

03 JUL 2007

DYDDIEDIG/DATED 07 / 06 / 2007

GORCHYMYN BWRDEISTREF SIROL CONWY (GORS ROAD A FFYRDD ERAILL
TOWYN) (GWAHARDD A CHYFYNGU AR AROS) 2007

CONWY COUNTY BOROUGH COUNCIL (GORS ROAD AND VARIOUS ROADS
TOWYN) (PROHIBITION AND RESTRICTION OF WAITING) ORDER 2007

GORCHYMYN
ORDER

Iwan Davies LLB (Anrh / Hons) MBA
Pennaeth Gwasanaethau Cyfreithiol/
Head of Legal Services
Cyngor Bwrdeistref Sirol Conwy/
Conwy County Borough Council,
Bodlondeb,
Conwy.

Cyf./Ref: HTR/161/HL

**THE COUNTY BOROUGH OF CONWY (GORS ROAD AND VARIOUS ROADS
TOWYN (PROHIBITION AND RESTRICTION OF WAITING
ORDER 2007**

The Conwy County Borough Council (hereinafter referred to as "the Council") in exercise of its powers under Sections 1 and 2 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 (hereinafter referred to as "the Act of 1984") and the Road Traffic Act 1991, and of all other enabling powers and 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 day of June, Two thousand and seven and may be cited as "The County Borough of Conwy (Gors Road and Various Roads Towyn) (Prohibition and Restriction of Waiting) 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 1028.2 in Schedule 6 of the Traffic Signs Regulations and General Directions 2002;

"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;

"bus stop area" means any area of carriageway in any length of road specified in any Article or Schedule hereto intended for the waiting of buses which is comprised within or indicated by a road marking complying with either diagrams 1025.1, 1025.3, 1025.4 in Schedule 6 to the Traffic Signs Regulations and General Directions 2002;

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

"disabled person's badge" has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) (Wales) Regulations 2000;

"parking disc" has the same meaning as in Regulation 8 of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (Wales) Regulations 2000;

(2) For the purpose of this Order a vehicle shall be regarded as displaying a disabled person's badge in the relevant position, if -

(a) the badge has not ceased to be in force; and

(b) (i) the badge is exhibited on the dashboard or fascia of the vehicle, or

(ii) where the vehicle is not fitted with a dashboard or fascia, the badge is exhibited in a conspicuous position on the front or near side of the vehicle, so that the front of the badge is clearly legible from outside the vehicle.

- (3) For the purposes of this Order a vehicle shall be regarded as displaying a parking disc in the relevant position if:-
- (a) the disc is exhibited on the dashboard or fascia of the vehicle, or
 - (b) where the vehicle is not fitted with a dashboard or fascia the disc is clearly exhibited in a conspicuous position on the vehicle.
- (4) 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.
3. Save as provided in Article 4 of this Order no person shall, except upon the direction or with the permission of a police constable or parking attendant in uniform, cause or permit any vehicle to wait at any time in the lengths of road specified in the Schedule to this Order.
4. (1) Nothing in Article 3 of this Order shall render it unlawful to cause or permit any vehicle to wait in the length(s) 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 on to or unloaded from the vehicle.
 - (c) The vehicle, if it cannot conveniently be used for such purposes 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 length(s) of road.
 - (iv) The laying, erection, alteration or repair, in or in land adjacent to the said length(s) of road, of any sewer or of any main pipe or apparatus for the supplying of gas, water, or electricity, or of any Telecommunications apparatus 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 a public utility company in pursuance of statutory powers or duties.
 - (e) The vehicle of a universal service provider under the Section 125 of the Postal Services Act 2000

- (f) The vehicle to wait at or near to any premises situated on or adjacent to the said length(s) of road for so long as such waiting by that vehicle is reasonably necessary in connection with any wedding or funeral.
- (g) The vehicle to be used for fire brigade, police or ambulance purposes.
- (2) Nothing in Article 3 of this Order shall render it unlawful to cause or permit any vehicle
- (a) to wait upon an authorised parking place; or
- (b) being a hackney carriage, to wait upon an authorised cab rank.

