

DATED

11 SEPTEMBER

2003

THE DERBYSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

THE DERBYSHIRE COUNTY COUNCIL

(HARDWICK VIEW ROAD, HOLMEWOOD)

(ONE-WAY AND WAITING RESTRICTIONS) ORDER 2003

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THE DERBYSHIRE COUNTY COUNCIL
ROAD TRAFFIC REGULATION ACT 1984
(HARDWICK VIEW ROAD, HOLMEWOOD)

(ONE-WAY AND WAITING RESTRICTIONS) ORDER 2003

The Derbyshire County Council in exercise of its powers under Sections 1(1), (2), 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 the Twenty-second day of September 2003 and may be cited as The Derbyshire County Council (Hardwick View Road, Holmewood) (One-Way and Waiting Restrictions) Order 2003.

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 "Disabled person's badge" has the same meaning as in The Disabled Persons (Badge for Motor Vehicles) (Amendment) Regulations 1991;

2.4 "Disabled person's vehicle" has the same meaning as in The Local Authorities Traffic Orders (Exemptions for Disabled Persons) (England and Wales) (Amendment) Regulations 1986.

3 ONE-WAY TRAFFIC

3.1 No person shall drive or cause or permit to be drawn any vehicle on the length of road specified in Schedule 1 to this Order otherwise than in the direction specified in the said Schedule.

4 WAITING RESTRICTIONS

4.1 Save as provided in articles 5, 6 and 7 of this Order no person shall except upon the direction or with the permission of a Police Constable in uniform or of a Traffic Warden cause or permit any vehicle to wait at any time on any day on the lengths of road specified in Schedule 2 to this Order;

5 GENERAL EXEMPTIONS

5.1 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 Section 87 of the Post Office Act 1953;
- (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 the vehicle.

6 DISABLED PERSONS' EXEMPTIONS

6.1 Nothing in Article 4.1 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).

6.2 A vehicle displays a disabled person's badge issued before 2 March 1992 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.

6.3 A vehicle displays a disabled person's badge issued on or after 2 March 1992 in the relevant position if:-

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

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

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

7 PUBLIC SERVICE VEHICLES

7.1 Nothing in Article 4 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.

SCHEDULE 1

ONE-WAY TRAFFIC

HARDWICK VIEW ROAD, HOLMEWOOD

Between its Junction with Stainsby Close and a point 61 metres South East of its Junction with the roundabout on the A6175 Heath Road.

Traffic permitted to travel in a clockwise direction only.

SCHEDULE 2

NO WAITING AT ANY TIME

HARDWICK VIEW ROAD, HOLMEWOOD

From a point 10 metres South East of the Junction with Stainsby Close continuing in a clockwise direction on the inner kerbline to a point 27 metres South East of the Junction with Astwith Close, a distance of 803 metres.

From a point 81 metres South East of its Junction with Stainsby Close, continuing in a clockwise direction on the outer kerbline for a distance of 77 metres.

