

The County of Cornwall (Callington and Kelly Bray) (Various Streets) (On-Street Parking Places and Restrictions on Waiting) (Consolidation) Order 2010

THE CORNWALL COUNCIL in exercise of their 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 make the following Order:-

1 Commencement, Citation and Revocation

- 1.1 This Order shall come into operation on the 12th day of March 2010 and may be cited as “The County of Cornwall (Callington and Kelly Bray) (Various Streets) (On-Street Parking Places and Restrictions on Waiting) (Consolidation) Order 2010”
- 1.2 The Traffic Regulation Orders specified in Article 7 to this Order are hereby revoked and their provisions consolidated in this Order

2 Interpretations

- 2.1 In this Order, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:-
- 2.1.1 “**badges regulations**” means the Disabled Persons (badges for Motor Vehicles) (England) Regulations 2000;
- 2.1.2 “**disabled person’s badge**” has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000;
- 2.1.3 “**disabled person’s parking place**” means any area of highway described in the Eighth Schedule to this Order which is comprised within and indicated by a road marking complying with the Traffic Signs Regulations and General Directions 2002 as appropriate with respect to Article 5 to this Order;
- 2.1.4 “**disabled person’s vehicle**” means a vehicle displaying a disabled person’s badge in the circumstances prescribed in Regulations 13, 14,15 or 16 of the Disabled Persons (Badges for Motor Vehicles) Regulations 2000;
- 2.1.5 “**Driver**” in relation to a vehicle left at or waiting in a Parking Place means the person driving the vehicle at the time it was left at or is waiting at the Parking Place;
- 2.1.6 “**enactment**” means any enactment whether public, general or local, and includes any order, byelaw, rule, regulation, scheme or other instrument having effect by virtue of an enactment;
- 2.1.7 “**invalid carriage**” means a vehicle, whether mechanically propelled or not, constructed or adapted for use for the carriage for one person,

being a person suffering from some physical defect or disability;

- 2.1.8 “**Loading**” and “**Unloading**” means the conveyance of goods or merchandise to or from any premises situated on or adjacent to that length of road, to the extent that such goods or merchandise cannot, by reason of size, weight or value, reasonably be conveyed otherwise than by vehicle;
- 2.1.9 “**parking bay**” means a space in the parking place which is provided for the leaving of a vehicle;
- 2.1.10 “**parking place**” means any area of highway which is authorised to be used as a parking place under the provisions of this Order;
- 2.1.11 “**relevant position**” has the same meaning as in the Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;
- 2.1.12 “**taxi**” and “**taxi rank**” have the same meanings respectively as in Regulation 4 of the Traffic Signs Regulations and General Directions 2002;
- 2.1.13 any reference to a length or lengths of road is a reference to a length or lengths of road in Callington and Kelly Bray.
- 2.2 any reference to any enactment shall be construed as a reference to that enactment as amended, applied, consolidated or re-enacted by, or as having effect by virtue of, any subsequent enactment;
- 2.3 The restrictions imposed by this Order shall be in addition to and not in derogation of 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.

PART I – RESTRICTIONS ON WAITING AND LOADING

- 3 **Restrictions on Waiting, Loading and Unloading of Vehicles in certain roads other than parking places.**
- 3.1 Save as provided in Article 4 of this Order no person shall, except upon the direction or with the permission of a police constable in uniform, cause or permit any vehicle to wait -
- 3.1.1 at any time in the lengths of road specified in the Second Schedule to this Order.
- 3.1.2 between 8am and 6pm on any day in the lengths of road specified in the Third Schedule to this Order
- 2.1.3 between 9am and 6pm on any day in the lengths of road specified in the Fourth Schedule to this Order

2.1.4 between 9am and 6pm Monday – Saturday (both days inclusive) in the lengths of road specified in the Fifth Schedule to this Order

3.2 Save as provided in Article 4 of this Order no person shall, except upon the direction or with the permission of a police constable in uniform, cause or permit any vehicle to wait-

3.2.1 between the hours of 9am and 6pm Monday – Saturday (both days inclusive) in the length of road specified in the Sixth Schedule to this Order -

- (i) for a longer period than 30 minutes; or
- (ii) if a period of less than 1 hour has elapsed since the termination during the said hours of the last period of waiting (if any) of the vehicle in that length of road.

3.2.2 between the hours of 9am and 6pm Monday – Saturday (both days inclusive) in the length of road specified in the Seventh Schedule to this Order -

- (i) for a longer period than 30 minutes; or
- (ii) if a period of less than 30 minutes has elapsed since the termination during the said hours of the last period of waiting (if any) of the vehicle in that length of road.