(3) Nothing in Article 3 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, 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 in the length(s) of road referred to in those Articles for a period not exceeding 3 hours (not being a period separated by an interval of less than 1 hour from a previous period of waiting by the same vehicle in the same day).

6. The The County Borough Council (Prohibition and Restriction of Waiting and On-street Parking Places) Consolidation Order 2006 is hereby revoked insofar only as it relates to the length of road specified in Schedule 2 of this Order and shall otherwise remain in full force and effect.

7. The prohibition and restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any regulations made or having effect as if made under the Act of 1984 or by or under any other enactment.

GIVEN under the Common Seal of the Conwy County Borough Council the 7th day of June, Two thousand and seven.

SCHEDULE

No waiting at any time

Gors Road	Both sides; for a distance of 20 metres either side of its junction with Llys Madoc
Llys Madoc	Both sides; for a distance of 7 metres in a north-easterly direction from its junction with Gors Road
Peris Avenue	South-eastern side; for its entire length
Peris Avenue	North-westerly side; from it junction with Towyn Road for a distance of 50 metres in a north-easterly direction and from it north-eastern end for a distance of 35 metres in a south-westerly direction

Gwytherin Avenue	North-westerly side; for its entire length
Gwytherin Avenue	South-easterly side; from its junction with Towyn Road for a distance of 50 metres in a north-easterly direction and from its north-eastern end for a distance of 25 metres in a south-westerly direction
Old Towyn Road	South-easterly side; from its north-eastern end for a distance of 29 metres in a south-westerly direction

Schedule 2

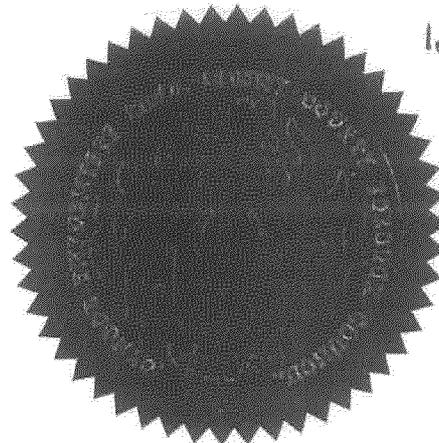
(No waiting 1st May to the 30th September to be revoked)

Gaingc Road	Northwestern side; from a point 69 metres southwest of its junction with Sandbank Road for a distance of 60 metres in a southwesterly direction.
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Gosodwyd SÊL GYFFREDIN CYNGOR
BWRDEISTREF SIROL CONWY yma
yng ngwydd:-

