

DATED 31 August 2023

THE DERBYSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

THE DERBYSHIRE COUNTY COUNCIL

**(TIBSHELF, NEWTON & DOE LEA VARIOUS
STREETS)**

(WAITING RESTRICTIONS) ORDER 2023

HELEN BARRINGTON

MATLOCK

Z3394

THE DERBYSHIRE COUNTY COUNCIL
ROAD TRAFFIC REGULATION ACT 1984
(TIBSHELF, NEWTON & DOE LEA VARIOUS
STREETS)
(WAITING RESTRICTIONS) ORDER 2023

The Derbyshire County Council in exercise of its powers under Sections 1,2,4,32,35,35A and Part III and IV of Schedule 9 of the Road Traffic Regulation Act 1984("the Act", The Local Authorities' Traffic Orders (Procedure) England and Wales) Regulations 1996 and all other enabling powers hereby makes the Following Order:-

1 CITATION AND COMMENCEMENT

This Order shall come into operation on the Eleventh day of September Two Thousand and Twenty-three and may be cited as "The Derbyshire County Council (Tibshelf, Newton & Doe Lea Various Streets)(Waiting Restrictions) Order 2023".

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 2 and 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 2 and 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 the Civil Enforcement of Road Traffic Contraventions (Approved Devices, Charging Guidelines and General Provisions) (England) Regulations 2022.

2.25 “PCN” means a Penalty Charge Notice issued or served by a civil enforcement officer pursuant to the provisions of Part 2 of The Civil Enforcement of Road Traffic Contraventions (Approved Devices, Charging Guidelines and General Provisions) (England) Regulations 2022;

‘Discounted Level for a Penalty Charge’ has the same meaning as in The Civil Enforcement of Road Traffic Contraventions (Approved Devices, Charging Guidelines and General Provisions) (England) Regulations 2022

“penalty charge” has the same meaning as in The Civil Enforcement of Road Traffic Contraventions (Approved Devices, Charging Guidelines and General Provisions) (England) Regulations 2022;

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 2 and 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 Places in schedule 2 and 3 attached to this Order;

2.29 Any reference in this Order to any enactment (meaning any act and any subordinate legislation as defined in the Interpretation Act 1978) shall be construed as a reference to that enactment as amended or replaced by any subsequent enactment

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.

3 WAITING RESTRICTIONS

3.1 Save as provided in Article 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 lengths of road specified in Schedule 1 to this Order.

3.2 Save as provided in Article 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 7am and 7pm on Monday - Saturday and on a Sunday between the hours of 9am and 5pm (for longer than 30 minutes (no return within 1 hour) on the lengths of road specified in Schedule 2 to this Order.

3.3 Save as provided in Article 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 7am and 6pm on Monday - Friday (for longer than 30 minutes (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:-

- (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 those Articles.

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 EFFECT OF ORDER

7.1 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.

8 REVOCATIONS OF PREVIOUS ORDERS

8.1 Any permanent Traffic Regulation Orders made prior to this Order, insofar as they relate to parking, loading and waiting restrictions on the lengths of road listed in Schedules to this Order are hereby revoked.

8.2 The Derbyshire County Council Consolidation Order 2016, insofar as it relates to the length of roads listed in Schedules to this order are hereby revoked.

SCHEDULE 1

NO WAITING AT ANY TIME

Wire Lane, Newton

Both Sides - From its junction with Littlemoor Lane in a south-easterly direction for a distance of 8 metres.

Sherwood Street, Newton

West Side - From its junction with Littlemoor Lane in a northerly direction for a distance of 8 metres.

East Side - From its junction with Littlemoor Lane in a northerly direction for a distance of 6.5 metres.

Littlemoor Lane, Newton

South-East Side - From a point 11 metres south-west of its junction with Wire Lane to a point 8 metres north-east of that junction.

From a point 6m south-west of its junction with the access road to Moor Farm Close in a north-westerly direction for a distance of 21 metres

North-West Side - From a point 6 metres south-west of its junction with Sherwood Street to a point 10.5 metres north-east of that junction.

