THE COUNTY COUNCIL OF DURHAM (CROOK) (PARKING AND WAITING RESTRICTIONS) (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 Pt. 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 (Crook) (Parking and Waiting Restrictions) Order 2012 (Amendment No. 1) Order 2014 and shall come into operation on the 22nd day of September 2014.

Part II

2. Amendments

a) The following Order has been amended to reflect changes to plans DB113, DB114, DC113 and DC114 and make administrative/typographical alterations:

The County Council of Durham (Crook) (Parking & Waiting Restrictions) Order 2012.

250.

b) ARTICLES

(I) Article 2: Interpretation

(i) The following definitions 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;

"penalty charge" means a charge set by Durham County Council pursuant to the provisions of Section 77 of the Traffic Management Act 2004.

"penalty charge notice" means a notice issued by a Civil Enforcement Officer pursuant to the provisions of Section 78 of the Traffic Management Act 2004.

(ii) The definitions for disabled person's badge and "parking disc" have been consolidated to read:

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

(iii) The following definition has been amended to read:

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

(iv) Article 7 - the wording has been amended to read:

No Stopping

Save as provided in Article 24 of this Order no person shall, except upon the direction or with the written permission of an enforcement officer, cause or permit any vehicle, other than those vehicles so authorised by this Order, to stop or wait on the lengths of roads or sides of lengths of roads on such days and during such times as identified in the individual plan(s) detailed in Schedule 1 to this Order.

- (v) Articles 8 & 9 reference to Article 25 has been removed and reference to Article 24 inserted.
- (vi) Article 10 has been removed and subsequent Articles/Schedules renumbered as:

Existing	New Article		New Schedule
Article No	No	Schedule No	No
11	10	5	4
12	11	6	5
13	12	7	6
14	13	8	7
15	14	1	
16	15		
17	16		
18	17	1	
19	18		
20	19	1	
21	20	1	
22	21	1	
23	22		
24	23		
25	24		
New	25	See (vii) below	
New	26	See (vii) below	
26	27		
27	28		

- (vii) New Article 10, 11(4) and 13(3) reference to Article 25 has been removed and reference to Article 24 inserted.
- (viii) New Articles 14, 16 & 17 reference to Article 14 has been removed and reference to Article 11 inserted. Reference to Schedule 8 has been removed and Schedule 5 inserted.
- (ix) New Article 18(3) reference to Schedule 8 has been removed and Schedule 5 inserted.
- (x) New Article 24(1) and (2) reference to Article 14 has been removed.

(xi) New Articles 25 & 26 have been inserted as follows:

Contravention and Enforcement

- 25. If a vehicle is in contravention of a provision of this Order a penalty charge shall be payable.
- 26. 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

- (i) Schedule 1 the heading has been amended to read "No Stopping". Plans ref: DB113, DB114 and DC113 have been removed and plans of the same reference, seal dated as at the date of this order, have been inserted.
- (ii) Schedule 2 Plans ref: DB113, DB114 and DC114 have been removed and plans of the same reference, seal dated as at the date of this order, have been inserted.
- (iii) Schedule 3 Plans ref: DB114 and DC113 have been removed and plans of the same reference, seal-dated as at the date of this order, have been inserted.
- (iv) Schedule 4 has been removed in its entirety and subsequent Schedules renumbered accordingly.
- (v) Schedule 4 (previously 5) Plans ref: DB113, DB114, DC113 and DC114 have been removed and plans of the same refe
- (vi) Schedule 5 (previously 6) Plan ref: DC113 has been removed and a plan of the same reference, seal dated as at the date of this order, has been inserted.
- (vii) Schedule 6 (previously 7) Plans ref: DB113, DB114, DC113 and DC114 have been removed and plans of the same reference, seal dated as at the date of this order, have been inserted.
- (viii) Schedule 7 (previously 8) Plans ref: DC113 and DC114 have been removed and plans of the same reference, seal dated as at the date of this order, have been inserted.

GIVEN UNDER THE COMMON SEAL OF THE COUNTY COUNCIL OF DURHAM ON THE 11th DAY OF SEPTEMBER 2014

Authorised Sealing Officer