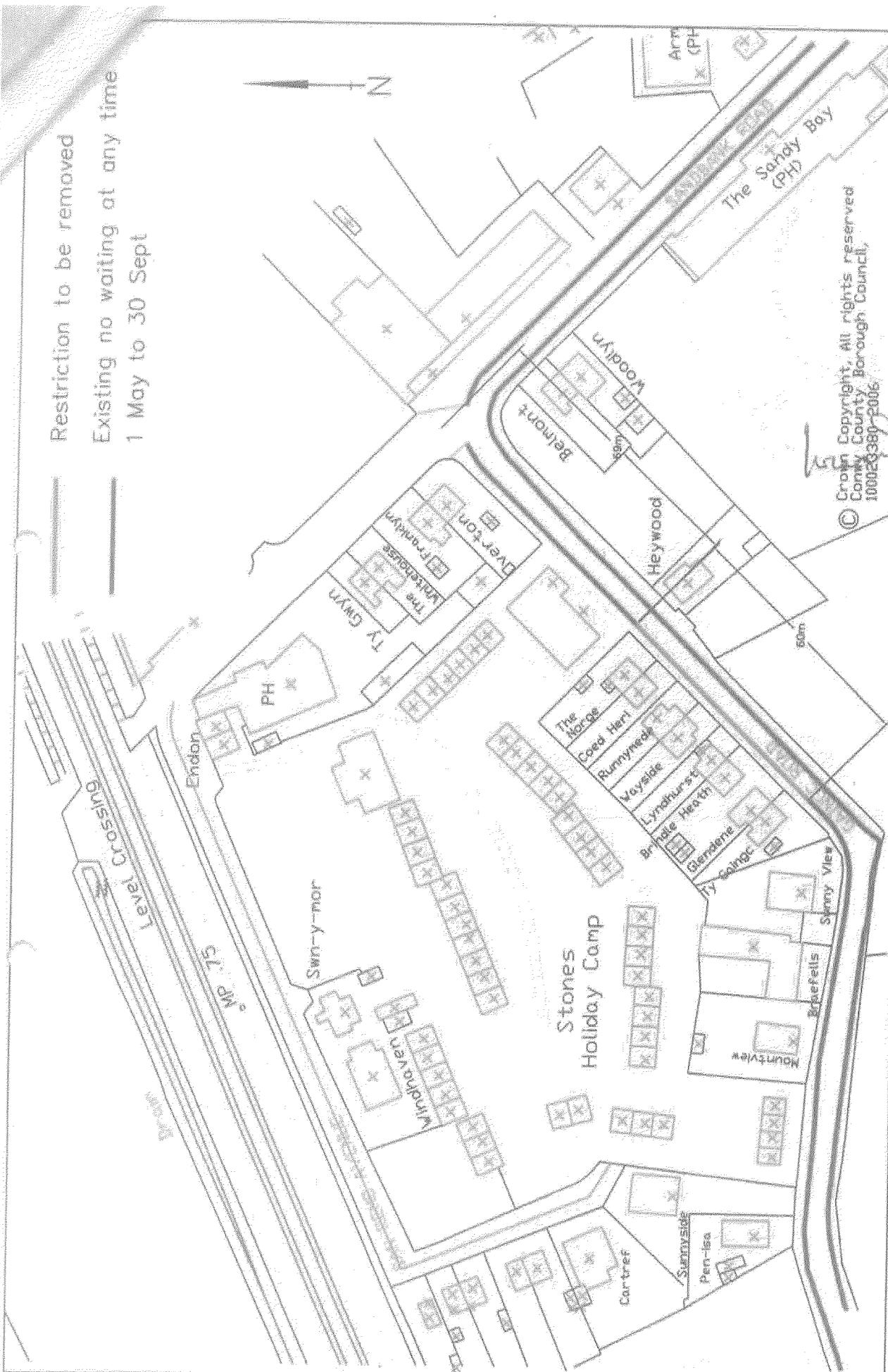
THE COMMON SEAL of CONWY
COUNTY BOROUGH COUNCIL
was hereunto affixed in the presence of:-

Swyddog Sello Awdurdodedig.
Authorised Sealing Officer.



12077

Restriction to be removed
Existing no waiting at any time
1 May to 30 Sept



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Conwy County Borough Council,
100023380-2006

