

THE COUNTY OF CUMBRIA (VARIOUS ROADS, CARLISLE URBAN AND RURAL AREA)(CONSOLIDATION AND MINOR AMENDMENT OF TRAFFIC REGULATIONS) (ORDER 2001) VARIATION ORDER (NO. 19) 2007

The County Council of Cumbria in exercise of its powers under Sections 1(1), 2(1) to (4), 19, 32, 35, 35A, 38, 45, 46, 47, 49, 51, 53 and 64 and Part IV of Schedule 9 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 20 August 2007 and may be cited as The County of Cumbria (Various Roads, Carlisle Urban and Rural Area) (Consolidation and Minor Amendment of Traffic Regulations) (Order 2001) Variation Order (No. 19) Order 2007
2. For the purposes of this Order the expression "the 2001 Order" shall mean The County of Cumbria (Various Roads, Carlisle Urban and Rural Area) (Consolidation and Minor Amendment of Traffic Regulations) Order 2001
3. The 2001 Order shall have effect as though: -
 - (a) The following was added as Part XA and Articles 28A to 28C: -

PART XA

NO WAITING EXCEPT FOR PERMIT HOLDERS "P" ONLY

- 28A. Save as provided in Article 28B, no person shall, except upon the direction of a Police Constable in uniform or a Parking Attendant, cause or permit a vehicle, other than a vehicle which is displaying a valid permit which reads "the holder is authorised to park in Parking Zone P Only", to wait at any time, on any day, in the lengths of road specified in columns 1 to 3 inclusive of Schedule XXIXA to this Order.

Exemptions

- 28B. Nothing in Article 28B to this Order shall apply to vehicles whose drivers have been given permission by a Police Constable in uniform.

Manner in which Police vehicles may wait

- 28C. The driver of a vehicle being used for Police purposes shall not permit it to wait in the parking places specified in Schedule XXIXA to this Order unless the vehicle is parked in the manner specified in column 4 of the said Schedule.
- (b) Schedule XXIXA hereto was added as Schedule XXIXA thereto.

(c) Article 40(4) was amended to read: -

40. (4) (a) When the parking disc exhibited in pursuance of this Part of this Order on a vehicle waiting in a parking place is showing the time of arrival, the time indicated by the disc shall be treated as evidence that the vehicle has been waiting in that parking place since that time in any proceedings for a contravention under this Part of this Order.

(b) Where in any proceedings for a contravention under paragraph (2) of this Article (failure to exhibit parking disc in a relevant position), it is not proved that the contravention had occurred, but it is proved that the parking disc had not been set in accordance with paragraph (3) of this Article (failure to set time of arrival).

(d) The following entries were added to Schedule IX – Carlisle “No Waiting At

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easterly direction for a distance of 5m.

4. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

Dated the 16th day of August 2007
C19928

THE COMMON SEAL OF)

CUMBRIA COUNTY COUNCIL)

was herunto affixed)

in the presence of:-)

Authorised Signatory 

SCHEDULE XXIXA

NO WAITING EXCEPT FOR PERMIT HOLDERS P ONLY

1	2	3	4
<u>Street Name</u>	<u>Side of Street</u>	<u>Restricted Length</u>	<u>Manner in which vehicles may wait</u>
English Street Carlisle	North East	From a point 4m from its junction with Citadel Row in a north-westerly direction for a distance of 28m	At a 45 degree angle to the kerb line (parking for 8 vehicles)
English Street Carlisle	North East	From a point 4m from its junction with Citadel Row in a south-easterly direction for a distance of 5m	Perpendicular to the kerb line (parking for 2 vehicles)
English Street Carlisle	North East	From a point 17 m from its junction with Citadel Row in a south-easterly direction for a distance of 10m.	Nearside adjacent to the kerb line (parking for 2 vehicles)