

SOUTH GLOUCESTERSHIRE COUNCIL

(FROM VALE AREA - SOUTH GLOUCESTERSHIRE) (PROHIBITION AND RESTRICTION OF WAITING)(CONSOLIDATION) ORDER 2007

The South Gloucestershire District Council (hereinafter referred to as "the Council") in exercise of its powers under sections 1(1), 2(1) to (3), 4(2) of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 as amended (hereinafter referred to as "the Act of 1984"), in exercise of its powers under the Road Traffic Act 1991, as amended (whether generally or in relation to the Council's area or parts thereof) (hereinafter referred to as "the Act of 1991") 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:-

1. This order shall come into operation on the 24th September 2007 and may be cited as the South Gloucestershire Council (Frome Vale Area - South Gloucestershire) (Prohibition and Restriction of Waiting) (Consolidation) Order 2007.

2. (1) In this order:-

"authorised cab rank" means any area of carriageway which is comprised within and indicated by a road marking complying with diagram 1028.1 in Schedule 2 of the Traffic Signs Regulations and General Directions 1994;

"authorised parking place" means any parking place on a road authorised or designated by an order made or having effect as if made under the Act of 1984;

"authorised vehicle" means any vehicle authorised by an order to use any authorised parking place authorised or designated by that order made or having effect as if made under the Act of 1984;

"bus waiting area" in relation to a length or side of a road means all that area of carriageway which is bounded by the outer line of a road marking shown in diagram 1025 or 1025.1 or 1025.2 or 1025.3 in the Traffic Signs Regulations and General Directions 1994;

"disabled person" has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 as amended by the Disabled Persons (Badges for Motor Vehicles) (England) (Amendment) Regulations 2000;

"disabled person's badge" has the same meaning as in The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 as amended by The Disabled Persons (Badges for Motor Vehicles) (England) (Amendment) Regulations 2000;

"driver", in relation to a vehicle waiting in a disabled persons' parking place, means the person driving the vehicle at the time it was left in the disabled persons' parking place and, where a separate person acts as steersman of a vehicle, includes that person as well as any other person engaged in the driving of the vehicle and, "drive" shall be construed accordingly;

"hackney carriage" has the same meaning as in Part III of Schedule 1 to the Vehicles Excise and Registration Act 1994;

"invalid carriage" has the same meaning as in section 136 of the Act of 1984;

"large vehicle" means any vehicle over 7.5 tonnes in weight;

"local service" has the same meaning as in the Transport Act 1985;

"parking attendant" means a person duly authorised by or on behalf of the Council to supervise any parking place in accordance with provisions contained in section 63A of the Act of 1984;

"parking disc" means a disc, issued by a local authority, coloured blue if issued on or after 1 April 2000 or orange if issued before that date, and capable of showing the quarter hour period during which a period of waiting begins;

"pedal cycle" means a bicycle, tricycle or cycle having four or more wheels, not being in any case a motor vehicle.

"public service vehicle" has the same meaning as in Section 1(1)(a) of the Public Passenger Vehicles Act 1981;

"relevant position" has the same meaning as in the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000, and

"traffic sign" means a sign of any size, colour and type prescribed or authorised under, or having effect as though prescribed or authorised under, section 64 of the Act of 1984;

"traffic warden" means a traffic warden employed by a police authority in pursuance of sections 95 and 96 of the Act of 1984.

"vehicle" includes part of a vehicle.

- (2) For the purposes of this order the prohibitions and restrictions contained in the Articles of this order shall apply to the full extent of the highway, with the exception of clearways which apply to the extent of the carriageway.
 - (3) Any reference in this order to any enactment shall be construed as a reference to that enactment as amended, applied, consolidated, re-enacted by or as having effect by virtue of any subsequent enactment.
3. Save as provided in Article 8 and Article 9 of this order no person shall, except upon the direction or with the permission of a police constable in uniform or of a traffic warden or of a parking attendant, cause or permit any vehicle to wait in any of the lengths of road or on any of the sides of road specified in Schedule 1 to this order.
 4. Save as provided in Article 8 and Article 9 and Article 10 of this order no person shall, except upon the direction or with the permission of a police constable in uniform or of a traffic warden or of a parking attendant, cause or permit any vehicle to wait between the hours of 8.00 a.m. and 6.00 p.m. on any day other than Sunday in any of the lengths of road or on any of the sides of road specified in Part I and Part II of Schedule 2 to this order.
 5. Save as provided in Article 8 and Article 9 of this order no person shall, except upon the direction or with the permission of a police constable in uniform or of a traffic warden or

of a parking attendant, cause or permit any vehicle to wait between the hours of 9.00 a.m. and 5.00 p.m. on any day other than Sunday in any of the lengths of road or on any of the sides of road specified in Schedule 3 to this order.

6. Save as provided in Article 8 and Article 9 of this order no person shall, except upon the direction or with the permission of a police constable in uniform or of a traffic warden or of a parking attendant, cause or permit any vehicle to wait between the hours of 8.00 a.m. and 6.00 p.m. on any day other than Sunday in any of the lengths of road or on any of the sides of road specified in Schedule 4 to this order:-
 - a. for a longer period than thirty minutes; or
 - b. if a period of less than one hour has elapsed since the termination during the said hours of the last period of waiting (if any) by that vehicle in the same length of road or on the same side of road.

