

DATED 25th March 2021

THE DERBYSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

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(LOWER BROOK STREET, BENNETT STREET, BARTON ROAD, LEOPOLD STREET, WELLINGTON STREET, NEWSTEAD ROAD, WELBECK ROAD, MIKADO ROAD, ANSTEE ROAD, SALISBURY STREET, LAWRENCE STREET – LONG EATON. SAWLEY ROAD AND FOWLER STREET – DRAYCOTT. STATION ROAD AND CENTRAL AVENUE - BORROWASH)

(WAITING RESTRICTIONS) ORDER 2021

HELEN BARRINGTON

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THE DERBYSHIRE COUNTY COUNCIL
ROAD TRAFFIC REGULATION ACT 1984
(LOWER BROOK STREET, BENNETT
STREET, BARTON ROAD, LEOPOLD STREET,
WELLINGTON STREET, NEWSTEAD ROAD,
WELBECK ROAD, MIKADO ROAD, ANSTEE
ROAD, SALISBURY STREET, LAWRENCE
STREET – LONG EATON. SAWLEY ROAD AND
FOWLER STREET – DRAYCOTT. STATION
ROAD AND CENTRAL AVENUE -
BORROWASH)
(WAITING RESTRICTIONS) ORDER 2021

The Derbyshire County Council in exercise of its powers under Sections 1,2,4,32,35,35A,45,46,53 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 AND COMMENCEMENT

This Order shall come into operation on the Fifth Day of April Two Thousand and Twenty One and may be cited as "The Derbyshire County Council (Lower Brook Street, Bennett Street, Barton Road, Leopold Street, Wellington Street, Newstead Road, Welbeck Road, Mikado Road, Anstee Road, Salisbury Street, Lawrence Street – Long Eaton. Sawley Road and Fowler Street – Draycott. Station Road and Central Avenue - Borrowash) (Waiting Restrictions) Order 2021

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

2.4 "Delivering and Collecting" in relation to any Goods includes checking the Goods for the purpose of their delivery or collection;

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

2.6 "Disabled Person's Vehicle" means a Vehicle displaying a 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.

2.7 "Driver" in relation to a Vehicle waiting in a Parking Place or on a road or length of road, means:-

- a) the person driving the Vehicle or responsible for the Vehicle at the time it was left in that Parking Place or road or length of road;
- b) the registered keeper of the Vehicle shall be deemed to have been the Driver unless evidence to the contrary is shown;
- c) where the Vehicle is a pedal cycle, the person (being a user) riding, pushing by hand or otherwise in charge of the Pedal Cycle at the time it was left in the Parking Place;

2.8 "Dual Purpose Vehicle" has the same meaning as defined in Part 1 Regulation 3(2) of the Road Vehicles (Construction and Use) Regulations 1986;

2.9 Electronic Communications Apparatus, Electronic Communications Network and any Electronic Communications Line shall have the same meaning as in the Communications Act 2003;

2.10 "Footway" means a way comprised in a road which also comprises a carriageway being a way over which the public have right of way on foot only as defined in Section 329 (1) Highways Act 1980. Footways are pedestrian paths alongside a Carriageway, and often referred to as a Pavement;

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

2.12 "Goods Vehicles" 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;

2.13 "Junction" means, for measurement purposes only, the point where the prolongation of two kerb lines intersect with measurements taken along the line of the kerb for the said length of road otherwise stated;

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

2.15 "Loading Bay" means, a bay marked in accordance with the Two Thousand and Sixteen Regulations, 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 the Order;

2.16 "Motor Vehicle" and "Motorcycle" have the same meaning as in Section 136 of the Act;

2.17 "Owner" in relation to a Vehicle, means the person who is named in the Vehicle registration document as the registered keeper of a goods or passenger Vehicle or who has the use of such Vehicle in the course of his employment and who is entitled to use such a Vehicle as though he were the registered keeper thereof;

2.18 "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;

2.19 "Parking Place" means a length of road or any area of land authorised to be used as a parking place by this Order, under the provisions defined in Schedule 3 to this Order and indicated by signs and markings prescribed in the Traffic Signs Regulations and General Directions 2016

2.20 "Period of Stay" in relation to a Vehicle left in a Parking Place means the period beginning at the time of arrival or deemed time of arrival of that Vehicle in that Parking Place and extending until the time of its departure;

2.21 "Permitted Hours" means the hours specified in Schedule 3 attached to this Order;

2.22 "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 of carrying passengers.

2.23 "Pedal Cycle" means a cycle (which has the same meaning as that ascribed to it in Section 192 of the Road Traffic Act 1988).

2.24 "Penalty Charge" and "Discounted Level for a Penalty Charge" means a charge set by the Council under Section 77 and Schedule 9 of the 2004 Act in accordance with the Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007 (SI 2007 No. 3487)

2.25 "Penalty Charge Notice (PCN)" means a notice issued or served by CEO in accordance with Regulation 8, 9 or 10 of the Civil Enforcement of Parking Contraventions (England) General Regulations 2007 (SI 2007 No. 3483);

2.26 "Relevant Position" in respect of: –

- a) a Disabled Person's Badge or a Permit or a Parking Ticket, means:
 - (i) in the case of a Vehicle fitted with a front windscreen, that the Disabled Person's Badge or Permit is exhibited thereon with the front facing forward on the nearside of and immediately behind the windscreen; or

(ii) in the case of a Vehicle not fitted with a front windscreen, that the Disabled Person's Badge or Permit is exhibited on the front or nearside of the Vehicle;

2.27 "Specified Position" means, in respect of a Vehicle left in a Parking Place during the Permitted Hours in accordance with the foregoing provisions of this Order, that it shall be caused so to stand:-

a) in accordance with any special provisions as to the manner of standing of a Vehicle in that place which are specified in Schedule 3 attached to this Order,

b) in the case of any other Parking Place, if the Parking Place is not in a one-way street, that the left or near-side of the Vehicle is adjacent to the left-hand edge of the Carriageway;

c) so that every part of a Vehicle is within the limits of a Parking Place;

d) that no part of the Vehicle obstructs any vehicular means of ingress to or egress from any premises adjacent to the side of the road on which the Vehicle is waiting.

2.28 "Specified Hours" means the hours identified for Parking or Unloading places in schedule 3 attached to this Order;

2.29 The Interpretation Act 1978 shall apply to its interpretation as it applies to Acts of Parliament

2.30 Any reference to any enactment shall be construed as a reference to that enactment as amended by any subsequent enactment

2.31 Any reference in this Order to the masculine gender shall include the female gender and vice versa and any reference to the singular includes the plural and vice versa.

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

2.33 "The 2016 Regulations" means the Traffic Signs Regulations and General Directions 2016

2.34 "Vehicle" for the purposes of this Order means a "Motor Vehicle" or "Pedal Cycle"

2.35 "Verge" means any part of a highway which is not a Carriageway, Footway or Pavement but includes a way over which the public have a right of way on Pedal Cycles with or without a right of way on foot.

2.36 "Owner" in relation to a Vehicle means a Resident who is named in the Vehicle registration document as the registered keeper of a goods or passenger Vehicle or who has the use of such a Vehicle in the course of his employment and who is entitled to use such a Vehicle as though he were the registered keeper thereof;

2.37 "Permit" means a Permit issued under the provisions of this Order;

2.38 "Permit Fee" means the fee payable to the District Council on application for a permit to leave a Vehicle in a Specified User Parking Place;

2.39 "Permit Holder" means a person to whom a Permit has been issued under the provisions of this Order;

- 2.40 "Permit Holder" Parking Place means a Parking Place which is provided for leaving of a Vehicle displaying a valid Permit as specified in this Order
- 2.41 "Resident" means a person whose usual place of abode, or Accessway, is situated in a road or part of a road specified in Schedule 4 of this Order
- 2.42 "Resident's Permit" means a Permit, issued by the District Council, which entitles the Owner or registered keeper of such Vehicle, or a person using the vehicle with the Owner's or registered keeper's consent (other than a person using the Vehicle for hire or reward) to leave that Vehicle in a Permit Holder Parking Place;
- 2.43 "Annual Visitor Permit" means a Permit issued by the District Council to a Resident for use by a Resident's visitor, in a Permit Holder Parking Place, which entitles the Owner or registered keeper of such Vehicle or person using the Vehicle with the Owner's or registered keepers consent (other than a person using the Vehicle for hire or reward) to leave that Vehicle in a Permit Holder Parking Place in accordance with the provisions of this Order. This type of Permit is issued annually and will have an expiry date.
- 2.44 "Single Day Visitor Permit" means a Permit issued by the District Council to a Resident for use by a Resident's visitor, in a Permit Holder Parking Place; which entitles the Owner or registered keeper of such Vehicle or person using the Vehicle with the Owner's or registered keepers consent (other than a person using the Vehicle for hire or reward) to leave that Vehicle in a Permit Holder Parking Place in accordance with the provisions of this Order. This type of permit may only be used on a single day.
- 2.45 "Dispensation/Waiver" means a specific exemption allowing non Permit Holders to park within Permit Holder Parking Places granted by the Parking Manager and reviewed at the Parking Manager's discretion.

3 WAITING RESTRICTIONS

3.1 Save as provided in articles 4, 5 and 6 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 length of road specified in the Schedule 2 to this Order.

3.2 Save as provided in articles 4, 5 and 6 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 4pm on Monday – Friday on the lengths of road specified in Schedule 1 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:-

- (a) a person to board or alight from the Vehicle;
- (b) 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:-
 - (i) building, industrial or demolition operations;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance, improvement or reconstruction of the said lengths of road; or
 - (iv) 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;
- (c) 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;
- (d) 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;
- (e) the Vehicle to take in petrol, oil, water or air from any garage situated on or adjacent to the said lengths of road;
- (f) 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
- (g) the Vehicle to be used for fire brigade, ambulance or police purposes; or
- (h) Goods to be Loaded or Unloaded from the Vehicle.

5 DISABLED PERSONS' EXEMPTIONS

5.1 Nothing in Article 3.1 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).

5.2 Nothing in Article 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 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 PUBLIC SERVICE VEHICLES

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

7 PERMIT HOLDER PARKING PLACES

7.1 Save as provided in Articles 8.1 and 8.2 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 not displaying a valid Permit in accordance with Article 15 of this Order to wait between the hours of 9am – 5pm Mon - Sat on the lengths of road specified in Schedule 3 of this Order.