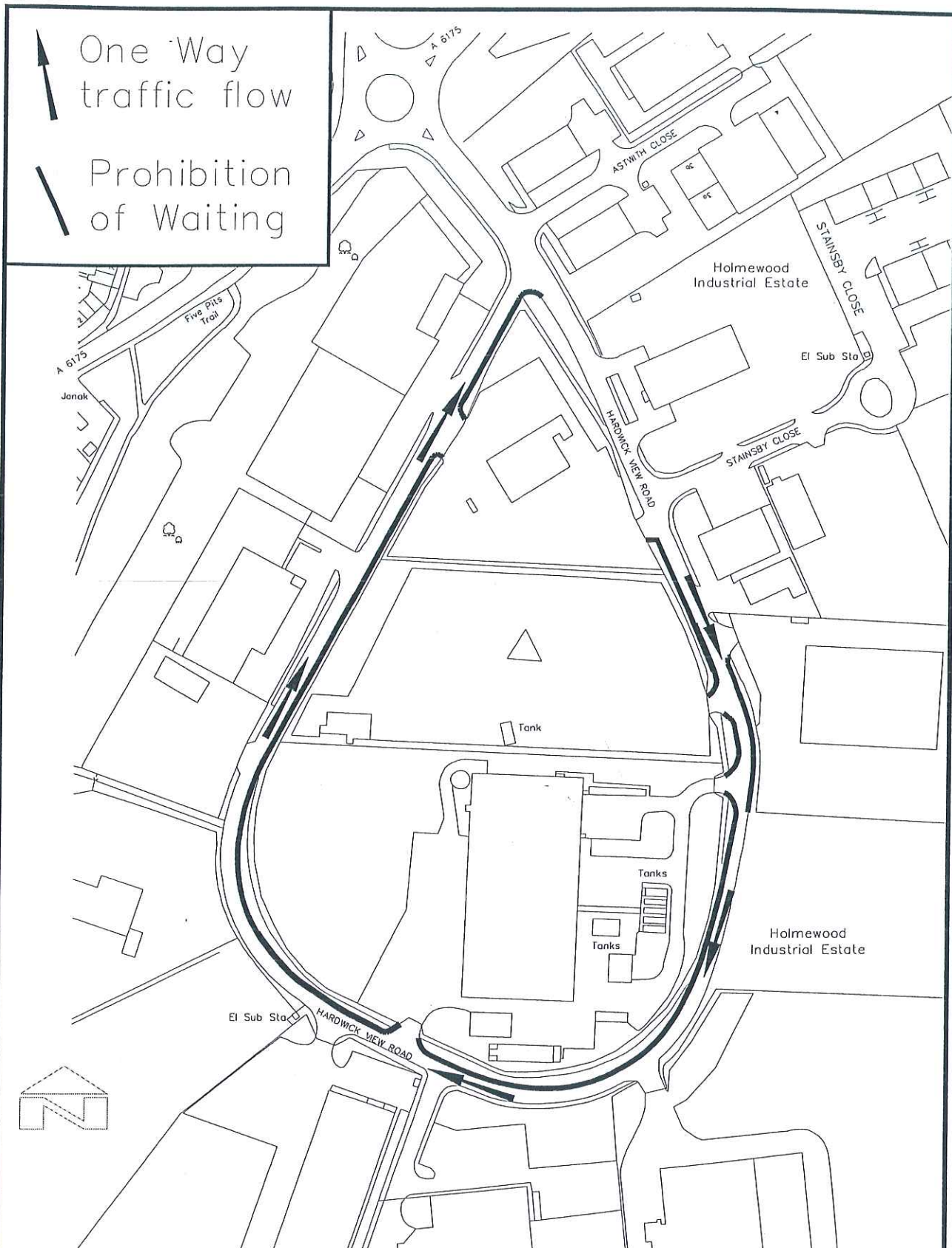
THE COMMON SEAL of the Derbyshire)
County Council was hereunto affixed the)
Eleventh day of September Two thousand)
and Three in the presence of:-)


