#### **DATED 20 MAY 2010**

THE DERBYSHIRE COUNTY COUNCIL

**ROAD TRAFFIC REGULATION ACT 1984** 

## THE DERBYSHIRE COUNTY COUNCIL

(DANNAH STREET, MAPLE AVENUE / HAWTHORNE AVENUE, PEASEHILL, SANDHAM LANE, SLACK LANE, TAVISTOCK AVENUE AND WAINGROVES ROAD, RIPLEY)

(SCHOOL KEEP CLEAR RESTRICTIONS) ORDER 2010

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## **ROAD TRAFFIC REGULATION ACT 1984**

## (DANNAH STREET, MAPLE AVENUE / HAWTHORNE AVENUE, PEASEHILL, SANDHAM LANE, SLACK LANE, TAVISTOCK AVENUE AND WAINGROVES ROAD, RIPLEY)

# (SCHOOL KEEP CLEAR RESTRICTIONS) ORDER 2010

The Derbyshire County Council in exercise of its powers under Sections 1(1) and 2(1) to (3) 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 Thirty-first day of May Two thousand and Ten and may be cited as "The Derbyshire County Council (Dannah Street, Maple Avenue / Hawthorne Avenue, Peasehill, Sandham Lane, Slack Lane, Tavistock Avenue and Waingroves Road, Ripley) (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 to 9.30am and 2.45pm to 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 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.
- 4.3 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 2.45PM TO 4.30PM
MONDAY TO FRIDAY
ON SCHOOL ENTRANCE MARKINGS

#### Dannah Street, Ripley

#### Eastern side

From a point 194 metres south of its junction with Nottingham Road, southwards for a distance of 27 metres.

## Maple Avenue/ Hawthorne Avenue, Ripley

#### Southern side

From a point 24 metres west of its junction with Briars Way, eastwards for a distance of 112 metres.

## Peasehill, Ripley

#### Northern side

From a point 85 metres west of its junction with Waingroves Road, westwards for a distance of 42 metres.

## Sandham Lane, Ripley

#### Northern side

From its junction with Slack Lane, westwards for a distance of 42 metres.

### Slack Lane, Ripley

#### Eastern side

From its junction with Sandham Lane, northwards for a distance of 11 metres.

### Tavistock Avenue, Ripley

#### Eastern side

From a point 33 metres south of its junction with Bideford Close, generally southwards for a distance of 27 metres.

## Waingroves Road, Ripley

#### Eastern side

From a point 98 metres north of its junction with Jessop Street, northwards for a distance of 27 metres.