Addison Street, Tibshelf

Both Sides - From its junction with High Street in a north-westerly direction for a distance of 8 metres.

Heathfield Gardens, Tibshelf

Both Sides - From its junction with High Street in a south-easterly direction for a distance of 8 metres.

High Street, Tibshelf

North-West Side - From a point 8 metres south-west of its junction with Waverley Street to a point 8 metres north-east of that junction.

From a point 7 metres south-west of its junction with Addison Street to a point 10 metres north-east of that junction.

From a point 9 metres south-west of its junction with Back Lane to a point 45 metres north-east of that junction.

East Side - From a point 10 metres north of its junction with Staffa Drive to a point 10 metres south of that junction.

South-East Side - From a point 8 metres south-west of its junction with Heathfield Gardens to a point 8 metres north-east of that junction.

From a point 10 metres north-east of its junction with Wetton Lane for a distance of 6 metres in a north-easterly direction.

From a point 5 metres north-east of its junction with Wetton Lane for a distance of 79 metres in a south-westerly direction.

Staffa Drive, Tibshelf

South Side - From its junction with High Street in an easterly direction for a distance of 25 metres.

North Side - From its junction with High Street in an easterly direction for a distance of 15 metres.

Back Lane, Tibshelf

Both Sides - From its junction with High Street in a north-westerly direction for a distance of 9 metres.

Wetton Lane, Tibshelf

North-East Side - From its junction with High Street in south-easterly direction for a distance of 2.5 metres.

South-West Side - From its junction with High Street in south-easterly direction for a distance of 3.5 metres.

Peregrine Way, Tibshelf

Both Sides - From its junction with Doe Hill Lane in south-westerly direction for a distance of 10 metres.

School Access Road, Tibshelf

Both Sides - From its junction with Doe Hill Lane in north-easterly direction for a distance of 15 metres.

Doe Hill Lane, Tibshelf

South-West Side - From a point 8 metres south-east of its junction with Peregrine Way to a point 49 metres north-west of that junction.

North-East Side - From a point 20 metres north-west of its junction with the school access road to a point 43 metres south-east of that junction.

North Street, Doe Lea

Both Sides - From its junction with Mansfield Road in a southerly direction for a distance of 8 metres.

East Street, Doe Lea

Both Sides - From its junction with Mansfield Road in a southerly direction for a distance of 8 metres.

West Street, Doe Lea

Both Sides - From its junction with Mansfield Road in a southerly direction for a distance of 8 metres.

Mansfield Road, Doe Lea

South Side - From a point 45 metres east of its junction with North Street to a point 8 metres west of its junction with East Street.

From a point 8 metres east of its junction with West Street to a point 8 metres west of that junction.

North Side - From a point 6 metres west of its junction with the Depot access No1 to a point 11 metres east of that junction.

From a point 8 metres west of its junction with East Street to a point 8 metres east of that junction.

From a point 7 metres west of its junction with the Depot access No2 in an easterly direction to its junction with the A617 Mansfield Road.

SCHEDULE 2

LIMITED WAITING 30 MINUTES NO RETURN WITHIN 1 HOUR MONDAY – SATURDAY 7AM – 7PM, SUNDAY 9AM – 5PM

Littlemoor Lane, Newton

South-East Side - From a point 8m north-east of its junction with Wire Lane to a point 23 metres north-east of that junction

SCHEDULE 3

LIMITED WAITING 30 MINUTES NO RETURN WITHIN 1 HOUR MONDAY – FRIDAY 7AM – 6PM

High Street, Tibshelf

South-East Side - From a point 5 metres north-east of its junction with Wetton Lane in a north-easterly direction for a distance of 5 metres.

As shown for illustration purposes only on the attached plan.

