

DATED 09 JUNE 2011

THE DERBYSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

**THE DERBYSHIRE COUNTY COUNCIL
(KING EDWARD STREET, SANDIACRE)**

(LOADING BAY) ORDER 2011

J McELVANEY

MATLOCK

Z2791

THE DERBYSHIRE COUNTY COUNCIL
ROAD TRAFFIC REGULATION ACT 1984
(KING EDWARD STREET, SANDIACRE)
(LOADING BAY) ORDER 2011

The Derbyshire County Council in exercise of its powers under Sections 1, 2, 4, 32 and 35 of the Road Traffic Regulation Act 1984 ("the Act") and part IV of schedule 9 of 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 Twentieth day of June Two Thousand and Eleven and may be cited as "The Derbyshire County Council (King Edward Street, Sandiacre) (Loading Bay) Order 2011".

2 INTERPRETATION

In this Order:-

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

2.2 "Public Service Vehicle" has the meaning ascribed to it by Section 1 of the Public Passenger Vehicles Act 1981, that is to say it shall mean a motor vehicle (other than a tramcar) which –

(i) being a Vehicle adapted to carry more than eight passengers, is used for carrying passengers for hire or reward; or

(ii) being a Vehicle not so adapted, is used for carrying passengers for hire or reward at separate fares in the course of a business or carrying passengers.

2.3 "Goods" means goods or burden of any description;

2.4 "Goods Vehicle" means a Motor Vehicle which is constructed or adapted for use for the carriage of Goods or a trailer so constructed or adapted, as in Section 192(1) of the Road Traffic Act 1988;

2.5 "Loading and Unloading" means the transference, from or to a Vehicle, to or from premises, of Goods;

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

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

2.8 "Loading Bay" means a bay marked in accordance with The Traffic Signs Regulations and General Directions 2002, which is provided for the waiting of a Vehicle for the purpose of delivering or collecting Goods or Loading or Unloading the Vehicle as specified under the provisions of this Order.

3 LOADING BAY

3.1 Save as in Article 4 the area of highway specified in the Schedule to this Order shall be designated a Loading Bay for Goods Vehicles only for the Loading and Unloading of Goods at any time.

3.2 Nothing in this Order shall render it unlawful for a Goods Vehicle to load and unload in the Loading Bay provided that such a Vehicle is parked within the limits of the bay.

4 GENERAL EXEMPTIONS

4.1 Nothing in Article 3 shall render it unlawful to cause or permit any Vehicle to wait in the lengths of road referred to therein for so long as may be necessary to enable:-

- (i) a person to board or alight from the Vehicle;
- (ii) the Vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any of the following operations namely:-
 - (a) building, industrial or demolition operations;
 - (b) the removal of any obstruction to traffic;
 - (c) the maintenance, improvement or reconstruction of the said lengths of road; or
 - (d) the laying, erection, alteration or repair in, or on land adjacent to the said lengths of road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunication apparatus as defined in the Telecommunications Act 1984;
- (iii) the Vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in the service of a local authority or a water authority in pursuance of statutory powers or duties;
- (iv) the Vehicle to be used for the purpose of delivering or collecting postal packets as defined in The Postal Services Act 2000;
- (v) the Vehicle to take in petrol, oil, water or air from any garage situated on or adjacent to the said lengths of road;

(vi) the Vehicle to wait at or near to any premises situated or adjacent to the said lengths of road for so long as such waiting by that Vehicle is reasonably necessary in connection with any wedding or funeral;

(vii) the Vehicle to be used for fire brigade, ambulance or police purposes;

or

(viii) Goods to be Loaded or Unloaded from a Goods Vehicle.

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.

6 REVOCATION OF PREVIOUS ORDERS

6.1 The Derbyshire County Council (Parking, Waiting and Loading Prohibitions and Restrictions) South Derbyshire Consolidation Order 2009 is hereby revoked insofar as it relates to the lengths of road as specified in the schedule to this Order.

SCHEDULE

LOADING BAY 8AM TO 6PM

King Edward Street, Sandiacre


East side

From a point 16 metres north west of its junction with Derby Road in a north westerly direction for a distance of 20 metres.

