

**DATED 09 JUNE 2011**

**THE DERBYSHIRE COUNTY COUNCIL**

**ROAD TRAFFIC REGULATION ACT 1984**

**THE DERBYSHIRE COUNTY COUNCIL**

**(STATION ROAD, HADFIELD, GLOSSOP)**

**(PROHIBITION OF WAITING AND  
WAITING RESTRICTIONS) ORDER 2011**

**J McELVANEY**

**MATLOCK**

**Z2837**

**THE DERBYSHIRE COUNTY COUNCIL**  
**ROAD TRAFFIC REGULATION ACT 1984**  
**(STATION ROAD, HADFIELD, GLOSSOP)**  
**(PROHIBITION OF WAITING AND WAITING**  
**RESTRICTIONS) ORDER 2011**

The Derbyshire County Council in exercise of its powers under Sections 1, 2 and 4 of the Road Traffic Regulation Act 1984 ("the Act"), Part IV of Schedule 9 of the Act, Section 73 and Schedule 7 of the Traffic Management Act 2004 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 AND COMMENCEMENT**

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 (Station Road, Hadfield, Glossop) (Prohibition of Waiting and Waiting Restrictions) Order 2011".

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

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

2.5 "Cycle" means a bicycle, tricycle or a cycle having four or more wheels, not being in any case a Motor Vehicle.

2.6 "Vehicle" for the purposes of this Order means a "Motor Vehicle" or "Cycle".

2.7 "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.

2.8 "Disabled Person's Badge" has the same meaning as in the Disabled Persons (Exemption for Disabled Persons) (England) Regulations 2000.

2.9 "Disabled Person's Vehicle" means a Vehicle displaying Disabled Persons Badge in the relevant position as set out under Regulation 4 of the Local Authorities Orders (Exemption for Disabled Persons) (England) Regulations 2000.

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

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

2.12 "Electronic Communications Apparatus", "Electronic Communications Network" and any "Electronic Communications Line" shall have the same meaning as in the Communications Act 2003.

2.13 "Goods" means goods or burden of any description.

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

2.15 "Parking Bay" and "Parking Space" means a part of a Parking Place marked out or provided for the leaving of a Vehicle of the classes specified in this Order under the provisions of this Order.

### **3 WAITING RESTRICTIONS**

3.1 Save as provided in articles 4, 5 and 7 of this Order no person shall except upon the direction or with the permission of a Police Constable in uniform or a CEO, cause or permit any Vehicle to wait at any time on any day on the lengths of road specified in Schedule 1 to this Order.

3.1 Save as provided in articles 4, 5 and 7 of this Order no person shall except upon the direction or with the permission of a Police Constable in uniform or a CEO, cause or permit any Vehicle to wait between the hours of 8am and 6pm on any day on the length of road specified in Schedule 2 to this Order

3.3 Save as provided in articles 4, 5 and 7 of this Order no person shall except upon the direction or with the permission of a Police Constable in uniform, or a CEO, cause or permit any Vehicle to wait between the hours of 9am and 5pm on , Monday to Friday, for longer than 2 hours (no return within 1 hour) on the lengths of road specified in Schedule 3 to this Order.

### **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 Electronic Communications Line;

(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 of a universal service provider (as defined in Section 4 of The Postal Services Act 2000) to be used for the purpose of delivering or collecting mail;

(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) any Vehicle, other than a privately owned Vehicle, which is being used as an official Vehicle for the purposes of a wedding (bridal vehicle) or a funeral (hearse and cortege) at a Church or place of worship

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

or

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

## **5 DISABLED PERSONS' EXEMPTIONS**

5.1 Nothing in Article 3.1 and 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 Nothing in Article 3.3 shall render it unlawful to cause or permit a Disabled Person's Vehicle which displays in the relevant position a Disabled Person's Badge to wait in the lengths of road referred to in that Article.

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 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.

5.4 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.

5.5 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 DISABLED PERSONS PARKING BAY**

6.1 The Parking Bay specified in Schedule 4 is available only for a Disabled Person's Vehicle, the driver of a Vehicle shall not permit it to wait in that Parking Bay unless it is a Disabled Person's Vehicle with a valid and correctly displayed Disabled Persons Badge.

