

COUNTY COUNCIL OF AVON(A4 LONDON ROAD, OUTER AREA, CITY OF BATH) (PROHIBITION AND RESTRICTION OF WAITING) ORDER 1995

The County Council of Avon (hereinafter referred to as "the Council") in exercise of its powers under sections 1(1), and 2(1) to (3) and 4(3) of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 as amended (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:-

1. This order shall come into operation on the 20th March 1995 and may be cited as the County Council of Avon (A4 London Road, Outer Area, City of Bath) (Prohibition and Restriction of Waiting) Order 1995.

2. 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 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;

"bank holiday" has the same meaning as in the Banking and Financial Dealings Act 1971;

"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's badge" has the same meaning as in The Disabled Persons (Badges for Motor Vehicles) Regulations 1982 as amended by the Disabled Persons (Badges for Motor Vehicles) (Amendment) Regulations 1991;

"disabled person's vehicle" has the same meaning as in the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 1986 as amended by the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) (Amendment) Regulations 1991;

"hackney carriage" has the same meaning as in Section 38(1) of the Vehicles (Excise) Act 1971;

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| AUTHORITY FOR SEALING | |
| Council resolution | P.H.T. (Highways + Transport) |
| Sub. Committee minute | 142 of 15.11.94 |
| Initials | JRS... [Signature] |

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

"parking disc" means a disc, issued by a local authority, coloured orange and capable of showing the quarter hour period during which a period of waiting begins;

"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 and Wales) Regulations 1986 as amended by the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) (Amendment) Regulations 1991.

3. 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 between the hours of 8.00 a.m. and 9.15 a.m. or between the hours of 4.00 p.m. and 6.30 p.m. on any day other than Sunday, Christmas Day, Good Friday or a bank holiday in the length of road or on the side of road specified in the Schedule to this order.
4. Save as provided in Article 5 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, cause or permit any vehicle to wait between the hours of 9.15 a.m. and 4.00 p.m. on any day other than Sunday, Christmas Day, Good Friday or a bank holiday in the length of road or on the side of road specified in the Schedule to this order:-
 - (i) for a longer period than one hour; or
 - (ii) 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 on the same length of road or side of road.
5. (1) Nothing in Article 4 of this order shall render it unlawful to cause or permit any vehicle to wait in the length of road or on the side of road referred to in those Articles for so long as may be necessary to enable:-
 - (a) a person to board or alight from the vehicle;
 - (b) the loading or unloading of goods;
 - (c) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with 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 length of road or side of road;
 - (iv) the laying, erection, alteration or repair in, or in land adjacent to, the said length of road or side 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 National Rivers Authority, 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 87 of the Post Office Act 1953;
 - (f) the vehicle to take in petrol, oil, water or air from any garage situated on or adjacent to the said length of road or side of road;
 - (g) the vehicle to wait at or near to any premises situated on or adjacent to the said length of road or side 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 4 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.
- (3) Nothing in Article 4 of this order shall render it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's badge to wait in the length of road or on the side of road referred to in that Article.

6. The following Orders are hereby revoked:-

- 1) The County Council of Avon (City of Bath) (Various Roads, Outer Areas) (Prohibition and Restriction of Waiting) Order 1978 in so far as it relates to **LONDON ROAD** in the Schedule thereto; and
- 2) The County Council of Avon (A4 London Road, Outer Area, City of Bath) (Prohibition and Restriction of Waiting) Experimental Order 1994.

Given under the Common Seal of the County Council of Avon the 2nd day of March 1995.

The COMMON SEAL of the
COUNTY COUNCIL of AVON
was hereunto affixed
in the presence of:-

Bethan Evans

23508

Acting County Solicitor
and Clerk

(All distances in the Schedule are approximate and are measured along the edge of the kerblines and to or from the mid point of the two kerblines of any side road to which reference is made)

SCHEDULE

LONDON ROAD
north west side

- from a point 5 metres north east of its junction of the north eastern kerblines of Bedford Street to a point 21 metres north east of the north eastern kerblines of Weymouth Street