

DATED 17 JUNE 2010

THE DERBYSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

THE DERBYSHIRE COUNTY COUNCIL
(THE GREEN, SWANWICK)
(SCHOOL KEEP CLEAR RESTRICTIONS)
ORDER 2010

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DERBYSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

(THE GREEN, SWANWICK)

(SCHOOL KEEP CLEAR RESTRICTIONS)

ORDER 2010

The Derbyshire County Council in exercise of its powers under Sections 1, 2 and 4 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 the Twenty-eighth day of June Two thousand and Ten and may be cited as The Derbyshire County Council (The Green, Swanwick) (School Keep Clear 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.

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

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

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

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

2.10 "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 School Keep Clear 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 9.30am and 3pm and 4.30pm, (Monday to Friday Only), on the lengths of road specified in the Schedule 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 or a CEO.

5 EFFECT OF ORDER

5.1 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

SCHOOL KEEP CLEAR RESTRICTIONS

NO STOPPING 8AM TO 9.30AM AND 3PM TO 4.30PM

MONDAY TO FRIDAY

ON SCHOOL KEEP CLEAR MARKINGS

The Green, Swanwick

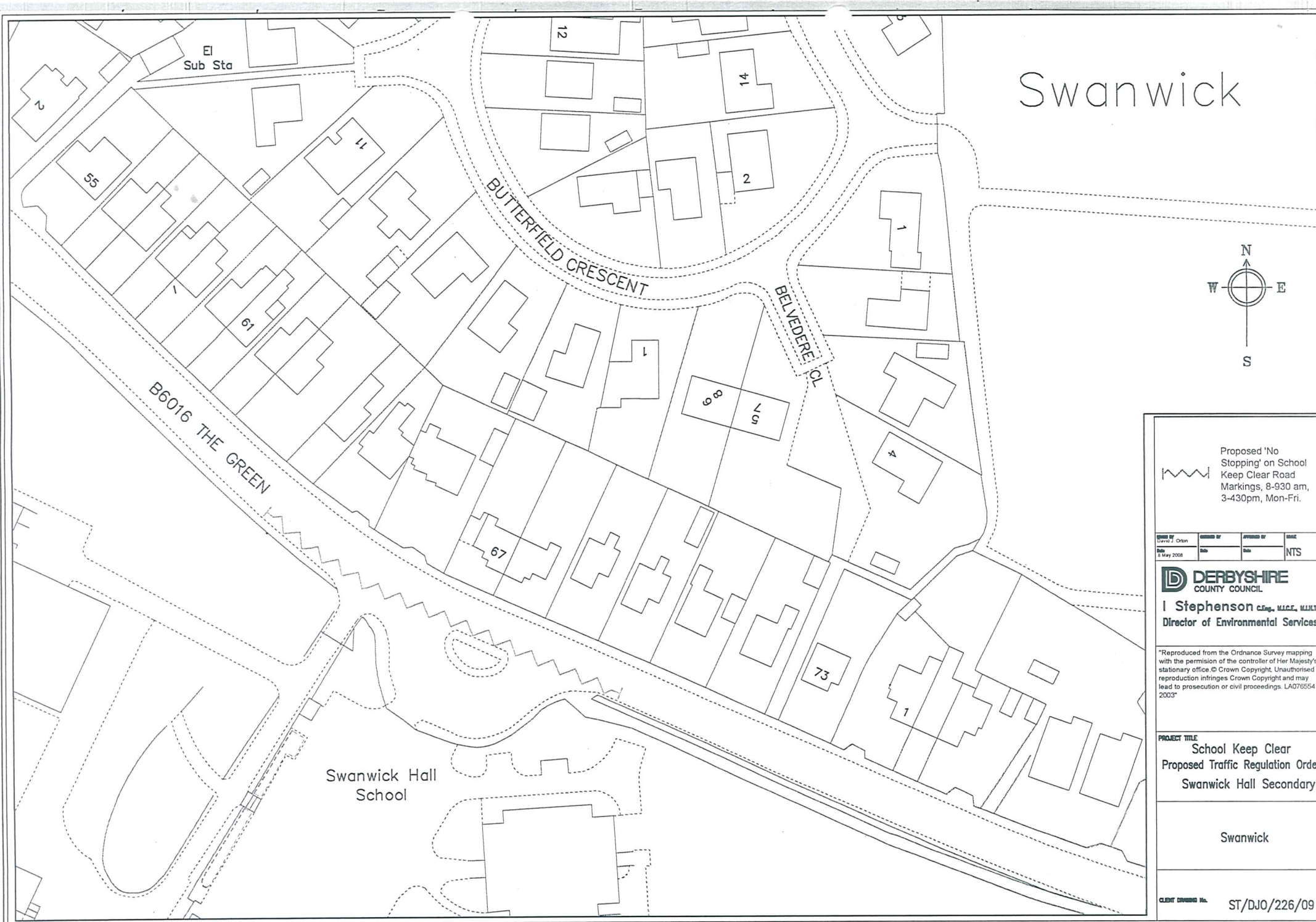
South side

From a point 89 metres east of its junction with Broadway in an easterly direction for a distance of 83 metres.

