



Dorset County Council

Environment and the Economy

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The Borough of Weymouth and Portland (Waiting Restrictions) (Consolidation) Order 2011 (as amended) (Amendment No. 3, Order 2017), Avalanche Road, Weymouth and Portland – Disabled Parking Bay

File Ref: 2273-1-42

Director for Environment and the Economy Mike Harries



The Borough of Weymouth and Portland (Waiting Restrictions) (Consolidation) Order 2011 (as amended) (Amendment No. 3, Order 2017), Avalanche Road, Weymouth and Portland – Disabled Parking Bay

Dorset County Council being the Highway Authority in exercise of its powers under the Road Traffic Regulation Act 1984 ('the Act') and the Traffic Management Act 2004 and the Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996 and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act hereby make the following Order:-

1. (1) In this Order:-

"disabled person" means a disabled person of a description prescribed by Regulation 4 of the Disabled Persons (Badges for Motor Vehicles) Regulations 2000;

"disabled person's badge" has the same meaning as in Regulation 11 of the Disabled Persons (Badges for Motor Vehicles) Regulations 2000;

"disabled person's vehicle" has the same meaning as in the Local Authorities Traffic Orders (Exemptions for Disabled Persons) (England and Wales) (Amendment) Regulation 2000.

(2) For the purpose of this Order a vehicle shall be regarded as displaying:-

(a) a disabled person's badge in the relevant position, when:-

(i) in the case of a vehicle fitted with a front windscreen, the badge is exhibited thereon with the obverse side facing forwards on the near side of and immediately behind the windscreen;

(ii) in the case of a vehicle not fitted with a front windscreen, the badge is exhibited in a conspicuous position on the front or near side of the vehicle;

Any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order.

2. 'The Borough of Weymouth and Portland (Waiting Restrictions) (Consolidation) Order 2011' is directly affected by this Order in that it is an amendment to the 2011 Order.

3. Save as provided in Article 4 of this Order, no person shall, except upon the direction or with the permission of a police constable in uniform or civil enforcement officer in uniform cause or permit any vehicle other than a vehicle displaying a disabled persons badge issued by a local authority or an invalid carriage as defined in Section 136(5) of the Act of 1984 and situated wholly within the disabled parking bay allocated for such purpose to wait at any time in the length of road specified in Schedule 7.5(i) to this Order.

4. (1) Nothing in Article 3 of this Order shall render it unlawful to cause or permit any vehicle to wait in the lengths of roads 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 length of road;
 - (iv) the laying, erection, alteration or repair in, or on land adjacent to the said length of road of any sewer or any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in Schedule 2 to the Telecommunications Act 1984 (Chapter 12).
- (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 to be used for the purpose of delivering or collecting postal packets as defined in Section 125 of the Postal Services Act 2000;
- (e) the vehicle to be used for fire brigade, ambulance or police emergency purposes.

5. The restriction imposed by this Order shall be in addition to and not in derogation from any restrictions or requirements imposed by any regulations made or having effect as if made under the Act of 1984 or by or under any other enactment.

6. This Order may be cited as 'The Borough of Weymouth and Portland (Waiting Restrictions) (Consolidation) Order 2011 (as amended) (Amendment No.3, Order 2017), Avalanche Road, Weymouth and Portland – Disabled Parking Bay' and shall come into operation on the 7th day of July 2017.

Dated this 16th day of June 2017

The Common Seal of the Dorset
County Council was affixed
hereunto in the presence of:-

Zorabhai Nani

Authorised Signatory



SCHEDULE 7.5(i)

**DESIGNATED PARKING SPACES FOR THE PARKING OF DISABLED PERSONS'
VEHICLES ONLY**

Location	Description
Portland, Avalanche Road	On the south-western side from a point 2 metres north-west of the boundary between numbers 91 and 93 Avalanche Road in a south-easterly direction for a distance of 13 metres.

