

The County of Dorset (Weymouth Relief Road Scheme) Clearway Order

Dorset County Council in exercise of powers under Sections 1(1) and (2), 2(1) to (3) and 3(2) of the Road Traffic Regulation Act 1984 ('the Act of 1984') and of the Traffic Management Act 2004 and of Part IV of Schedule 1 of the Act and of Regulation 21 of Part IV of The Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996 ("Regulations 1996") and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with statutory requirement and in compliance with the Regulations 1996, hereby make the following Order.

1. "carriageway" means a way contributing 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;

"main carriageway" means any carriageway used primarily by through traffic, but excludes any lay-by;

"verge" means any part of a road which is not a carriageway.

2. Save as provided in Article 3 of this Order, no person shall, except upon the direction or with the permission of a police constable in uniform cause or permit any vehicle to wait in the main carriageways specified in the Schedule to this Order.

3. Nothing in Article 2 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) 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 roads;
- (iv) the laying, erection, alteration or repair in, or on land adjacent to the said lengths 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).

- (b) 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;

- (c) 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;

- (d) the vehicle to take in petrol, oil, water or air from any garage situated on or adjacent to the said lengths of roads;
 - (e) the vehicle to be used for fire brigade, ambulance or police purposes;
 - (f) the vehicle being used by or on behalf of a local authority for so long as may be necessary for the collection of household refuse from, or the clearing of cesspools at premises adjacent to the road including or comprising that carriageway:
 - (g) the vehicle waiting so long as it may be necessary for any gate or other barrier at the entrance to premises to which the vehicle requires access or from which it has emerge to be opened or closed:
 - (h) the vehicle when the person in control of the vehicle:-
 - (i) is required by law to stop
 - (ii) is obliged to stop in order to avoid an accident
 - (iii) is prevented from proceeding by circumstance outside his control and it is not reasonably practicable for him to drive or move the vehicle to a place not on any main carriageway of a road specified in the Schedule;
 - (i) The Dorset Road Safe Partnership to carry out their duties and responsibilities;
 - (j) Civil Enforcement Officers to carry out their duties and responsibilities.
4. Nothing in Article 2 shall render it unlawful to cause or permit a public service vehicle, whilst operating as a local service, to wait in those areas indicated as bus stops for reasons other than to enable persons to board or alight (e.g. crew relief points, termination points, bus timing or layover area).

This Order may be cited as 'The County of Dorset (Weymouth Relief Road Scheme) Clearway Order' and shall come into operation on the 1st day of December 2010.

Dated this day of 2010

Executed as a Deed and the Common Seal
of the Dorset County Council was affixed
hereunto in the presence of:-

Authorised Signatory

SCHEDULE

CLEARWAY

Location	Description
A354 Dorchester Road and Weymouth Relief Road	For its entire length between its junctions with A35(T) to the north and A354 Weymouth Way to the south to include the on and off slip roads at Lower Bincombe
Littlemoor Road	From its junction with Bincombe Bump roundabout in a south-easterly direction to a point 68 metres west of its eastern junction with Louviers Road
Mercery Road	From its junction with the Harriers' roundabout in a south-westerly direction for a distance of 151 metres
Link Road from Weymouth Relief Road to Littlemoor Road	For its entire length
Link Road from Weymouth Relief Road to Harriers' roundabout	For its entire length
Access Road from Harriers' roundabout to Mount Pleasant Park and Ride	From its junction with Harriers' roundabout in an easterly direction for a distance of 55 metres