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


Asst. Director of Legal Services

Placed in Seal
Date 2010/6/2



Proposed 'No Stopping' on School
Keep Clear Road
Markings, 8-930 am,
3-430pm, Mon-Fri.

DESIGNED BY David J. Orton	DRAWN BY Date	APPROVED BY Date	DATE 15 May 2008
			NTS

DERBYSHIRE
COUNTY COUNCIL

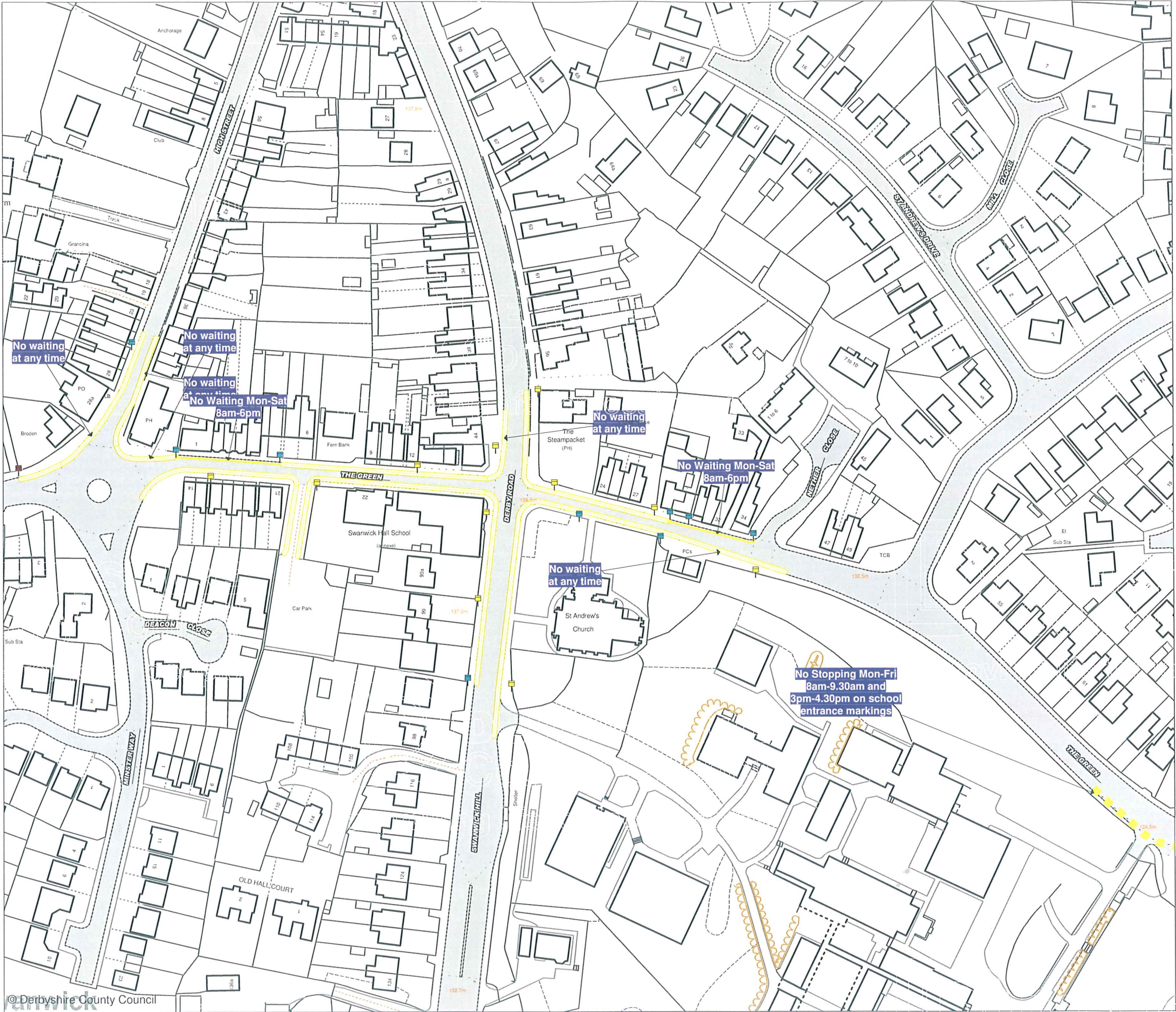
I Stephenson CON. M.B.E., M.B.E.
Director of Environmental Services

