

**THE COUNTY COUNCIL OF DURHAM  
(WEST RAINTON, PITTINGTON, SHERBURN AND LUDWORTH)  
(PARKING & WAITING RESTRICTIONS) ORDER 2013**

The County Council of Durham ("the Council") in exercise of their powers under Sections 1, 2 and 4 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 I**

**General & Citation**

1. This Order may be cited as The County Council of Durham (West Rainton, Pitlington, Sherburn and Ludworth) (Parking & Waiting Restrictions) Order 2013 and shall come into operation on 27/1/14.

**Interpretation**

2. In this Order the following expressions have the meanings hereby respectively assigned to them:-

"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.

"council" means The County Council of Durham;

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

"enforcement officer" means a uniformed police officer, police community support officer or any subsequent designation of these officers;

"liveried vehicle" means a vehicle having a distinctive design and colour scheme used to distinguish a police, fire & rescue or ambulance vehicle;

"motor vehicle" means a mechanically propelled vehicle intended or adapted for use on roads, as defined in Section 136 of the Act;

"owner" in relation to a vehicle, shall mean the person by whom it is kept or used;

"parking contravention" has the same meaning assigned to it by Section 73 and Part 1 of Schedule 7 to 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

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

**"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;**

**"universal service provider" has the same meaning as in the Postal Services Act 2000;**

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.**

## **Part II**

### **Revocation**

6. **The following Orders have been revoked/part revoked**

#### **Order(s) to be revoked in full:**

**The County Council of Durham (Rainton Gate and Pitlington) (Prohibition of Waiting) Order 2008**

**The County Council of Durham (Ludworth Primary School, Ludworth) (No Stopping on School Entrance Markings) Order 2005**

#### **Order(s) to be revoked in part:**

**The County of Durham (City of Durham District) (Traffic Management) Order 2008:**

**Schedule 1, items 15, 18 and 29 only  
Schedule 2, items 12 and 15 only**

## **Part III WAITING & LOADING**

### **Prohibition of Waiting At Any Time**

7. **Save as provided in Article 10 of this Order no person shall, except upon the direction or with the permission of an enforcement officer or a civil enforcement officer, cause or permit any vehicle; other than those vehicles specifically authorised in this Order, to wait at any time on any of the lengths of roads or sides of lengths of roads identified within the individual plans detailed in Schedule 1 to this Order.**

### **Restricted Waiting and Loading/Unloading**

8. Save as provided in Article 10 of this Order no person shall, except upon the direction or with the permission of an enforcement officer or a civil enforcement officer, cause or permit any vehicle to:
- a. wait, or
  - b. wait for the purpose of enabling goods to be loaded onto or unloaded from the vehicle, 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 2 to this Order.

### **Part IV NO STOPPING**

#### **No Stopping on Entrance Markings**

9. Save as provided in Article 10 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 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 3 to this Order.

### **Part V**

#### **Exemptions**

10. (1) Nothing in Articles 7, 8 or, 9 of this Order shall render it unlawful to cause or permit any vehicle to wait on any of the lengths of roads or sides of lengths of roads referred to therein, for so long as may be necessary to enable;
- (a) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any of the following:-
    - (i) building or demolition;
    - (ii) the removal of any obstruction to traffic;
    - (iii) the maintenance, improvement or re-construction of the said roads;
    - (iv) the laying, erection, alteration or maintenance in or in land adjacent to the said lengths of roads of any sewer, main, pipe or apparatus for the supply of gas, water or electricity or any telecommunications apparatus as defined in the Telecommunications Act 1984;
  - (b) the vehicle if it cannot conveniently be used for such purpose in any other road to be used in the service of a local authority or water authority in pursuance of statutory duties;
  - (c) the vehicle to be used for the purpose of delivering or collecting postal packets in the service of a universal service provider.