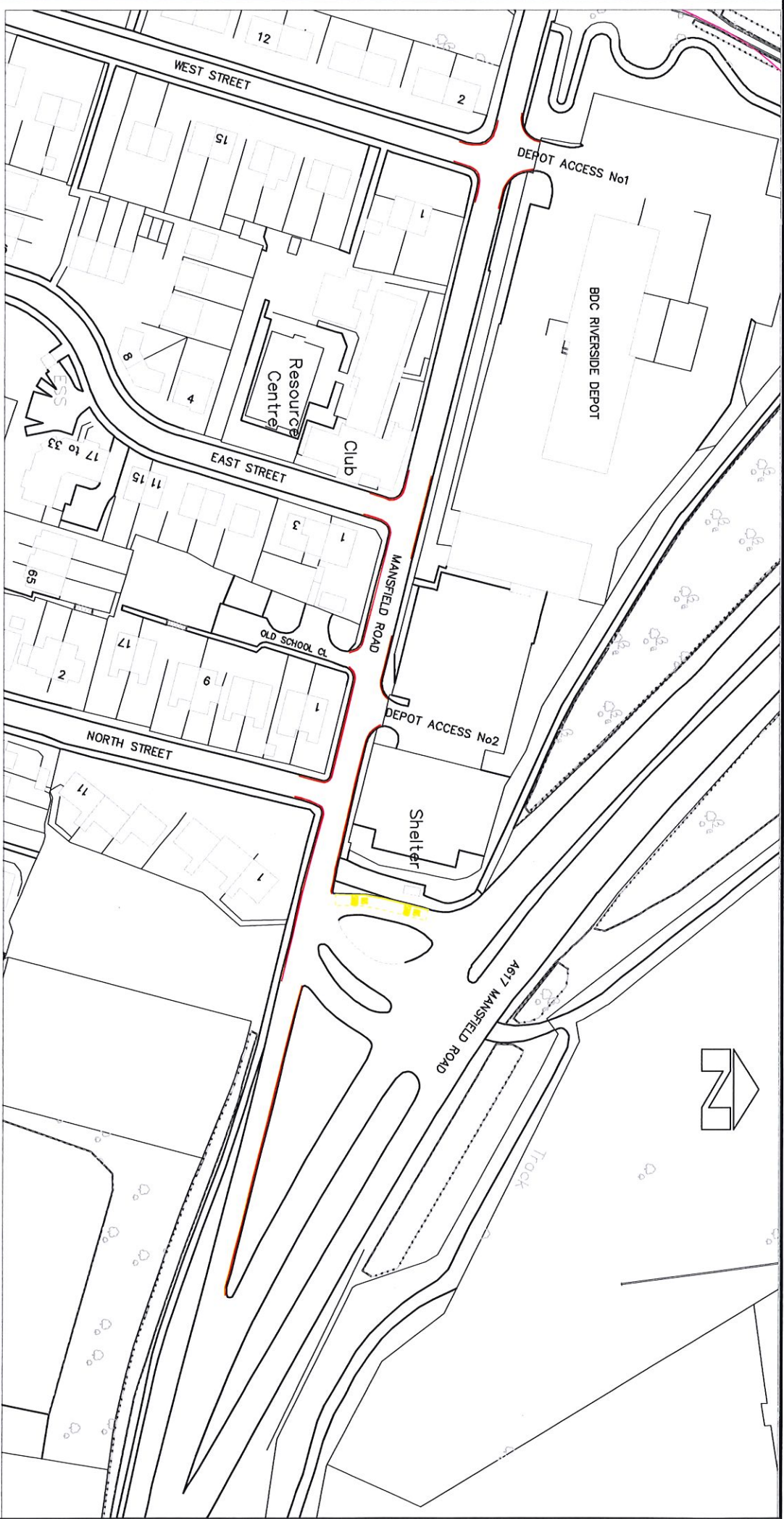
THE COMMON SEAL of the Derbyshire)
County Council was hereunto affixed)
the Thirty-first day of August Two Thousand)
and Twenty-three in the presence of:-)



Director of Legal Services

Number in Seal
Book

2023/1184



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FW641223 / FW641224



CHRIS HENNING
Executive Director
Place

Proposed No Waiting at any Time
Double Yellow Line Parking Restrictions

Double Yellow Line Restrictions added at West Street
and BDC Riverside Depot access road junctions onto
Mansfield Road