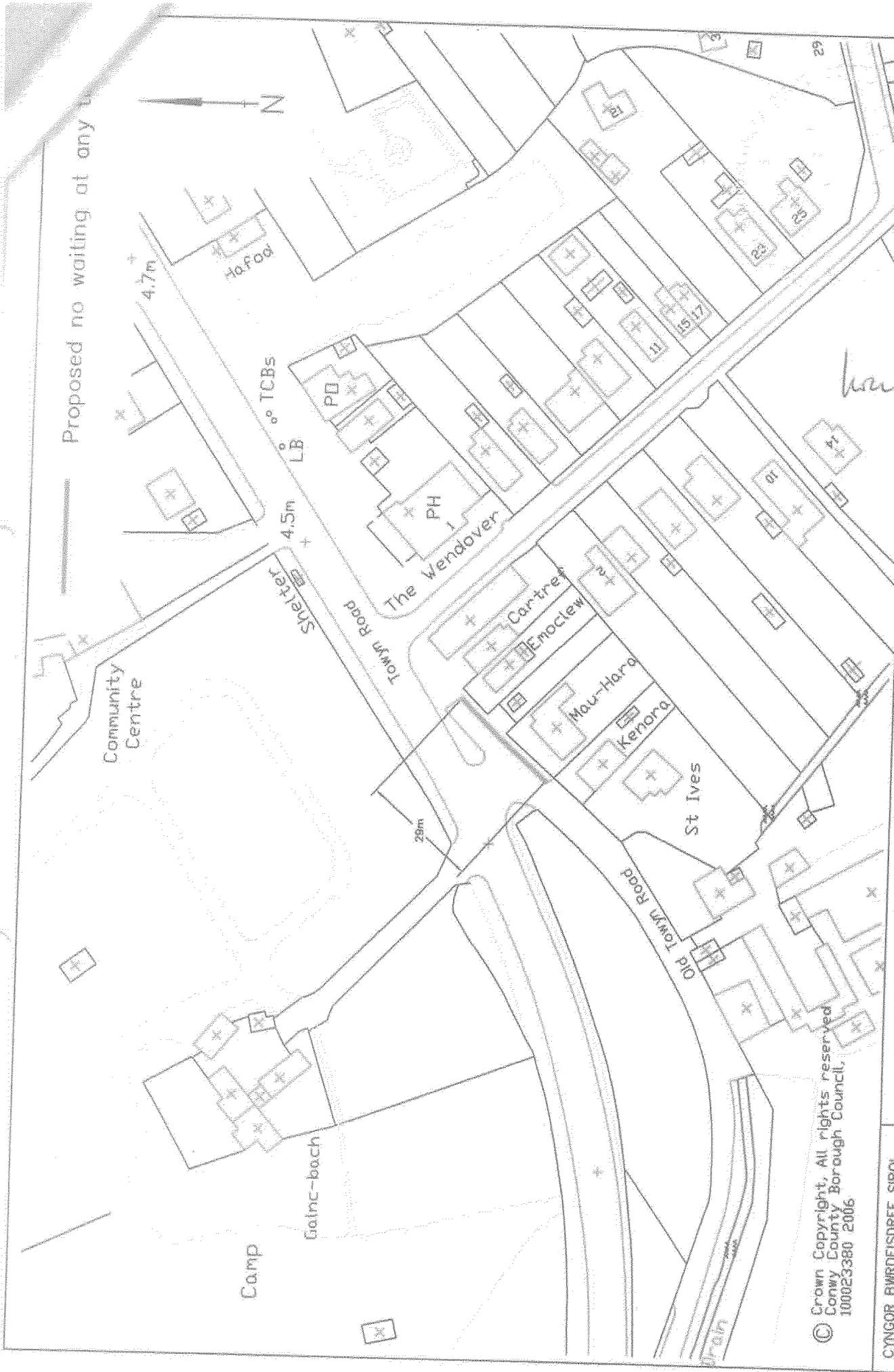
12073

Proposed Removal of Waiting Restrictions
Gaingc Road, Towyn

CYNGOR SWRDEISDREF SIROL



D H Peel, B.Sc., C.Eng., MICE, MIRT
Prifwydd o Gwasanaethau Technegol
Highways and Technical Services
The Heath, Penmaenmawr Road
Llanfairfechan, LL3 0PF
Rhif. Unodiol TRO/31/1/A
Drawing No.



Proposed no waiting at any time

D H Peel, B.Sc., C.Eng., MICE, MIHT
 Prifffwrdd a Gwasanaethau Technegol
 The Health, Penmaenmawr Road

