

In the Borough of Dartford

THE KENT COUNTY COUNCIL

(VARIOUS ROADS, DARTFORD)
(PROVISION OF WAITING) CONSOLIDATION
(AMENDMENT No. 8) ORDER 2011

ROAD TRAFFIC REGULATION ACT 1984 As amended by
THE NEW ROADS AND STREET WORKS ACT 1991 AND
THE TRAFFIC MANAGEMENT ACT 2004

THE KENT COUNTY COUNCIL acting as the local traffic authority and in exercise of its powers under Sections 1, 2 and 124 and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 as amended by Schedule 8 of the New Roads and Street Works Act 1991 and part 6 of the Traffic Management Act 2004, and of all other enabling powers, and after consultation with the Chief of Police in accordance with Part III of Schedule 9 to the said Act, hereby makes the following Order:-

REVOCATIONS AND AMENDMENTS:

1. The Sections of "THE KENT COUNTY COUNCIL (VARIOUS ROADS, DARTFORD) (PROHIBITION OF WAITING) ORDER 2001 and "THE KENT COUNTY COUNCIL (VARIOUS ROADS, DARTFORD) (PROHIBITION OF WAITING) ORDER 2009 as amended", as detailed in the Schedule to this Order the relevant Sections are hereby revoked and additional or replacement restrictions are specified in the same Schedule:-

INTERPRETATION

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

"disabled persons badge"	has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) Regulations 1991 or the Disabled Persons (Badges for Motor Vehicles) Regulations 2000;
"disabled persons vehicle"	has the same meaning as in the Local Authorities Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 1991 or the Local Authorities Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;
"junction"	except where otherwise specified, means the intersection point of the nearest projected kerblines, of the adjoining roads specified;
"owner" and "traffic sign"	have the same meanings as in Section 142 of the Act of 1984;
"parking disc"	means a disc, issued by a Local Authority, 125mm in diameter coloured either blue or orange, and capable of showing the quarter hour period during which a period of waiting begins;
"parking exemption certificate"	a certificate or other means of identification which has been issued by the local traffic authority or its appointed agents on which is shown the index number of the vehicle to which it has been issued and <ol style="list-style-type: none">1) a commencement date and time2) an expiry date and time3) or both and4) may specify those roads or parts thereof in which the certificate is valid means;
"relevant position"	<ol style="list-style-type: none">1) in the case of a vehicle fitted with a dashboard or facia panel, the disabled persons badge is exhibited thereon so that Part I of the badge is legible from outside the vehicle;2) in the case of a vehicle not fitted with a dashboard or facia panel, the disabled persons badge is exhibited in a conspicuous position on the vehicle so that Part I of the badge is legible from outside the vehicle;3) in the case of a parking exemption certificate, in a conspicuous position inside the vehicle so as the certificate is visible in full and legible from outside the vehicle.
"specified road"	means the road or roads specified in the Schedule to this Order.
"weekday"	means any day of the week except Sunday

01411201151212

SPECIAL PROVISIONS:

All special provisions as stated below refer to the "THE KENT COUNTY COUNCIL (VARIOUS ROADS, DARTFORD) (PROHIBITION OF WAITING) ORDER 2001 and "THE KENT COUNTY COUNCIL (VARIOUS ROADS, DARTFORD) (WAITING RESTRICTIONS) ORDER 2009; therefore only the relevant provisions to this Order are included.

Prohibition and Restriction of Waiting

- (2) Save as provided in Article (3) of this Order no person shall, except upon the direction or with the permission of a police constable in uniform or of a traffic warden or of a civil enforcement officer, cause or permit any vehicle to wait in any road specified in any Schedule listed in Column 1 of Table 1 to this Order, during the times relating to that Schedule as specified in Column 2.
- (3) Nothing in Article (2) of this Order shall prevent any person from causing or permitting a vehicle to wait in any of the lengths of road referred to in that Article in the circumstances provided for in the exemptions listed in Column 3 to Table 1 relating to the Schedule listed in Column 1 and described in Article 9 to this Order.

TABLE 1 – WAITING RESTRICTIONS

Column 1	Column 2	Column 3
Schedule Number	Days and Times of Operation	Exemptions in Article 9
5.01	At any time	a(1), a(2), a(3), a(4), a(5), a(6), b(1) and b(2)