8 General Exemptions to Permit Holder Parking Places

- 8.1 Nothing in Article 7 shall render it unlawful for any Vehicle to park in the lengths of road referred to therein for so long as may be necessary to enable;
- (a) a person to board or alight from a Vehicle;
 - (b) 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:-
 - i. building, industrial or demolition operations;
 - ii. the removal of any obstruction to traffic;
 - iii. the maintenance, improvement or reconstruction of the said lengths of road;

- iv. 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, electricity or of any Electronic Communications Line;
- (c) the Vehicle if it cannot be conveniently 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;
- (d) 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 and/or collecting mail;
- (e) the Vehicle to take in petrol, oil, water, or air from any garage situated on or adjacent to the said lengths of road;
- (f) 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.
- (g) the Vehicle to be used for fire brigade, ambulance or police purposes;
- (h) goods to be Loaded or Unloaded from the Vehicle;
- (i) in any case where the Driver in control of the Vehicle;
 - i. is required by law to stop;
 - ii. is obliged to stop so as to prevent an accident: or
 - iii. is prevented from proceeding by circumstances outside his control;
- (a) the Vehicle to wait on any Carriageway for so long as it may be necessary for any gate or other barrier at the entrance to premises to which the Vehicle requires access to or from which it has emerged to be opened or closed if it is not reasonably practicable for the Vehicle to wait on any other Carriageway;

8.2 Nothing in Article 7 shall apply to a Dispensation/Waiver issued by the Parking Manager.

9 Restriction of Use of Vehicles

(Parking Places)

- 9.1 The Driver of a Vehicle using a Parking Place shall not carry out any work of construction, repair or maintenance to the Vehicle except such as may be necessary to enable the Vehicle to be removed from the Parking Place.
- 9.2. No person shall use a Vehicle, while it is in a Parking Place, in connection with the sale of any article to persons in or near the Parking Place or in connection with the selling or offering for hire of that person's skill or services, unless in connection with a charitable event and having received the prior permission of the Council. Nothing in this Article shall prevent the sale of goods from a Vehicle if the Vehicle is one which may be left in a Parking Place in accordance with

Article 7 of this Order and the goods are immediately delivered at or taken in to premises adjacent to the Vehicle from which the sale is effected.

10 Manner of Standing of Vehicles

(Parking Places)

10.1 Every Vehicle left in a Parking Place specified, shall so stand, unless the Parking Place is further restricted by additional controls on the manner of standing or restricted to use by a specified class of Vehicle or user, as specified, as follows:

- (a) a Vehicle shall not use a Parking Place so as to unreasonably prevent access to any premises adjoining the road, or the use of the road or a pavement by other persons, or so as to be a nuisance;
- (b) in the case of a Parking Place in relation to which special provisions as to the manner of standing of Vehicles in that place are specified as to be in accordance with those provisions;
- (c) in the case of any other Parking Place:
if the Parking Place is not in a one-way street, that the left or nearside of the Vehicle is adjacent to the left-hand edge of the Carriageway;

if the Parking Place is in a one-way street:-

- (i) that the left or nearside of the Vehicle is adjacent to the left hand edge of the Carriageway or that the right or offside of the Vehicle is adjacent to the right-hand edge of the Carriageway; and
 - (ii) that the longest side of the Vehicle is parallel to the edge of the Carriageway nearest to the Vehicle, unless additional controls on that Parking Place specify a specific orientation of the Vehicle as identified; and
- (d) that every part of the Vehicle is within the limits of a Parking Place provided that where the length of any Vehicle being a passenger Vehicle, precludes it from standing wholly within the limits of a Parking Place, such a Vehicle may so stand in that Parking Place and shall be deemed to be wholly within the limits of a Parking Place if the extreme front portion or the extreme rear portion, as the case may be, of the Vehicle is within 1.0 metres of the limits of that Parking Place.

11 Powers to Suspend Use of Parking Places

11.1. (i) A Police Constable in uniform or a CEO may suspend the use of a Parking Place or part thereof whenever they consider such suspension reasonably necessary:

- (a) for the purpose of facilitating the movement of traffic or promoting its safety;
- (b) for the purpose of any building operation, demolition or excavation in or adjacent to the Parking Place or the maintenance, improvement or reconstruction of the Parking Place or the laying, erection, alteration,

removal or repair in or adjacent to the Parking Place of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any Electronic Communications Line or Traffic Sign;

(c) for the convenience of occupiers of premises adjacent to the Parking Place on any occasion of the removal of furniture from one dwelling house to another or the removal of furniture from such premises to a depository or to such premises from a depository;

(d) on any occasion on which it is likely by reason of some public procession, rejoicing or special attraction that any Street will be thronged or obstructed;

(e) for the convenience of occupiers of premises adjacent to the Parking Place at times of weddings or funerals or on other special occasions;

(f) for any other purpose which the Council or District Council may from time to time deem appropriate and which has received their prior approval.

- (ii) Any person suspending the use of a Parking Place or any part thereof in accordance with the provisions of paragraph (i) of this Article may thereupon place or cause to be placed, in or adjacent to that Parking Place or the part thereof the use of which is suspended, a Traffic Sign, as described in The 2002 Regulations, indicating that waiting by Vehicles is prohibited.

- 11.2. Nothing in Article 11.1 shall render it unlawful for any Vehicle being used for fire brigade, ambulance or police emergency purposes to be left or any other Vehicle to be so left if that Vehicle is left with the permission of the person suspending the use of the Parking Place.

Permits

13 Application for a permit

- 13.1 Any application for a Permit shall be made on the appropriate form issued and obtainable from the Borough Council and shall include all information required by such forms and the payment of the appropriate fee as detailed in Schedule 4 of this Order.

- 13.2 The Council or Borough Council may at any time require an applicant for a Permit to produce to an Officer of that Council such evidence in respect of an application for any Permit to be made to it as it may require to verify any information given to it.

14 Scale of Charges

- 14.1 The scale of charges for Permits is specified in Schedule 4 of this Order.

- 14.2 All Permits shall be valid for twelve months starting from the date of issue unless specified in Schedule 5 of this Order which details the conditions of Permit issue relevant to that Parking Place.

15 Position of Permit

- 15.1. Throughout the times of operation during which the Vehicle is left in a Parking Place or a Permit Holder Parking Place as specified in Schedule 5 of this Order there shall be displayed a valid Permit in respect of that Vehicle so that all the details included on the Permit are readily visible and displayed.

16 General Conditions of Issue

- 16.1. (i) A Permit Holder may surrender the Permit to the Borough Council at any time and shall surrender the Permit to District Council on the occurrence of any of the events set out in paragraph (iii) of this Article.

(ii) The Borough Council may, by notice in writing delivered to the Permit Holder by leaving it at or by sending it by recorded delivery post to the address shown by that person on the application for the Permit or at any other address believed to be that person's residence (a) withdraw a Permit if it appears to the Borough Council that any one of the events set out in this Article has occurred and the Permit Holder shall surrender the Permit to the Borough Council within forty eight hours from the service of a notice of cancellation; and (b) deem a Permit to cease to be valid.

(iii) The events referred to in the foregoing provisions of this Article are:-

- a) the Permit Holder ceasing to be a Resident;
- b) the Permit Holder ceasing to be either the Owner or the primary user of the Vehicle in respect of which the Permit was issued;
- c) the Vehicle in respect of which such Permit was issued being adapted or used in such a manner that it is not a Vehicle of any of the classes specified in Schedule ;
- d) the issue of a duplicate Permit by the Borough Council under the provisions of Article 16.2 of this Order or
- e) the failure by a Permit Holder to supply any evidence required of him pursuant to paragraph (v) of this Article.
- f) in the case of a fully registered person holding a Doctor's Parking Permit: ceasing to be used by a fully registered person who is liable to be called of necessity to emergencies away from the surgery or consulting room shown on the application for the Permit to the extent that the need for special parking arrangements is justified or the revocation of the designation of the Parking Place in respect of which the Permit was issued

(iv) A permit shall cease to be valid at the expiration of the period specified thereon or on the occurrence of any one of the events set out in paragraph (ii) of this Article, whichever is the earlier.

(v) The Council or Borough Council may at any time require a Permit Holder to supply to an Officer such evidence in respect of any Permit issued by it as it may require.

16.2. (i) If a Permit is mutilated or defaced or the figures or particulars on it have become illegible or the colour of the Permit has become altered by fading or otherwise, the Permit Holder shall surrender it to the Borough Council and may apply to the Borough Council for the issue to him of a duplicate Permit. The Borough Council, upon receipt of the Permit if such receipt is accompanied by an application for a duplicate Permit, shall issue a duplicate Permit so marked.

(ii) If a Permit is lost or destroyed, the Permit Holder may apply to the District Council for the issue of a duplicate Permit. The District Council, upon being satisfied as to such loss or destruction, shall issue a duplicate Permit so marked.

(iii) The provisions of Article 16 and Schedule 6 to this Order which specify the additional conditions of Permit issue specific to that Resident's Parking Place, shall apply to a duplicate Permit and an application for a duplicate Permit as if it were a Permit, or as the case may be, an application therefore.

16.3 A permit shall be in writing and shall include the particulars stated as being required for that scheme as specified in the Articles of this Order.

16.4 Where a Permit has been displayed on a Vehicle in accordance with the provisions of Article 15 of this Order, no person, not being the Owner of the Vehicle, shall remove the permit from the Vehicle unless authorised to do so by the Owner of the Vehicle.

17 Specific Conditions of Issue

17.1 Any Permit shall be issued in accordance with Article 16, the General Conditions of Issue. Any further Specific Conditions of Issue specific to that Parking Place are listed in Schedule 5 of this Order.

17.2 The Borough Council, within whose administrative area the Parking Place occurs, shall issue a Permit according to the General Conditions of Issue in Article and to the Specific Conditions of Issue specified in Schedule 5 of this Order:-

18 GENERAL EXEMPTIONS

18.1 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;

18.2 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.

19 EFFECT OF ORDER

19.1 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.

20 REVOCATIONS OF PREVIOUS ORDERS

20.1 Any permanent Traffic Regulation Orders made prior to this Order, insofar as they relate to the lengths of road listed below, insofar as they relate to the prohibitions and restrictions listed below, are hereby revoked.

20.2 The DCC Consolidation Order 2016, insofar as it relates to the lengths of roads listed in Schedule 6 and 7 to this Order is hereby revoked.

