

**The County of Cornwall (Carbis Bay) (Various Streets)
(On-Street Parking Places and Restrictions on Waiting)
(Amendment) Order 2016**

Cornwall Council in exercise of its powers under Sections 1, 2, 32 and 35 (and Part IV of Schedule 9 to) the Road Traffic Regulation Act 1984 (hereinafter referred to as 'the Act of 1984') 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. The Order shall come into force on the 12th day of February, 2018 and may be cited as "The County of Cornwall (Carbis Bay) (Various Streets) (On-Street Parking Places and Restrictions on Waiting) (Amendment) Order 2016".

2. The County of Cornwall (Various Streets) (Disabled Persons Street Parking Place) Order 2009 shall have effect as though:

The section relating to Carbis Bay was deleted.

3. The County of Cornwall (Carbis Bay) (Various Streets) (Restrictions on Waiting) (Consolidation) Order 2005 shall have effect as though:

After Article 5 the following new Articles were inserted:

PART III – PARKING PLACES

6 Disabled Person's Parking Place

6.1 The area of highway specified in the Sixth Schedule to this Order is authorised to be used, subject to the following provisions of this Order, as a parking place on such days and during such hours as are specified in relation to that area of highway in the said schedule.

6.2 No vehicle shall be left at any Disabled Person's Parking Place during the permitted hours unless it displays in the relevant position a valid Disabled Persons Badge or is an invalid carriage.

PART IV – RESTRICTIONS ON USE OF PARKING PLACES

7.

7.1 Nothing in Article 5 shall restrict the power of the Council, for preventing obstruction of the streets, by Order on the occasion of any public procession, rejoicing or illumination, or when the streets are thronged or liable to be obstructed, to close any parking place.

7.2 The driver of a vehicle shall not permit it to wait in the parking place in a position other than that specified in relation to that parking place in the Seventh Schedule to this Order.

- 7.3 Every vehicle left in a parking place shall stand so that every part of the vehicle is within the limits of the parking place.
- 7.4 The driver of a vehicle shall not permit it to wait in the parking place in a position other than that specified in Article 7.3 to this Order;
- 7.5 The driver of a vehicle shall not use the parking place -
- 7.5.1 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; or
- 7.5.2 when for preventing obstruction of the streets the Council by Order made on the occasion of any public procession, rejoicing or illumination, or when the streets are thronged or liable to be obstructed, has closed the parking place and exhibited notice of such closing on or near the parking place;
- 7.6 The driver of a motor vehicle using the 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 or to depart from the parking place.
- 7.7 No person shall use a vehicle, while it is in the 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 or her skill or services: provided that nothing in this Article shall prevent the sale of goods from a vehicle if the goods are immediately delivered at or taken into premises adjacent to the vehicle from which the sale is effected.
- 7.8 Where any vehicle is standing in the parking place in contravention of the provision of Article 7.4 of this Order a police constable in uniform may alter or cause to be altered the position of the vehicle so that its position shall comply with that provision.
- 7.9 Where a police constable in uniform is of the opinion that any of the provisions contained in Articles 7.4, 7.5, 7.6, 7.7, 7.8 and 7.9 of this Order have been contravened or not complied with in respect of a vehicle left in the parking place, he may remove or cause to be removed the vehicle from the parking place and, where it is so removed, shall make such arrangements as may be necessary for the safe custody of the vehicle.

In the First Schedule relating to No waiting at any time:

The paragraph relating to Headland Court was deleted and replaced with the following:

Headland Court
(U6017)

- (a) east side
from its junction with Headland Road to a point 8 metres south of a point opposite the northern boundary of Headland House
- (b) west side
from its junction with Headland Road to a point 11 metres south of the northern boundary of Headland House

In the paragraph relating to Headland Road the following was inserted:

Headland Road
(U6017)

- (b) south side
- (ii) from the eastern boundary of Carvean for a distance of 13 metres in an easterly direction

Paragraph 4(a)(ii) was deleted and replaced with the following:

4. Polmennor Drive
(U6014)

- (a) east side
- (ii) from a point 37 metres south of its junction with St Ives Road to a point 2 metres south of the southern boundary of No 2
- (iii) between points 5 metres north and 6 metres west of the southern boundary of No 4

The following new paragraph was inserted:

Park an Gonwyn
(U6017)

both sides
from its junction with Porthrepta Road for a distance of 9 metres in an easterly direction

The following new Schedule was inserted:

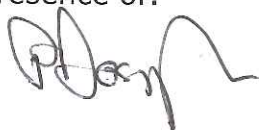
**Seventh Schedule
Disabled Parking Place at any time**

1. Trewartha Estate
(U6014)

south side
between points 46 metres and 53 metres west of its junction with Trewartha Close

Given under the Common Seal of Cornwall Council the 30th day of January 2018.

THE COMMON SEAL of
the Cornwall Council
was hereunto affixed in the
presence of:-



Parminder Dosanjh (Solicitor)
Senior Legal Officer
Commercial & Employment
Legal Services
CORNWALL COUNCIL



050863

ROAD TRAFFIC REGULATION ACT 1984

THE COUNTY OF CORNWALL (CARBIS BAY) (VARIOUS STREETS)
(ON-STREET PARKING PLACES AND RESTRICTIONS ON WAITING)
(AMENDMENT) ORDER 2016