AMENDMENT DETAILS

BY CHMD APVD DATE NO
SMD BC BC 10/3/2023 A

PROJECT TITLE

NORTH STREET, WEST STREET, EAST STREET
MANSFIELD ROAD
DOE LEA

DRAWING TITLE

TRO CONSULTATION
DRAWING

DRAWN

S.DUNGWORTH

CHECKED

B.GOULD

APPROVED

B.GOULD

Date

10/03/2023

Date

10/03/2023

Date

10/03/2023

Project / Confirm

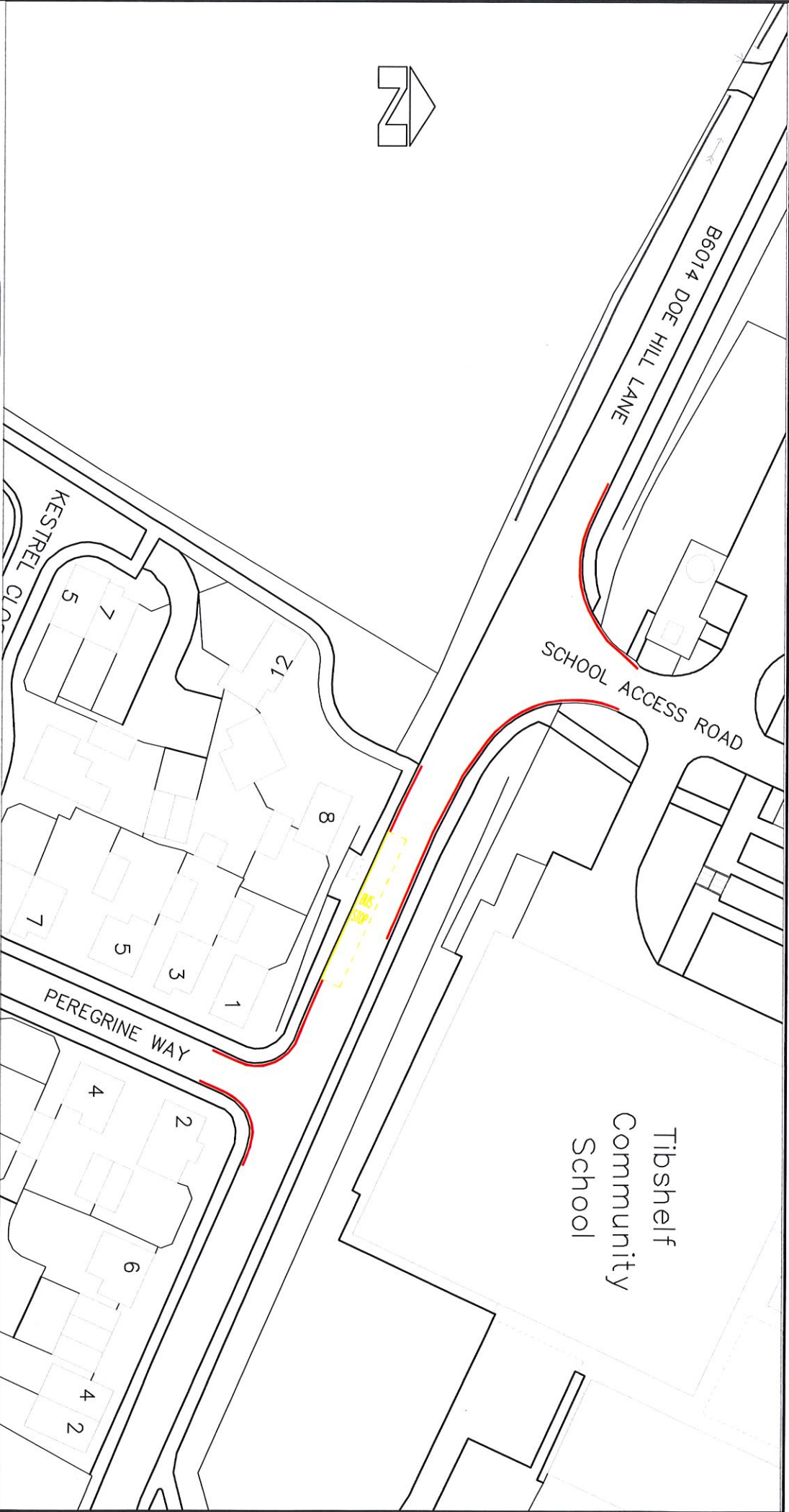
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FM641223 / FM641224



CHRIS HENNING
Executive Director
Place

Proposed No Waiting at any Time
Double Yellow Line Parking Restrictions



AMENDMENT DETAILS

BY CHMD APVD DATE NO.