SCHEDULE 1

NO WAITING MON – FRI 9AM – 4PM

Lower Brook Street, Long Eaton

South Side

From a point 38 metres northwest of its junction with Neale Street in a north westerly direction for a distance of 13m

SCHEDULE 2

NO WAITING AT ANY TIME

Leopold Street, Long Eaton

East Side

From its junction with Derby Road in a southerly direction for distance of 30m

From a point 73 metres south of its junction with Derby Road in a southerly direction for a distance of 15 metres

From a point 103 metres south of its junction with Derby Road for a distance of 15 metres in a northerly direction

From a point 35.6 metres south of its junction with Derby Road for a distance of 11 metres in a southerly direction.

From a point 57.6 metres south of its junction with Derby Road for a distance of 8 metres in a southerly direction

Anstee Road, Long Eaton

Both Sides

From its junction with Mikado Road for a distance of 10 metres

Mikado Road, Long Eaton

West Side

From its junction with Anstee Road in a north westerly direction for a distance of 10 metres

From its junction with Anstee Road in a south easterly direction for a distance of 10 metres

Bennett Street, Long Eaton

West Side

From its junction with Canal Street in a northerly direction for a distance of 20 metres

From its junction with Canal Street in a southerly direction for a distance of 22 metres

From its junction with Welbeck Road in a southerly direction for a distance of 13 metres

East Side

From its junction with Welbeck Road in a southerly direction for a distance of 9 metres

Wellington Street, Long Eaton

Both Sides

From its junction with Newstead Road for a distance of 10 metres

Newstead Road, Long Eaton

South Side

From its junction with Wellington Street in a westerly direction for a distance of 10 metres

From its junction with Wellington Street in a easterly direction for a distance of 10 metres

From its junction with Bennett Street in a westerly direction for a distance of 13 metres

North Side

From a point 92 metres east of its junction with Wellington Street for a distance of 14 metres

Welbeck Road, Long Eaton

West Side

From its junction with Newstead Road in a northerly direction for a distance of 11 metres

East Side

From its junction with Bennett Street in a northerly direction for a distance of 7 metres.

Barton Road, Long Eaton

South East Side

From its junction with Meadow Lane in a north easterly direction for a distance of 15 metres

Central Avenue, Borrowash

Both Sides

From its junction with Station Road for a distance of 10 metres

Station Road, Borrowash

East Side

From its junction with Central Avenue in a northerly direction for a distance of 10 metres

From its junction with Central Avenue in a southerly direction for a distance of 10 metres

Fowler Street, Draycott

Both Sides

From its junction with Sawley Road in a northerly direction for a distance of 10 metres

Sawley Road, Draycott

North Side

From its junction with Fowler Street in a south easterly direction for a distance of 10 metres

From its junction with Fowler Street in a north easterly direction for a distance of 10 metres

East Side

From a point 14 metres south of its junction with Station Road for a distance of 4 metres

SCHEDULE 3

PERMIT HOLDERS ONLY MON – SAT 9AM – 5PM

Lawrence Street, Long Eaton

South Side

From a point 10 metres west of its junction with Milner Road in a westerly direction for a distance of 25 metres

Salisbury Street, Long Eaton

North Side

From a point 10 metres west of its junction with Claye Street for a distance of 15 metres in a westerly direction

SCHEDULE 4

SCALE OF CHARGES FOR PERMITS

1. The charge in connection with the issue of a permit for the leaving of a vehicle in any Permit Holder's Parking Place, unless specified otherwise, during the prescribed hours shall in respect of a:-
 - (i) Residents' Permit be £35 per annum for the first vehicle in a property;
 - (ii) a second and subsequent residents' permit for vehicles in a property be £50 per annum;
 - (iii) Business Permit be £70 per annum, one per business;
 - (iv) Visitor Permit be £13 per annum; one per household
 - (v) Visitor Permit (scratch cards) £13 each limited to one per property, per annum
 - (v) Registered Charities will receive two free visitor permits

(vi) Disabled Residents – No charge (subject to a mobility assessment by area Social Services)

SCHEDULE 5

1. The properties fronting onto Albert Road - 1a to 48, Alexandra Road – 1 to 16, Broad Street – 1 to 8, Edward Road – 1 to 16, Lawrence Street – 1 to 82, Milner Road – 1 to 59, Northcote Street – 1 to 8, Oxford Street – 1 to 8, Regent Street – 11 to 87, Salisbury Street – 1a to 43, Stanley Street – 16 to 54, Victoria Court, Off Broad Street – 1 to 20, West Park Court, Off Broad Street – 1 to 21, Claye Street – 14 to 24, Fletcher Street – 2 and Romorantin Place - All are hereby designated as being able to apply for a Permit for the Permit Holders Parking Places
2. Any Resident of a property specified in paragraph 1 of this Schedule who is the Owner, registered keeper or the primary user of a Vehicle may apply, to the District Council for the issue of a Resident's Permit for the leaving of that Vehicle in a Permit Holder's Parking Place in the length of road specified on the Permit.
3. A Permit shall display the Vehicle registration number, date of expiry and scheme name and authentication by the Borough Council.
4. A Permit Holder may surrender the Permit to the Borough Council at any time and shall surrender the Permit to the District Council on the occurrence of any of the events set out in Article 16 and the Permit Holder shall surrender the Permit to the Council within 48 hours of the receipt of such notice.
5. A Permit shall cease to be valid at the expiration of the period specified thereon, which period shall be that in respect of which payment has been made or on the occurrence of any one of the events set out in Article 16, whichever is the earlier.
6. Where a Permit is issued to any person upon receipt of a cheque and the cheque is subsequently dishonoured, the Permit shall cease to be of any effect and the Council shall by notice in writing served on the person to whom such Permit was issued by sending the same to the Permit Holder at the address whom by that person on the application for the Permit or at any other address believed to be that person's place or abode, require that person to surrender the permit to the Council within 48 hours of the receipt of the afore-mentioned notice.
7. A Permit Holder who surrenders a Permit to the Council before the Permit becomes valid shall be entitled to a refund of the charge paid in respect of the issue thereof.
8. A Permit Holder who surrenders a Permit to the Council after the Permit has become valid shall not be entitled to a refund.

9. Any Resident of a property specified in paragraph 1, may apply, to the Borough Council for the issue of an Annual Visitors Permit for the leaving of a Vehicle in a Permit Holder's Parking Place in the length of road specified on the Permit and any such application shall be made on a form obtainable from the Borough Council and shall provide the information required by such a form. Paragraphs 3, 4, 5, 6, 7, and 8 also apply to Annual Visitor Permits.
10. Any Resident of a property specified in paragraph 1, may apply, to the Borough Council for the issue of a Single Day Visitor Permit for the leaving of a Vehicle in a Permit Holder's Parking Place in the length of road specified on the Permit and any such application shall be made on a form obtainable from the Borough Council and shall provide the information required by such a form. The number of such permits available to residents per household, per annum is 25, however should extra Single Day Visitor Permits be required a written request for further permits may be sent to the Parking Manager for his consideration.
11. The proprietor or manager of any business located on any of the roads specified in paragraph 1 for which a Vehicle is essential for the operational needs of the business may apply to the Borough Council for the issue of one business permit for a Permit Holders Parking Place only for the leaving of that Vehicle in a Permit Holders Parking Place. Any such application shall be made on a form obtainable from the Borough Council and shall provide the information required.

SCHEDULE 6

REVOCATION OF NO WAITING MON – SAT 8AM – 6PM

Barton Road, Long Eaton

South East Side

From its junction with Meadow Lane in a north easterly direction for its entire length, a distance of 200m

Leopold Street, Long Eaton

West Side

From a point 76 metres south of its junction with Derby Road for a distance of 30 metres in a southerly direction

East Side

From a point 76 metres south of its junction with Derby Road for a distance of 30 in a southerly direction

Station Road, Draycott

East Side

From its junction with Sawley Road in a northerly direction for a distance of 3 metres

SCHEDULE 7

REVOCATION OF LIMITED WAITING 40 MINUTES NO RETURN WITHIN 1 HOUR
MON – SAT 8AM – 6PM

Station Road, Draycott

East Side

From a point 3 metres north of its junction with Sawley Road in a northerly direction
for a distance of 10 metres

THE COMMON SEAL of the Derbyshire)
County Council was hereunto affixed)
the Twenty Fifth Day of March Two Thousand)
and Twenty One in the presence of:-)

11 *June Han*
Director of Legal Services

Number in Seal
Book 2021/258

STATION ROAD

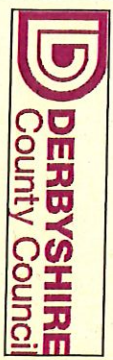
SAWLEY ROAD

Revocation of limited waiting bay.
40 mins no return within 1 hour
Mon - Sat 8am - 6pm

