

DENBIGHSHIRE COUNTY COUNCIL
(B5118 WEST PARADE, EAST PARADE AND MARINE DRIVE, RHYL)
(PROHIBITION OF OVERNIGHT PARKING) (CARAVANS AND MOTOR
CARAVANS) ORDER 2017

Denbighshire County Council (hereinafter referred to as "the Council") in exercise of the powers conferred by Sections 1(1) and (2), 2(1) to (3), 4(2), and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("the Act of 1984"), as amended and of all other powers then enabling 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:-

PART I
CITATION AND INTERPRETATION

1. This Order shall come into operation on the 3rd day of April 2017 and may be cited as the Denbighshire County Council (B5118 West Parade, East Parade and Marine Drive, Rhyl) (Prohibition of Overnight Parking) (Caravans and Motor Caravans) Order 2017

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

"caravan" means any structure designed or adapted for human habitation which is capable of being moved from one place to another (whether by being towed, or by being transported on a motor vehicle or trailer) and any motor vehicle so designed or adapted.

"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 and any reference in this Order to any enactment shall be construed as a reference to that enactment as amended, applied, consolidated, re-enacted by or as having effect by virtue of any subsequent enactment;

"motor caravan" means a motor vehicle which is constructed or adapted for the carriage of passengers and their effects and which contains, as permanently installed equipment, the facilities which are reasonably necessary for enabling the vehicle to provide mobile living accommodation for its users.

"penalty charge" shall have the same meaning as in Sections 72, 77 and 78 of the Traffic Management Act 2004

"relevant position" in respect of a waiver certificate, means :-

- (i) in the case of a vehicle fitted with a dashboard or fascia panel, the permit is exhibited thereon so that the certificate is legible from the outside of the vehicle;
or
- (ii) the case of a vehicle not fitted with a dashboard or fascia panel, the badge is exhibited in a conspicuous position on the vehicle so that the certificate is legible from the outside of the vehicle;

"specified hours" means the hours identified as referred to in this Order;

"The Act of 1984" means the Road Traffic Regulation Act 1984;

"waiver certificate" means a certificate duly issued on behalf of the Council at its discretion permitting a specified vehicle to wait in specified circumstances on a length or lengths of road where the waiting of that vehicle would otherwise be restricted;

3. Except where otherwise stated, any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order. Any reference in this Order to a road or side of road identified in the Schedule to this Order is a reference to all those so identified
4. The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation of any restriction, prohibition or requirement imposed by any Regulations or Orders made or having effect as if made under the Act of 1984, or by or under any other enactment.
5. Save where the contrary is indicated, any reference in this Order to:
 - (a) this Order or another Order shall be construed as such a reference to this Order or, as the case may be, such other Order, as the same may have been or may from time to time be amended, varied or supplemented;
 - (b) a Statute or Regulation shall be construed as reference to such Statute or Regulations as the same may have been, or may from time to time be amended or re-enacted.
6. The Interpretation Act 1978 shall apply to the interpretation of this Order as it applies for the interpretation of an Act of Parliament and as if for the purposes of Section 21 of that Act this Order were an Act of Parliament

and the Orders revoked by Article 11 were Acts of Parliament thereby repealed.

PART II PROHIBITION OF WAITING

7. No person shall, except upon the direction or with the permission of a police constable cause or permit any caravan or motor caravan to wait on the roads or sides of the roads identified during the times identified in the Schedule to this Order
8. (1) Nothing in Article 7 of this Order shall render it unlawful to cause or permit any vehicle to wait in any of the roads, lengths of road or on the sides of road specified therein for so long as may be necessary to enable:
 - (a) a person to board or alight from the vehicle;
 - (b) the removal of any obstruction to traffic;
 - (c) in any case where the person in control of the vehicle,
 - (i) is required by law to stop;
 - (ii) is obliged to stop so as to prevent an accident, or
 - (iii) is prevented from proceeding by circumstances outside his control;
 - (d) if the vehicle is displaying in the relevant position a valid waiver certificate and is waiting in accordance with the terms and conditions prescribed by the said certificate.