6.3 Nothing in this Order shall render it unlawful for a Disabled Person's Vehicle to wait in a Disabled Badge holder's only Parking Bay provided that such a Vehicle is parked within the limits of the Bay.

## **7 PUBLIC SERVICE VEHICLES**

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

## **8 EFFECT OF ORDER**

8.1 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.

## **9 REVOCATIONS OF PREVIOUS ORDERS**

9.1 "The Derbyshire County Council Derbyshire Dales and High Peak Parking, Waiting and Loading Prohibitions and Restrictions Order 2009" is hereby revoked insofar as it relates to:

**No Waiting 8am - 6pm**

**Station Road**

**South west side**

From a point 52 metres south east of its junction with Bank Street in a south easterly direction to a point 12 metres south east of its junction with Kiln Lane.

# SCHEDULE 1

## NO WAITING AT ANY TIME

### Station Road

#### South west side

From its junction with Kiln Lane in a north westerly direction for a distance of 19 metres.

From its junction with Kiln Lane in a south easterly direction for a distance of 11 metres.

From a point 35 metres south east of its junction with Kiln Lane in a south easterly direction for a distance of 17 metres.

From a point 27 metres north west of its junction with Salisbury Street in a north westerly direction for a distance of 14 metres.

From its junction with Salisbury Street in a north westerly direction for a distance of 10 metres.

From its junction with Salisbury Street in a south easterly direction for a distance of 11 metres.

#### North east side

From its junction with Lambgates in a north westerly direction for a distance of 19 metres.

From its junction with Lambgates in a south easterly direction for a distance of 11 metres.

From a point 35 metres south east of its junction with Lambgates in a south easterly direction for a distance of 17 metres.

From its junction with the access road between No's 103 – 105 Station Road in a north westerly direction for a distance of 8 metres.

From its junction with the access road between No's 103 – 105 Station Road in a south easterly direction for a distance of 12 metres.

From a point 28 metres south east of its junction with the access road between No's 103 – 105 Station Road in a south easterly direction for a distance of 24 metres.

From a point 26 metres north west of its junction with Pingott Lane in a north westerly direction for a distance of 10 metres.

## SCHEDULE 2

NO WAITING 8AM TO 6PM

Station Road

South west side

From a point 52 metres south east of its junction with Bank Street in a south easterly direction to a point 19 metres north west of its junction with Kiln Lane.

## SCHEDULE 3

LIMITED WAITING 9AM TO 5PM

MONDAY TO FRIDAY

FOR 2 HOURS, NO RETURN WITHIN 1 HOUR

Station Road

South west side

From a point 52 metres south east of its junction with Kiln Lane in a south easterly direction for a distance of 50 metres.

North east side

From a point 11 metres south east of its junction with Lambgates in a south easterly direction for a distance of 25 metres.

## SCHEDULE 4

DISABLED PARKING BAY

Station Road

South west side

From a point 42 metres north west of its junction with Salisbury Street in a north westerly direction for a distance of 6.6 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

Reproduced from the Ordnance Survey map with the permission of the Controller of Her Majesty's Stationery Office. Crown Copyright. Unauthorised reproduction infringes Crown Copyright and may lead to prosecution under the Copyright Act 1956 and/or 1988.

**KEY**

-  Proposed No Waiting at any time
-  Proposed Limited Waiting Mon-Fri 9am-5pm 2 hours no return within 1 hour.
-  Existing disabled parking bay to be made enforceable & relocated slightly.

AMENDMENT DETAILS	By	Date No.
DRAWN BY SJA		
DATE 9 Mar 11		
SCALE		NTS

ORIGINAL DRAWING SIZE 210 x 298 (A4)