2

2

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PROJECT TITLE

Revocation of
Limited Waiting Bay

DRAWN

R Straw

CHECKED

R Handbury

APPROVED

R Handbury

Date
29/04/2019

Date
29/04/2019

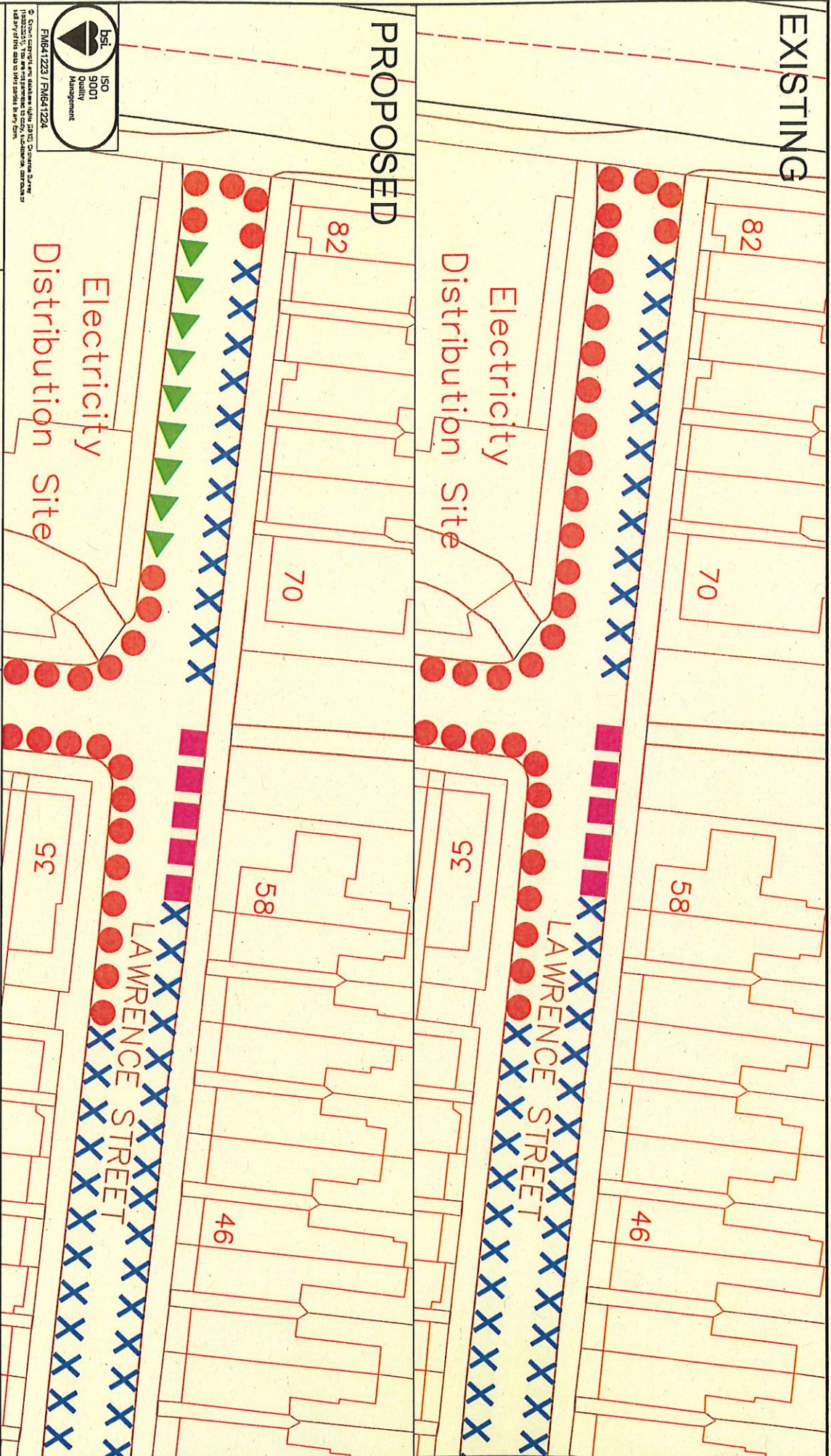
Date
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Project / Confirm

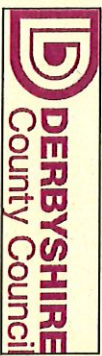
SCALE

EXISTING

PROPOSED



FM641223 / FM641224
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MIKE ASHWORTH
 Strategic Director
 Economic, Transport and Environment

- Existing No waiting at any time (double yellow lines)
- Existing Resident Permit Holders Only Mon - Sat 9am - 5pm
- Existing No waiting Mon - Sat 9am - 5pm (single yellow lines)
- No waiting at any time to be changed to Resident Permit Holders Only. Mon - Sat 9am - 5pm

PROJECT TITLE		
Revocation of DYL Installation of 'Resident Permit Holders Only' bay		
Lawrence Street Long Eaton		
DRAWING TITLE		
DRAWN R Straw	CHECKED R Straw	APPROVED R Handbury
Date 03/06/2019	Date 03/06/2019	Date 03/06/2019
Project / Confirm Reference No.		Confirm Ref 32602784
Drawing Number		HMT/RS/211/19
SCALE		SCALE

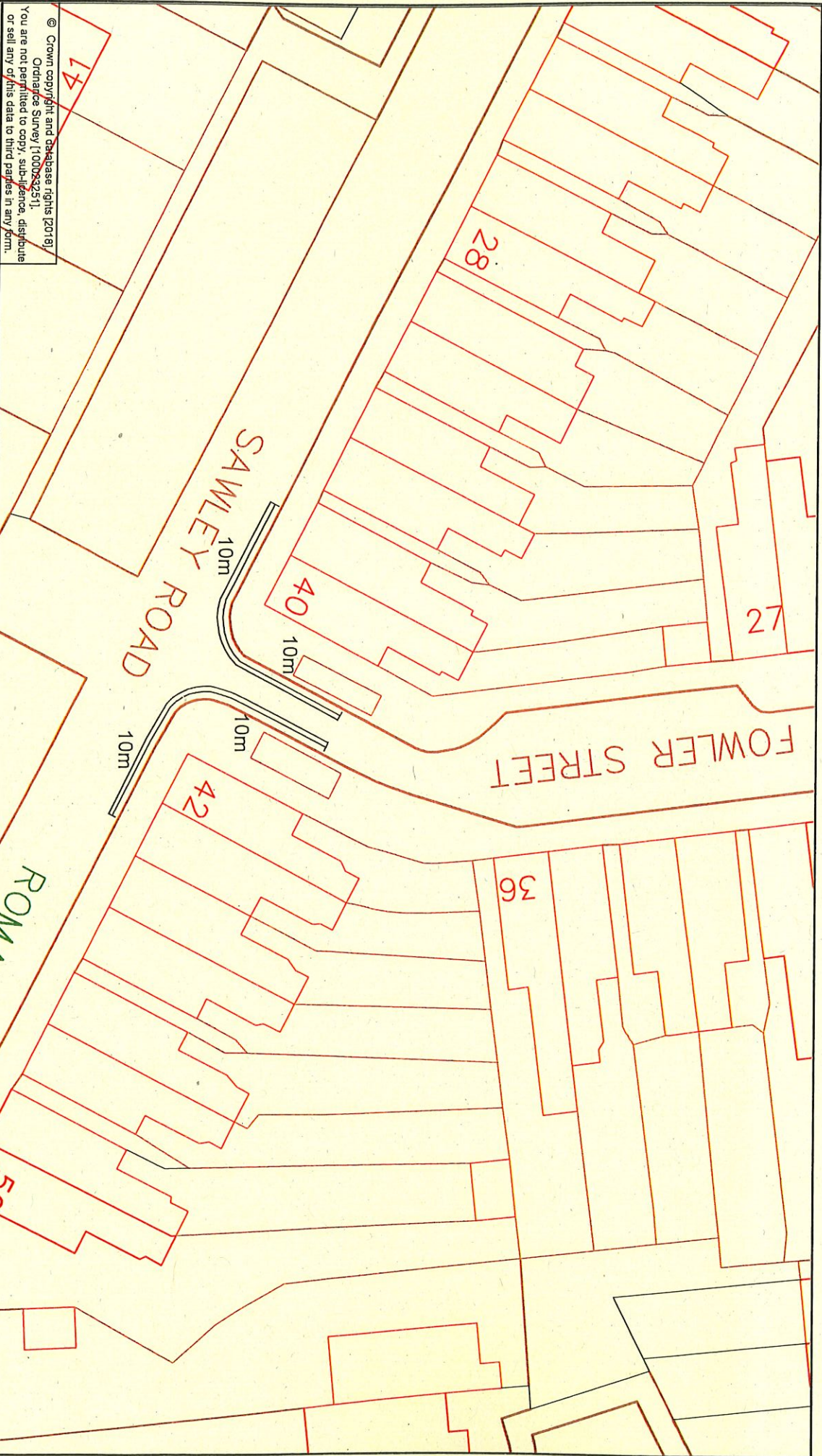
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MIKE ASHWORTH
Strategic Director
Economy, Transport and Environment



BSI
ISO
9001
Quality
Management
FM641223 / FM641224



PROJECT TITLE Proposed No Waiting at any time (double yellow lines)

DRAWING TITLE

Fowler Street and
Sawley Road, Draycott

DRAWN

R STRAW

Date
05_12_2018

CHECKED

R HANDBURY

Date
05_12_2018

APPROVED

R HANDBURY

Date
05_12_2018

Project / Confirm
Reference No. CONFIRM_REF_8225566

SCALE

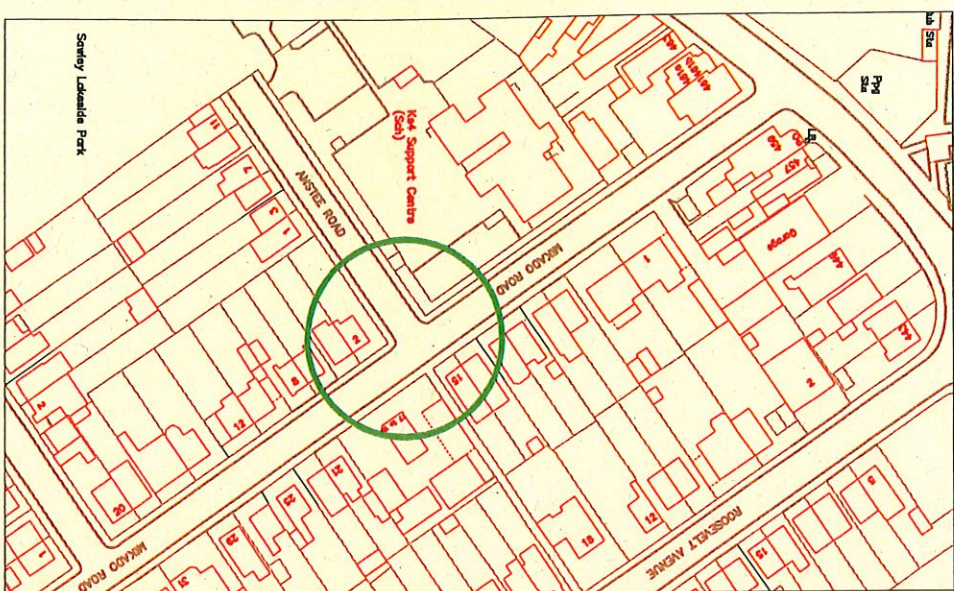
Drawing
Number

HMT/RS/519/18

SCALE

Location Plan

Not to Scale



Scale 1:500

KEY

— No Waiting At Any Time' restrictions (Double Yellow Lines)

