

THE COUNTY OF CUMBRIA (VARIOUS ROADS, CARLISLE)
(PROHIBITION AND RESTRICTION OF WAITING) ORDER 2001

The County Council of Cumbria in exercise of its powers under Sections 1(1), 2(1) and (2), 4(1) and (3) to the Road Traffic Regulation Act 1984 ("the Act") and of all other enabling powers and after consultation with the Chief Constable of Cumbria in accordance with Part III of Schedule 9 to the Act hereby makes the following Order:-

1. This Order shall come into operation on 10th December 2001 and may be cited as The County of Cumbria (Various Roads, Carlisle) (Prohibition and Restriction of Waiting) Order 2001

PART I

GENERAL

2. (1) In this Order, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:-

"disabled person" means a person who holds a disabled persons' badge in accordance with the provisions of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (No. 682) (and in particular Regulation 4 thereof) or any re-enactment thereto;

"disabled person's badge" means a badge issued in accordance with the provisions of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (as amended) (in particular Regulation 11 and the Schedule thereto) or under regulations having effect in Scotland and Wales under Section 21 of the Chronically Sick and Disabled Persons Act 1970 as referred to currently by the Local Authorities Traffic Orders (Exemptions for Disabled) (England) Regulations 2000 (No. 683) or any subsequent further re-enactments thereof;

"disabled person's vehicle" means a vehicle driven by a disabled person as defined in Regulation 4(2) of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (No. 682);

"goods" include postal packets of any description; and
"delivery" and "collecting" in relation to any goods include checking the goods for the purpose of their delivery or collection;

"junction" means, unless otherwise indicated in this Order, the intersection of the general alignment of two roads;

"parking disc" means:

- (a) in relation to Part II of this Order, (Disabled Persons Parking), a device which:-
 - (i) is 123 millimetres square and coloured blue, issued on or after 1st April 2000, or orange if issued before that date;

- (ii) has been issued by a local authority and has not ceased to be valid; and
- (iii) is capable of showing the quarter hour period during which a period of waiting began;

"post office" and any reference to "post office vehicle" or "postal packets" shall be construed in the context of the Postal Services Act 2000 and the Consequential Amendments Order 2001 (No. 2001/648) and shall include therefore references to "universal service providers" such as Consignia Plc, as the context shall require;

"relevant position" means (in conformity with Regulation 12 of SI 2000 No. 682):-

- (a) in relation to a disabled person's badge,
 - (i) in the case of a vehicle fitted with a dashboard or facia panel, the badge is exhibited thereon so that Part 1 of the badge is legible from outside the vehicle; or
 - (ii) in the case of a vehicle not fitted with a dashboard or facia panel, the badge is exhibited in a conspicuous position on the vehicle so that Part 1 of the badge is legible from outside the vehicle
 - (b) in relation to a parking device or disc (in conformity with SI 2000/1519; Regulation 4):-
 - (i) in the case of a vehicle fitted with a dashboard or facia panel the disc is exhibited thereon so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle; or
 - (ii) in the case of a vehicle not so fitted the disc is exhibited in a conspicuous position on the vehicle so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle
- (2) Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended by any subsequent enactment.
- (3) The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