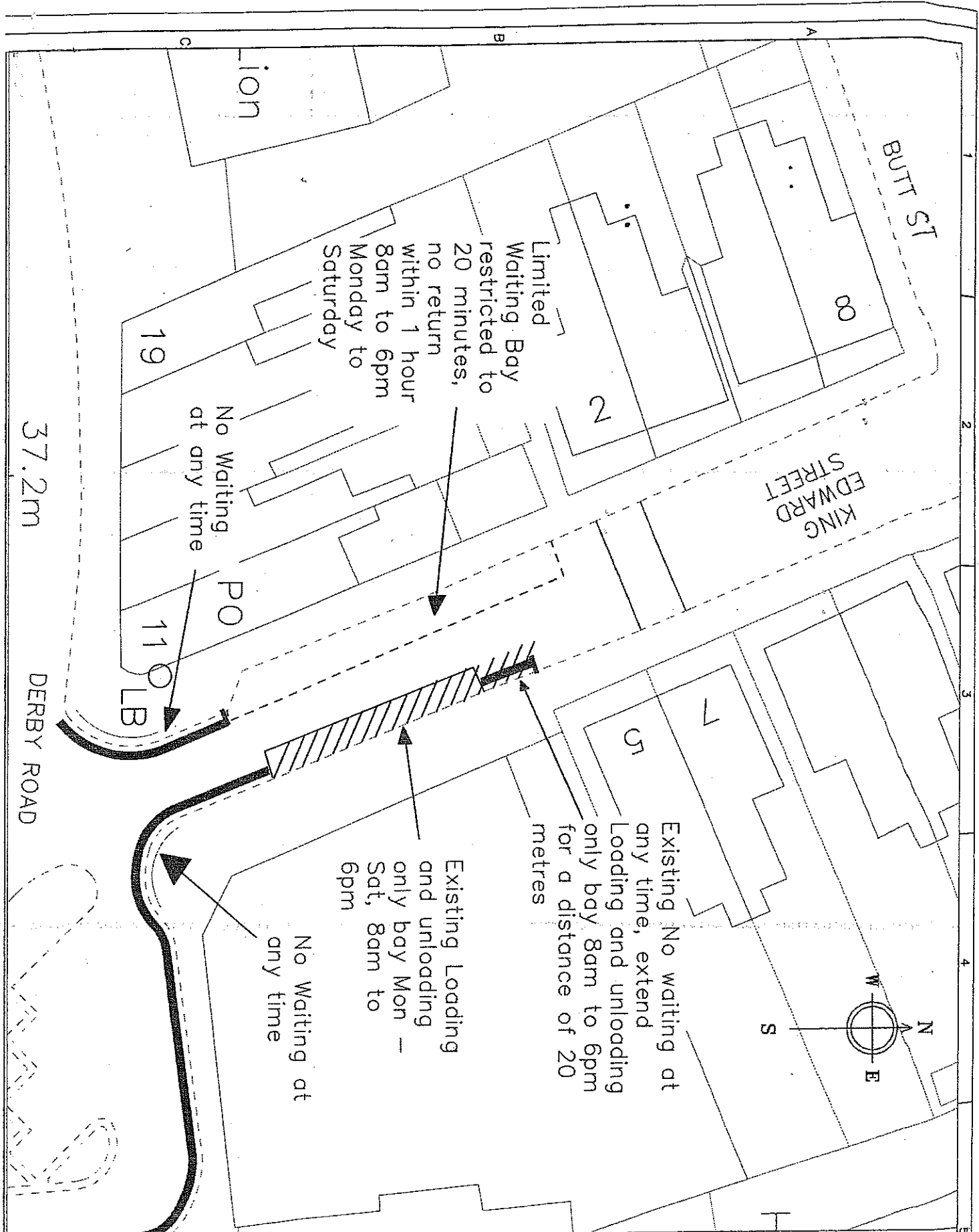
As shown for illustration purposes only on the attached plan.

THE COMMON SEAL of the Derbyshire)
County Council was hereunto affixed)
the Ninth day of June Two Thousand)
and Eleven in the presence of:-)



 Director of Legal Services

Number in Seal
Book - 2011/609



Key
 King Edward Street
 Sandiacre

East side
 Proposed extension of
 Loading and unloading bay
 in a northerly direction

Proposed extension of
 Loading and unloading
 bay

Existing Loading and
 unloading bay

Existing No waiting at any
 time restrictions

| APPLICANT DETAILS | | PROJECT NO. | | DATE | |
|---|---------|-------------|------|------|----|
| NAME | ADDRESS | NO. | EXT. | MM | YY |
| DERBYSHIRE COUNTY COUNCIL | | | | | |
| IAN STEPHANSON Strategic Director of Environmental Services | | | | | |
| 37 Oct 2009 | | M.T.S. | | | |

