

**THE COUNTY COUNCIL OF DURHAM
(MURTON, VARIOUS STREETS)
(PROHIBITION & RESTRICTION OF WAITING AND LOADING) ORDER 2010
(AMENDMENT NO. 1) ORDER 2018**

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

Part I

1. General

This Order may be cited as The County Council of Durham (Murton, Various Streets) (Prohibition & Restriction of Waiting and Loading) Order 2010 (Amendment No. 1) Order 2018 and shall come into operation on the 25th day of June 2018

Part II

2. Amendments

The following amendments apply to:

- The County Council of Durham (Murton, Various Streets) (Amendment No 1) Order 2018

3. 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 plans should prevail in the event of any discrepancy:

- a) **Western Terrace North/Woods Terrace** - replace existing "No Waiting 8am-6pm" with "No Waiting/No Loading At Any Time; being a 24 mtr length across the junction from property No 23 southwards; 10 mtrs on north side and 6 mtrs on the south side of Western Terrace North from the junction in a westerly direction. (Plan EV156 refers)
- b) **Woods Terrace:** remove 23 metres of existing "No Waiting 8am-6pm" outside properties No 22/23 (east side) and introduce "Parking Mon-Sat 8am-6pm 30 minutes no return within 3 hours. (Plan EV156 refers)

New Articles and a new Schedule 4 have been inserted to allow for the introduction of the new Parking Bays referred to in 3b) above, which read:

Parking Places (Restricted Bays)

- (1) The areas of highway identified within the individual plans detailed in Schedule 4 to this Order are hereby designated to be used as parking places, subject to the provisions of this Order.

- (2) Each parking place identified within the individual plans detailed in Schedule 4 to this order, and authorised under paragraph (1) of this Article may be used for the leaving of motor vehicles and motor cycles of such class as specified within the individual plans detailed in that Schedule on such days and during such times as identified.
- (3) The limits of each parking place (restricted) bay shall be indicated, by the Council, on the highway by the appropriate traffic signs and road markings.
- (4) Save as provided in Article 14 of this Order, no person shall, except upon the direction or with the permission of an enforcement officer, or civil enforcement officer, cause or permit a motor vehicle or motor cycle to wait in a parking place, authorised under paragraph (1) of this Article, for a period exceeding the maximum stay specified within the individual plans detailed in Schedule 4 of this Order, or to return within the period also specified on those plans.

Manner of Standing in Parking Places (Restricted Bays)

- (1) Every vehicle left in a parking place, identified within the individual plan(s) detailed in Schedule 4 of this Order, shall so stand, subject to paragraph (2) of this Article, so that every part of the vehicle is wholly within the limits of the parking place.
- (2) Where a vehicle has been left in a parking place, referred to in paragraph (1) of this Article, is too long to comply with the provisions of that paragraph such vehicle shall be deemed to be within the limits of the parking place if:-
 - (a) the extreme front or rear portion of the vehicle is within 300 mm of the defined edge of the parking place, the defined edge being identified on the highway by the appropriate road markings, traffic signs or kerbed edge.
 - (b) the vehicle, or any part of it, is not within the limits of any adjoining parking place.

Power to Suspend Parking Places

- (1) Any person authorised by the Council may suspend the use of a parking place or any part thereof whenever they consider such suspension is 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, of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or any telecommunications apparatus as defined in the Telecommunications Act 1984;
 - (c) for the convenience of occupiers of premises adjacent to the parking place on any occasion of the removal of furniture from one office or dwelling house to another or the removal of furniture from such premises to a depository or to such premises
 - (d) on any occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed; or

- (e) for the convenience of occupiers of premises adjacent to the parking place at times of weddings, funerals or on other special occasions.
- (2) An enforcement officer may suspend the use of a parking place or any part thereof, whenever such suspension is reasonably necessary for the purpose of facilitating the movement of traffic or promoting its safety.
- (3) Any person suspending the use of a parking place or any part thereof, in accordance with paragraph (1) or (2) of this Article shall, thereupon, place or cause to be placed in or adjacent to the parking place, or part thereof, as the case may be, a traffic sign indicating that waiting or loading/unloading by vehicles is prohibited.
- (4) No person shall cause or permit any vehicle to wait in a parking place or any part thereof, during such period as there is placed in or adjacent to the parking place, as the case may be, a traffic sign indicating that waiting by vehicles is prohibited.

Provided that nothing in this paragraph shall apply to any vehicle in a parking place or part thereof which is suspended with the permission of the person suspending the parking place or part thereof, in pursuance of paragraph (1) or (2) of this Article.

- (5) No person shall use 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 their skills or services.

Relocation and Removal of Vehicles and Other Equipment

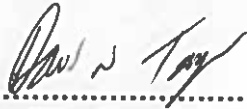
- (1) If a vehicle is left on or within the highway, that pertains to any of the locations identified within the individual plan(s) detailed in the Schedule 4 in a position other than in accordance with the provisions of this Order, the Council may alter or cause to be altered the position of that vehicle so that it is accordance with those provisions.
- (2) If a vehicle is left in a location identified under paragraph (1) 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.
- (3) The terms and conditions shall apply equally to any other equipment deposited in the parking place 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.
- (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 they may think reasonably necessary to enable the position of the vehicle to be altered or the vehicle to be removed.