- (2) Nothing in Articles 7, 8 or 9 of this Order shall apply to any liveried vehicle being used for police, fire & rescue service or ambulance purposes in pursuance of statutory duties.
- (3) Nothing in Article 7 of this Order shall render it unlawful to cause or permit a vehicle which displays in the relevant position a disabled person's badge and disabled person's parking disc (on which the driver or other person in charge of the vehicle has marked the time at which the period of waiting began) to wait in any of the lengths of road or on the sides of road referred to in that Article for a period not exceeding three hours (not being a period separated by an interval of less than one hour from a previous period of waiting by the same vehicle in the same road on the same day).
- (4) Nothing in Article 8 of this Order shall render it unlawful to cause or permit any vehicle to wait in the lengths of roads or sides of lengths of roads referred to therein for so long as may be necessary to enable the picking up or setting down of passengers.
- (5) Nothing in Article 7 of this Order shall render it unlawful to cause or permit any vehicle to wait in the lengths of roads or sides of lengths of roads referred to therein for so long as may be necessary to enable:
  - (a) the picking up or setting down of passengers;
  - (b) goods to be loaded onto or unloaded from the vehicle;

#### **Part VI**

##### **Contravention and Enforcement**

- 11. If a vehicle is in contravention of a provision of this Order a penalty charge shall be payable.
- 12. 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.

#### **Part VII**

##### **Saving**

- 13. 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.
- 14. 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.

**Schedule 1  
Prohibition of Waiting At Any Time**

Item No	Plan reference number	Item No	Plan reference number	Item No	Plan reference number
1	EG150	2	EH150	3	EH151
4	EJ144				

**Schedule 2  
Restricted Waiting & Loading**

Item No	Plan reference number	Item No	Plan reference number	Item No	Plan reference number
1	EH153	2	EJ144	3	EJ145

**Schedule 3  
No Stopping on Entrance Markings**

Item No	Plan reference number	Item No	Plan reference number	Item No	Plan reference number
1	EH153	2	EJ144	3	EL137
4	EN134				

**GIVEN UNDER THE COMMON SEAL OF THE COUNTY COUNCIL OF DURHAM  
ON THE 16<sup>th</sup> DAY OF JANUARY 2014**

*Patricia Holder*  
.....  
**Authorised Sealing Officer**








Key to Types of Restriction

- No Waiting At Any Time
- XXXXXX Individual reference number

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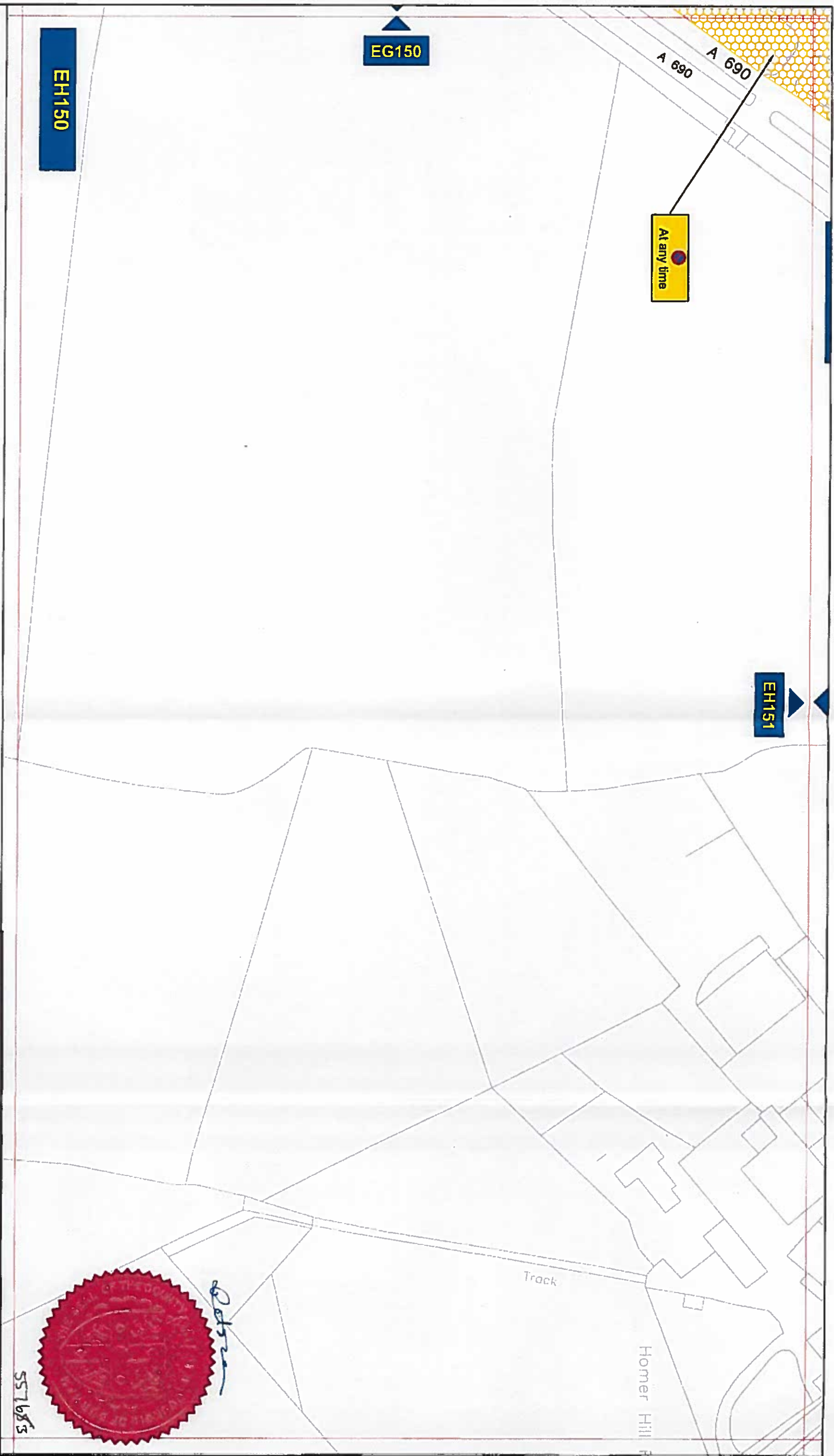
Corporate Director  
Regeneration & Economic  
Development

