

**THE COUNTY COUNCIL OF DURHAM
(PELTON, PERKINSVILLE & OUSTON)
(PROHIBITION AND RESTRICTION OF WAITING & LOADING AND UNLOADING)
ORDER 2010
(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 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 (Pelton, Perkinsville & Ouston) (Prohibition and Restriction of Waiting & Loading and Unloading) Order 2010 (Amendment No. 1) Order 2014 and shall come into operation on the 17th day of March 2014.

Part II

2. Amendments

- a) The following Order has been amended to reflect changes to plan DU182 and make administrative/typographical alterations:

The County Council of Durham (Pelton, Perkinsville & Ouston) (Prohibition and Restriction of Waiting & Loading and Unloading) Order 2010

- 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);

151.

(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) **Articles 4 & 5 :**

a. Reference to Article 6 has been removed and replaced with reference to Article 7

b. Reference to the Masterplan has been removed.

(v) **Article 6 :** A new Article 6 has been inserted which reads:

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 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.

(vi) **Article 7 (as renumbered):**

Reference to Article 6 has been inserted in sub-articles (1) and (2).

(vii) **Articles 8 & 9:** New Articles 8 & 9 have been inserted which read:

Contravention & Enforcement

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

9. 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.

(viii) **Articles 7 & 8** have been renumbered as Articles 10 & 11.

(c) **SCHEDULES:**

- (i) Schedule 2 – plan reference DU182 dated 29/7/10 has been removed and replaced with a plan of the same reference dated [seal dated 06/03/14].
- (ii) A new Schedule 3 has been inserted which reads:

**Schedule 3
No Stopping**

DU182 [06/03/14]

Part III

Contravention & Enforcement

- 3. If a vehicle is left at any time in contravention of a provision of this Order, a penalty charge shall be payable.
- 4. In the case of a vehicle in respect of which a penalty charge is payable, a penalty charge notice may be issued by a Civil Enforcement Officer.

Saving

- 5. 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.
- 6. 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 THE 20th DAY OF FEBRUARY 2014


.....
Authorised Sealing Officer



DELEGATED DECISION

**REGENERATION AND ECONOMIC
DEVELOPMENT SERVICE**



December 2013.

TRAFFIC REGULATION ORDER (TRO)

**Report of RED SERVICE
ADRIAN WHITE – HEAD OF TRANSPORT**

Purpose of the Report

To consider the removal of an existing no waiting and no loading Mon – Fri 8am – 6pm restriction and install a No Stopping Mon – Fri 8am – 9:30am and 2:30pm – 4pm restriction to the entrance of Ouston Junior School.

Background

The purpose of these restrictions is to keep the space outside of the school free from parked vehicles when child pedestrian/vehicle activity is at its highest allowing children to see and be seen more easily when crossing the road.

Details of any alternative options considered and rejected when making the decision

Leave as existing or amend current order.

Recommendations and reasons

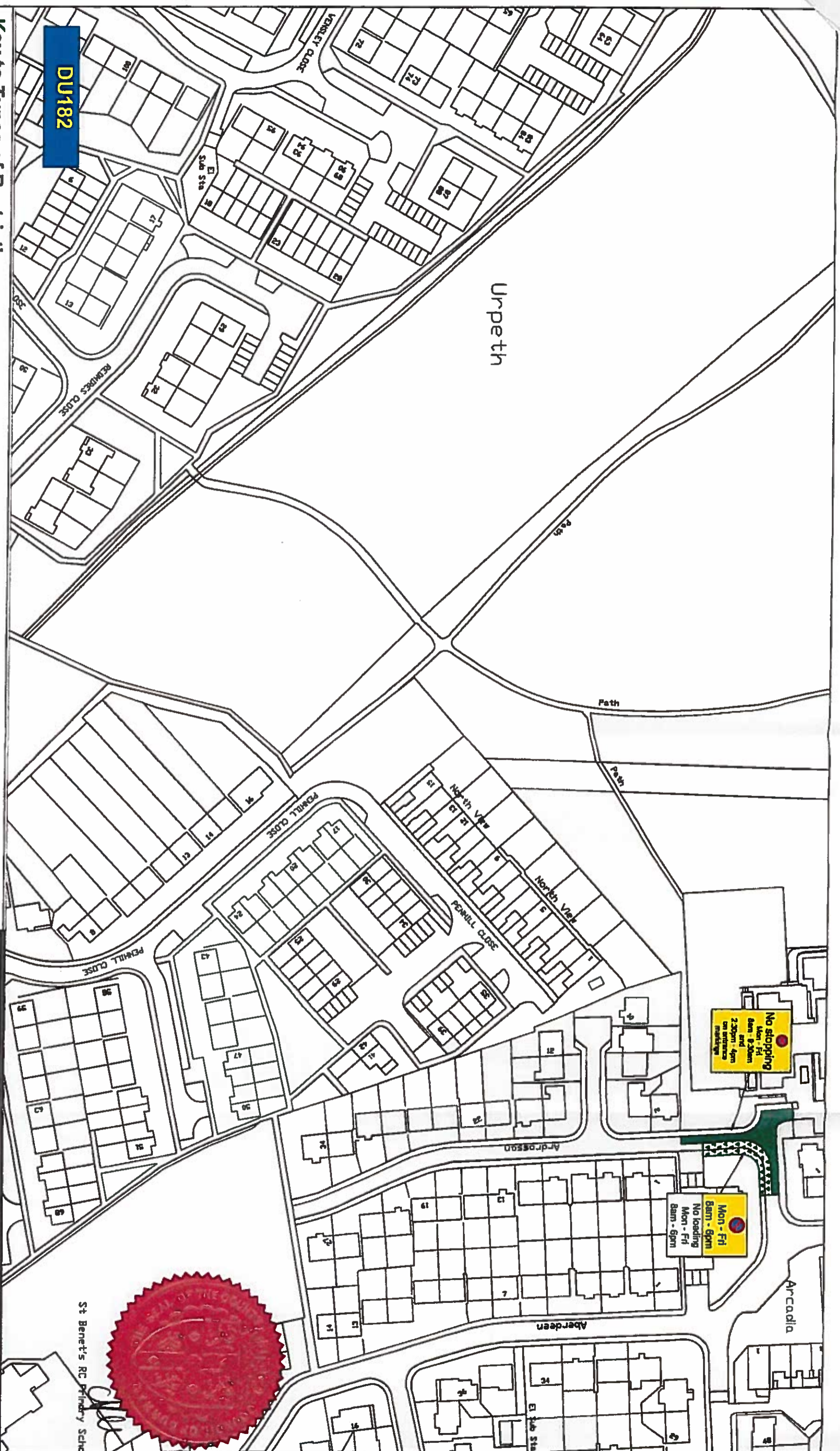
No objections received.

Decision

Progress TRO

Background papers

Office folders.



Key to Types of Restriction



Proposed No Waiting and No Loading Mon - Fri 8am - 6pm



Proposed No Stopping Mon - Fri 8am - 9:30am and 2:30pm - 4pm On Entrance Markings

DU182



Corporate Director
Regeneration & Economic
Development

Strategic Traffic Management
County Hall, Durham DH1 1SU

**PELTON, PERKINSVILLE AND OUSTON.
PROHIBITION AND RESTRICTION OF WAITING
AND LOADING / UNLOADING ORDER 2013**



Scale:	1:1250 @ A3
Date:	December 2013
Drawn by:	S. Muse
Date Sealed:	2012/14
Signature:	
Map Schedule:	DU182

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