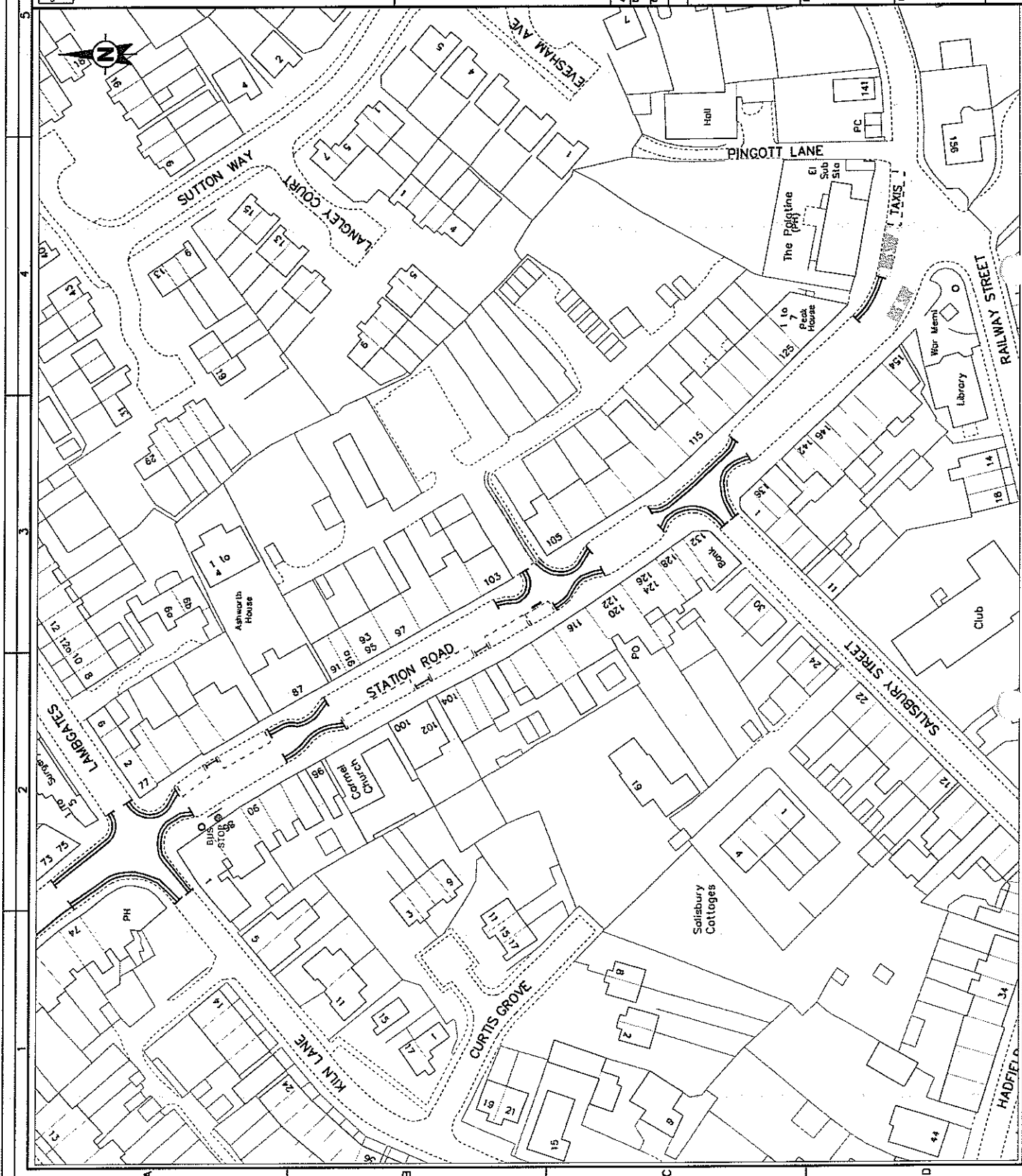
**DERBYSHIRE COUNTY COUNCIL**

**IAN W STEPHENSON**  
BSC CEM MACE M.A.HT  
STRATEGIC DIRECTOR OF ENVIRONMENTAL SERVICES

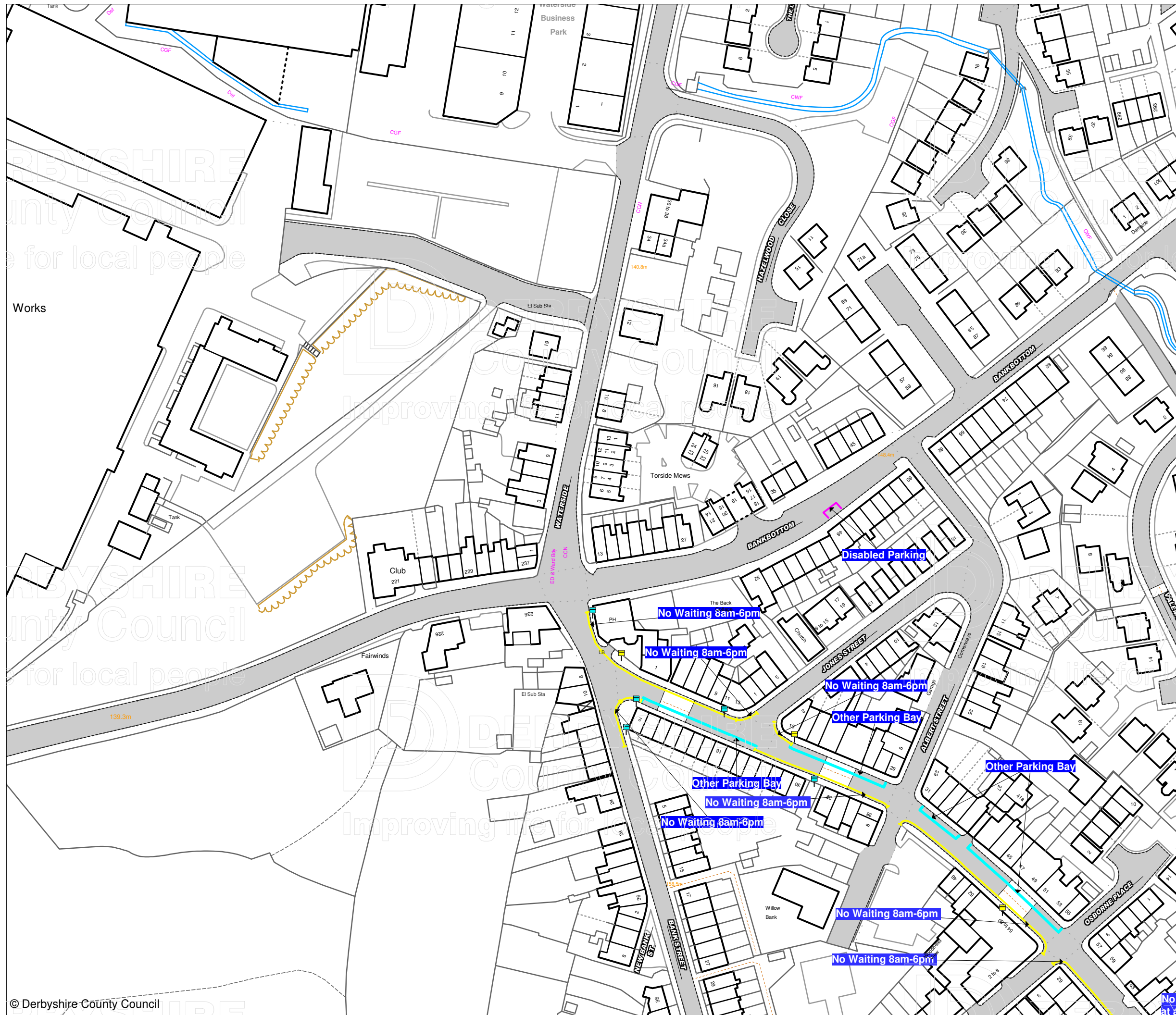
PROJECT TITLE  
**STATION ROAD,  
HADFIELD**

DRAWING TITLE  
**PROPOSED WAITING  
RESTRICTIONS**

DRAWING NO.  
**NTA/SJA/46/11**







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

This map is reproduced from Ordnance Survey material with the permission of Ordnance Survey on behalf of the Controller of Her Majesty's Stationery Office (c) Crown Copyright. Unauthorised reproduction infringes Crown copyright and may lead to prosecution or civil proceedings.  
 Derbyshire County Council  
 Licence No: 100023251 2009

