

**THE COUNTY COUNCIL OF DURHAM  
(BARNARD CASTLE)  
(PROHIBITION OF WAITING & STOPPING, RESTRICTION OF WAITING,  
LOADING/UNLOADING & PARKING PLACES) ORDER 2011  
(AMENDMENT No. 1)  
ORDER 2014**

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") 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:-

**Part 1**

**1. General**

This Order may be cited as The County Council of Durham (Barnard Castle) (Prohibition of Waiting & Stopping, Restriction of Waiting, Loading/Unloading & Parking Places) Order 2011 (Amendment No. 1) Order 2014 and shall come into operation on the 1<sup>st</sup> day of August 2014.

**Part II**

**2. Amendments**

a) The following amendments apply to :

The County Council of Durham (Barnard Castle) (Prohibition of Waiting & Stopping, Restriction of Waiting, Loading/Unloading & Parking Places) Order 2011.

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b) The following Order has been revoked:

The County Council of Durham (Barnard Castle) (Prohibition of Waiting & Stopping, Restriction of Waiting, Loading/Unloading & Parking Places) (Amendment No. 2) Order 2013.

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**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) replace a length of the existing Parking 9am-6pm 2 hours no return before 6pm with a loading only bay 9am-6pm outside No 22 Market Place (A67);
- (b) introduce motor cycle only parking opposite No 13 Market Place;
- (c) introduce loading only 9am-6pm outside No 1-3 Galgate;
- (d) introduce no waiting 9am-5pm at Scar Top (north side) by 40m & (south side) by 18m from a point on each side where it meets existing no waiting at any time.
- (e) make minor administrative amendments to the Order to which the under-noted apply.

**ARTICLES**

**Article 2: Interpretation**

- (i) The following interpretations have been inserted:

**"civil enforcement officer"** means a person authorised by or on behalf of the Council pursuant to the provisions of Section 76 of the Traffic Management Act 2004

**"driver"** in relation to a vehicle parked in a parking place means the person driving or riding the vehicle at the time it was left in the parking place

**"motor cycle"** has the same meaning as in Section 136 of the Act

**"traffic sign"** means a sign of any size, colour and type prescribed or authorised under, or having effect as though prescribed or authorised under Section 64 of the Act

(ii) The following interpretations have been amended to read:

**"disabled person's badge"** and **"disabled person's parking disc"** have the same meaning as in the Disabled Person's (Badge's for Motor Vehicles) (England) Regulations 2000 (as amended);

**"relevant position"** has the same meaning as defined by The Local Authorities' traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000

**New Articles 3, 4 & 5 have been inserted which read:**

3. Except where the context requires otherwise, any reference in this Order to a numbered Article shall be construed as a reference to the Article bearing that number in this Order.
4. Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended, applied, consolidated, re-enacted by or as having effect by virtue of any subsequent enactment. Unless the context otherwise requires words denoting the singular shall include the plural and vice versa and words denoting persons shall include either gender, bodies corporate, unincorporated associations and partnerships.
5. The Interpretation Act 1978 shall apply for the interpretation of this order.

**The following Articles have been renumbered:**

<b>Old Article No.</b>	<b>New Article No.</b>
3	6
4	7
5	8
6	9
7 & 8 (consolidated)	10
9	11
	12 New (See below)
10	13
11	14
12	15
13	16
14	17
	18 (New (see below)
15	19
16	20

As noted above old article No. 7 & 8 have been consolidated into new Article 10 which reads:

#### **No Stopping**

10. Save as provided in Article 17 of this Order no person shall, except upon the direction or with the permission of an enforcement officer, cause or permit any vehicle to stop or wait, other than those vehicles so authorised by this Order, to stop, on any of the lengths of roads, or sides of lengths of roads on such days and during such times as identified within the individual plan(s) detailed in Schedule 4 to this Order.

A new Article 12 has been inserted which reads:

#### **Parking Places : Motorcycles only**

- (1) The area(s) of highway identified within the individual plan(s) detailed in Schedule 6 to this Order is/are hereby designated as motorcycle parking places.
- (2) Each parking place identified in Schedule 6 to this order, designated under paragraph (1) of this Article may be used for the leaving of motor cycles on such days and during such hours as identified within the individual plan(s) detailed in that Schedule.
- (3) ~~Save as provided in Article 17 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 any vehicle, other than a motor cycle, to be left in a designated motor cycle parking bay on such days and during such hours as identified in the individual plan(s) detailed in Schedule 6 to this Order~~
- (4) The limits of each parking place and of each parking bay authorised under paragraph (1) of this Article shall be indicated by the Council, on the carriageway by the appropriate traffic signs.
- (5) The rider of a motor cycle shall not permit it to enter or be left in a parking place, authorised by paragraph (1) of this Article, for a period exceeding the maximum stay identified within the individual plans or to return within the period also specified those plans.

