

**THE COUNTY COUNCIL OF DURHAM
(EASINGTON, EASINGTON COLLIERY AND SOUTH HETTON)
(PROHIBITION AND RESTRICTION OF WAITING AND LOADING/UNLOADING)
(AMENDMENT)
ORDER 2011**

The County Council of Durham ("the Council") in exercise of their powers under Sections 1, 2 and 4 to the Road Traffic Regulation Act 1984, as amended ("the Act") 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 1

General

1. This Order may be cited as The County Council of Durham (Easington, Easington Colliery and South Hetton) (Prohibition & Restriction of Waiting and Loading/Unloading) (Amendment) Order 2011 and shall come into operation on 5 September 2011.

Part 2

Amendments

2. The following have been inserted into The County Council of Durham (Easington, Easington Colliery and South Hetton) (Prohibition & Restriction of Waiting and Loading/Unloading) Order 2010:

- (i) In Article 2 "Interpretation" new definitions have been inserted, which read:

"parking bay" means an area of highway designated as a parking bay under the provisions of this Order;

"parking place" means a place under the provisions of this Order;

- (ii) A new article 7 has been inserted, which reads:

7. Parking Places

- (1) *The area of highway identified in Schedule 4 to this Order is hereby designated as a parking place.*
- (2) *Each parking place specified in Schedule 4 to this order, designated under paragraph (1) of this Article may be used for the leaving of motor vehicles and motor cycles on such days and during such hours as identified in the individual plan detailed in Schedule 4 to this Order.*
- (3) *The limits of each parking place and of each parking bay shall be indicated by the Council, on the carriageway by the appropriate traffic signs and the maximum number of parking bays are identified in the individual plan detailed in Schedule 4 to this Order.*
- (4) *The driver of a motor vehicle or a rider of a motor cycle shall not permit it to enter or wait in a parking place, authorised by paragraph (1) of this*

- Article, for a period exceeding the maximum stay identified in the individual plan or to return within the period also specified those plans.
- (iii) A new article 8 has been inserted, which reads:

8. Manner of Standing in Parking Places

- (1) Every vehicle left in a parking place, specified in Article 7 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 within a parking bay AND in those cases in which special provision is made in Schedule 7 to this Order, in accordance with those provisions.
- (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 carriageway indication provided under paragraph (3) of Article 7 to this Order;
- (b) the vehicle, or any part of it, is not within the limits of any adjoining parking place.

- (iv) A new article 9 has been inserted, which reads:

9. 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 he 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 loading bay, or the maintenance, improvement or reconstruction of the parking place or 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 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 waiting in the 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.

(v) Existing articles 7, 8 and 9 have been renumbered as follows:

Existing Article No.	New Article No.
Article 7	Article 10
Article 8	Article 11
Article 9	Article 12

(vi) Exemptions: reference to Article 7 has now been included within Articles 10 (1), 10 (2), 10(3) and 10(4).

(vii) Plan reference FB144 dated [xxxx] referred to in schedule 1 has been removed from that Schedule and replaced with plan of the same reference dated [seal date to be inserted].

(viii) Plan reference FB144 dated [xxxx] referred to in schedule 3 has been removed from that Schedule and replaced with plan of the same reference dated [seal date to be inserted].

(ix) Schedule 4 has been inserted and plan reference FB144 dated [xxxx] has been added to this schedule.

Part III

Saving

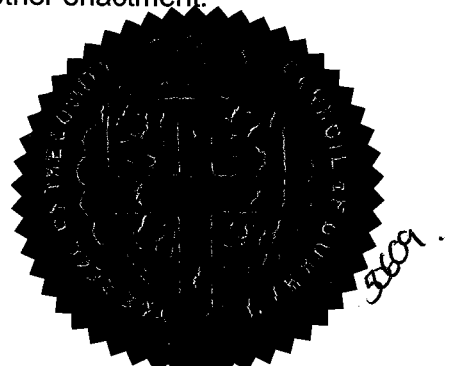
3. In so far as any provision of this Order conflicts with any provision which is contained in an Order made or having effect as if made under the Act or by or under any other enactment then the provisions of this Order shall prevail.

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 30 June 2011)

Handwritten signature

Authorised Sealing Officer





Key to Types of Restriction

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

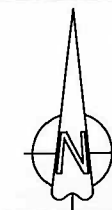
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THE COUNTY COUNCIL OF DURHAM
EASINGTON, EASINGTON COLLIERY and SOUTH HETTON.
PROHIBITION and RESTRICTION OF WAITING
and RESTRICTION of LOADING/UNLOADING AMENDMENT
ORDER 2011



Scale:	1:1250 @ A3	
Date:	FEBRUARY 2011	
Drawn by:	D. LEWIN	Signature:
Date Sealed:		Map Schedule:
		FB144