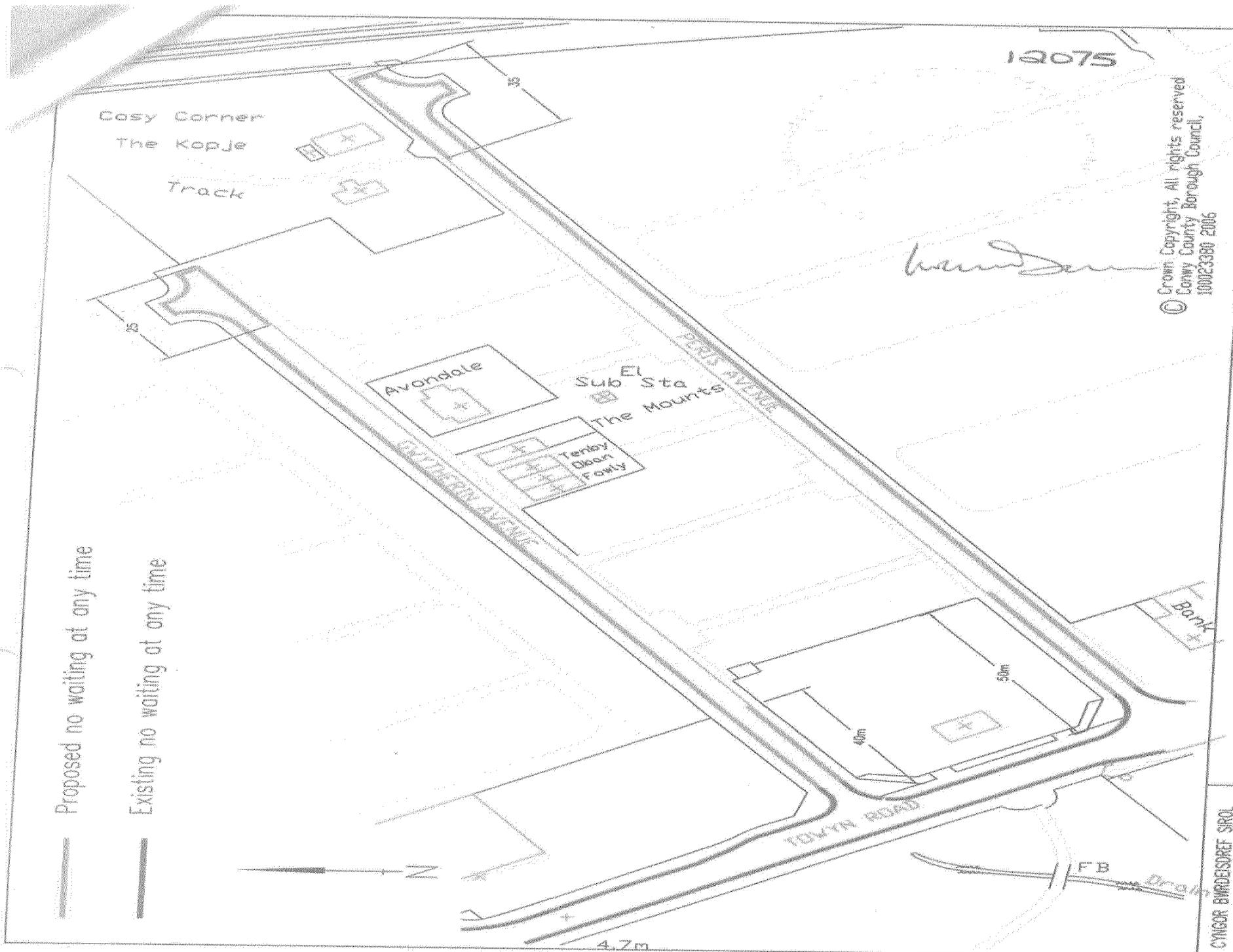
1007

Proposed Waiting Restrictions
 The Old Town Road

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 100023380 2006

CYNGOR BWRDEISDREF SIROL





12075

Proposed no waiting at any time
 Existing no waiting at any time

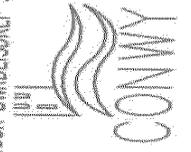
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 Conwy County Borough Council,
 100023380 2006

D. H. Peel, B.Sc., C.Eng., MICE, MHT
 Prifwydd o Gwasanaethau Technegol
 Highways and Technical Services
 The Heath, Penmaenmawr Road
 Llanfairfach, LL55 2AS