County Secretary

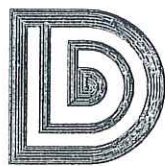
Number in Series

2003/619

-  One Way traffic flow
 Prohibition of Waiting



Proposed One-Way & Waiting Restrictions –
Hardwick View Road, Holmewood

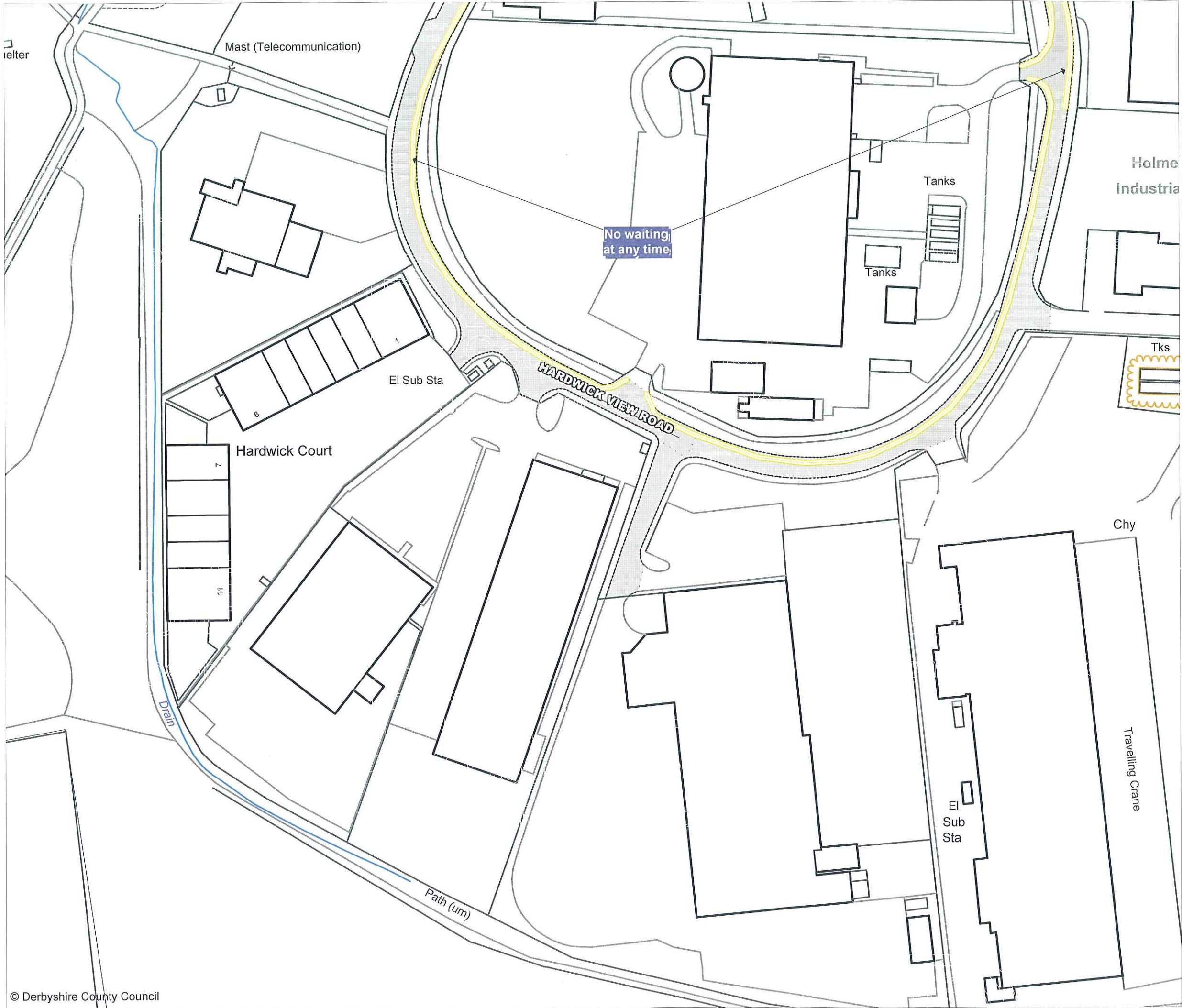


DERBYSHIRE
COUNTY COUNCIL

David Harvey C.Eng., M.I.C.E., M.I.H.T.
Director of Environmental Services

November '02

DRAWING No
NET/DS/253/02



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