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PROJECT TITLE
School Keep Clear
Proposed Traffic Regulation Order
Swanwick Hall Secondary

Swanwick

CLIENT ORDERING No. ST/DJO/226/09



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

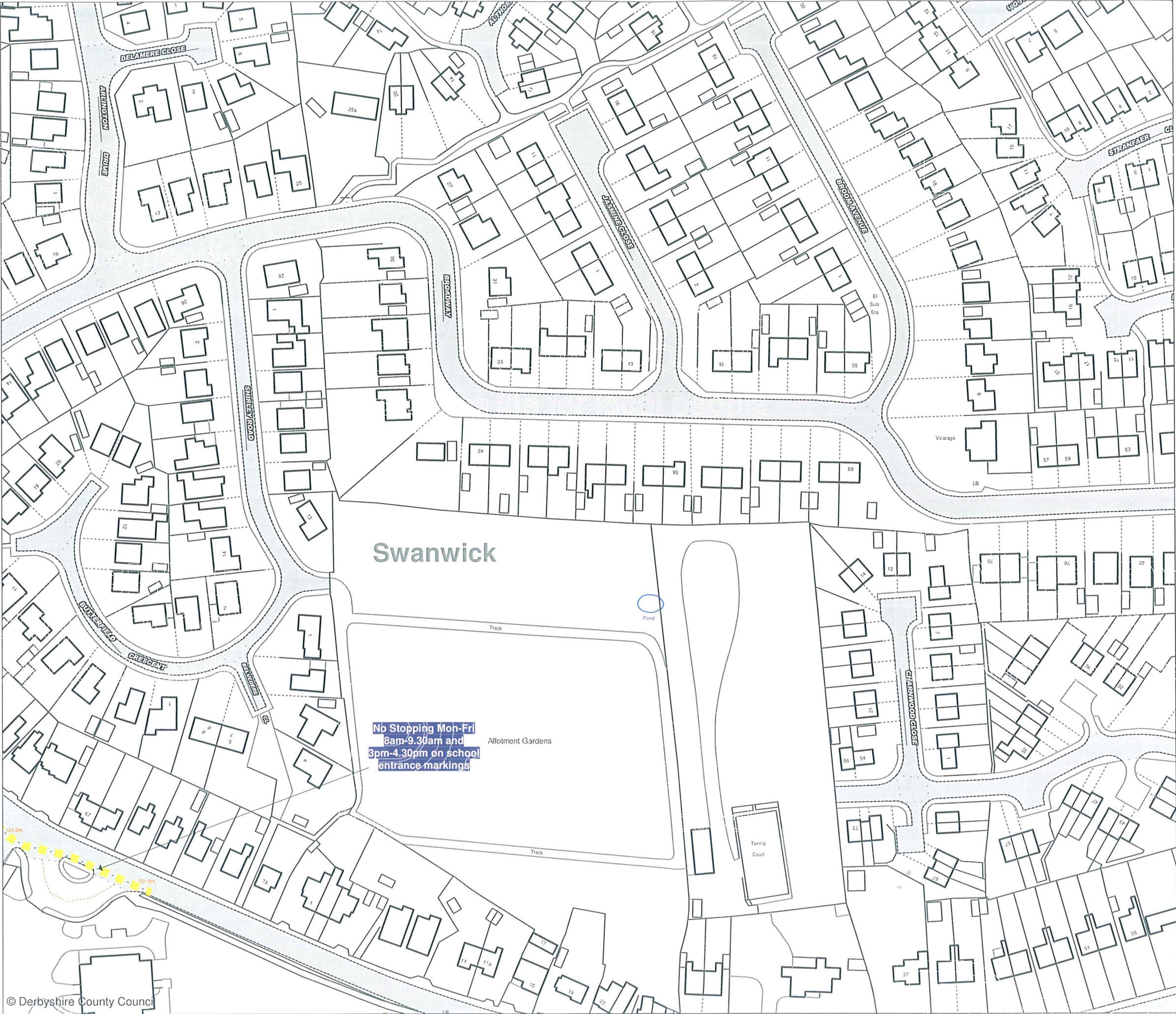
Tile Ref: EU109

SCALE 1 : 1250

DATE 28/06/2010

DRAWING No. 1

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

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