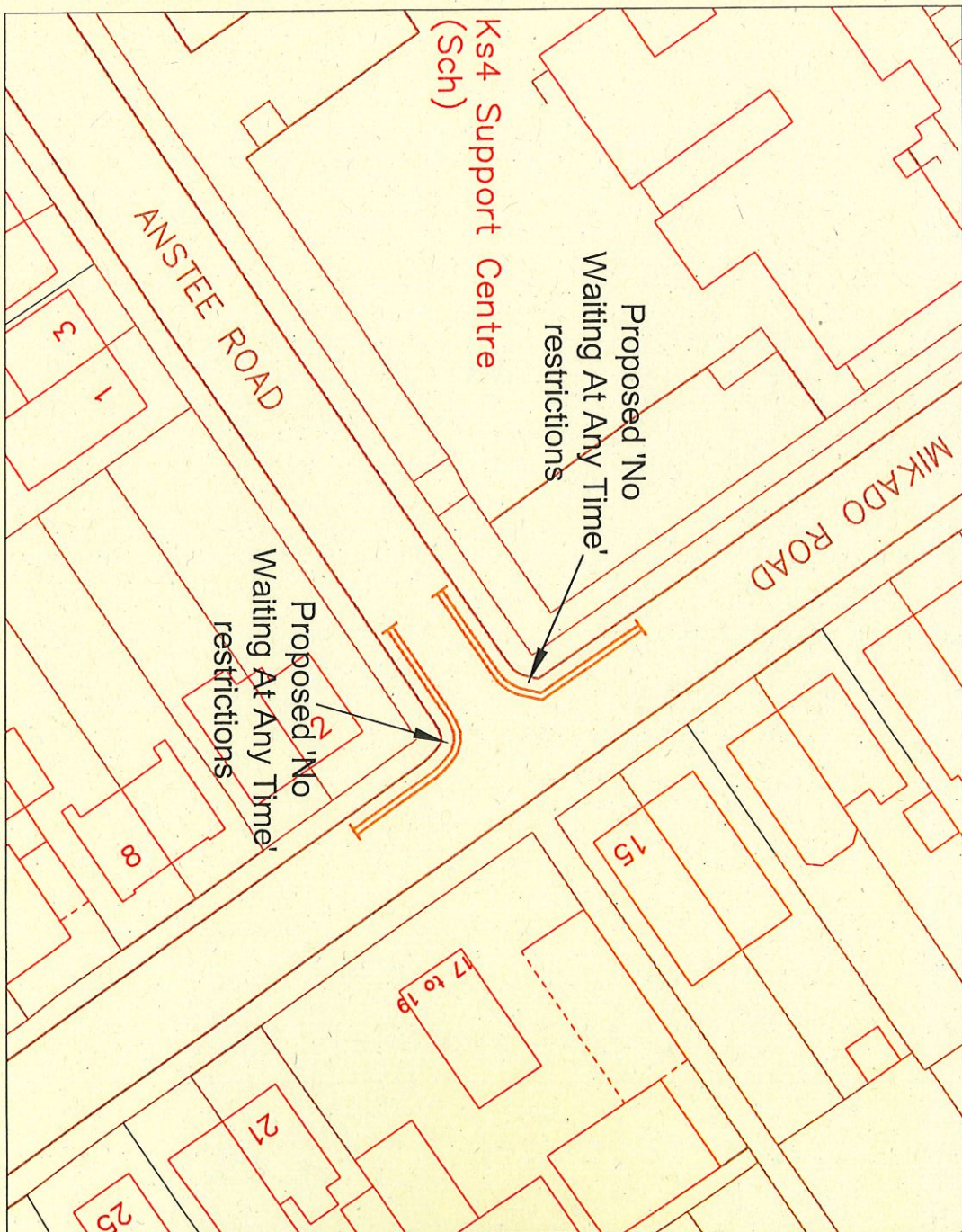
2. This drawing is for the purpose of the proposed scheme. It is not to be used for any other purpose without the written consent of the Council.



FM641223 / FM641224

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Strategic Director
Environment, Transport and Environment

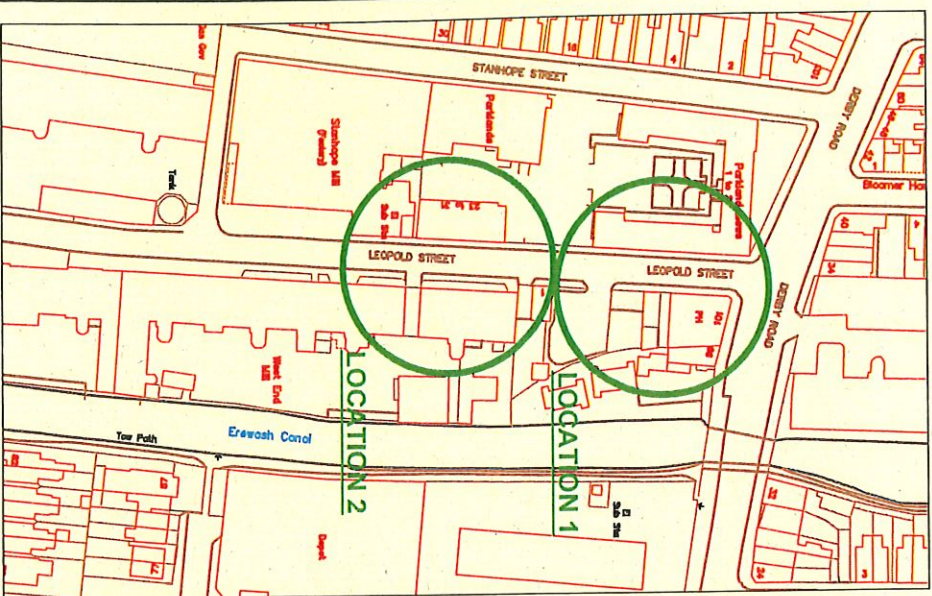
DATE	BY	REVISION	DATE	BY



PROJECT TITLE	Mikado Road junction with Anstee Road	DRAWN	SMP	CHECKED	RH	APPROVED	RH
	Long Eaton	Date	02/05/2019	Date	07/05/2019	Date	07/05/2019
DRAWING TITLE	'No Waiting At Any Time' restrictions	Project / Confirm PMO					
	Location Plan/General Layout	Reference No.					
		Drawing Number	HMT/SMP/148/19				
							SHOWN

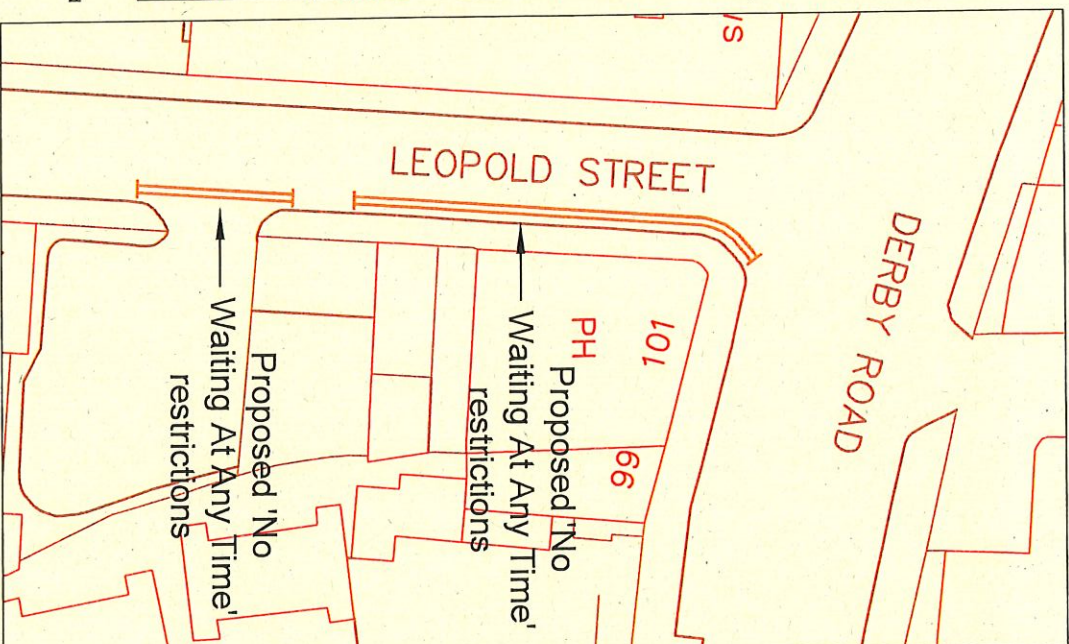
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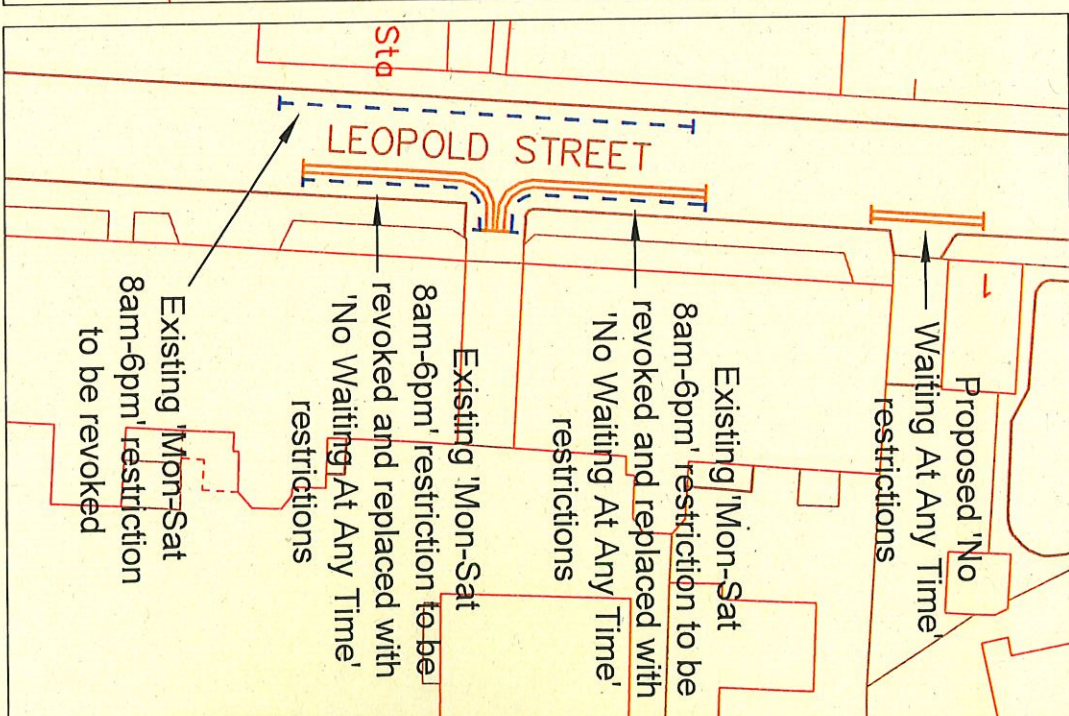
General Layout Location 1

Scale 1:500



General Layout Location 2

Scale 1:500



KEY

- Existing Mon-Sat 8am-6pm restrictions (Single yellow lines) to be revoked
- Proposed 'No Waiting At Any Time' restrictions (Double yellow lines)

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Strategic Director
Economy, Transport and Environment



FM641223 / FM641224

AMENDMENT DETAILS

BY	CHKD	APD	DATE	NO.