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

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Quantum County Secretary

Number in Seal / 489

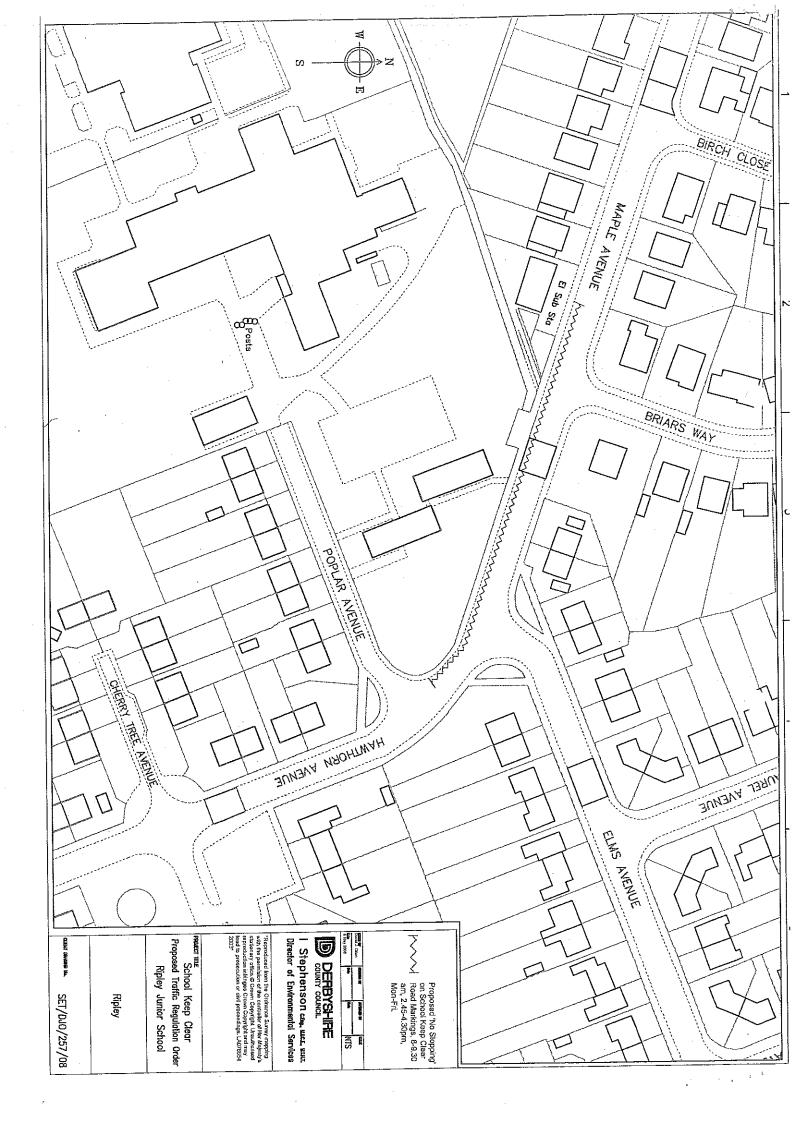


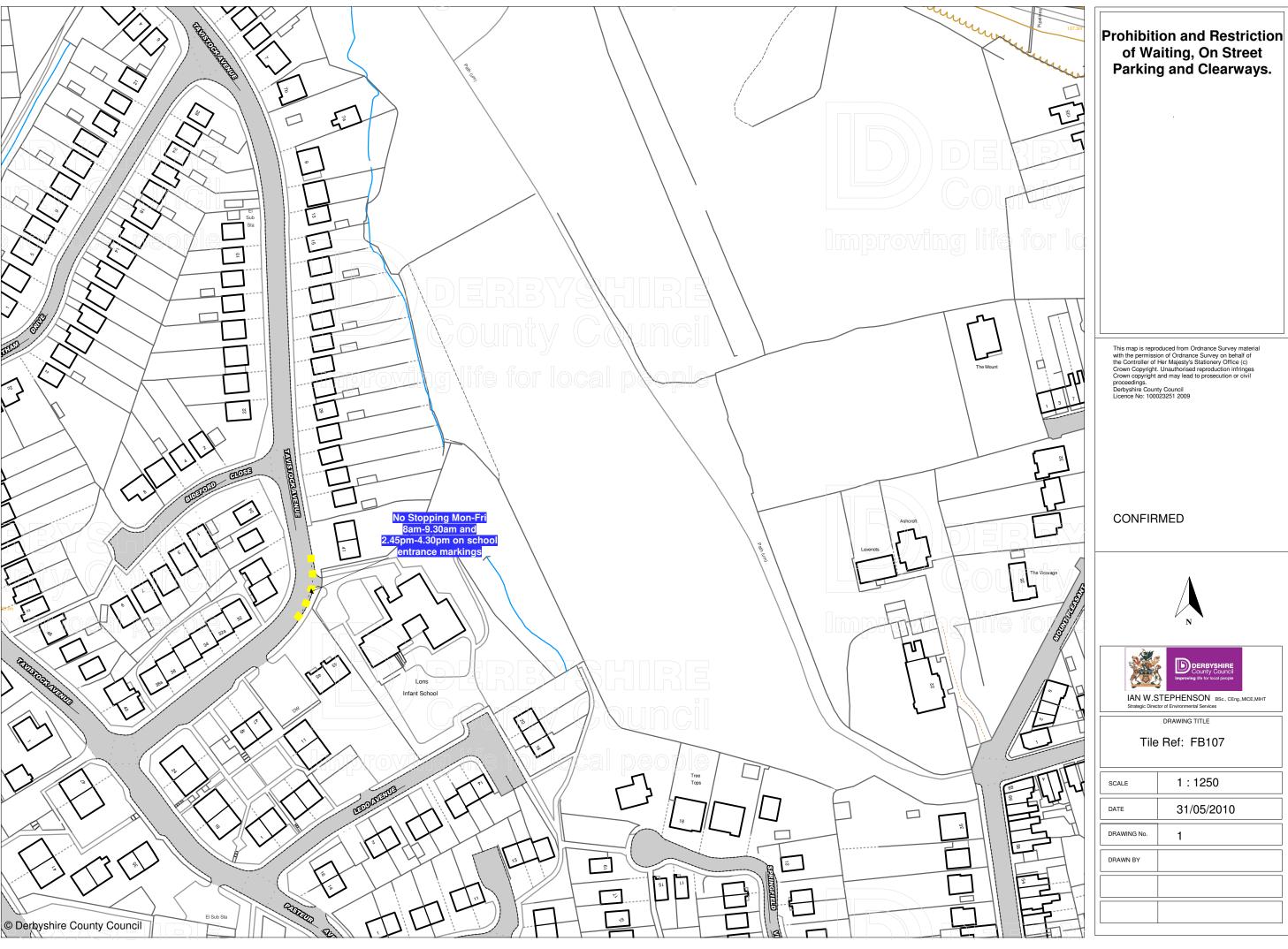




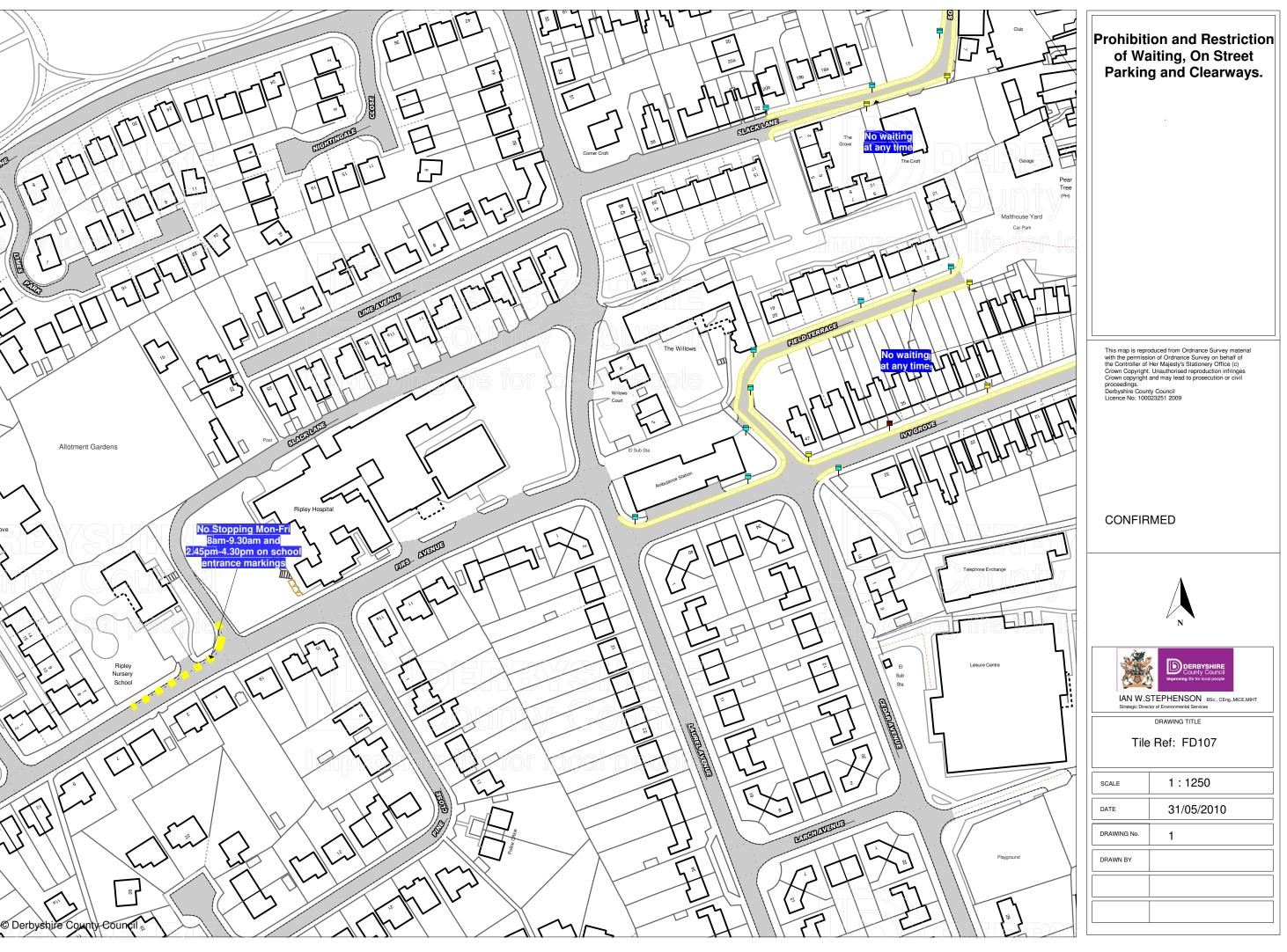