4 **Exemptions from Waiting Restrictions - General**

4.1 Nothing in Article 3 of this Order shall -

4.2 render it unlawful to cause or permit any vehicle to wait in any of the lengths 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) a vehicle, if it is in the service of or employed by the Post Office, to be used for the purpose of delivering or collecting postal packets as defined in Section 125 (1) of the Postal Services Act 2000;

(c) goods to be loaded onto or unloaded from the vehicle, provided that, except as specified in paragraph (b) above, no vehicle shall so wait at any time in the lengths of road specified in the First Schedule of this Order

(d) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any building operation or demolition, the removal of any obstruction to traffic, the maintenance, improvement or reconstruction of the length of road so referred to or the laying, erection, alteration or repair in or near to the said length of road of any sewer or of any main, pipe, cable or

apparatus for the provision of gas, water, electricity or telecommunications;

(e) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in pursuance of statutory powers or duties; or

(f) the vehicle to take in fuel, oil, water or air from any garage situated on or adjacent to the said length of road;

- 4.3 apply to any vehicle being used for police, fire brigade or ambulance purposes.
- 4.4 apply to any vehicle when the person in control of the vehicle -
- (i) is required by law to stop;
 - (ii) is obliged to stop in order to avoid an accident; or
 - (iii) is prevented from proceeding by circumstances outside his or her control.
- 4.5 apply to any vehicle owned by a funeral director or owner of funeral vehicles when in use as part of a funeral cortege or otherwise in connection with a funeral; or
- 4.6 apply to any taxi while waiting at a duly authorised taxi rank.
- 4.7 Nothing in Article 3.1 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 any of the lengths of road referred to in the said Article for a period not exceeding 3 hours (not being separated by an interval of less than 1 hour from a previous period of waiting by the same vehicle in the same length of road) provided that such period lies within the period during which the exemption as to loading and unloading specified in paragraph (c) of Article 4 of this Order applies.
- 4.8 Nothing in Article 3.2 of this Order shall apply to any disabled person's vehicle which displays in the relevant position a disabled person's badge or to an invalid carriage.

PART II – PARKING PLACES

5 Disabled Person's Parking Place

- 5.1 The area of highway specified in the Eighth 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.

- 5.2 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 III – RESTRICTIONS ON USE OF PARKING PLACES

6.

- 6.1 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.
- 6.2 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 Eighth Schedule to this Order.
- 6.3 Every vehicle left in a parking place shall stand so that every part of the vehicle is within the limits of the parking place.
- 6.4 The driver of a vehicle shall not permit it to wait in the parking place in a position other than that specified in Article 6.3 to this Order;
- 6.5 The driver of a vehicle shall not use the parking place -
- 6.5.1 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
- 6.5.2 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;
- 6.6 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.
- 6.7 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.
- 6.8 No person shall use any part of the parking place or any vehicle left in

the parking place -

(a) for sleeping or camping purposes;

(b) for cooking purposes; or

(c) for the purpose of servicing or washing any vehicle or part thereof other than is reasonably necessary to enable that vehicle to depart from the parking place.

6.9 Where any vehicle is standing in the parking place in contravention of the provision of Article 6.4 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.

6.10 Where a police constable in uniform is of the opinion that any of the provisions contained in Articles 6.4, 6.5, 6.6, 6.7, 6.8 and 6.9 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.

PART IV - REVOCATION OF TRAFFIC REGULATION ORDERS

7.

7.1 The following Orders are hereby revoked -

The County of Cornwall (Callington and Kelly Bray) (Various Streets)
(On-Street Parking Places and Restrictions on Waiting)
(Consolidation) Order 2007

The County of Cornwall (Callington and Kelly Bray) (Various Streets)
(On-Street Parking Places and Restrictions on Waiting)
(Consolidation) Order 2007 (Amendment No.1) Order 2008

GIVEN under the Common Seal of the Council this 1st day of March 2010

FIRST SCHEDULE

No loading at any time

1. Fore Street (C0701)
 - (a) north side
from its junction with Back Lane to its junction with Well Street
 - (b) south side
from a point 7 metres west of its junction with Saltash Road for a distance of 43 metres in a westerly direction