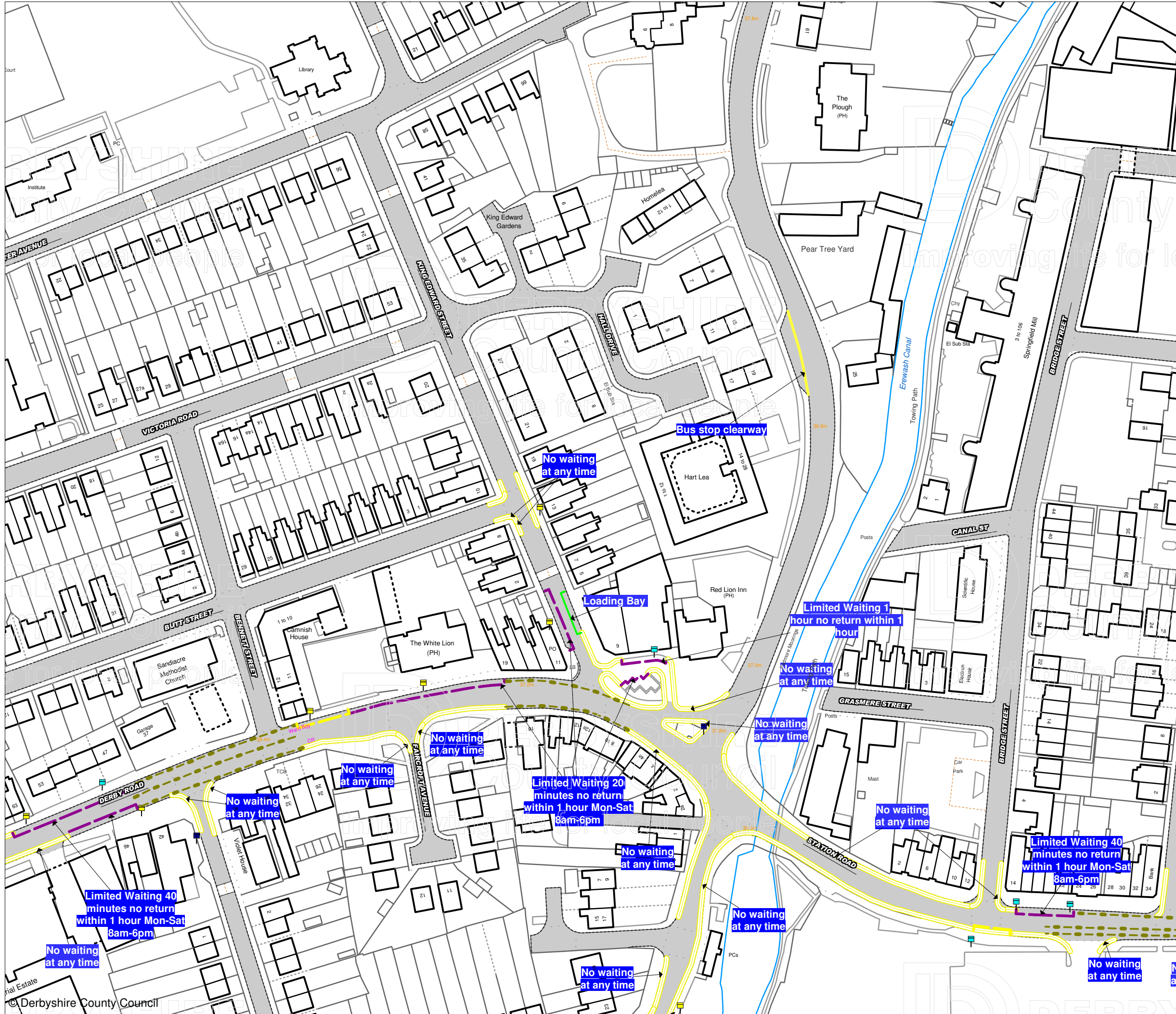
DERBYSHIRE
 COUNTY COUNCIL
 Ian Stephanson
 Strategic Director of
 Environmental Services

Deliberate Service
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PROJECT TITLE
 Proposed extension of
 Loading and unloading bay

King Edward Street, Sandiacre

DATE SUBMITTED
 SET/KH/469/09



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

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CONFIRMED



DERBYSHIRE
County Council
Improving life for local people

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

DRAWING TITLE

Tile Ref: GS128

SCALE 1 : 1250

DATE 20/06/2011

DRAWING No. 1

DRAWN BY