CONFIRMED



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

DRAWING TITLE

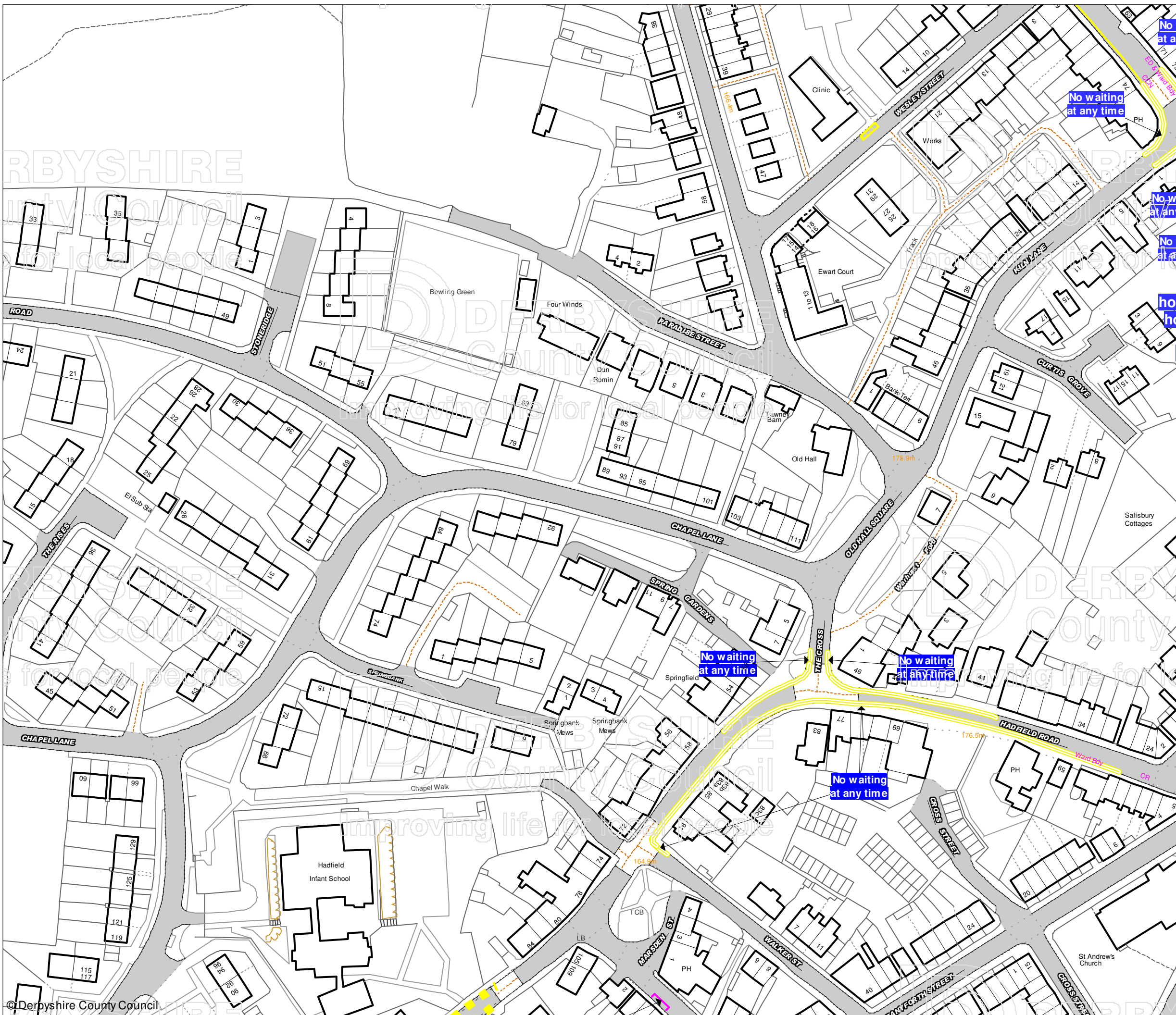
Tile Ref: V11

SCALE 1 : 1250

DATE 20/06/2011

DRAWING No. 1

DRAWN BY



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

This map is reproduced from Ordnance Survey material with the permission of Ordnance Survey on behalf of the Controller of Her Majesty's Stationery Office (c) Crown Copyright. Unauthorised reproduction infringes Crown copyright and may lead to prosecution or civil proceedings.  
Derbyshire County Council  
Licence No: 100023251 2009

CONFIRMED



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

DRAWING TITLE  
Tile Ref: W11

SCALE 1 : 1250

DATE 20/06/2011

DRAWING No. 1

DRAWN BY

