

DATED 07 JANUARY 2010

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THE DERBYSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

THE DERBYSHIRE COUNTY COUNCIL

(THE RIDINGS, BARE LANE AND FLOOD STREET,  
OCKBROOK)

(PROHIBITION OF STOPPING ON SCHOOL  
KEEP CLEAR AND ZIG ZAG MARKINGS AND  
WAITING RESTRICTIONS) ORDER 2010

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# **DERBYSHIRE COUNTY COUNCIL**

## **ROAD TRAFFIC REGULATION ACT 1984**

### **(THE RIDINGS, BARE LANE AND FLOOD STREET, OCKBROOK)**

### **(PROHIBITION OF STOPPING ON SCHOOL KEEP CLEAR AND ZIG ZAG MARKINGS AND WAITING RESTRICTIONS) ORDER 2010**

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

#### **1 CITATION**

This Order shall come into operation on Eighteenth day of January 2010 and may be cited as "The Derbyshire County Council (The Ridings, Bare Lane, Flood Street, Ockbrook) (Prohibition of Stopping on School Keep Clear and Zig Zag Markings and Waiting restrictions) Order 2010".

#### **2 INTERPRETATION**

In this Order:-

2.1 "the County Council" means Derbyshire County Council.

2.2 "Carriageway" means a way constituting or comprised in a highway being a way (other than a cycle track) over which the public have a right of way for the passage of Vehicles, as in Section 329(1) of the Highways Act 1980.

2.3 "Pavement" means the remainder of the surfaced highway that is not constructed and used as Carriageway.

2.4 "Owner" in relation to a Vehicle means the person by whom such a Vehicle is kept and used.

2.5 "Vehicle" means any mechanically propelled vehicle intended or adapted for use on roads.

2.10 "The 2004 Act" means the Traffic Management Act 2004.

2.11 "CEO" means Civil Enforcement Officer and has the same meaning as in Section 76 of The 2004 Act.

2.12 "Electronic Communications Apparatus", "Electronic Communications Network" and any "Electronic Communications Line"

2.13 "Traffic Sign" means a sign of any size, colour and type prescribed or authorised or having effect pursuant to Section 64 of the Act

2.14 "The 2002 Regulations" means the Traffic Signs Regulations and General Directions 2002 SI 2002/3113

### **3 SCHOOL KEEP CLEAR RESTRICTIONS**

3.1 Save as provided in Article 4 of this Order, no Vehicle shall stop or wait on the Entrance Clearway Markings indicated by road markings complying with diagram 1027.1 in Schedule 6 of the 2002 Regulations when it is used on conjunction with Traffic Sign diagram 642.2A in Schedule 2 of the 2002 Regulations, or permitted variants thereof, between the hours of 8am and 4pm, Monday to Friday Only, on the lengths of road specified in Schedule 1 to this Order.

3.2 Save as provided in articles 4, 5 and 6 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 between the hours of 8.15am and 9.15am and 2.45pm and 3.45pm, Monday to Friday only, on the lengths of road specified in Schedule 2 to this Order.

### **4 GENERAL EXEMPTIONS**

4.1 The controls specified in Article 3 do not apply in the respect of a Vehicle waiting;

- a) if the person in control of the Vehicle is
  - i) required by law to stop or not to proceed;
  - ii) obliged to stop so as to avoid an accident;
  - iii) prevented from proceeding by circumstances beyond the person's control;
- b) for so long as may be necessary to enable the Vehicle, if it cannot conveniently be used for such purpose in any other road, to be used
  - i) in connection with the removal of any obstruction to traffic;
  - ii) opening or closing a gate or other barrier at the entrance to premises to which the Vehicle is being driven from or from which it has emerged if it is not reasonably practicable to cause the Vehicle to stop elsewhere for the purpose;
  - iii) using the Vehicle for fire brigade, ambulance or police purposes;
  - iv) using the Vehicle in the service of a local authority or of a water company in pursuance of statutory duties or powers.
  - v) in connection with the laying, erection, alteration or repair in or near such road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any Electronic Communications Line;

4.2 The controls specified in Article 3 of this Order do not apply to anything done with the permission or at the direction of a Police Constable in uniform.



