



**THE COUNTY COUNCIL OF DURHAM  
(SEAHAM)  
(PARKING & WAITING RESTRICTIONS) CONSOLIDATION NO. 1 ORDER 2015  
(AMENDMENT NO. 1) ORDER 2015**

The County Council of Durham ("the Council") in exercise of their powers under Sections 1, 2, 4, 32 & 35 and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984, as amended ("the Act") and Part 6 of the Traffic Management Act 2004, as amended 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:-

**General**

- 1. This Order may be cited as The County Council of Durham (Seaham) (Parking & Waiting Restrictions) Consolidation No. 1 Order 2015 (Amendment No. 1) Order 2015 and shall come into operation on 21<sup>st</sup> September 2015.

**Amendments**

- 2. The under-noted amendments have been made to the following Order:

The County Council of Durham (Seaham) (Parking & Waiting Restrictions) Consolidation No. 1 Order 2015

4/198

**Purpose of Amendments**

The following brief synopsis of amendments should be viewed in conjunction with the plans identified within the Schedules to the above Order, however the plan(s) should prevail in the event of any discrepancy:

- (A) Introduction of a No Waiting At Any Time restriction on Queen Alexandra Road on the north east side directly opposite the junction of Maglona Street for approx. 15 metres; Plan FB161 refers.

**ARTICLES**

Articles 6, 7, 8, 9, 10(3), 11(4) – reference to Article 15 has been removed and reference to Article 19 inserted.

Article 11 – Disabled Badge Holders Only has been renumbered as Article 12 to correct previous administrative error in the numbering.

New Articles 13 and 14 have been inserted which read:

**Designation and use of Parking Places and Loading Bays**

- 13. (1) Each area of highway identified in Schedules 5, 6 and 7 to this Order are hereby designated as restricted bays for the use of parking or loading as set out in Articles 10, 11 and 12 to this Order and apply on such days and during such hours as identified on the individual plans detailed in Schedules 5, 6 and 7.
- (2) The number and situation of parking places and loading bays may be determined by the Council and the limits of each restricted bay shall be indicated by the Council by appropriate traffic signs and surface markings.

14. The Council may:-

- (a) install, in such positions on or in the vicinity of a parking place, as they may think fit, such ticket machines as are required by this Order for the purposes of that parking place; and
- (b) carry out such other work as is authorised by this Order or is reasonably required for the purposes of the satisfactory Operating of a parking place.

Previous Article 13 has been renumbered to Article 15.

A new Article 16 has been inserted which reads:

#### **Class and position of Vehicle**

16. (1) No person shall cause or permit any vehicle, other than the permitted classes of vehicles, to use the parking places identified in Articles 10, and 12 and 13 or as specified in Schedules 5, and 6 and 7 to this order;
- (2) Every vehicle left in a parking place, specified in Articles 10, and 11 and 12 of this Order, shall stand so that every part of the vehicle is wholly within the limits of the parking place or any parking bay within a parking place AND in those cases in which special provision is made in Schedules 5, and 6 and 7 of this Order, in accordance with those provisions;
- (3) No person shall cause or permit any vehicle, unless so approved by an enforcement officer or civil enforcement officer, to wait or park in a parking bay specifically marked as available for a permitted class of vehicle, as identified in Schedules 5, 6 and 7 to this order, unless that vehicle is of that permitted class of vehicle.
- (4) No person shall cause or permit any vehicle to wait or park in a parking bay marked for disabled persons unless the vehicle displays a valid disabled person's badge in the relevant position and unless the vehicle has been or is about to be used by the person(s) in respect of whom the disabled person's badge has been issued either immediately before or immediately after the act of parking. Where required the vehicle shall also display the disabled person's badge in accordance with local regulations;

Previous Article 14 has been renumbered as Article 17.

A new Article 18 has been inserted which reads:

#### **Relocation and Removal of Vehicles and Other Equipment**

18. (1) If a vehicle is left on or within the highway that pertains to any of the restrictions identified within the individual plans detailed in Schedules 1, 2, 3, 4, 5, 6 or 7 in a position other than in accordance with the provisions of this Order the Council may alter or cause to be altered the position of that vehicle so that it is accordance with those provisions.
- (2) The terms and conditions shall apply equally to any other equipment deposited on the area(s) of highway identified under paragraph (1) of this Article which in the opinion of a person authorised by the Council constitutes a contravention of the provisions of this Order and these provisions are extended to include for the disposal of the equipment where it is deemed appropriate by the Council.

- (3) If a vehicle is left in a location identified under paragraph (1) of this Article in contravention of any of the provisions of the Order a person authorised by the Council in that respect may remove the vehicle from the parking place or arrange for such removal.
- (4) If an emergency occurs, the Council or an enforcement officer may alter or cause to be altered the position of a vehicle in a parking place or remove or arrange for the removal of a vehicle from a parking place.
- (5) Any person altering or causing the alteration of the position of a vehicle or removing or causing the removal of a vehicle may do so by towing, lifting or driving the vehicle or using such other manner as he may think reasonably necessary to enable the position of the vehicle to be altered or the vehicle to be removed. The person(s) removing a vehicle under Article 19 shall make such arrangements as may be reasonably necessary to provide for the safe

Previous Articles 15, 16, 17, 18 and 19, have been renumbered as Articles 19, 20, 21, 22 and 23.