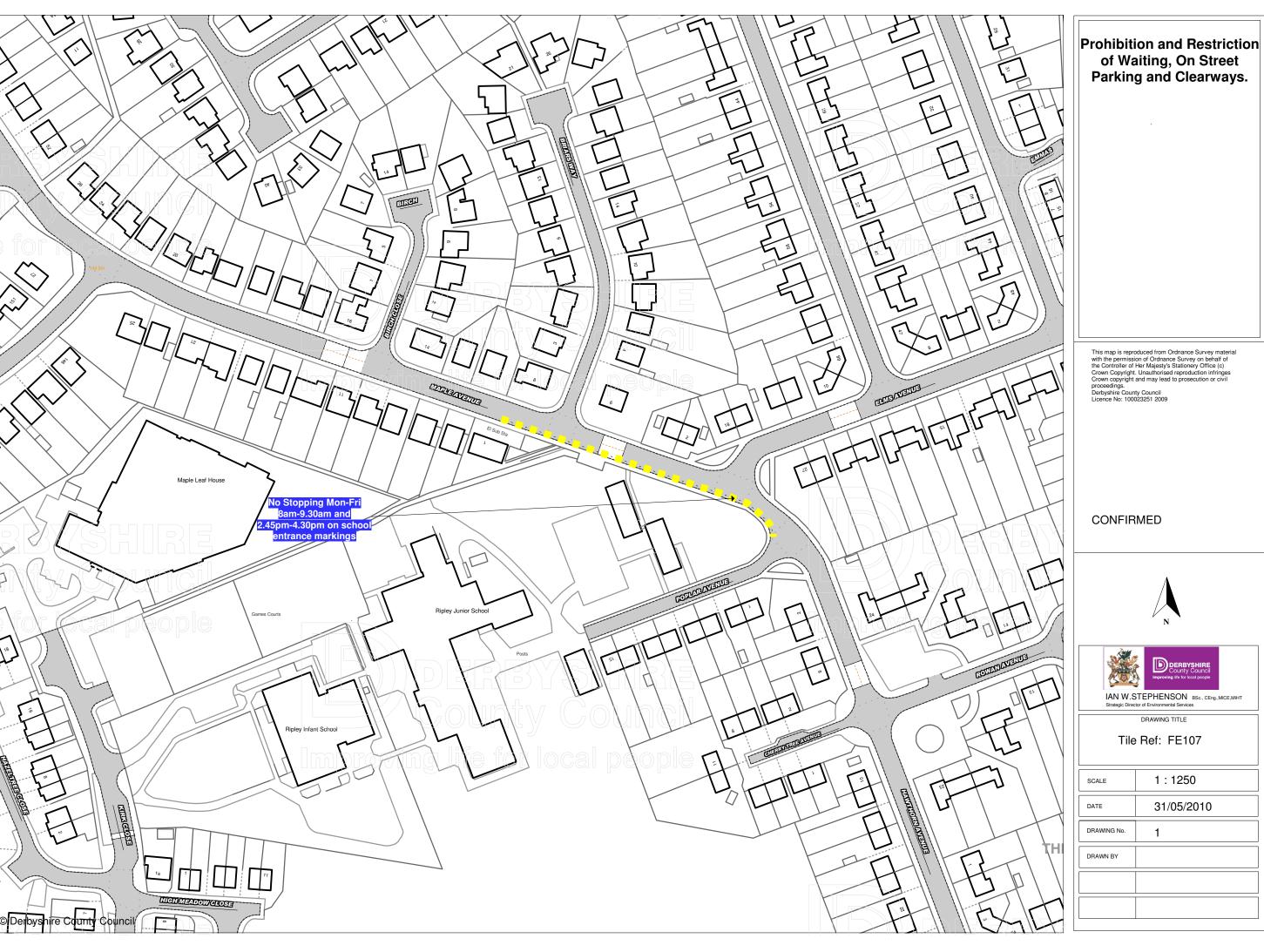


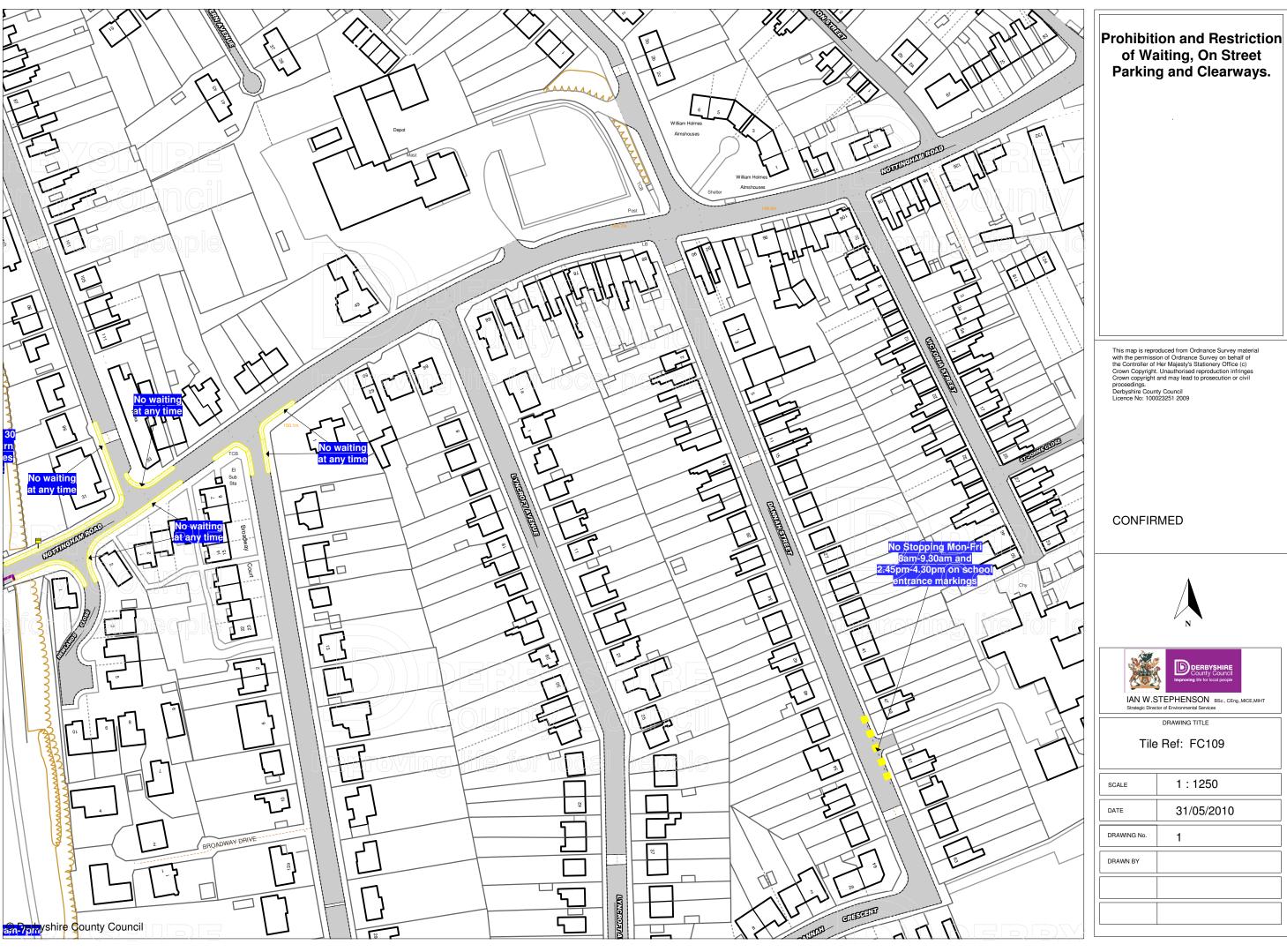




SCALE	1:1250
DATE	31/05/2010
DRAWING No.	1
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of Waiting, On Street Parking and Clearways.

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