4.3 The controls specified in Article 3 of this Order do not apply in respect of a Vehicle which is waiting at the edge of the carriageway for as long as may be necessary for the purpose of delivering or collecting postal packets as defined in the Postal Services Act 2000.

## **5 DISABLED PERSONS' EXEMPTIONS**

5.1 Nothing in Article 3.2 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 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 a previous period of waiting by the same vehicle in the same length or on the same side of road on the same day).

5.2 A vehicle displays a disabled person's badge in the relevant position if:-

- (i) in the case of a vehicle fitted with a front windscreen, the badge is exhibited thereon on the near side of and immediately behind the windscreen and with its front facing forward so as to be legible from outside the vehicle; or
- (ii) in the case of a vehicle not fitted with a front windscreen, the badge is exhibited in a conspicuous position on the vehicle.

5.3 A vehicle displays a disabled person's badge in the relevant position if:-

- (i) in the case of a vehicle fitted with a dashboard or fascia panel, the badge is exhibited thereon so that Part I of the badge is legible from outside the vehicle; or
- (ii) in 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 Part I of the badge is legible from outside the vehicle.

5.4 A vehicle displays a parking disc in the relevant position if:-

- (i) in the case of a vehicle fitted with a dashboard or fascia 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".

## **6 PUBLIC SERVICE VEHICLES**

6.1 Nothing in Article 3 shall apply to a Public Service Vehicle.

## 7 EFFECT OF ORDER

7.1 The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation from any restrictions or requirements imposed by any regulations made or having effect as if made under the Act of 1984 or by or under any other enactment.

### SCHEDULE 1

#### SCHOOL KEEP CLEAR RESTRICTIONS

NO STOPPING 8AM TO 4PM

MONDAY TO FRIDAY ONLY

ON SCHOOL ZIG ZAG MARKINGS

#### The Ridings, Ockbrook

##### North west side

From a point 60 metres north east of its junction with Cedar Drive for a distance of 49 metres in a north easterly direction.

#### Bare Lane, Ockbrook

##### North east side

From a point 4 metres north west of the centre line of Flood Street for a distance of 48 metres in a north westerly direction.

### SCHEDULE 2

#### LIMITED WAITING RESTRICTIONS

8.15AM TO 9.15AM AND 2.45PM TO 3.45PM

MONDAY TO FRIDAY ONLY

#### Flood Street, Ockbrook

##### North west side

From its junction with Bare Lane for a distance of 18 metres.

#### Bare Lane, Ockbrook

##### South west side

From its junction with Flood Street for a distance of 25 metres.