Strategic Traffic Management  
County Hall, Durham DH1 5UA

THE COUNTY COUNCIL OF DURHAM  
WEST RAINTON, PITTINGTON, SHERBURN  
AND LUDWORTH, PARKING AND WAITING  
RESTRICTIONS.

Scale: 1:1250 @ A3  
Date: NOVEMBER 2013  
Drawn by: S. Thompson  
Date Sealed: 16/11/14

Signature:   
Map Schedule: EG150



# Key to Types of Restriction



No Waiting At Any Time



Individual reference number

EG150

EH150

At any time

A 690

A 690

EH151

Track

Homer Hill

557683

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Scale: 1:1250 @ A3

Date: NOVEMBER 2013

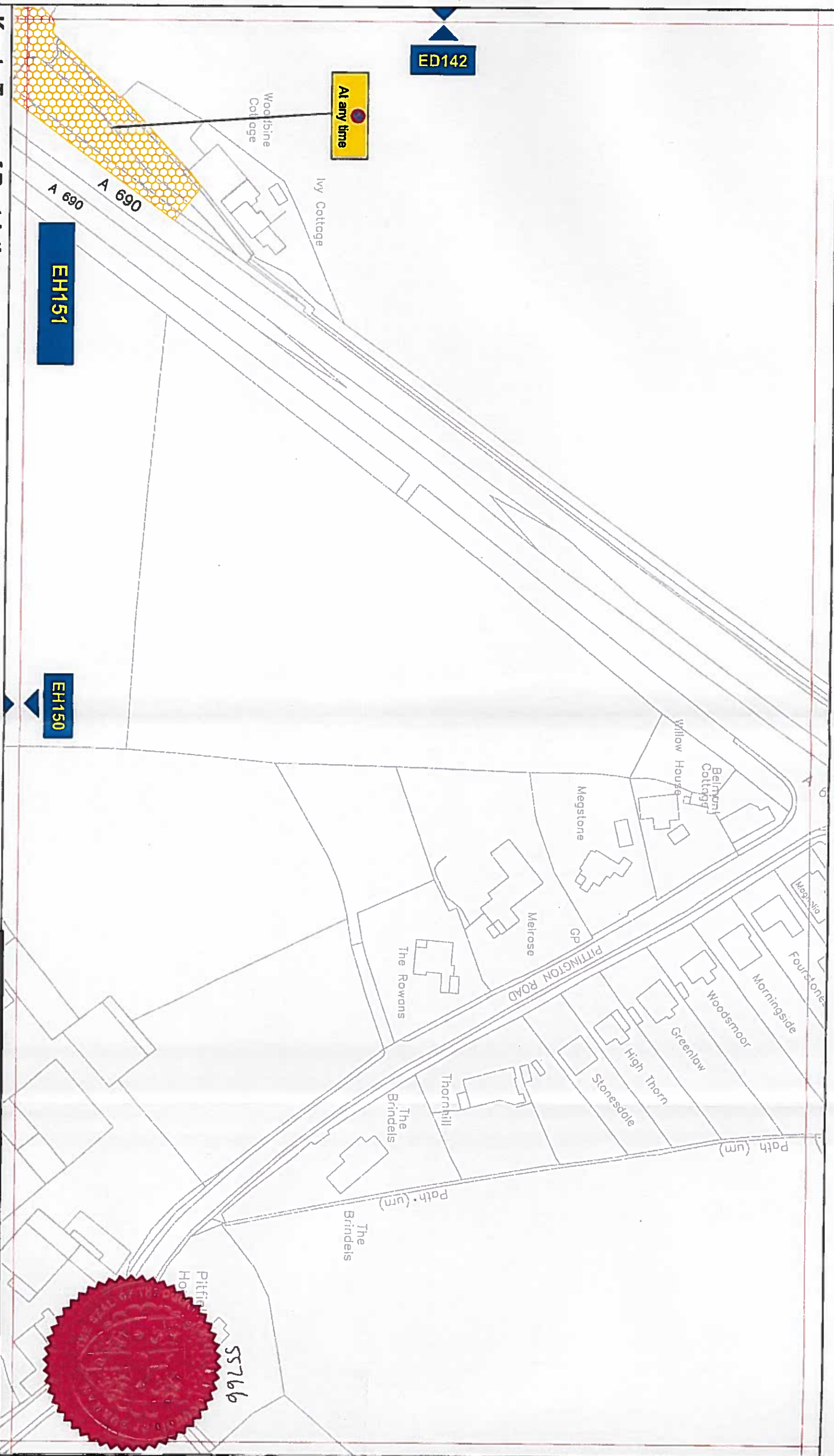
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Date Sealed: 16/11/14 Map Schedule: EH150

PATH

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**Key to Types of Restriction**