PART II

PROHIBITION AND RESTRICTION OF WAITING

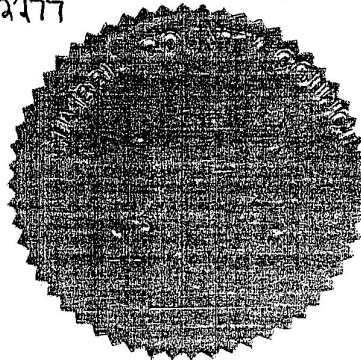
3. Save as provided in Article 4 of this Order, no person shall, except upon the direction or with the permission of a police constable in uniform or a traffic warden, cause or permit any vehicle to wait:-
 - (i) at any time in the lengths or road or sides of road specified in Schedule I to this Order;
 - (ii) between the hours of 8.30 am and 6.00 pm on a Monday to Saturday inclusive in the lengths of road or sides of road specified in Schedule II to this Order;
 - (iii) between the hours of 8.00 am and 5.00 pm on a Monday to Friday inclusive in the lengths of road or sides of road specified in Schedule III to this Order.
4. Nothing in Article 3 of this Order shall render it unlawful to cause or permit any vehicle to wait in the lengths of road referred to therein for so long as may be necessary:-
 - (a) to enable a person to board or alight from the vehicle;
 - (b) to enable waiting only so long as is necessary to enable goods or merchandise to be loaded onto or unloaded from the vehicle;
 - (c) to enable waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accidents;
 - (d) if the vehicle is being used for police, fire brigade or ambulance purposes, or a vehicle (other than a passenger vehicle) in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties;
 - (e) to enable it to be used in connection with the removal of any obstructions to traffic;
 - (f) if the vehicle is being used in the service of or employed by the post office or any other registered courier and is waiting while postal packets addressed to premises adjacent to the length of road or side of road in which the vehicle is waiting are being unloaded from the vehicle, or, having been unloaded therefrom, or are being delivered or while postal packets are being collected from premises or posting boxes adjacent to the length of road or side of road in which the vehicle is waiting, or, is in use in connection with the servicing of posting boxes adjacent to the length of road or side of road in which the vehicle is waiting;

- (g) if the vehicle is being used in connection with any building operation or demolition, the maintenance, improvement or reconstruction of the length of road or side of road or the laying, erection, alteration or repair in or near 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 telecommunications apparatus as defined in Schedule 2 to the Telecommunications Act 1985;
- (h) if the vehicle is in actual use in connection with the removal of furniture from one office or dwelling house to another or the removal of furniture from such premises to a depository or to such premises from a depository;
- (i) if the vehicle is in actual use in connection with the removal of a coffin containing the remains of a deceased person to or from premises situated on or adjacent to that length of road or side of road;
- (j) if the vehicle is in actual use for the conveyance of persons in connection with a wedding ceremony or funeral service.
5. 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 lengths of road or sides of road referred to in that Article for a period not exceeding three hours (not being a period separated by an interval of less than one hour from the previous period of waiting by the same vehicle in the same length of road or on the same side of road on the same day).

Dated the 10th day of November 2001

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

C12277



L P Day
Principal Secretary

SCHEDULE I

No Waiting At Any Time

| <u>Road/Street</u> | <u>Side</u> | <u>Length of Restriction</u> |
|--------------------------|-------------|---|
| Abbey Street | South East | From its junction with West Walls for a distance of 10 metres in a southerly direction. |
| Back of Corporation Road | Both | For its full length. |
| Banks Lane | Both | From its junction with Victoria Road for a distance of 10 metres in a north easterly direction. |
| Blencowe Street | South East | From its junction with Trafalgar Street for a distance of 10 metres in a south westerly direction. |
| Blencowe Street | South East | From its junction with Trafalgar Street for a distance of 10 metres in a north easterly direction. |
| Brook Street | North West | From its junction with Fusehill Street for a distance of 27 metres in a south westerly direction. |
| Cheviot Road | South | From a point 9 metres from its junction with Scotland Road for a distance of 5 metres in an easterly direction. |
| Clifford Street | Both | From its junction with Back Corporation Road for a distance of 5 metres in a south easterly direction. |
| Clifford Street | Both | From its junction with Corporation Road for a distance of 8 metres in a north westerly direction. |
| Denton Street | East | From its junction with East Dale Street for a distance of 5 metres in a southerly direction. |
| Hart Street | Both | From its junction with Aglionby Street for a distance of 15 metres in a south easterly direction. |
| Infirmary Street | East | From its junction with Newtown Road to its junction with Canal Court. |
| Infirmary Street | East | From its junction with Canal Court for a distance of 67 metres in a northerly direction. |