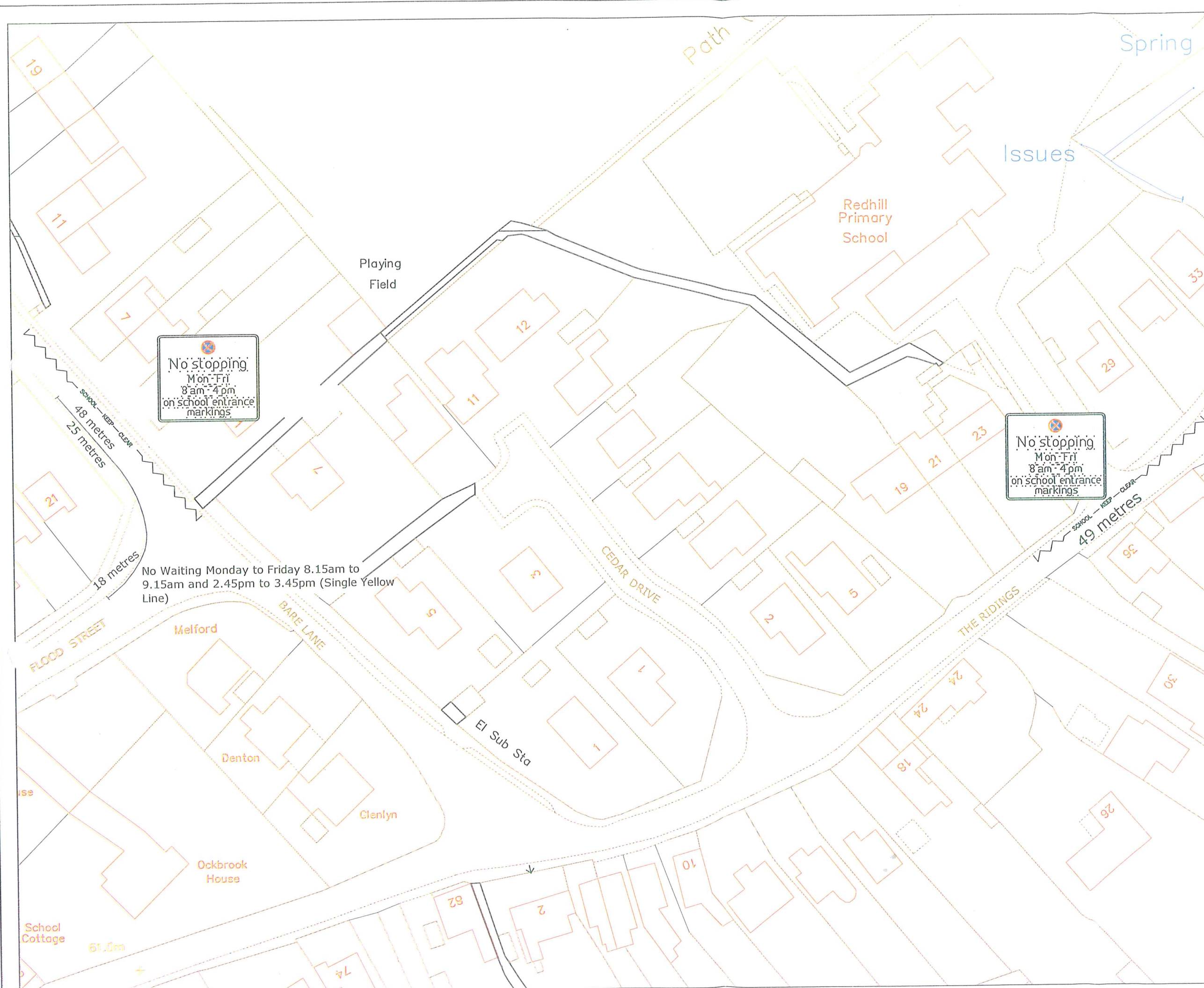
THE COMMON SEAL of the Derbyshire )  
County Council was hereunto affixed the )  
Seventh day of January Two thousand )  
and Ten in the presence of:- )

*John McElroy*

Deputy County Secretary

2010/15





Key

AMENDMENT DETAILS			
DRAWN BY	CHECKED BY	APPROVED BY	SCALE
Rachel Hawkins			N.T.S.
DATE	DATE	DATE	
29th Sept 2009			

**DERBYSHIRE**  
COUNTY COUNCIL

Ian Stephenson BSc, C.Eng., MICE, MIMT.  
Strategic Director of Environmental Services