Proposed Waiting Restrictions

Peris Avenue and Gwytherin Avenue, Town

CYNGOR BIRDESDREF SIROL



Proposed no waiting at any time



12076

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080023988/2806

CYNGOR BWRDEISDREF SIROL

Proposed Waiting Restrictions
Gors Road, Towyn

D H Peel, B.Sc., C.Eng., MICE, MIHT
 Priflyfrad a Gwasanaethau Technegol
 Highways and Technical Services
 The Heath, Penmaenmawr Road
 Llanfairfechan LL3 0PF
 Rhif. Llundud Drawing No. TRO/31/4/A

**GORCHYMYN BWRDEISTREF SIROL CONWY (GORS ROAD A FFYRDD ERAILL
TOWYN) GWAHARDD A CHYFYNGU AR AROS 2007**

Yn unol â'i bwerau dan Adrannau 1 a 2 a Rhan IV Atodlen 9, Deddf Rheoli Trafnidiaeth Ffyrdd 1984 (y cyfeirir ati o hyn ymlaen fel "Deddf 1984"), a Deddf Trafnidiaeth Ffyrdd 1991 a'r holl bwerau galluogol eraill, ac ar ôl ymgynghori efo Prif Swyddog yr Heddlu yn unol â Rhan III Atodlen 9 Ddeddf 1984, mae Cyngor Bwrdeistref Sirol Conwy (y cyfeirir ato o hyn ymlaen fel "y Cyngor") yn gwneud drwy hyn y Gorchymyn a ganlyn:-

1. Bydd y Gorchymyn hwn yn dod i rym ar 20 Mehefin, Dwy fil a saith, a gellir ei ddyfynnu fel "Gorchymyn Cyngor Bwrdeistref Sirol Conwy (Gors Road a Ffyrdd Eraill Towyn) (Gwahardd a Chyfyngu ar Aros) 2007."

2. (1) Yn y Gorchymyn hwn:-

ystyr "safle tacsis awdurdodedig" yw unrhyw ddarn o ffordd sydd wedi ei gynnwys a'i ddynodi gan farciau ar y ffordd sy'n cydymffurfio â deiagram 1028.2 Atodlen 6 Rheoliadau a Chyfarwyddiadau Cyffredinol Trafnidiaeth Ffyrdd 2002;

ystyr "lle parcio awdurdodedig" yw unrhyw lle parcio ar ffordd, a awdurdodwyd neu ei ddynodi gan Orchymyn a wnaed dan Ddeddf 1984, neu sydd mewn grym fel pe bai wedi ei wneud dan y Ddeddf honno;

ystyr "safle bws" yw unrhyw ddarn o ffordd ar unrhyw ddarn ffordd a nodwyd mewn unrhyw Erthygl neu Atodlen i'r Gorchymyn hwn fel un sydd wedi ei fwriadu ar gyfer aros gan fysiau sydd wedi ei gynnwys o fewn Marciau ffordd sy'n cydymffurfio naill ai â deiagramau 1025.1, 1025.3 a 1025.4 Atodlen 6, Reoliadau Arwyddion Trafnidiaeth a Chyfarwyddiadau Cyffredinol 2002, neu sydd wedi ei ddynodi gan farciau ar y ffordd;

yr un ystyr sydd i "gerbyd hacni" ag yn Adran 38(1) Deddf Cerbydau (Tollau) 1971;

yr un ystyr sydd i "fathodyn unigolyn ag anabledd" ag yn Rheoliadau Pobl Ag Anabledd (Bathodynau ar gyfer Cerbydau Modur) (Cymru) 2000;

yr un ystyr sydd i "ddisg parcio" ag yn Rheoliad Rhif 8 Rheoliadau Gorchymynion Trafnidiaeth Awdurdodau Lleol (Esgusodiadau ar gyfer Pobl Gydag Anabledd) (Cymru) 2000;