PART III PENALTY CHARGE

9. If a person contravenes any provision(s) of this Order they will be liable to pay a penalty charge
10. The penalty charge shall be paid in the manner specified on the penalty charge notice

PART IV REVOCATIONS

11. The Denbighshire County Council (Prohibition and Restriction of Waiting and Street Parking Places) Consolidation Order 2004 is hereby amended in so far as it relates to the prohibitions and restrictions of waiting and street parking places on the said lengths of road in the Schedule hereto

SCHEDULE
Lengths of Road at Rhyl in the County of Denbighshire
B5118 West Parade, East Parade and Marine Drive, Rhyl
No Waiting for Caravans and Motor Caravans
11:00 pm to 8:00 am

Ref.	Street Name	Side	Description
1.01	West Parade	North West	From a point 13m north east of the projected north easterly kerbline of Sydenham Avenue for a distance of 37m in a north easterly direction.
1.02	West Parade	North West	From a point 50m south west of the projected south westerly kerbline of Sandringham Avenue for a distance of 192m in a north easterly direction.
1.03	West Parade	North West	From a point 14m south west of the projected south westerly kerbline of Butterton Road for a distance of 290m in a north easterly direction.
1.04	West Parade	North West	From the projected south westerly kerbline of Abbey Street for a distance of 147m in a north easterly direction.
1.05	West Parade	North West	From a point 39m south west of the projected south westerly kerbline of Water Street for a distance of 53m in a north easterly direction.
1.06	West Parade	North West	From a point 20m north east of the projected north easterly kerbline of Queen Street for a distance of 55m in a north easterly direction.
1.07	East Parade	North West	From a point 47m south east of the projected south easterly kerbline of Fairfield Avenue for a distance of 83m in a north easterly direction.
1.08	East Parade	North West	From a point 41m north east of the projected north easterly kerbline of Tarlton Street for a distance of 191m in a north easterly direction.
1.09	East Parade	North West	From a point 45m north east of the projected north easterly kerbline of St. Asaph Street for a distance of 34m in a north easterly direction.
1.10	East Parade	North West	From its junction with Beechwood Road to its junction with Marine Drive.
1.11	Marine Drive	North West	From its junction with East Parade to a point 5m north east of the projected north easterly kerbline of Alexandra Road.
1.12	Marine Drive	North West	From a point 27m north east of the projected north easterly kerbline of Alexandra Road to a point to a point 63m south west of the projected westerly kerbline of Tynewydd Road.

THE COMMON SEAL of DENBIGHSHIRE COUNTY COUNCIL

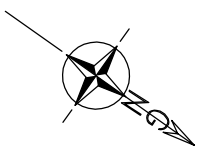
was hereunto affixed in the presence of:-)

Authorised Signatory:

Dated this 27th day of March 2017
(SBH/DCC021095)



West Parade



West Parade Continued

RHIF LLUNIAD/DRAWING NUMBER
TM637 /D/01A



Pennaeth Prifffyrdd a Gwasanaethau Amgylchedd
Heol of Highways and Environmental Services

Troffig, Parcio a Diogelwch Ffyrdd
Traffic, Parking and Road Safety

Traffig, Parcio a Diogelwch Ffyrdd

KEY:

Prohibition of waiting by Caravans & Motor Caravans 11pm – 8am

REF CHGTR/JO# NUMBER	NEW/DRAW/AMENDMENTS	CYCLIN/SCHEME
TM637	A Original Drawing	B5118 West Parade, East Parade & Marine Drive, Rhyl (Drawing 1 of 3)
GLDRPTD/DRAWING SCALES		28/04/16
1:1250@A2		
REF GRID/NATIONAL GRID REFERENCE		
DTUNITD CAN/DRAWN BY		
LC		
CHGRADWTD CAN/APPROVED BY	STATUS LUNAD/DRAWING STATUS	DTDDAD NEW/D OLAF/LAST EDIT DATE
PGL	ISSUE	28/04/16
		REF LUNAD/DRAWING NUMBER
		TM637/D/01A