A new Article 18 has been inserted which reads:

#### **Contravention and Enforcement**

- (1) If a vehicle is in contravention of a provision of this Order a penalty charge shall be payable.
- (2) In the case of a vehicle in respect of which a penalty charge is payable, a penalty charge notice may then be issued by a Civil Enforcement Officer in accordance with the requirements of Section 78 of the Traffic Management Act 2004, as amended.

c) **SCHEDULES**

The following Schedule plans have been removed and new plans dated as at the seal date of this Order have been inserted:

Schedule 1 - CE43 [dated 18/7/13], CE44 [dated 7/3/13], CF43 [dated 18/7/13]

Schedule 2 - CE43 [dated 18/7/13], CE44 [dated 7/3/13]

Schedule 3 - CE43 [dated 18/7/13], CF43 [dated 18/7/13]

Schedule 4 - Consolidation of previous Schedules 4 & 5: now reads:

**No Stopping**

1	CD41	2.	CF43 [18/7/13]	3.	CF45
4	CF44				

Schedule 5 - Previously Schedule no. 6: CE43 [dated 18/7/13], CE44 [dated 7/3/13], CF43 [dated 18/7/13]

Schedule 6 - New Schedule inserted which reads:

**Schedule 6**  
**Parking Places : Motorcycles only**

**Plan reference number: CF43 [seal dated]**

Schedule 7: CE44 [dated 7/3/13]

Schedule 8: CE44 [dated 7/3/13]

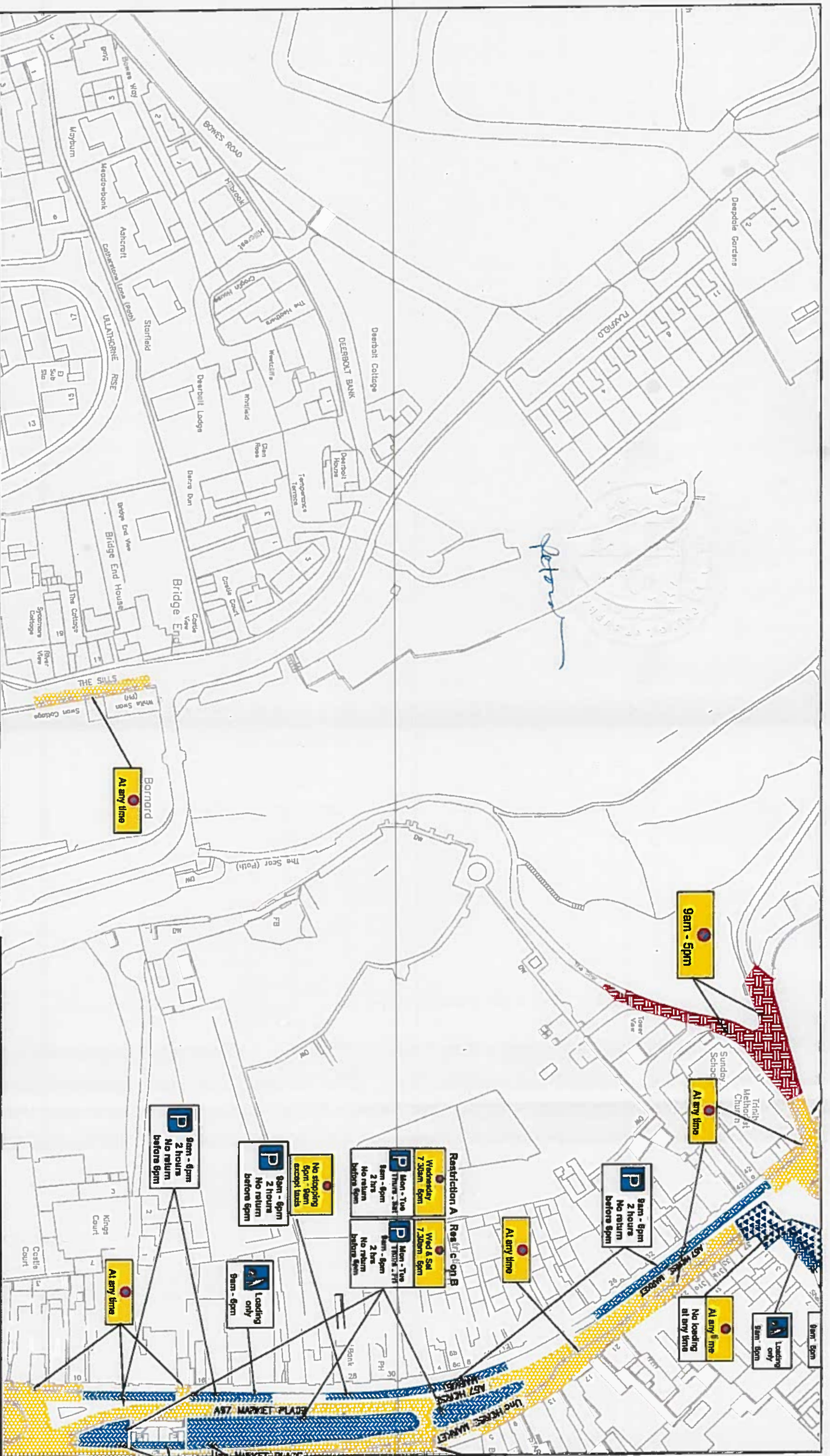
**GIVEN UNDER THE COMMON SEAL OF THE COUNTY COUNCIL OF DURHAM  
ON THE 3<sup>RD</sup> DAY OF JULY 2014**

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



56943





# Key to Types of Restriction

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

Individual Plan Reference Number

Restriction A will be displayed at all times except when an additional Market is held on a Saturday.  
Restriction B will only be displayed at such times when a Saturday Market is held.