No Waiting At Any Time



Individual reference number



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RESTRICTIONS.**

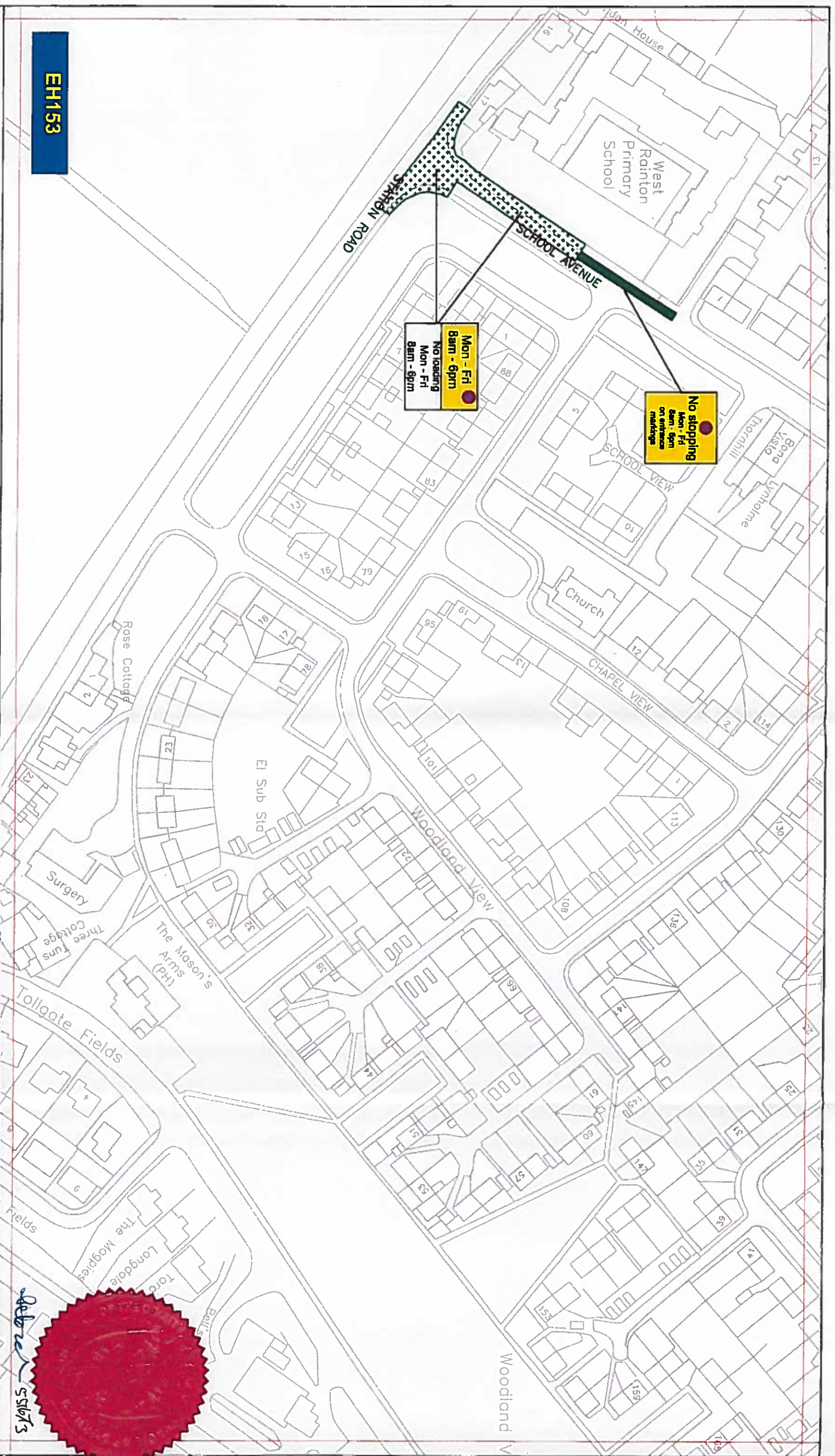


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Date:	NOVEMBER 2013		
Drawn by:	S. Thompson	Signature:	
Date Sealed:	16/11/14	Map Schedule:	EH151

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XXXXXX Individual reference number