7. Save as provided in Article 8 and Article 9 of this order no person shall, except upon the direction or with the permission of a police constable in uniform or of a traffic warden or of a parking attendant, cause or permit any vehicle to wait between the hours of 8.00 a.m. and 6.00 p.m. on any day other than Saturday or Sunday in any of the lengths of road or on any of the sides of road specified in Schedule 5 to this order:-
 - a. for a longer period than two hours; or
 - b. if a period of less than two hours has elapsed since the termination during the said hours of the last period of waiting (if any) by that vehicle in the same length of road or on the same side of road.

8. (1) Nothing in Article 3 or Article 4 or Article 5 or Article 6 or Article 7 of this order shall render it unlawful to cause or permit any vehicle to wait in any of the lengths of road or on any of the sides of road referred to in that Article for so long as may be necessary to enable:-
 - (a) a person to board or alight from the vehicle;
 - (b) goods to be loaded on or unloaded from the vehicle
 - (c) the vehicle, if it cannot conveniently be used for such 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 of road or sides of road;
 - (iv) the laying, erection, alteration or repair in, or in land adjacent to, the said lengths of road 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 telecommunication apparatus as defined in the Telecommunications Act 1984;

- (d) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in the service of a local authority, the Environment Agency, a water undertaker or sewerage undertaker in pursuance of statutory powers or duties;
 - (e) the vehicle to be used for the purpose of delivering or collecting postal packets as defined in section 125 of the Postal Services Act 2000;
 - (f) the vehicle to take in petrol, oil, water or air from any garage situated on or adjacent to the said lengths of road or sides of road;
 - (g) the vehicle to wait at or near to any premises situated on or adjacent to the said lengths of road or sides of road for so long as such waiting by that vehicle is reasonably necessary in connection with any wedding or funeral; or
 - (h) the vehicle to be used for fire brigade, ambulance or police purposes.
- (2) Nothing in Article 3 or Article 4 or Article 5 or Article 6 or Article 7 of this order shall render it unlawful to cause or permit any vehicle -
- (a) being an authorised vehicle, to wait upon an authorised parking place;
 - (b) being a hackney carriage, to wait upon an authorised cab rank or
 - (c) being a public service vehicle to wait in any bus waiting area whilst in operation as a local service.
9. (1) Nothing in Article 3 or Article 4 or Article 5 of this order shall render it unlawful to cause or permit a vehicle which displays in the relevant position a disabled person's badge and 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 in any of the lengths of road or on any of the sides of road referred to in those Articles 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 in the same length or on the same side of road on the same day).
- (2) Nothing in Article 6 or Article 7 of this order shall render it unlawful to cause or permit a vehicle which displays in the relevant position a disabled person's badge to wait in any of the lengths of road or on any of the sides of road referred to in that Article.
10. Nothing in Article 4 of this order shall render it unlawful to cause or permit any large vehicle to wait between the hours of 8.00 a.m. and 6.00 p.m. on any day other than Sunday in any of the lengths of road or on any of the sides of road referred to in Part II of Schedule 2 to this order -
- a. for a longer period than one hour; or
 - b. if a period of less than one hour has elapsed since the termination during the said hours of the last period of waiting (if any) by that vehicle in the same length of road or on the same side of road.

Revocations

11. The orders set out in column 1 of Schedule 6 to this order are hereby revoked to the extent specified in column 2 of the said Schedule.

Given under the Common Seal of South Gloucestershire District Council the 11th day of September 2007.

THE COMMON SEAL of
SOUTH GLOUCESTERSHIRE
DISTRICT COUNCIL was hereunto
affixed in the presence of:-

Head of Legal and Democratic Services

SCHEDULE 1
No Waiting At Any Time

BOWLING HILL, Chipping Sodbury

- north side - a) from its junction with Station Road in an easterly direction for a distance of 90 metres
- b) from its junction with Rounceval Street in a westerly direction to a point 21 metres west of its junction with Quarry Road
- south side - a) from the junction with Culverhill Road/Rounceval Street in a westerly direction to a point 22 metres west of the junction with the access road leading to Riverside Court
- b) from its junction with Station Road in a south easterly direction for a distance of 36 metres

CULVERHILL ROAD, Chipping Sodbury

- east side - a) from its junction with Rounceval Street in a south easterly direction to a point 12 metres south east of its junction with Highfield Road
- b) from a point 13 metres north west of its junction with Leaman Close to a point 13 metres south east of the said junction
- west side from its junction with Rounceval Street in a south easterly direction to a point 12 metres south east of its junction with Highfield Road

HIGHFIELD ROAD

- both sides from its junction with Culverhill Road in a south westerly direction for a distance of 28 metres

LEAMAN CLOSE

- both sides - from its junction with Culverhill Road in a north easterly direction for a distance of 10 metres

ROUNCEVAL STREET, Chipping Sodbury

- north side - a) from its junction with Bowling Hill in an easterly direction to a point 7 metres east of its junction with The Parade
- b) from its junction with High Street in a westerly direction for a distance of 12 metres
- south side - a) from its junction with Horseshoe Lane in a westerly direction for a distance of 8 metres

- b) from a point 21 metres west of its junction with Horseshoe Lane in a westerly direction for a distance of 7 metres
- c) from a point 44 metres west of its junction with Horseshoe Lane in a westerly direction for a distance of 7 metres
- d) from a point 32 metres east of its junction with Culverhill Road in an westerly direction to the junction with Quarry Road

THE PARADE, Chipping Sodbury

north side - from its junction with Rounceval Street in a westerly direction for a distance of 18 metres

south side - from its junction with Rounceval Street in a westerly direction for a distance of 9 metres