PROJECT TITLE

B6014 DOE HILL LANE
TIBSHELF

DRAWING TITLE

TRO CONSULTATION
DRAWING

DRAWN

S.DUNGWORTH

CHECKED

B.GOULD

APPROVED

B.GOULD

Date

15/02/2023

Date

17/02/2023

Date

17/02/2023

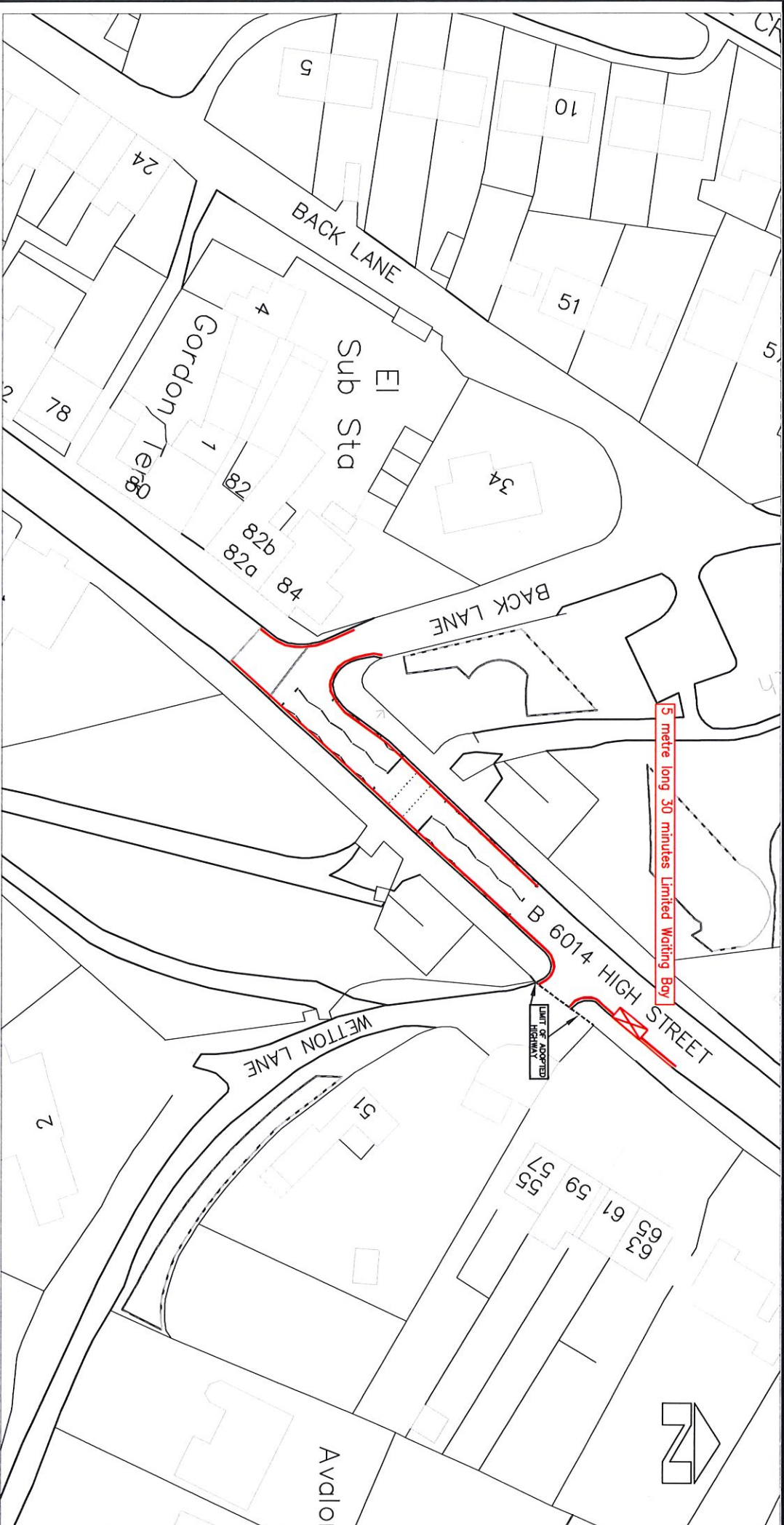
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CHRIS HENNING
Executive Director
Place