(2) At ddibenion y Gorchymyn hwn, byddwn yn ystyried bod cerbyd yn arddangos bathodyn unigolyn gydag anabledd yn y lle perthnasol os:

(a) nad yw'r bathodyn wedi peidio â bod mewn grym; ac os

(b) (i) yw'r bathodyn yn cael ei arddangos ar ddangosfwrdd neu banel deialau'r cerbyd, neu os

(ii) yw'r bathodyn yn cael ei arddangos mewn lle amlwg ar flaen neu ar ochr agos y cerbyd, pan nad oes dangosfwrdd neu banel deialu ar y cerbyd, fel bod modd darllen blaen y bathodyn yn glir o'r tu allan i'r cerbyd.

(3) At ddibenion y Gorchymyn hwn, byddwn yn ystyried bod y cerbyd yn arddangos disg parcio yn y lle perthnasol, os:

- (a) yw'r disg yn cael ei arddangos ar y dangosfwrdd neu banel deialau'r cerbyd, neu
- (b) os yw'r ddisg yn cael ei arddangos mewn man amlwg ar y cerbyd, pan nad oes dangosfwrdd neu banel deialu ar y cerbyd.

(4) Ac eithrio lle nodir fel arall, mae unrhyw gyfeiriad yn y Gorchymyn hwn at Erthygl neu Atodlen wedi ei rhifo yn gyfeiriad at yr Erthygl neu Atodlen sydd â'r rhif hwnnw yn y Gorchymyn hwn.

3. Ac eithrio'r ddarpariaeth yn Erthygl 4 y Gorchymyn hwn, ni chaiff unrhyw un, oni bai ei fod yn gweithredu dan gyfarwyddyd neu gyda chaniatâd cwnstabl heddlu neu warden trafnidiaeth mewn lifrai, achosi na chaniatáu unrhyw gerbyd i aros ar unrhyw adeg ar y darnau ffordd a nodir yn Atodlen y Gorchymyn hwn.

4. (1) Ni fydd unrhyw beth yn Erthygl 3 y Gorchymyn hwn yn ei gwneud yn anghyfreithlon i achosi neu ganiatáu i unrhyw gerbyd aros ar y darnau ffordd a gyfeirir atynt yn yr Erthygl honno, am gyhyd ag y bydd angen gwneud hynny i alluogi:-

(a) Unigolyn i fynd mewn i gerbyd neu ddod allan ohono.

(b) Llwytho nwyddau ar y cerbyd neu eu dadlwytho oddi arno.

(c) Y cerbyd i gael ei ddefnyddio, os nad oes modd ei ddefnyddio'n hwylus i bwrpas o'r fath ar unrhyw ffordd arall, mewn cysylltiad ag un o'r gweithgareddau a ganlyn, sef:-

- (i) Gweithgareddau adeiladu, dymchwel neu ddiwydiannol.
- (ii) Symud unrhyw rwystr ar drafnidiaeth.
- (iii) Cynnal, gwella neu ailadeiladu'r darnau ffordd dan sylw.
- (iv) Gosod, codi, newid, neu atgyweirio, ar y darnau ffordd dan sylw neu ar dir cyfagos, unrhyw garthffos, neu unrhyw brif bibell neu gyfarpar cyflenwi nwy, dŵr neu drydan, neu unrhyw offer telegyfathrebu fel y maent yn cael eu diffinio yn Neddf Telegyfathrebu 1984.

(ch) Galluogi'r cerbyd i gael ei ddefnyddio, os nad oes modd ei ddefnyddio'n hwylus i bwrpas o'r fath mewn unrhyw ffordd arall, at wasanaeth awdurdod lleol neu gwmni gwasanaeth cyhoeddus, yn unol â phwerau neu ddyletswyddau statudol.

(d) Cerbyd darparwr gwasanaeth cyffredinol dan Adran 125 Deddf Gwasanaethau Post 2000

(dd) Galluogi'r cerbyd i aros wrth yml neu yn agos at unrhyw adeilad sydd wedi ei leoli ar y darnau ffordd dan sylw neu'n gyfagos â hwy, am gyhyd ag y bydd angen rhesymol i'r cerbyd hwnnw aros yno mewn cysylltiad ag unrhyw briodas neu gynhebrwng.