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| Infirmary Street | West | From its junction with Newtown Road for a distance of 115 metres in a northerly direction. |
| Jane Street | Both | From its junction with Willowholme Road for a distance of 15 metres in a westerly direction. |
| John Street | North | From its junction with Bridge Street for a distance of 19 metres in an easterly direction. |
| John Street | North | From its junction with Shaddongate for a distance of 41 metres in a westerly direction. |
| John Street | South | From its junction with Shaddongate for a distance of 53 metres in a westerly direction. |
| John Street | South | From its junction with Bridge Street for a distance of 28 metres in an easterly direction. |
| Knowe Road | South West | From its junction with Mulcaster Crescent for a distance of 25 metres in a north westerly direction. |
| Lancaster Street | North East | From its junction with Princess Street to its junction with Lord Street. |
| Lancaster Street | North East | From its junction with King Street to its junction with Princess Street. |
| Lancaster Street | North East | From its junction with Lord Street to its junction with Albion Street. |
| Lismore Place | West | From its junction with Victoria Place for a distance of 30 metres in a northerly direction. |
| Lismore Place | East | From its junction with Victoria Place for a distance of 15 metres in a northerly direction. |
| Myddleton Street | South West | From its junction with Aglionby Street for a distance of 15 metres in a south easterly direction. |
| Myddleton Street | South West | From its junction with Orfeur Street for a distance of 15 metres in a north westerly direction. |
| Myddleton Street | South West | From its junction with Orfeur Street for a distance of 15 metres in a south westerly direction. |

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| Myddleton Street | South West | From its junction with South Henry Street for a distance of 20 metres in a north westerly direction. |
| Myddleton Street | North East | From its junction with Aglionby Street for a distance of 15 metres in a south easterly direction. |
| Myddleton Street | North East | From a point 95 metres from its junction with Aglionby Street for a distance of 15 metres in a south easterly direction. |
| Nelson Street | South | From its junction with Clifton Street for a distance of 7 metres in an easterly direction. |
| Nelson Street | South | From its junction with Clifton Street for a distance of 5 metres in a westerly direction. |
| Nelson Street | South | From its junction with Morley Street to its junction with Westmorland Street. |
| Nelson Street | South | From its junction with Westmorland Street for a distance of 115 metres in a westerly direction. |
| Norfolk Street | South | From its junction with St James Road for a distance of 15 metres in a westerly direction. |
| Norfolk Street | North | From its junction with St James Road for a distance of 20 metres in a westerly direction. |
| Shaddongate | East | From its junction with Bridge Street for a distance of 130 metres in a southerly direction. |
| Shaddongate | East | From its junction with Junction Street for a distance of 110 metres in a south westerly direction. |
| St Nicholas Street | East | From its junction with London Road for a distance of 50 metres in a southerly direction. |
| St Nicholas Street | West | From its junction with London Road to its junction with Albion Street. |
| St Nicholas Street | West | From its junction with Albion Street for a distance of 95 metres in a southerly direction. |

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| Stanhope Road | Both | From its junction with Wigton Road for a distance of 15 metres in a south easterly direction. |
| Tyne Street | Both | From its junction with London Road to its junction with Tree Road. |
| Warwick Square East | Both | From its junction with Aglionby Street for a distance of 15 metres in a northerly direction. |
| Warwick Square West | Both | From its junction with Aglionby Street for a distance of 12 metres in a northerly direction. |
| Warwick Square West | Both | From its junction with Warwick Road for a distance of 6 metres in a south easterly direction. |
| Well Lane | North East | From a point 25 metres from its junction with Tarraby Lane to its junction with Brampton Road. |

SCHEDULE II

No Waiting between 8.30 am and 6.00 pm, Monday to Saturday inclusive

| <u>Road/Street</u> | <u>Side</u> | <u>Length of Restriction</u> |
|--------------------|-------------|--|
| Greystone Road | East | From the rear lane of Warwick Road for a distance of 32 metres in a southerly direction. |

SCHEDULE III

No Waiting between 8.00 am and 5.00 pm, Monday to Friday inclusive
on School Keep Clear Markings

| <u>Road/Street</u> | <u>Side</u> | <u>Length of Restriction</u> |
|--------------------|-------------|---|
| Boundary Road | East | From a point 100 metres south of its junction with Harold Street for a distance of 31.56 metres in a southerly direction. |
| Langrigg Road | North | From a point 100 metres east of its junction with Stonegarth for a distance of 31.56 metres in an easterly direction. |

kb/trorder/carlnwaat