Schedule 4
Parking: Mon-Sat 8am-6pm 30 Minutes No return within 3 hours

Plan reference: EV156

- b) Minor amendments to relevant Articles, Schedules and references therein affected by the 3a) and 3b) above.

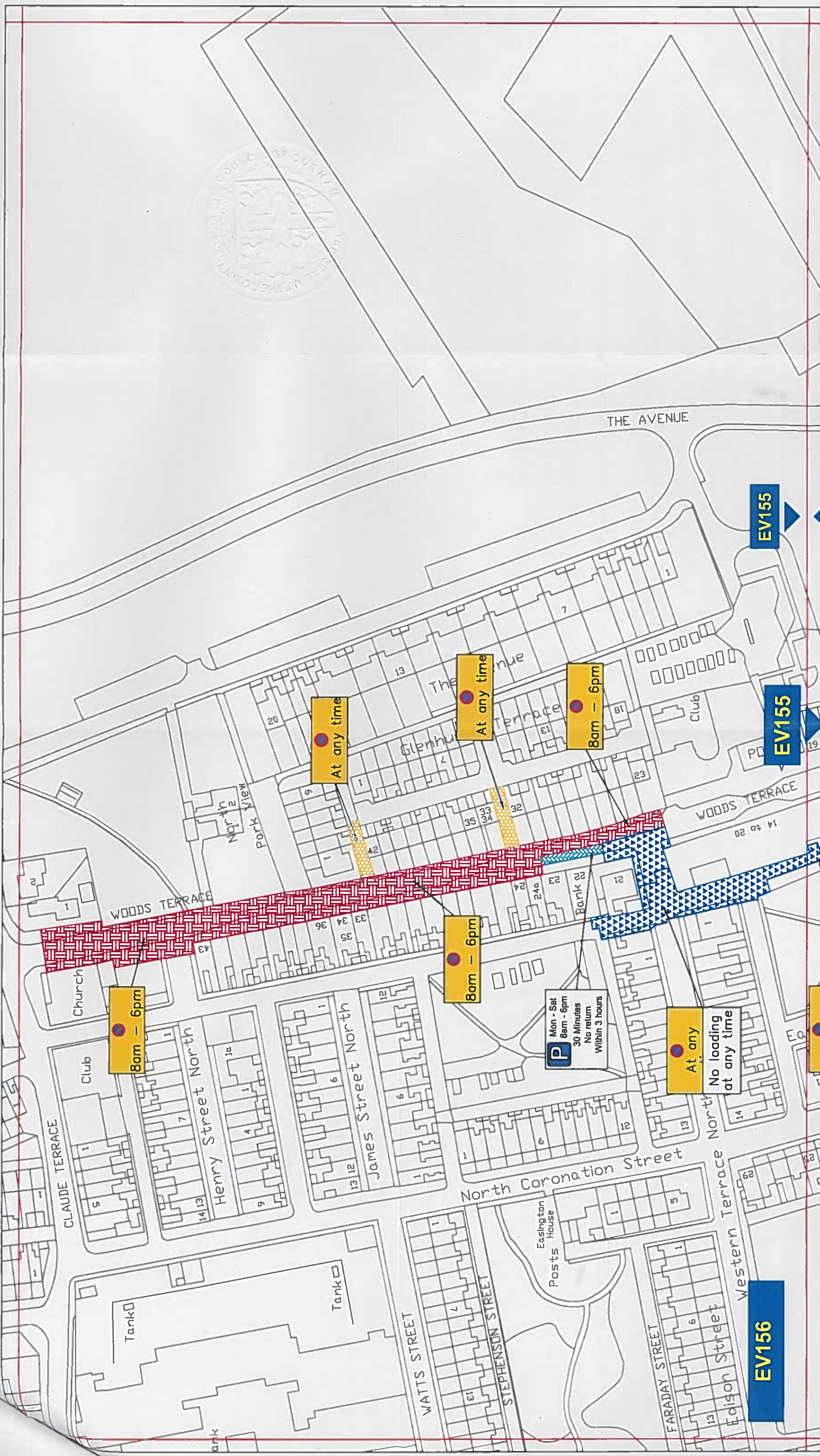
**GIVEN UNDER THE COMMON SEAL OF THE COUNTY COUNCIL OF DURHAM ON THE
14th DAY OF JUNE 2018**



.....
Authorised Sealing Officer



588536



THE COUNTY COUNCIL OF DURHAM
MURTON
 (PROHIBITION and RESTRICTION OF WAITING and
 PROHIBITION OF LOADING/UNLOADING) ORDER 2017

Corporate Director
 Regeneration & Economic
 Development
 Strategic Traffic Management
 County Hall, Durham DH1 5UQ

Scale:	1:1250 @ A3
Date:	
Drawn by:	L. Mowbray
Date Sealed:	Nov 2017
Signature:	
Map Schedule:	EV156

Key to Types of Restriction

	No Waiting At Any Time		Limited Waiting
	Restricted Waiting		
	No Waiting and No Loading/Unloading At Any Time		

EV156
 EV155
 EV155