Proposed No Waiting at any Time
Double Yellow Line Parking Restrictions

Limited time waiting bay operating Mon-Fri 7am-6pm



Waiting Bay Added o/s stop
Adopted Highway Limit Signs for Wetton Lane
Double Yellow Line Restrictions extended to include Wetton Lane

SMD	BG	BG	25/2023	C
SMD	BG	BG	34/2023 <td>B</td>	B
SMD	BG	BG	20/3/2023 <td>A</td>	A

AMENDMENT DETAILS

BY	CHKD	APVD	DATE	NO.

PROJECT TITLE

B6014 HIGH STREET
BACK LANE
TIBSHELF

DRAWING TITLE

TRO CONSULTATION
DRAWING

DRAWN

S.DINGWORTH

CHECKED

B.GOULD

APPROVED

B.GOULD

Date

20/03/2023

Date

20/03/2023

Date

20/03/2023

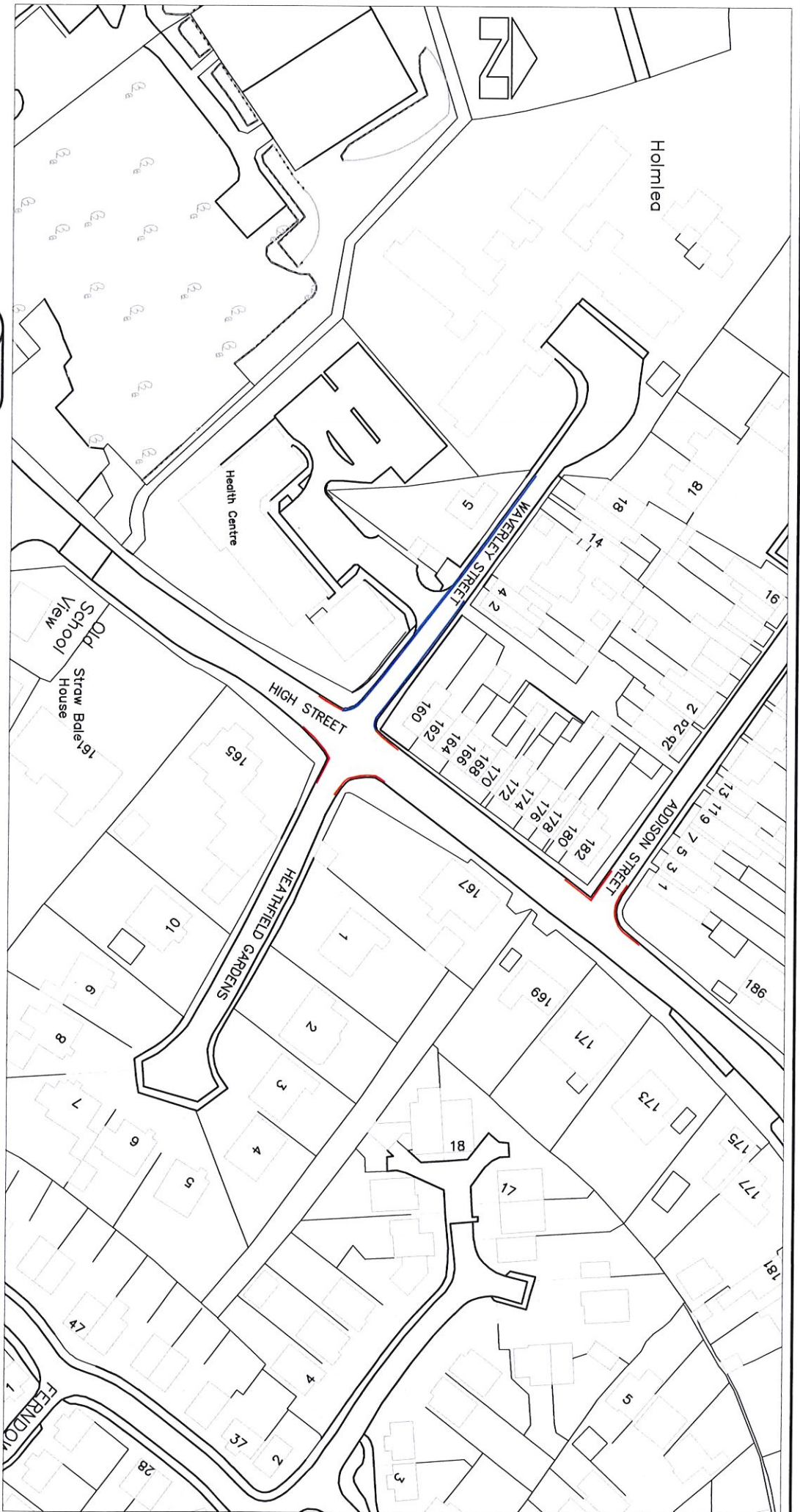
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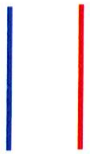