Exemptions

- (9) The following exemptions shall apply to vehicles proceeding, waiting or stopping in any of the roads specified in any Schedule listed in Column 1 of Tables 1, 2, 3 or 4 to this Order where that exemption is listed in Column 3 of Table 1, 2 or 4 and Column 5 of Table 3 relating to that Schedule:-
 - (a) A vehicle may proceed, wait or stop respectively for so long as may be necessary:-
 - (1) to enable a person to board or alight from the vehicle;
 - (2) to enable goods to be loaded onto or unloaded from the vehicle provided such loading or unloading is continuous;
 - (3) to enable the vehicle to be used as part of a funeral cortege or a wedding procession;
 - (4) to enable the vehicle, if it cannot conveniently be used for such a purpose in any other road, to be used in the service of any local authority or with the permission of any such authority in pursuance of statutory powers and duties;
 - (5) to enable the vehicle, if it cannot conveniently be used for such purpose elsewhere, to be used in connection with any building operation or demolition, the removal of any obstruction to traffic, the carrying out of any road works or the laying, erection and alteration or repair of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity, or of any telegraph or telephone wires, cables, posts or supports;
 - (6) to enable the vehicle to be used for police, ambulance or fire brigade purposes;
 - (7) to enable the vehicle to be used by a medical practitioner in the case of an emergency;
 - (8) to enable the vehicle to be used in connection with the delivery and collection of plant and/or materials used for construction or maintenance of buildings;
 - (9) to enable a marked vehicle employed by a universal service provider in the course of the provision of a universal postal service to collect postal packets as permitted by the Postal Service Act 2000;
 - (10) if a goods service vehicle, to enable the vehicle to be used for the conveyance of goods to or from premises between the hours of 17:00 and 10:00 provided that it leaves that road or length of road not later than 10:30 on the same day;
 - (11) if an armored security vehicle engaged in security duties;

- (12) if a mobility scooter as defined by Section 136 of the Act of 1984;
 - (13) if a pedal cycle that is ridden between the hours of 16:00 and 10:00;
 - (14) to enable the placing, maintenance or removal of a traffic sign;
 - (15) to enable a gate or other barrier at the entrance to property to which the vehicle requires entry to, or from which it has emerged, to be opened or closed, as appropriate, and it is not otherwise practicable for the vehicle to wait otherwise than in the carriageway whilst the gate or other barrier is opened or closed; or
 - (16) in any case where the person in control of the vehicle:-
 - a) is required by law to stop;
 - b) is obliged to stop so as to prevent an accident;
 - c) is prevented from proceeding by circumstances beyond his/her control
- (b) Nothing shall render it unlawful to cause or permit:-
- (1) a disabled persons vehicle which displays in the relevant position a disabled persons 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 Schedule to this Order 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 length of road) provided always that where the period of the prohibition of waiting does not exceed 3 hours the parking disc need not be displayed; or
 - (2) a vehicle which displays in the relevant position a parking exemption certificate to wait in any of the roads specified in the Schedule to the Order provided the certificate has been issued for the vehicle displaying it and is valid for the place where the vehicle is waiting and for both the day and time when the vehicle is waiting.
- (10) Where the provisions of this Order conflict with any restriction or requirement imposed by any regulations made or having effect as if made under the Road Traffic Regulation Act of 1984 and being in effect on the date this order is made, the provisions of this order shall prevail except that any order for the provision of a disabled person's parking bay shall prevail over any provisions made under this order in so far as they affect the provision of the said disabled person's parking bay. No provision of this order shall be in derogation of a bus stop clearway marked in accordance with the Traffic Signs Regulations and General Directions 2002.

Revocations

- (11) Each of the relevant Sections of the Orders specified in the Schedule of Revocations to this order, are hereby revoked to the extent specified within that Schedule.

Citation and commencement

- (12) This Order shall be cited as "The Kent County Council (Various Roads, Dartford) (Provision of Waiting) Consolidation (Amendment No 8) Order 2011" and shall come into operation on Monday 11th April 2011.

Amendments to "THE KENT COUNTY COUNCIL (VARIOUS ROADS, DARTFORD) (PROHIBITION OF WAITING) ORDER 2009 as amended"

The following items shall be deleted from the Schedule as described below:

Schedule No

5.01 No waiting at any time

London Road, Stone (A226)

- (viii) the north side from its junction with Stone Place Road for a distance of 31 metres in an easterly direction

The following items to be inserted in the Schedule No "5.01 No waiting at any time"
in the correct alphabetical sequence as described below:

London Road, Stone (A226)

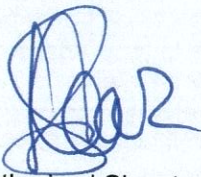
- (viii) the north side from its junction with Stone Place Road for a distance of 44.0 metres in an easterly direction;
- (xvii) the north side from its junction with Stone Place Road for a distance of 65.0 metres in a westerly direction;
- (xviii) the north side from a point level with the common boundary of numbers 122 and 124 eastwards to a point level with its junction with Chichester Road;

Given under the Seal of the Kent County Council

This 4th day of April 2011

THE COMMON SEAL OF THE
KENT COUNTY COUNCIL was

hereunto affixed in the
presence of:-



Authorised Signatory