- (e) Galluogi'r cerbyd i gael ei ddefnyddio at bwrpas y frigâd dân, yr heddlu neu ambiwlans.
- (2) Ni fydd dim yn Erthygl 3 y Gorchymyn hwn yn ei gwneud yn anghyfreithlon i achosi neu ganiatáu i unrhyw gerbyd
- (a) aros ar le parcio awdurdodedig; neu
- (b) aros ar safle tacsis awdurdodedig os yw'r cerbyd yn gerbyd hacni.
- (3) Ni fydd dim yn Erthygl 3 y Gorchymyn hwn yn ei gwneud yn anghyfreithlon i achosi neu ganiatáu i gerbyd unrhyw gydag anabledd sy'n arddangos yn y lle perthnasol, fathodyn unigolyn ag anabledd a disg parcio (lle mae'r gyrrwr, neu unigolyn arall sydd â gofal am y cerbyd, wedi nodi'r amser y dechreuodd y cyfnod aros) aros ar y darnau ffordd y mae'r Erthygl honno'n cyfeirio atynt am gyfnod o ddim mwy na 3 awr (ar yr amod bod cyfnod o ddim llai nag 1 awr wedi mynd heibio ers diwedd unrhyw gyfnod blaenorol o aros gan yr un cerbyd ar yr un diwrnod).
6. Diddymir drwy hyn Orchymyn Cyfnerthu Cyngor Bwrdeistref Sirol Conwy (Gwahardd a Chyfyngu ar Aros a Llefydd Parcio ar y Stryd) 2006 cyn belled ag ei fod yn ymwneud â'r darn o ffordd a nodwyd yn Atodlen 2 y Gorchymyn hwn a'i fod mewn grym ac yn weithredol.
10. Bydd y gwaharddiadau a'r cyfyngiadau a osodir gan y Gorchymyn hwn yn ychwanegol at unrhyw gyfyngiadau neu amodau a osodir gan unrhyw reoliadau sydd wedi eu gwneud dan Ddeddf 1984, neu drwy neu dan unrhyw ddeddf arall.

RHODDWDYD dan Sêl Gyffredin Cyngor Bwrdeistref Sirol Conwy ar y 7fed dydd o Fehefin, Dwy fil a saith.

ATODLEN

Dim aros ar unrhyw amser

Gors Road	Y ddwy ochr; am bellter o 20 metr naill ochr i'w chyffordd efo Llys Madoc
Llys Madoc	Y ddwy ochr; am bellter o 7 metr tua'r gogledd ddwyrain o'i chyffordd efo Gors Road
Peris Avenue	Ochr y de-ddwyrain; ar ei hyd
Peris Avenue	Ochr y gogledd-orllewin; rhwng ei chyffordd efo Towyn Road am bellter o 50 metr tua'r gogledd-ddwyrain ac o ben y gogledd-ddwyrain am bellter o 35 metr tua'r de-ddwyrain
Gwytherin Avenue	Ochr y gogledd-orllewin; ar ei hyd
Gwytherin Avenue	Ochr y de-ddwyrain; rhwng ei chyffordd efo Towyn Road am bellter o 50 metr tua'r gogledd-ddwyrain ac o ben y gogledd-ddwyrain am bellter o 25 metr tua'r de-orllewin
Old Towyn Road	Ochr y de-ddwyrain; o ben y gogledd-ddwyrain am bellter o 29 metr tua'r de-orllewin

Atodlen 2

(Dim aros 1. Mai i 30 Medi i gael ei ddiddymu)

Gaingc Road	Ochr y gogledd-orllewin; yn dechrau wrth fan 69 metr tua'r de-ddwyrain o'i chyffordd efo Ffordd y Twyni am bellter o 60 metr tua'r de-orllewin.
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