FM641223 / FM641224



CHRIS HENNING
Executive Director
Place

Proposed No Waiting at any Time
Double Yellow Line Parking Restrictions
Existing No Waiting any Time
Double Yellow Line Parking Restrictions



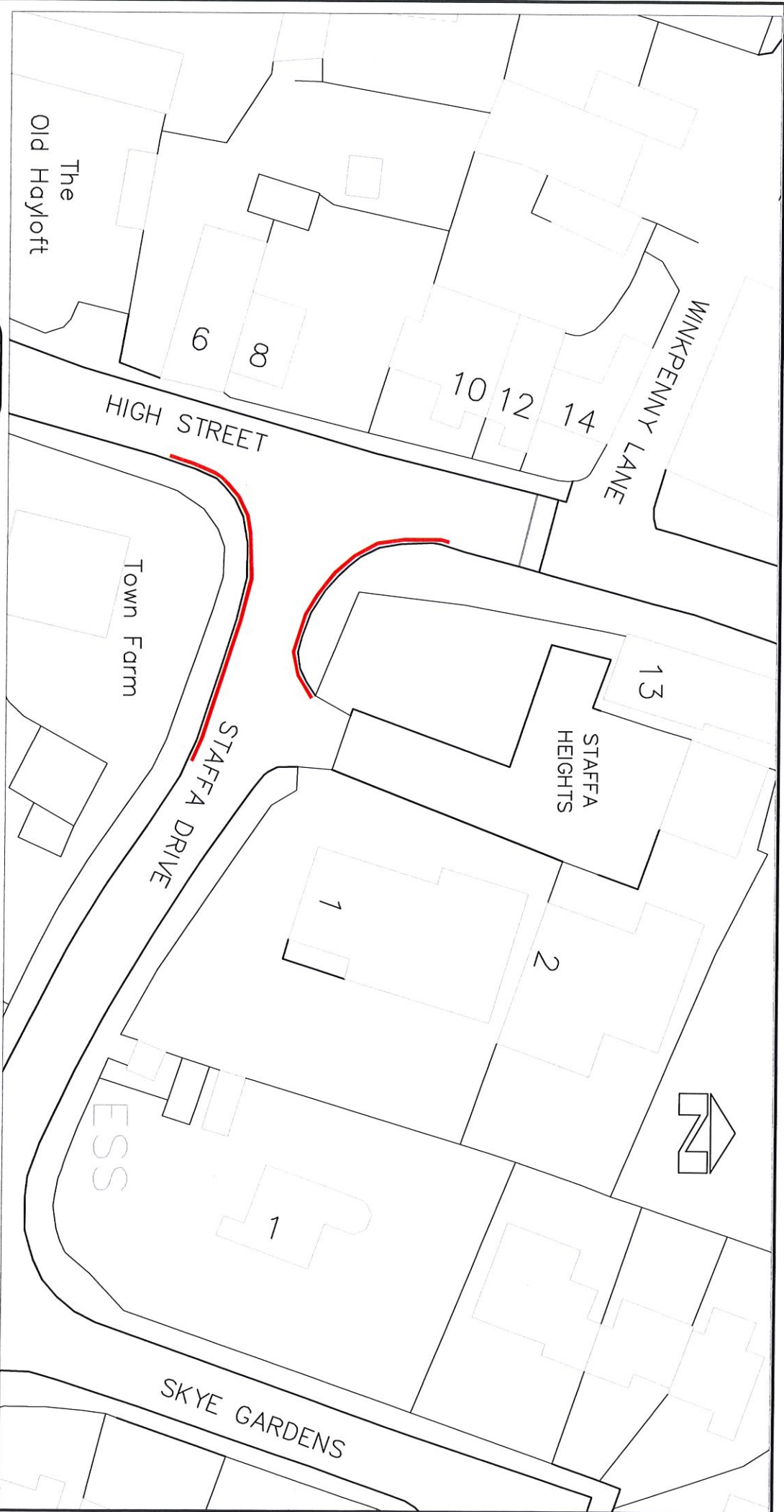
AMENDMENT DETAILS

BY CHHO APVD DATE NO.

PROJECT TITLE
B6014 HIGH STREET
WAVERLEY STREET - ADDISON STREET
KING STREET - HEATHFIELD GARDENS
TIBSHELF

TRO CONSULTATION
DRAWING

DRAWN	CHECKED	APPROVED
S.DUNGWORTH	B.GOULD	B.GOULD
Date 15/02/2023	Date 17/02/2023	Date 17/02/2023
Project / Confirm Reference No.		
Drawing Number HMTT/SMD/59/23		SCALE NTS
ORIGINAL DRAWING SIZE 297 x 210 (A4)		



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FM641223 / FM641224



CHRIS HENNING
Executive Director
Place

Proposed No Waiting at any Time
Double Yellow Line Parking Restrictions



AMENDMENT DETAILS	BY CHKD APVD DATE NO.
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PROJECT TITLE		DRAWN		CHECKED		APPROVED	
B6014 HIGH STREET STAFFA DRIVE TIBSHELF		S.DJUNGWORTH		B.GOULD		B.GOULD	
DRAWING TITLE		Date		Date		Date	