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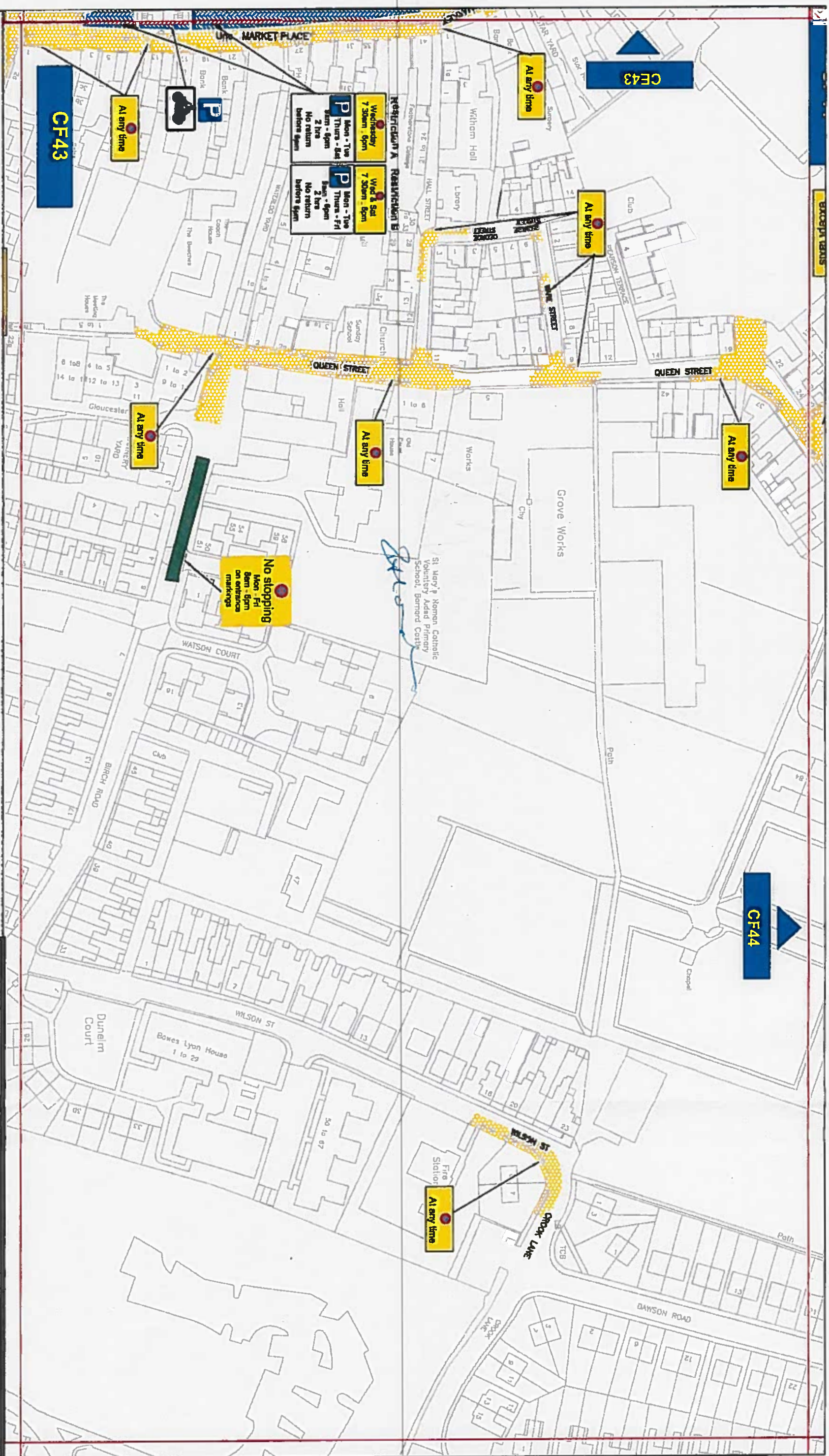


Corporate Director  
Regeneration & Economic  
Development  
Strategic Traffic Management  
County Hall, Durham DH1 5UD

## BARNARD CASTLE PARKING AND WAITING RESTRICTION

Scale:	1:1250 @ A3
Date:	JAN 2014
Drawn by:	STHOMPSON
Date Sealed:	3/7/14
Signature:	
Map Schedule:	CE43





# Key to Types of Restriction

- No Waiting At Any Time
- No Stopping
- Restricted Bay

XXXX Individual Plan Reference Number

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Regeneration & Economic  
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County Hall, Durham DH1 5UQ

## PARKING AND WAITING RESTRICTION

Scale:	1:1250 @ A3
Date:	JAN 2014
Drawn by:	S. THOMPSON
Date Sealed:	3/1/14
Signature:	[Signature]
Map Schedule:	CF43