## **SCHEDULES**

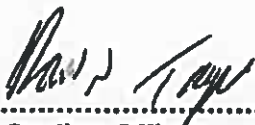
### **Schedule 1**

Plan Ref: FB161 has been removed and a new plan bearing the same reference dated as at the seal date of this Amendment Order has been inserted.

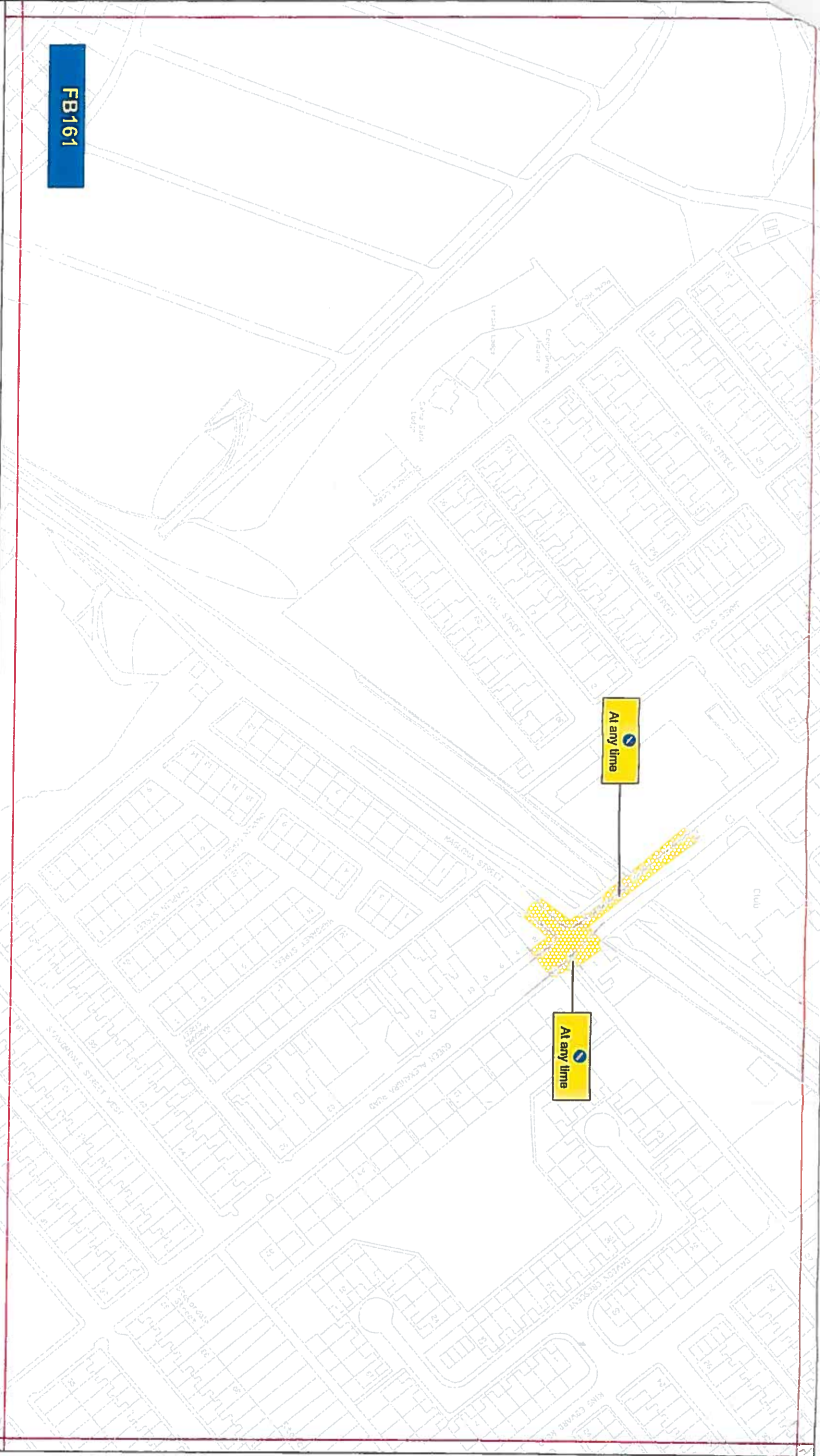
### **Saving**

3. In so far as any provision of this Order conflicts with any provision which is contained in an Order made or having effect as if made under the Act or by or under any other enactment then the provisions of this Order shall prevail.
4. The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any regulations made or having effect as if made under the Act or by or under any other enactment.

**GIVEN UNDER THE COMMON SEAL OF THE COUNTY COUNCIL OF DURHAM  
ON THE 3<sup>rd</sup> DAY OF SEPTEMBER 2015**


  
.....  
**Authorised Sealing Officer**





**FB161**

**Key to Types of Restriction**

-  No Waiting At Any Time
-  Individual reference number

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*David N. Terry*



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**SEAHAM  
 PARKING AND WAITING RESTRICTIONS**

Scale:	1:1250 @ A3
Date:	June 2015
Drawn by:	R. Smith
Date Sealed:	3/9/15
Signature:	<i>RS</i>
Map Scheduler:	<b>FB161</b>