TRO CONSULTATION DRAWING		05/04/2023		06/04/2023		06/04/2023	
Project / Confirm Reference No.		Drawing Number		SCALE		NTS	
		HMTT/SMD/186/23					
ORIGINAL DRAWING SIZE: 577 x 210 (A4)							



Littlemoor



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CHRIS HENNING
Executive Director
Place

Proposed No Waiting at any Time
Double Yellow Line Parking Restrictions
Proposed Limited Time Waiting Bay
Monday – Saturday 7am to 7pm and Sunday 9am to 5pm
30 minutes no return within 1 hour

Double yellow lines extended at North side of Littlemoor Lane junction with Sherwood Street.
Double yellow lines reduced at Wire Lane junction
Limited Time Waiting Bay added outside shop

AMENDMENT DETAILS

BY CHND APVD DATE NO.

PROJECT TITLE

SHERWOOD STREET - WIRE LANE
LITTLEMOOR LANE
NEWTON

DRAWING TITLE

TRO CONSULTATION
DRAWING

DRAWN

S.DUNGWORTH

CHECKED

B.GOULD

APPROVED

B.GOULD

Date

16/03/2023

Date

16/03/2023

Date

16/03/2023

Project / Confirm
Reference No.

Drawing
Number

HMT/SM/D/58/23.REVA

SCALE

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