

**THE COUNTY COUNCIL OF THE CITY AND COUNTY OF CARDIFF
(WYNDHAM CRESCENT/COWBRIDGE ROAD EAST CARDIFF) (PROHIBITION
OF WAITING/LOADING) ORDER 2012**

The County Council of the City and County of Cardiff in exercise of its powers under Sections 1(1), 2(1) to (3) and 4(2) of the Road Traffic Regulation Act 1984, Part 6 of the Traffic Management Act 2004 and The Civil Enforcement of Parking Contraventions (City and County of Cardiff) Designation Order 2010, and of all other powers enabling it in that behalf and after consultation with the Chief Constable, South Wales Police, in accordance with Part III of Schedule 9 to the Act hereby makes the following Order:-

Definitions

In the following provisions of this Order the following terms shall have the meanings hereby respectively ascribed to them:-

“the 1984 Act”	means the Road Traffic Regulation Act 1984
“the 2004 Act”	means the Traffic Management Act 2004
“the Council”	means the County Council of the City and County of Cardiff and/or its duly authorised agents
“Civil Enforcement Officer”	has the same meaning as in section 76 of the 2004 Act and means a person authorised by or on behalf of the Council to supervise and enforce the restrictions and prohibitions imposed by the traffic regulation orders in the Schedule
“Owner”	shall have the meaning in section 92 of the 2004 Act
“Parking Contravention”	has the same meaning as in section 73 (2) (a) and Part 1 of Schedule 7 to the 2004 Act
“Penalty Charge”	has the same has the same meaning as in section 92 of the 2004 Act and the Penalty Charges in force shall be those as set in the County Council of the City and County of Cardiff (Penalty Charges Notice) (Civil Enforcement Area) 2010 or any subsequent notice setting or varying the Penalty Charges
“Penalty Charge Notice”	means a notice issued or served by a Civil

Enforcement Officer pursuant to the provisions of section 78 and 92 of The Act of 2004

“Schedule” without more means the Schedule to this Order

1. No person shall except upon the direction or with the permission of a police constable in uniform or a Civil Enforcement Officer cause or permit any vehicle to wait at any time in a length of road specified in the Schedule
2. Article 1 of this Order shall not render it unlawful to cause or permit a vehicle to wait in any of the lengths of road so referred to for as long as may be necessary:-
 - (a) to enable persons to board or alight from a vehicle;
 - (b) to enable a vehicle to be used in any of the lengths of road for as long as may be necessary to enable it to be used for any of the following purposes if it cannot conveniently be used for such purpose in any other road:-
 - (i) in connection with any building operation or demolition;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance improvement or reconstruction of any part or parts of the said lengths of road to; or
 - (iv) the laying erection alteration or repair in or near to any of the lengths 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 pursuant to Schedule 9 of the Telecommunications Act 1984 (as amended) or the placing, maintenance or removal of any traffic sign.
 - (c) as part of a funeral cortege or otherwise in connection with a funeral provided the vehicle is owned by a funeral director or by an owner of funeral vehicles.
3. Save as provided by the provisions of this Order should any Vehicle be left in a length of road designated by the Schedule to this Order without complying with the provisions of this Order there shall be deemed to be a non-compliance and where such a non-compliance is a Parking Contravention for the purposes of section 73 (2) (a) and Part 1 of Schedule 7 to the 2004 Act a Civil Enforcement Officer may issue a Penalty Charge Notice.
4. The restrictions imposed by this Order shall prevail insofar as they conflict with the provisions of The City and County of Cardiff (Cardiff West) (Parking Control) Order 2010.
5. This Order shall come into operation on the 15 November, 2012 and may be cited as “The County Council of the City and County of Cardiff (Wyndham Crescent/Cowbridge Road East) (Prohibition of Waiting/Loading) Order 2012”.

SCHEDULE

Wyndham Crescent – on both sides, from its junction with Cowbridge Road East for a distance of 30 metres north west.

THE COMMON SEAL OF THE COUNTY
COUNCIL OF THE CITY AND COUNTY
OF CARDIFF was hereunto affixed this
5th day of **November** 2012
in the presence of:-



Authorised Signatory