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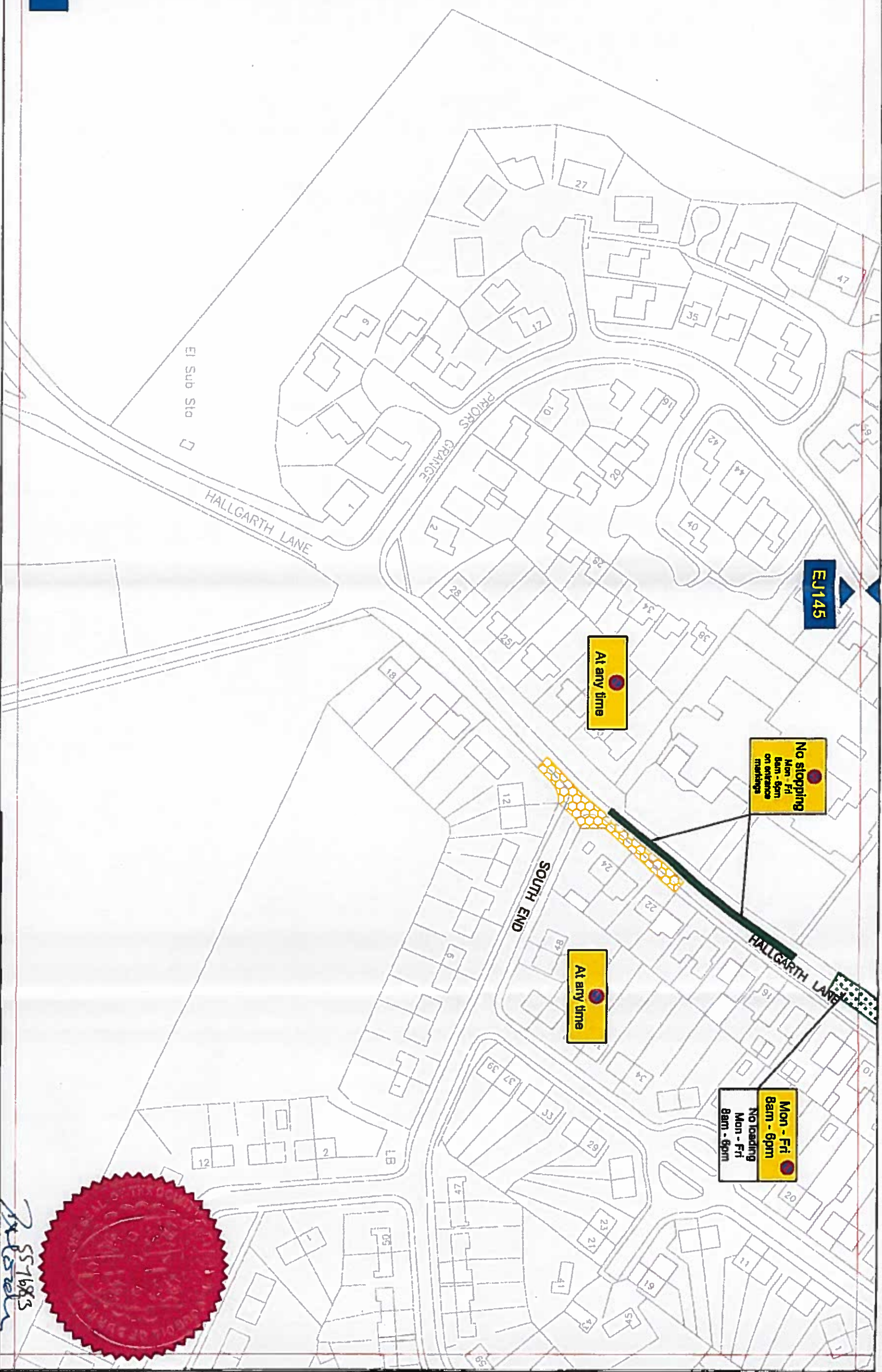
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AND LUDWORTH, PARKING AND WAITING  
RESTRICTIONS.



Scale:	1:1250 @ A3		
Date:	NOVEMBER 2013		
Drawn by:	S. Thompson	Signature:	
Date Sealed:	16/11/14	Map Schedule:	EH153







EJ144

# Key to Types of Restriction

-  No Waiting At Any Time
-  No Stopping
-  Restricted Waiting and Loading/Unloading
-  Individual reference number

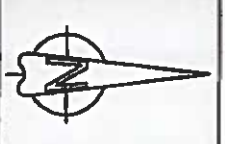
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RESTRICTIONS.