PROJECT TITLE

Leopold Street, Long Eaton
Revocation of 'Mon-Sat 8am-6pm' restrictions
Proposed 'No Waiting At Any Time' restrictions

DRAWING TITLE

Location Plan/General Layout

DRAWN

SMP

CHECKED

RH

APPROVED

RH

Date 02/05/2019

Date 07/05/2019

Date 07/05/2019

Project / Confirm PMO

Reference No.

SCALE

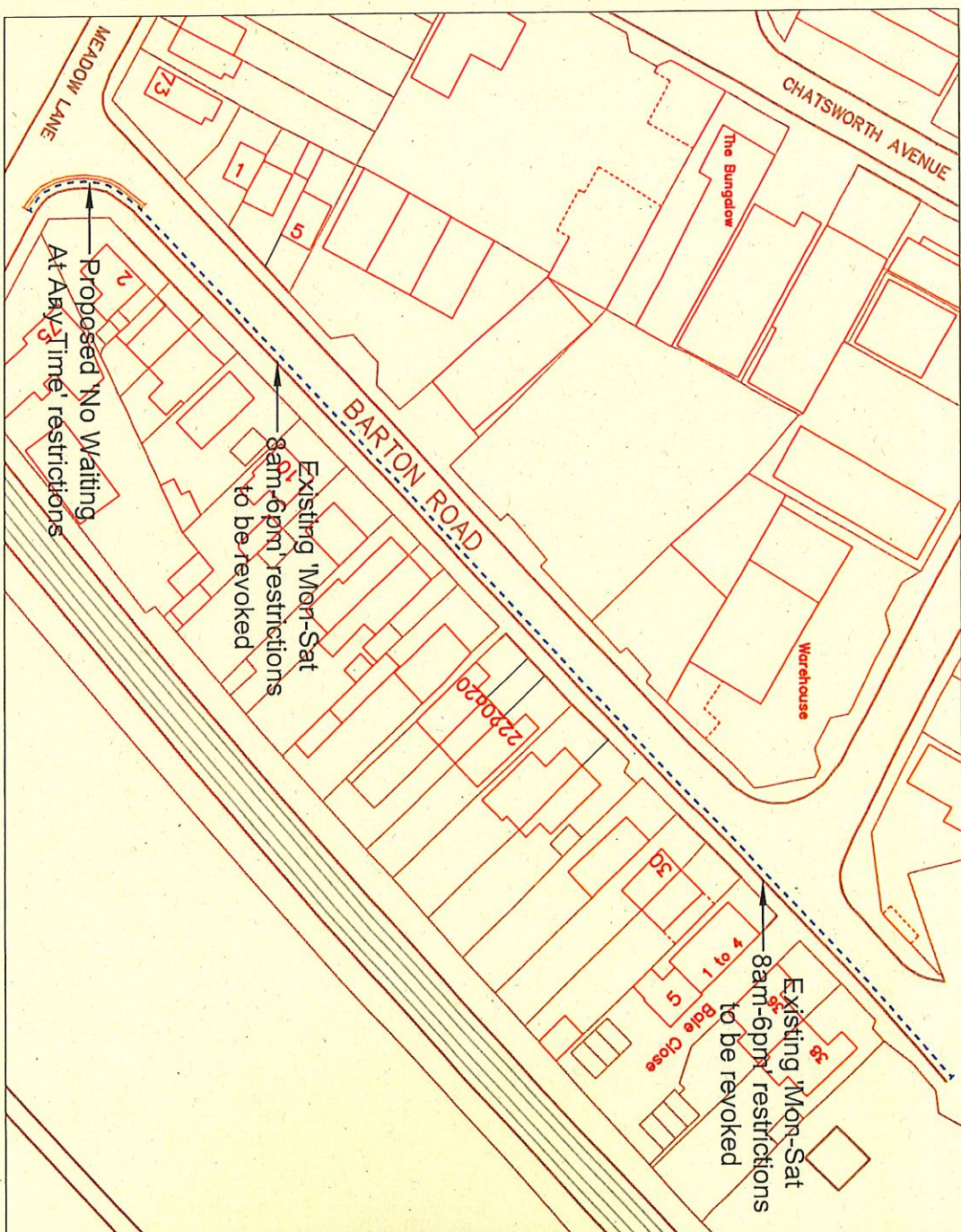
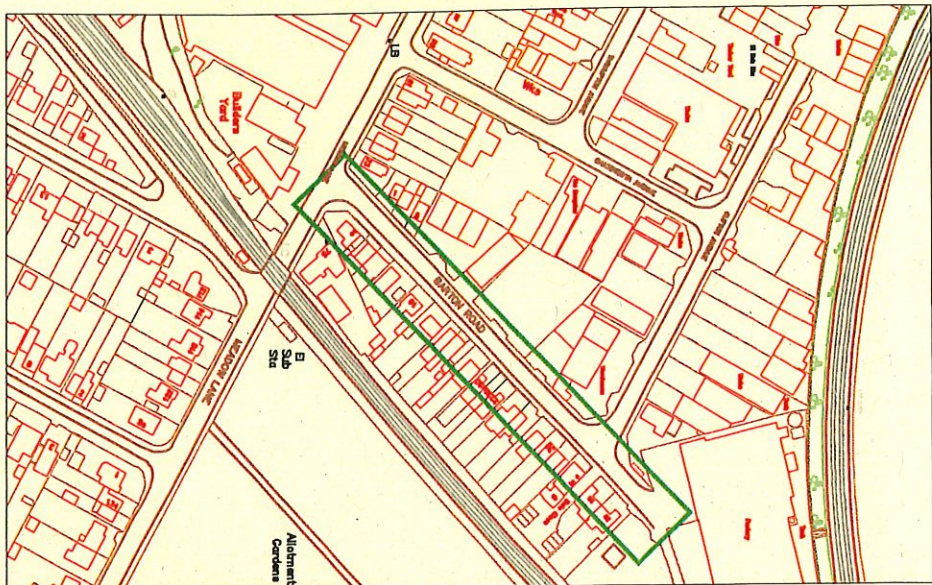
Drawing Number HMT/SMP/149/19

SHOWN

ORIGINAL DRAWING 02/05/2019

Not to Scale General Layout

Scale 1:1000



--- Existing Mon-Sat 8am-6pm restrictions (Single yellow lines)
 Proposed 'No Waiting At Any Time' restrictions (Double yellow lines)

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Economy, Transport and Environment



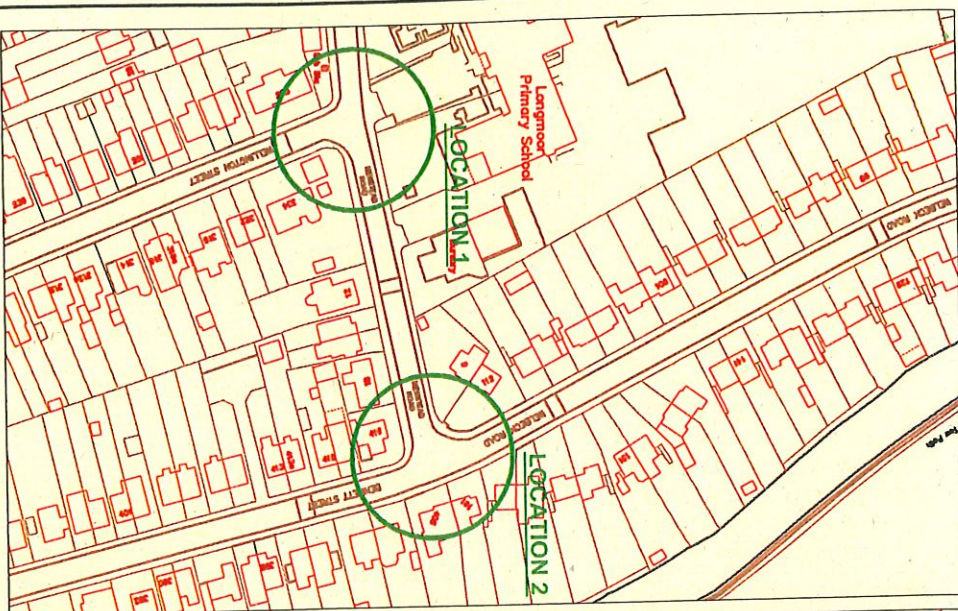
F-M641223 / F-M641224

[illegible]

PROJECT TITLE	Barton Road, Long Eaton		
	Revocation of Mon-Sat 8am-6pm restrictions Proposed 'No Waiting At Any Time' restrictions		
DRAWING TITLE	DRAWN	CHECKED	APPROVED
	SMP	RH	RH
	Date	Date	Date
	02/05/2019	07/05/2019	07/05/2019
DRAWING TITLE	Project / Confirm		SCALE
	Reference No. PMO		
Location Plan/General Layout	Drawing Number	HMT/SMP/150/19	SHOWN