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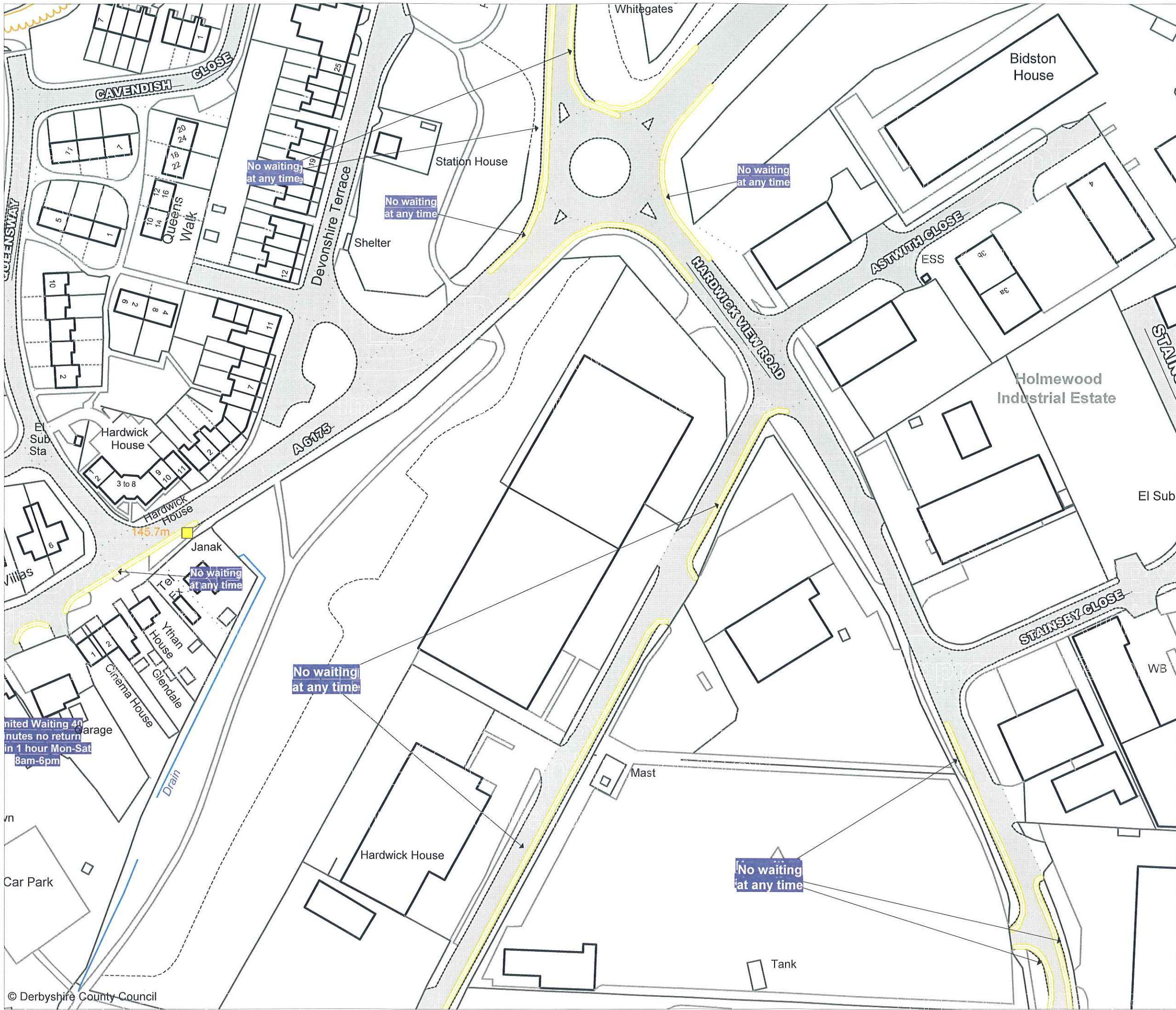


IAN W. STEPHENSON BSc., CEng., MICE, MIHT
Strategic Director of Environmental Services

DRAWING TITLE

Tile Ref: DJ117

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DATE	22/09/2003
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Prohibition and Restriction of Waiting, On Street Parking and Clearways.

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DRAWING TITLE

Tile Ref: DI117

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