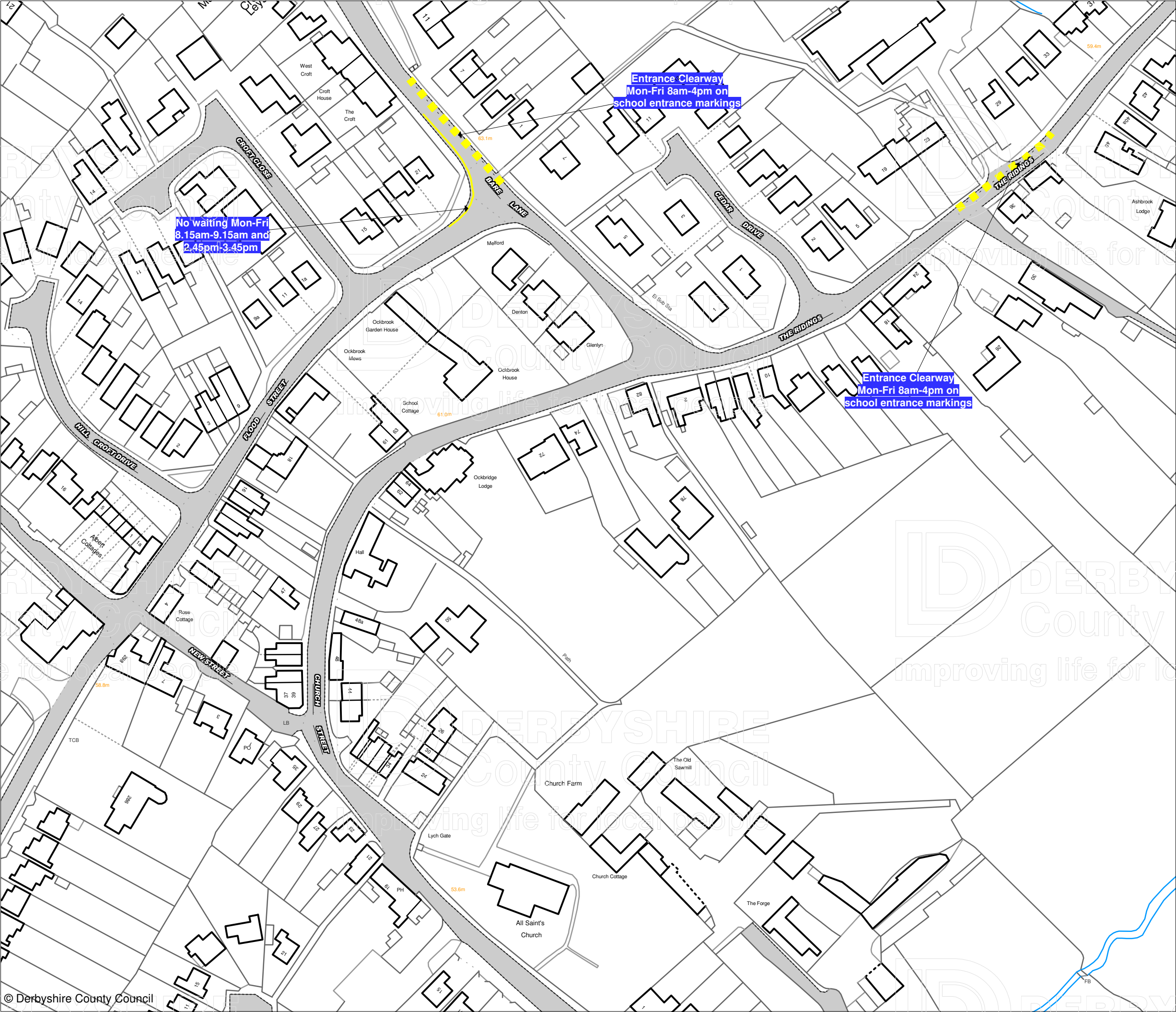
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School Keep Clears and  
Restricted Waiting  
Traffic Regulation Order

Ockbrook

Drawing No.  
ST/RH/412/09





**Prohibition and Restriction  
of Waiting, On Street  
Parking and Clearways.**

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CONFIRMED



IAN W.STEPHENSON BSc., CEng.,MICE,MIHT  
Strategic Director of Environmental Services

DRAWING TITLE

Tile Ref: GU114

SCALE 1 : 1250

DATE 18/01/2010

DRAWING No. 1

DRAWN BY