being a period separated by an interval of less than one hour from a previous period of waiting by the same vehicle on the same side of road on the same day).

PART 3: AUTHORISATION AND USE OF PARKING PLACES AND DISABLED PERSONS BAYS

7. (1) The parts of road specified in Column 1 of Schedules 2 and 3 are authorised to be used, subject to the following provisions of this Order, as parking places for such classes of vehicles, in such positions, on such days, during such hours and for such purposes as are specified in relation to those parts of road in the said Schedules.
- (2) Nothing in paragraph (1) of this Article shall restrict the power of the Council, for preventing obstruction of the streets, by order on the occasion of any public processions, rejoicing or illuminations, or where the streets are thronged or liable to be obstructed, to close a parking place.

8. Where in Schedule 2 a parking place is described as available for vehicles of a specified class or in a specified position, the driver of a vehicle shall not permit it to wait in that parking place:
 - (a) unless it is of the specified class; or
 - (b) in a position other than that specified.
9. A driver of a vehicle shall not use a parking place:
 - (a) so as unreasonably to prevent access to any premises adjoining the road, or the use of the road by other persons, or so as to be a nuisance;
 - (b) when for preventing obstruction of the streets the Council shall by order made on the occasion of any public procession, rejoicing or illumination or when the streets are thronged or liable to be obstructed have closed that parking place and exhibited a notice of such closing on or near the parking place.
10. The driver of a motor vehicle using a parking place shall stop the engine as soon as the vehicle is in position in the parking place, and shall not start the engine except when about to change the position of the vehicle in or to depart from the parking place.
11. (1) No person shall use a vehicle, while it is in a parking place, in connection with the sale of any article to persons in or near the parking place or in connection with the selling or offering for hire of his skill or services.
 - (2) No person shall use any part of a parking place or any vehicle left in a parking place:
 - (a) for sleeping, camping or cooking; or
 - (b) for the purpose of servicing or washing any vehicle or part thereof other than is reasonably necessary to enable that vehicle to depart from the parking place.
12. Subject to the proviso hereto, when a vehicle is left in a parking place in contravention of any of the provisions contained in Articles 8, 9, or 11, a person authorised in that behalf by the Council may remove the vehicle or arrange for it to be removed from that parking place: provided that when a vehicle is waiting in a parking place in contravention of the provision of Article 8(b) of this order, a person authorised in that behalf by the Council may alter or cause to be altered the position of the vehicle in order that its position shall comply with that provision.
13. For the purpose of meeting the requirements of an emergency, a person authorised in that behalf by the Council or a police constable in uniform may alter or cause to be altered the position of a vehicle in a parking place or remove or arrange for the removal of a vehicle from a parking place.
14. Any person removing a vehicle or altering its position by virtue of Article 12 or 13 may do so by towing or driving the vehicle or in such other manner as they may think necessary and may take such measures in relation to the vehicle as they may think necessary to enable them to remove it or alter its position, as the case may be.
15. When a person authorised by the Council removes or makes arrangements for the removal of a vehicle from a parking place by virtue of Article 12 or 13 they shall make arrangements as may be reasonably necessary for the safe custody of the vehicle.

PART 4: CITATION

16. This Order may be cited as the Suffolk County Council (Parish of Shotley) (Various Roads) (Prohibition and Restriction of Waiting and On-Street Parking Places) Order 200- and shall come into operation on (date)

Date:

The COMMON SEAL of SUFFOLK)
COUNTY COUNCIL was affixed)
in the presence of:)

(An authorised Officer of the Council)

SCHEDULE 1

Waiting Restrictions

Type 1: No Waiting At Any Time

Type 5: No Waiting between the hours of 8:00 a.m. and 6:00 p.m. daily

ROAD	SIDE(S)	DESCRIPTION	TYPE
Battery Lane (U4121)	Both	From its junction with the B1456 Bristol Hill in a westerly direction for a distance of 5 metres.	1
Bristol Hill (B1456)	West	From a point 50 metres south of its junction with Estuary Road in a southerly direction for a distance of 57 metres to its junction with Queen Victoria Drive.	1
	North East	From a point 18 metres north west of its junction with Caledonia Road in a southeasterly direction for a distance of 20 metres.	1
	East	From a point 6 metres north east of its junction with Battery Lane in a southwesterly direction for a distance of 12 metres.	1
	East	From its junction with Queen Victoria Drive in a northerly direction for a distance of 4 metres.	1
	West	From its junction with Lower Harlings in a southerly direction to a point 50 metres south of its junction with Estuary Road, a total distance of 269 metres.	5
Caledonia Road (U4121)	Both	From its junction with the B1456 Bristol Hill in an easterly direction for a distance of 10 metres.	1
Estuary Crescent (U4121)	Both	From its junction with the B1456 Bristol Hill in a northeasterly direction for a distance of 10 metres.	5

Estuary Road (U4121)	Both	From its junction with the B1456 Bristol Hill in a westerly direction for a distance of 15 metres.	5
Lower Harlings (U4121)	South	From its junction with the B1456 Bristol Hill in a westerly direction for a distance of 10 metres.	5
Queen Victoria Drive (U4121)	North	From its junction with the B1456 Bristol Hill in an easterly direction for a distance of 4 metres.	1
	North	From a point 23 metres south east of its junction with the B1456 Bristol Hill in a southeasterly direction for a distance of 12 metres.	1
	South	From a point 36 metres south east of its junction with the B1456 Bristol Hill in a southeasterly direction for a distance of 7 metres to cover the entrance to the pier.	1

SCHEDULE 2

Disabled Persons' Parking Place

Part of road authorised to be used as parking place	Position in which vehicles may wait	Classes of vehicle	Days and hours of operation of parking place
1	2	3	4
Queen Victoria Drive (U4121): South West side From a point 18 metres south east of its junction with the B1456 Bristol Hill in a southeasterly direction for a distance of 12 metres.	At an angle of 90 degrees to the kerb	Blue badge-holders	All days 24 Hours

SCHEDULE 3

Parking Places

Part of road authorised to be used as parking place 1	Position in which vehicles may wait 2	Classes of vehicle 3	Days and hours of operation of parking place 4
<p>Queen Victoria Drive (U4121): South West side</p> <p>a) From its junction with the B1456 Bristol Hill in a southeasterly direction for a distance of 18 metres.</p> <p>b) From a point 30 metres south east of its junction with the B1456 Bristol Hill in a southeasterly direction for a distance of 5.2 metres.</p> <p>c) From a point 42 metres south east of its junction with the B1456 Bristol Hill in a southeasterly direction for a distance of 18 metres.</p>	<p>At an angle of 90 degrees to the kerb</p> <p>At an angle of 90 degrees to the kerb</p> <p>At an angle of 90 degrees to the kerb</p>	<p>Passenger Vehicles, light goods vehicles & blue badge-holders</p> <p>Passenger Vehicles, light goods vehicles & blue badge-holders</p> <p>Passenger Vehicles, light goods vehicles & blue badge-holders</p>	<p>All days 24 Hours</p> <p>All days 24 hours</p> <p>All days 24 hours</p>
<p>Queen Victoria Drive (U4121): North East side</p> <p>From a point 35 metres south east of its junction with the B1456 Bristol Hill in a southeasterly direction for a distance of 30 metres.</p>	<p>Parallel to the kerb</p>	<p>Passenger Vehicles, light goods vehicles & blue badge-holders</p>	<p>All days 24 hours</p>