SECOND SCHEDULE

No waiting at any time

1. Back Lane (A0388)
 - (a) east side
from its junction with Tavistock Road to a point 104 metres north of its junction with Chapel Street
 - (b) west side
from its junction with Fore Street to a point 27 metres south of its junction with Well Street
2. Bakehouse Lane (Unadopted)

north side
from its junction with Liskeard Road for a distance of 12 metres in a generally easterly direction
3. Celtic Road (U6171)
 - (a) north side
from its junction with Granite Way for a distance of 76 metres in an easterly direction
 - (b) south side
from its junction with Granite Way for a distance of 75 metres in an easterly direction
4. Chantry Park (Unadopted)

south side
from its junction with Liskeard Road for a distance of 3 metres in an easterly direction
5. Chapel Street (U6171)
 - (a) east side
from its junction with Back Lane to a point 35 metres north of its junction with Moonsfield
 - (b) west side
from its junction with Back Lane for a distance of 67 metres in a northerly direction
6. Church Street (C0129)

west side
from its junction with Fore Street for a distance of 19 metres in a north-easterly direction
7. Compton Road (U6171)

both sides
from a point 2 metres east of its junction with Church

Street to a point 3 metres west of its junction with Well Street

8. Fore Street (C0701)
 - (a) north side
from its junction with Back Lane to a point 29 metres west of its junction with Well Street
 - (b) south side
 - (i) from its junction with Saltash Road for a distance of 79 metres in an westerly direction
 - (ii) from its junction with New Road to its junction with the unnamed access road to the Library
9. Granite Way (U6171)
 - (a) east side
 - (i) from its junction with Tavistock Road to a point 29 metres north of its junction with Celtic Road
 - (ii) from a point 44 metres north of its junction with Celtic Road to a point 132 metres north of that junction
 - (iii) from its termination to a point 15 metres south of its junction with Tinnars Way
 - (b) west side
 - (i) from its termination for a distance of 10 metres in a southerly direction
 - (ii) from its junction with Tavistock Road for a distance of 216 metres in a northerly direction
10. Guipavas Road (U6171)
 - (a) north-west side
from its junction with Tavistock Road for a distance of 78 metres in a south-westerly direction
 - (b) south-east side
from its junction with Tavistock Road to a point 36 metres south-west of its junction with Tamar Close
11. Hays Road (C0219)
 - (a) north side
from its junction with Fore Street to a point 50 metres west of its junction with Valentine
 - (b) south side
from its junction with Liskeard Road for a distance of 98 metres in a westerly direction
12. Launceston Road (A0388)
 - (a) east side
 - (i) from a point 44 metres north of its junction with Florence Hill to a point 59 metres south of that junction
 - (ii) from a point 16 metres north of its junction with Unnamed access to Callington School to a point 6 metres south of that junction
 - (b) west side
from a point 46 metres north of its junction with South Hill Road to a point 106 metres south of that junction
13. Liskeard Road (C0701)
 - (a) east side
 - (i) from its junction with Chantry Park for a distance of 17

- (ii) metres in a southerly direction
 - from a point 20 metres north of its junction with Rectory Lane to a point 15 metres south of that junction
 - (b) south-east side
 - from its junction with Bakehouse Lane for a distance of 8 metres in a north-easterly direction
14. Moonsfield (U6171)
- (a) north side
 - from its junction with Chapel Street for a distance of 13 metres in an easterly direction
 - (b) south side
 - from its junction with Chapel Street to its junction with the road joining Tavistock Road
15. New Road (U6171)
- west side
 - from its junction with Fore Street for a distance of 6 metres in a southerly direction
16. Saltash Road (A0388)
- (a) east side
 - from its junction with Tavistock Road for a distance of 33 metres in a southerly direction
 - (b) north side
 - from its junction with Southern Road a to a point 39 metres south of its junction with Trelawney Road
 - (c) south side
 - from its junction with St Germans Road to its junction with Southern Road
 - (d) west side
 - (i) from its junction with Fore Street for a distance of 39 metres in a southerly direction
 - (ii) from a point 73 metres south of its junction with New Road for a distance of 56 metres in a southerly direction
17. South Hill Road (C0041)
- (a) north-east side
 - from its junction with Launceston Road for a distance of 40 metres in a north-westerly direction
 - (b) south-west side
 - from its junction with Launceston Road for a distance of 46 metres in a north-westerly direction
18. St Germans Road (C0040)
- both sides
 - from its junction with Saltash Road to its junction with Westover Road
19. Stoke Road (C0146)
- both sides
 - from its junction with Launceston Road for a distance of 23 metres in a northerly direction
20. Tamar Close (U6171)
- both sides
 - from its junction with Guipavas Road for a distance of 10 metres in an easterly direction