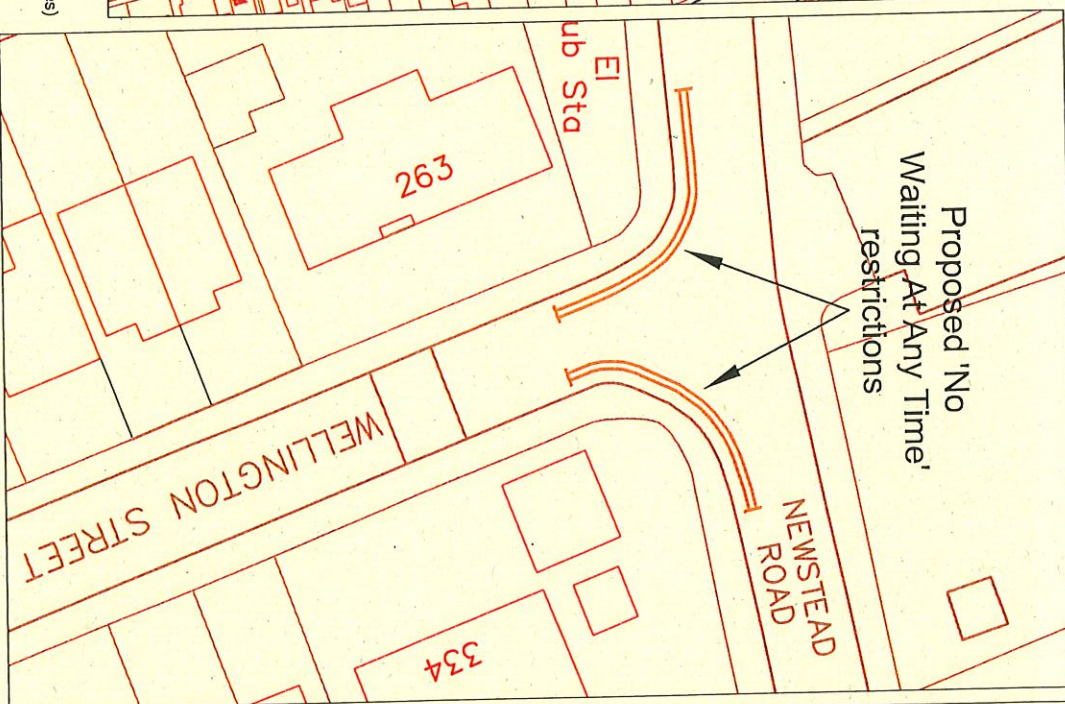
Location Plan

Not to Scale



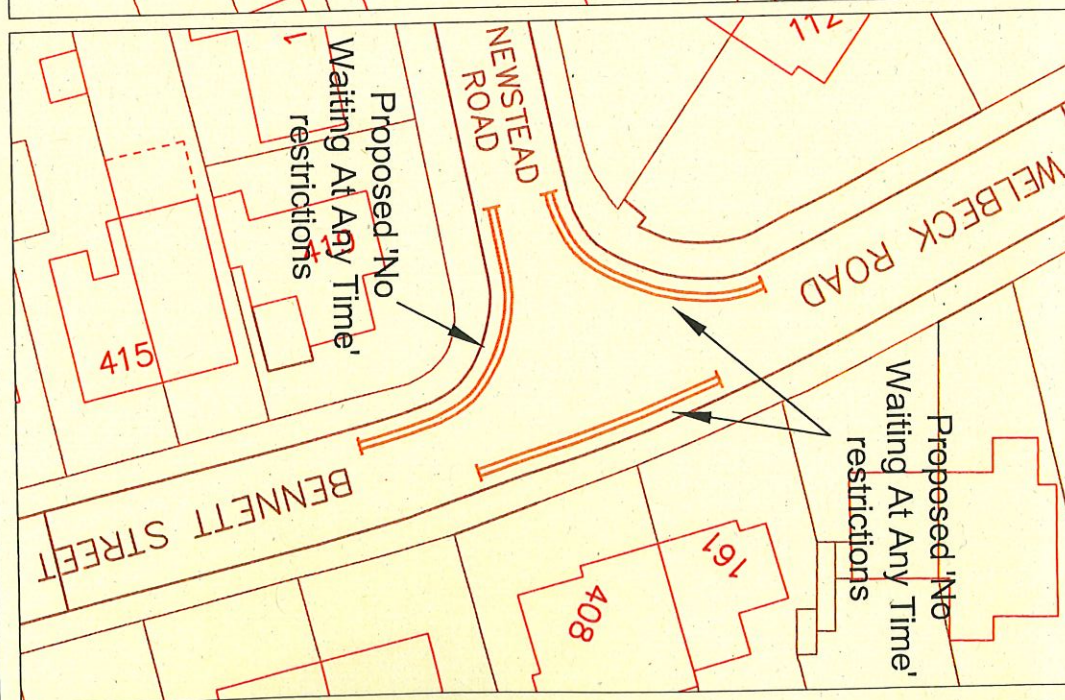
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Scale 1:500



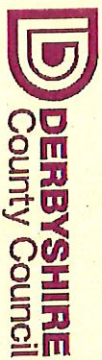
General Layout Location 2

Scale 1:500



KEY

Proposed 'No Waiting At Any Time' restrictions (Double yellow lines)



PROJECT TITLE
Wellbeck Rd, Bennett St, Newstead Rd
& Wellington St, Long Eaton
Proposed 'No Waiting At Any Time' restrictions

DRAWN	CHECKED	APPROVED
SMP	RH	RH
Date 02/05/2019	Date 07/05/2019	Date 07/05/2019
Project / Confirm PMO		
Reference No.		
SCALE		

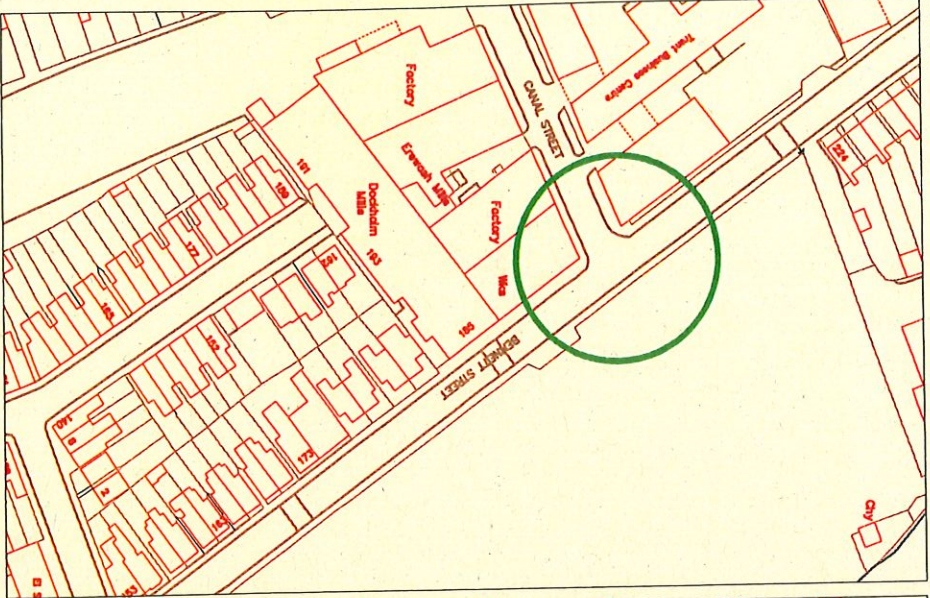
SHOWN

MIKE ASHWORTH

Location Plan

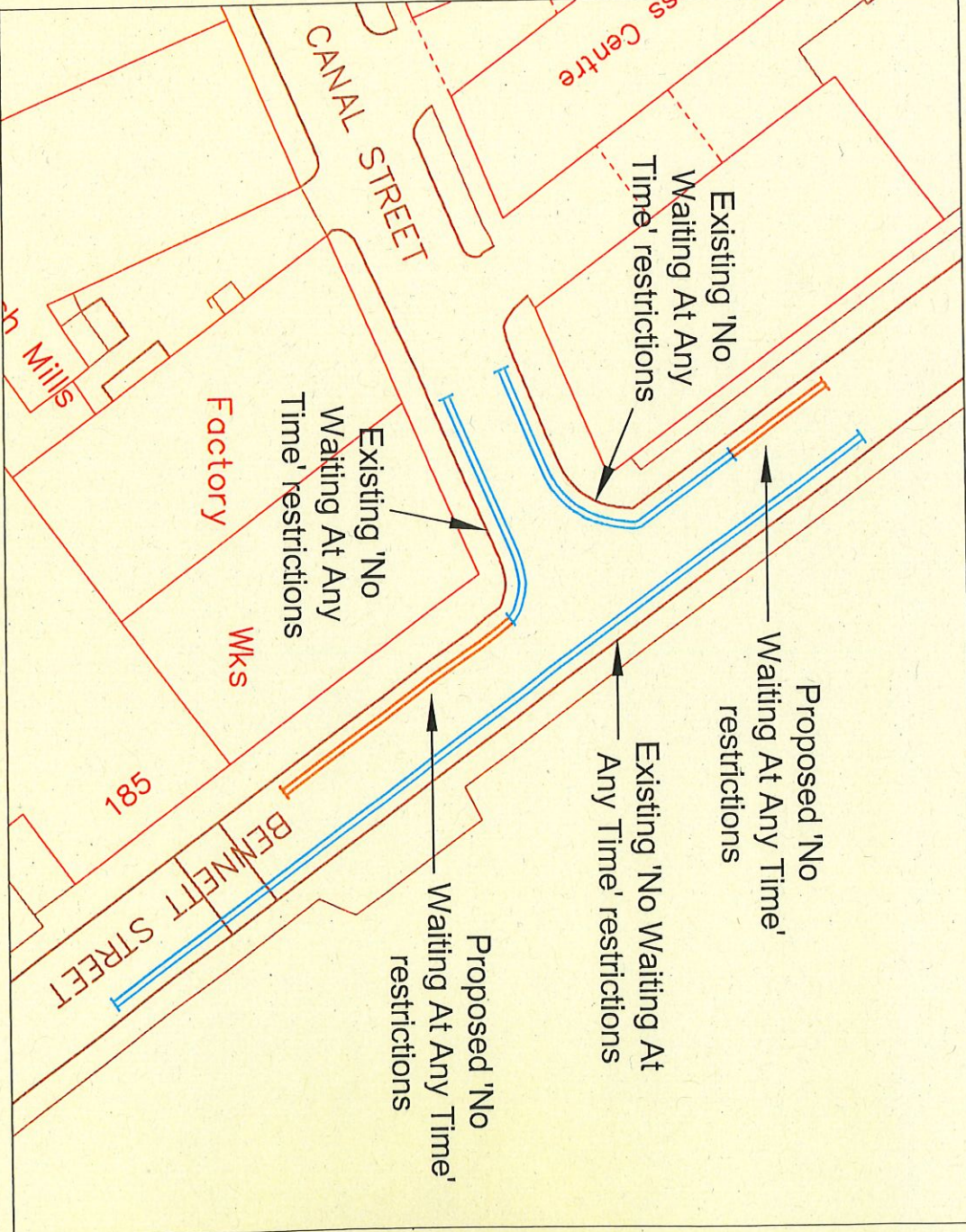
Not to Scale General Layout

Scale 1:500



- KEY**
- Existing 'No Waiting At Any Time' restrictions (Double yellow lines)
 - Proposed 'No Waiting At Any Time' restrictions (Double yellow lines)