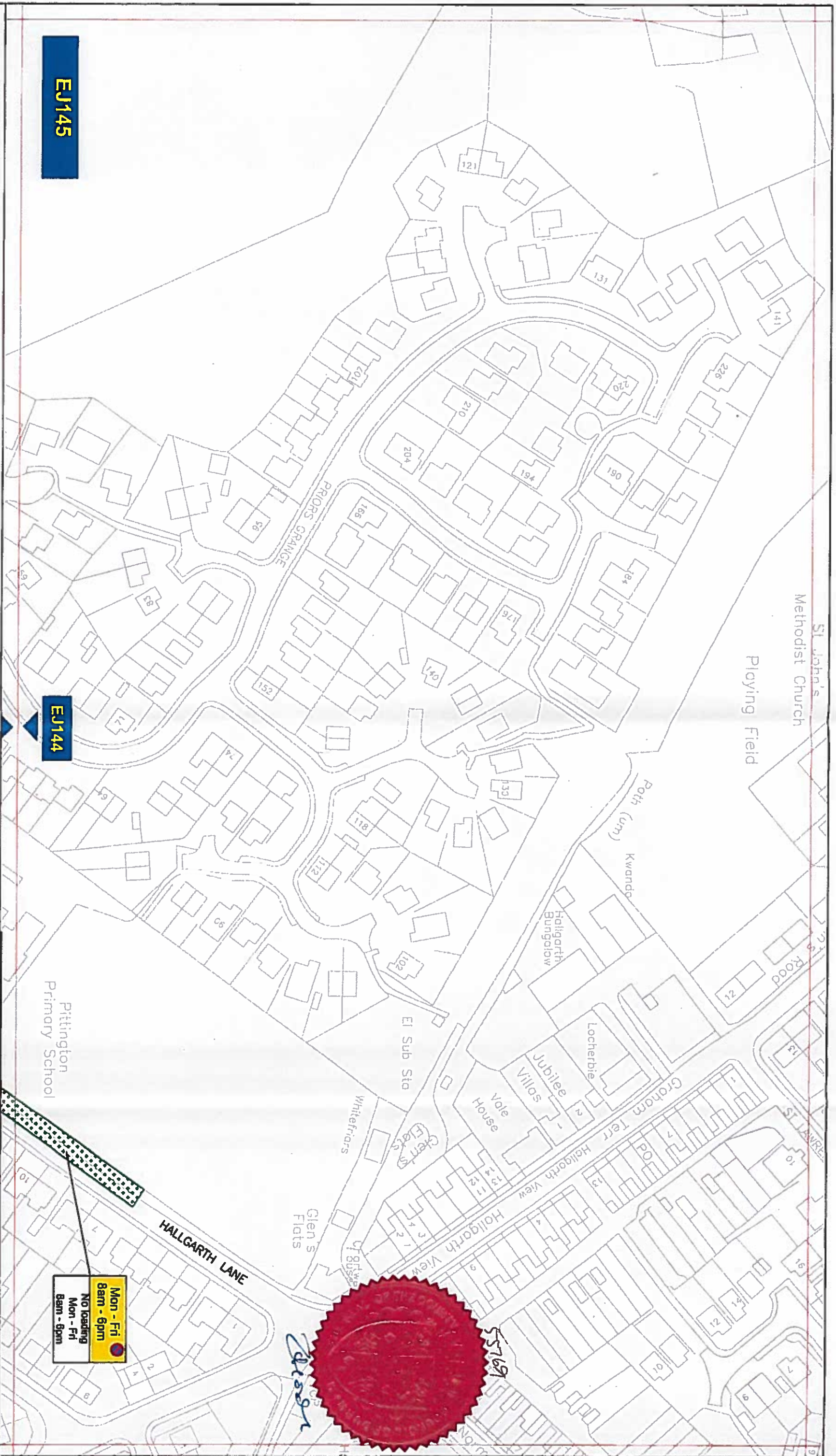


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Date:	NOVEMBER 2013		
Drawn by:	S. Thompson	Signature:	
Date Sealed:	16/11/14	Map Schedule:	EJ144



2551683  
14/11/14





Restricted Waiting and Loading/Unloading



Individual reference number

EJ145

EJ144

## Key to Types of Restriction

PATH

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RESTRICTIONS.

Scale: 1:1250 @ A3

Date: NOVEMBER 2013

Drawn by: S. Thompson

Date Sealed: 16/11/14

Signature:

Map

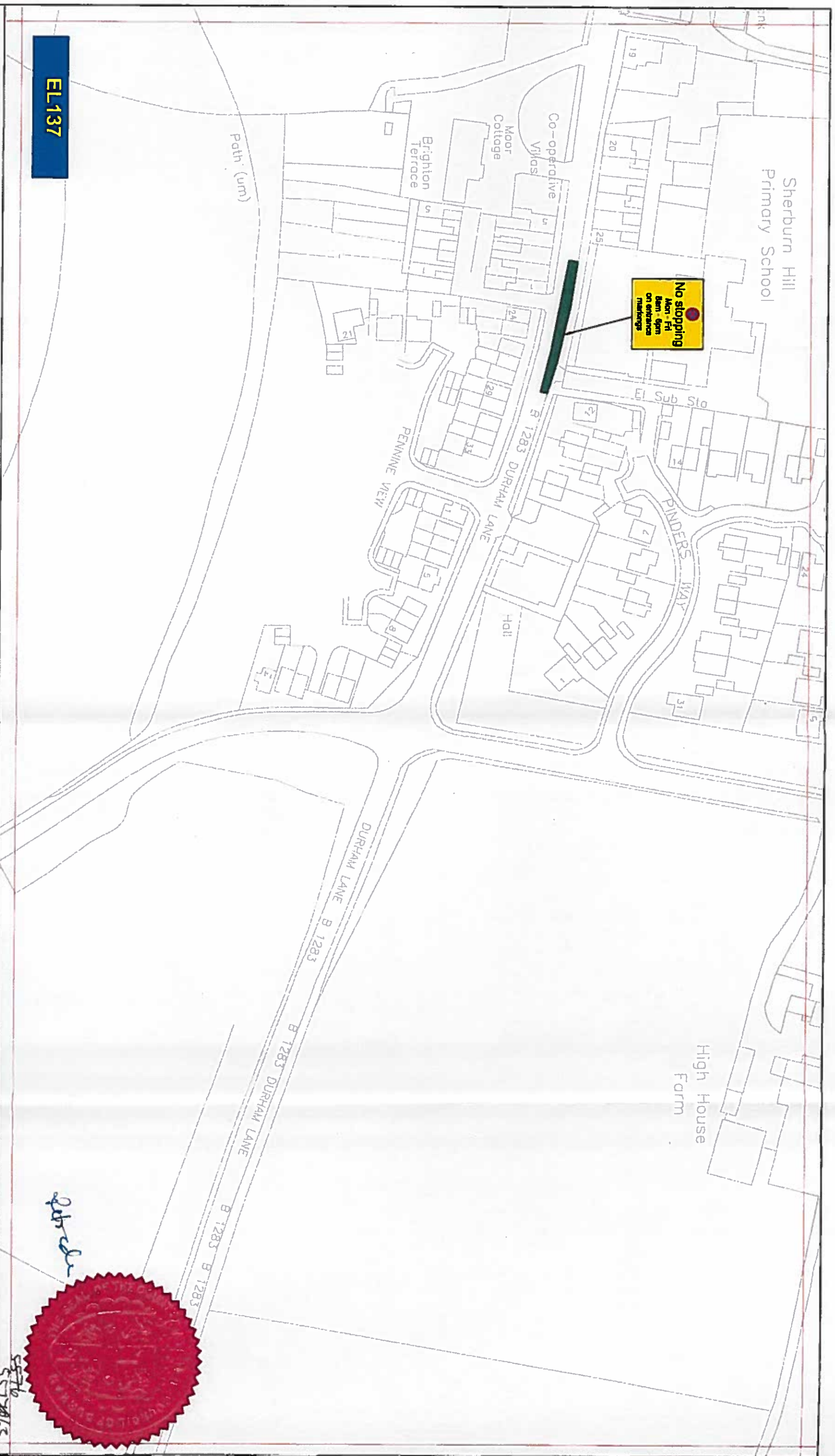
Schedule: EJ145

Mon - Fri  
8am - 6pm  
NO loading  
Mon - Fri  
8am - 6pm

*2108*

55769





## Key to Types of Restriction

No Stopping

XXXXXX

Individual reference number

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Date:	NOVEMBER 2013
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Date Sealed:	16/11/14
Signature:	
Map Schedule:	EL137



EN134

Key to Types of Restriction

No Stopping

XXXXX

Individual reference number

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RESTRICTIONS.

Scale: 1:1250 @ A3

Date: NOVEMBER 2013

Drawn by: S. Thompson Signature: *ST*

Date Sealed: 16/11/14. Map Schedule: EN134



55724  
63

*24/11/14*

No stopping  
Mon - Fri  
8am - 6pm  
on entrance  
roadways