21. Tanyard Lane (U6171)
- (a) north side
from its junction with Newport Road for a distance of 31 metres in an easterly direction
 - (b) south side
from a point 2 metres east of its junction with Church Street to its junction with Well Street
22. Tavistock Road (C0701)
- (a) both sides
from its junction with Back Lane/Saltash Road to a point 99 metres east of its junction with Moonsfield
 - (b) north side
from its junction with Moss Side Roundabout for a distance of 280 metres in a westerly direction
 - (c) south side
from a point 94 metres east of its junction with Guipavas Road to a point 176 metres west of that junction
23. Tinners Way (Unadopted)
- (a) north side
from its junction with Granite Way for a distance of 13 metres in an easterly direction
 - (b) south side
from its junction with Granite Way for a distance of 14 metres in an easterly direction
24. Trelawney Road (U6171)
- (a) north side
from its junction with Saltash Road for a distance of 109 metres in an easterly direction
 - (b) south side
from its junction with Saltash Road for a distance of 123 metres in an easterly direction
25. Unnamed Access Into Callington School (Unclassified)
- (a) north side
from its junction with Launceston Road for a distance of 8 metres in an easterly direction
 - (b) south side
from its junction with Launceston Road for a distance of 10 metres in an easterly direction
26. Unnamed Access To Industrial Estate Car Park (Unclassified)
- (a) east side
from its junction with Tavistock Road for a distance of 3 metres in a northerly direction
 - (b) west side
from its junction with Tavistock Road for a distance of 4 metres in a northerly direction
27. Valentine Row (U6171)
- (a) east side
from its junction with Haye Road for a distance of 36 metres in a northerly direction
 - (b) west side

- from its junction with Haye Road for a distance of 40 metres in a northerly direction
28. Well Street (U6171)
- (a) east side
from its junction with Back Lane to its junction with Fore Street
 - (b) west side
from its junction with Longman's Lane to its junction with Fore Street
29. Well Street - East Spur (U6171)
- both sides
from its junction with Well Lane for its entire length.
30. Westover Road (U6171)
- both sides
from its junction with St Germans Road for a distance of 15 metres in a westerly direction
31. Zaggy Lane (U6171)
- (a) north side
 - (i) from a point 41 metres west of its junction with Church Street for a distance of 104 metres in a westerly direction
 - (ii) from its junction with Church Street for a distance of 14 metres in a westerly direction
 - (b) south side
 - (i) from a point 95 metres west of its junction with Church Street for a distance of 32 metres in a westerly direction
 - (ii) from its junction with Church Street for a distance of 80 metres in a westerly direction

THIRD SCHEDULE

No waiting 8am-6pm

1. Coronation Road (U6171)
- both sides
from its junction with Launceston Road for a distance of 13 metres in a south-easterly direction
2. Launceston Road (A0388)
- both sides
from a point 87 metres south of its junction with Coronation Road to a point 6 metres south of the southern side of its junction with the unnamed access to Callington School
3. New Road (U6171)
- (a) east side
from its junction with Fore Street for a distance of 14 metres in a southerly direction
 - (b) north side
from its junction with Saltash Road for a distance of 176 metres in an easterly and northerly direction

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| | | (c) | south side
from its junction with Saltash Road for a distance of 65 metres in a westerly direction |
| | | (d) | west side
from a point 36 metres south of its junction with Fore Street for a distance of 96 metres in a southerly and easterly direction |
| 4. | New Road - Western Spur (U6171) | | both sides
from its junction with New Road for its entire length including the turning head. |
| 5. | Saltash Road (A0388) | (a) | east side
from a point 33 metres south of its junction with Tavistock Road to a point 39 metres south of its junction with Trelawney Road |
| | | (b) | west side
from a point 73 metres south of its junction with New Road to a point 27 metres north of that junction |
| 6. | Urban Terrace (southern Spur Road) (U6171) | (a) | north side

from its junction with Launceston Road for a distance of 12 metres in an easterly direction |
| | | (b) | south side
from its junction with Launceston Road for a distance of 10 metres in an easterly direction |

FOURTH SCHEDULE

No waiting 9am-6pm

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| 1. | Back Lane (A0388) | (a) | east side
from its junction with Launceston Road for a distance of 117 metres in a southerly direction |
| | | (b) | west side |
| | | (i) | from its junction with Well Street for a distance of 27 metres in a southerly direction |
| | | (ii) | from its junction with Tanyard Lane to its junction with Newport Road |
| 2. | Broadmead (U6171) | | both sides
from its junction with Launceston Road for a distance of 21 metres in a north-westerly direction |
| 3. | Church Street (C0129) | (a) | east side
from its junction with Compton Road to its junction with Fore Street |
| | | (b) | north-west side
from its junction with Zaggy Lane to its junction with |