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Economy, Transport and Environment



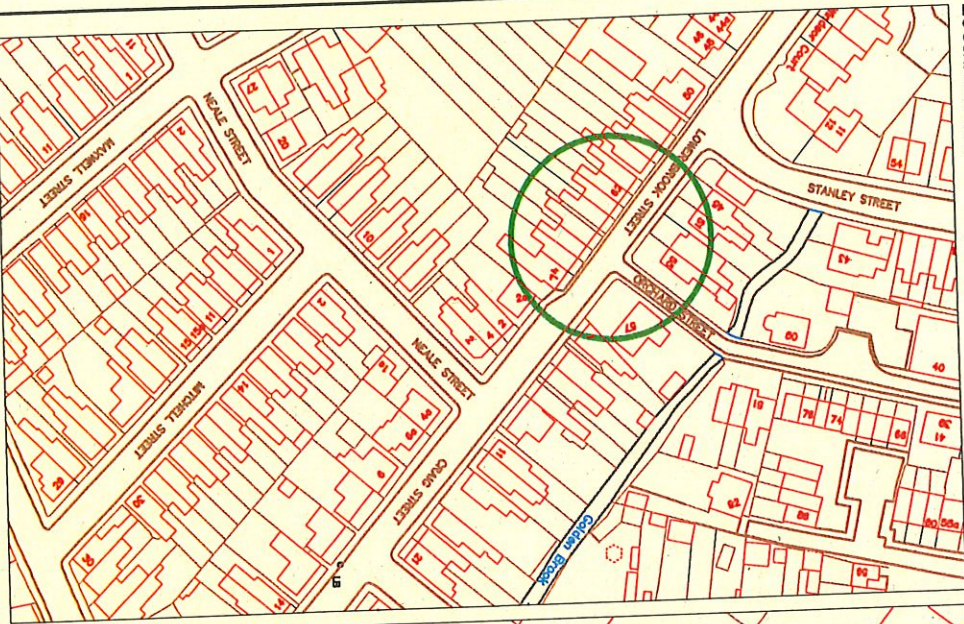
AMENDMENT DETAILS

BY	CHKD	APVD	DATE	NO.

PROJECT TITLE	DRAWN	CHECKED	APPROVED
Bennett St junction with Canal Street Long Eaton	SMP	RH	RH
DRAWING TITLE	Date	Date	Date
Proposed 'No Waiting At Any Time' restrictions	03/05/2019	07/05/2019	07/05/2019
Location Plan/General Layout	Project / Confirm PMO Reference No.		
	Drawing Number HMT/SMP/154/19		
	ORIGINAL DRAWING SIZE 297 x 210 (A1)		
	SCALE		SHOWN

Location Plan

Not to Scale General Layout



Scale 1:500

KEY

--- Proposed 'Mon-Fri 9am-4pm' restrictions (Single yellow lines)

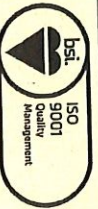
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Economic, Transport and Environment



FM641223 / FM641224

AMENDMENT DETAILS

BY	CHKD	APVD	DATE	NO.

PROJECT TITLE

Lower Brook Street
Long Eaton

Proposed 'Mon-Fri 9am-4pm' restrictions

DRAWING TITLE

Location Plan/General Layout

DRAWN

SMP

CHECKED

RH

APPROVED

RH

Date

03/05/2019

Date

07/05/2019

Date

07/05/2019

Project / Confirm PMO

Reference No.

Drawing Number

HMT/SMP/155/19

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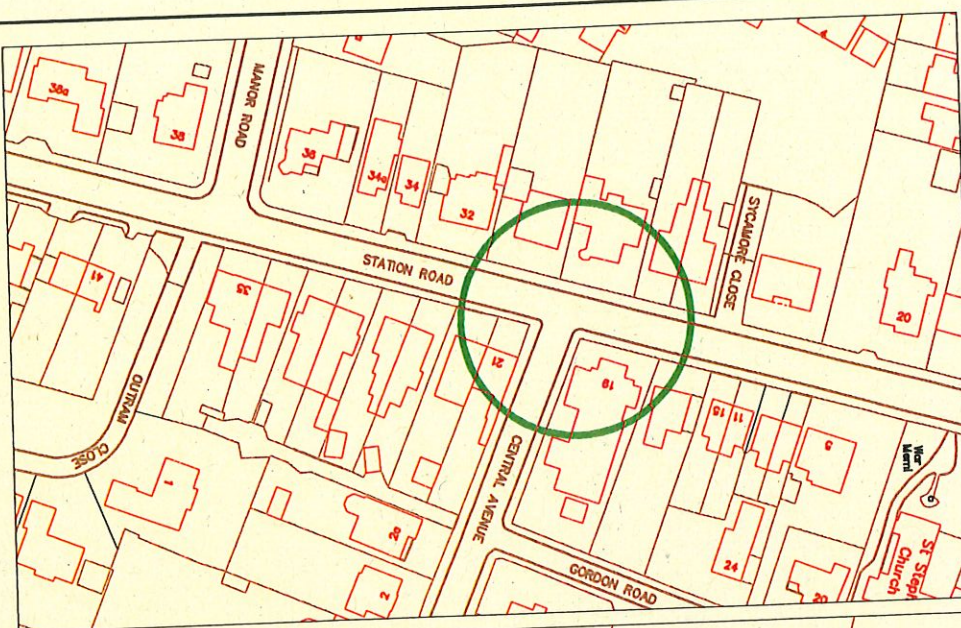
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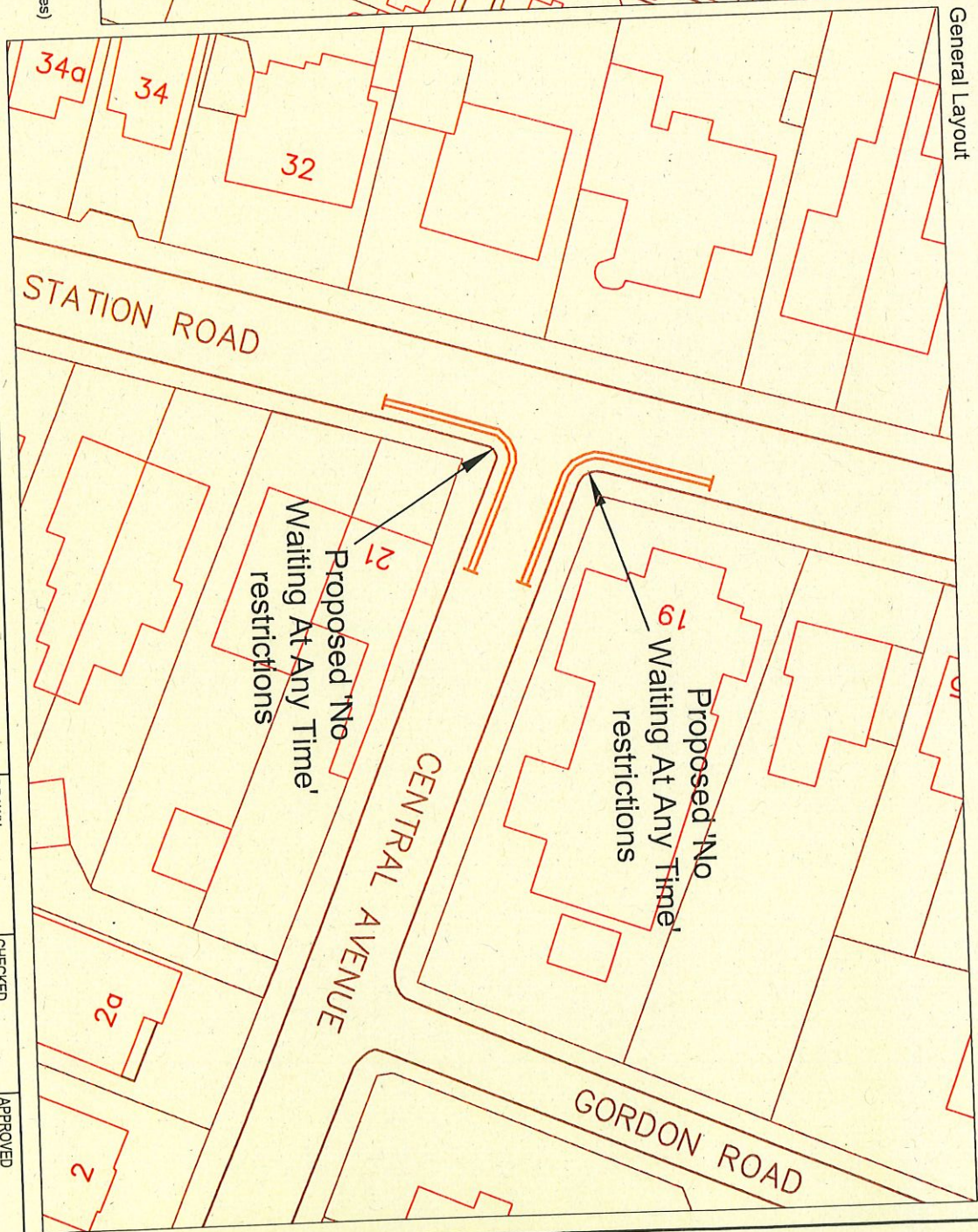
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Location Plan

Not to Scale General Layout



Scale 1:500



STATION ROAD

CENTRAL AVENUE

GORDON ROAD

Proposed 'No Waiting At Any Time' restrictions

Proposed 'No Waiting At Any Time' restrictions

PROJECT TITLE	DRAWN	CHECKED	APPROVED
Station Road junction with Central Drive	SNP	RH	RH
Borrowwash			
Proposed 'No Waiting At Any Time' restrictions	Date 07/05/2019	Date 07/05/2019	Date 07/05/2019
DRAWING TITLE	Project / Confirm PMO		
Location Plan/General Layout	Reference No.		
	Drawing Number		
	HMT/SMP/157/19		
	SCALE		
	SHOWN		