- Newport Road
- (c) south-east side
 - (i) from its junction with Tanyard Lane for a distance of 5 metres in a southerly direction
 - (ii) from its junction with Compton Road for a distance of 21 metres in a north easterly direction
 - (d) west side
 - from a point 19 metres north-east of its junction with Fore Street to its junction with Zaggy Lane
4. Compton Road (U6171)
- (a) north side
 - (i) from its junction with Church Street for a distance of 2 metres in an easterly direction
 - (ii) from its junction with Well Street for a distance of 3 metres in a westerly direction
 - (b) south side
 - (i) from its junction with Church Street for a distance of 2 metres in an easterly direction
 - (ii) from its junction with Well Street for a distance of 3 metres in a westerly direction
5. Fore Street (C0701)
- (a) north side
 - (i) from a point 69 metres west of its junction with Well Street for a distance of 11 metres in a westerly direction
 - (ii) from its junction with Church Street for a distance of 4 metres in an easterly direction
 - (iii) from its junction with Chapel Street to its junction with Tillie Street
 - (iv) from its junction with Tillie Street to its junction with Haye Road
 - (b) south side
 - from its junction with the unnamed access road to the Library to its junction with Liskeard Road
6. Launceston Road (A0388)
- (a) east side
 - from a point 87 metres south of its junction with Coronation Road to its junction with Back Lane
 - (b) west side
 - from a point 31 metres north-east of its junction with Broadmead to its junction with Newport Road
7. Liskeard Road (C0701)
- (a) east side
 - from its junction with Fore Street to its junction with Chantry Park
 - (b) west side
 - from its junction with Haye Road to a point 2 metres south-west of a point opposite the south-west side of its junction with Chantry Park
8. Newport Road (C0129)
- (a) east side
 - (i) from its junction with Back Lane for a distance of 4

- (ii) metres in a southerly direction
 - from its junction with Tanyard Lane for a distance of 2 metres in a northerly direction
 - (b) west side
 - from its junction with Launceston Road to its junction with Church Street
9. Tanyard Lane (U6171)
- (a) north side
 - from its junction with Newport Road for a distance of 2 metres in an easterly direction
 - (b) south-west side
 - from its junction with Church Street for a distance of 2 metres in a north-easterly direction
10. Unnamed Road From Liskeard Road To Colmers Lane (Unadopted)
- (a) north side
 - from its junction with Liskeard Road for a distance of 4 metres in a westerly direction
 - (b) south-west side
 - from its junction with Liskeard Road for a distance of 5 metres in a north-westerly direction
11. Well Street (U6171)
- west side
 - from its junction with Back Lane to its southern junction with Longman's Lane

FIFTH SCHEDULE

No waiting Mon-Sat 9am-6pm

1. Haye Road (C0219)
- (a) north side
 - from a point 50 metres west of its junction with Valentine Row for a distance of 84 metres in a westerly direction
 - (b) north-east side
 - from a point 138 metres west of its junction with Valentine Row for a distance of 52 metres in a westerly direction

SIXTH SCHEDULE

Limited Waiting Mon-Sat 9am-6pm 30 minutes no return within 1 hour

1. Church Street (C0129)
- south-east side
 - from a point 5 metres south-west of its junction with Tanyard Lane for a distance of 16 metres in a south-westerly direction

2. Fore Street (C0701) north side
from a point 4 metres east of its junction with Church Street for a distance of 24 metres in an easterly direction
3. Newport Road (C0129) east side
from a point 4 metres south of its junction with Back Lane for a distance of 25 metres in a southerly direction

SEVENTH SCHEDULE

Limited Waiting Mon-Sat 9am-6pm 30 minutes no return within 30 minutes

1. New Road (U6171) east side
from a point 14 metres south of its junction with Fore Street for a distance of 30 metres in a southerly direction

EIGHTH SCHEDULE

Disabled Parking Bay at any time

1. Newport Close (U6171) south side
South-east corner of its southern spur outside No 12 for a distance of 3 metres in a westerly direction
2. Valentine Row (Unclassified) west side
from a point 17 metres south of its junction with Zaggy Lane for a distance of 8 metres in a southerly direction

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

ROAD TRAFFIC REGULATION ACT 1984

THE COUNTY OF CORNWALL
(CALLINGTON AND KELLY BRAY) (VARIOUS
STREETS) (ON-STREET PARKING PLACES AND
RESTRICTIONS ON WAITING) (CONSOLIDATION)
ORDER 2010
