

**THE COUNTY COUNCIL OF DURHAM
(CASTLESIDE, ALLENSFORD AND MOORSIDE)
(RESTRICTION OF WAITING)
ORDER 2010**

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 1

General

- 1 This Order may be cited as The County Council of Durham (Castleside, Allensford and Moorside) (Restriction of Waiting) Order 2010 and shall come into operation on 25 February 2010.

Interpretation

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

"disabled person's badge" has the same meaning as in the Disabled Person's (Badges for Motor Vehicles) (England) Regulations 2000 (as amended);

"disabled person's parking disc" means a device which:

- (a) is 125 millimetres square coloured blue, if issued on or after 1 April 2000, or orange if issued before that date
- (b) has been issued by a local authority and has not ceased to be valid and
- (c) is capable of showing the quarter hour during which a period of waiting began.

"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 brigade or ambulance vehicle;

"motor vehicle" has the same meaning as in Section 136 of the Act;

"relevant position" means:-

- (i) in the case of a disabled person's badge;
 - (a) in the case of a vehicle fitted with a dashboard or fascia panel the badge is exhibited thereon; or
 - (b) where the vehicle is not fitted with a dashboard or fascia panel, the badge is exhibited in a conspicuous position in the vehicle

so that the front of the badge is clearly legible from outside the vehicle; and

(ii) in respect of a disabled person's parking disc:-

- (a) in the case of a vehicle fitted with a dashboard or fascia panel the badge is exhibited thereon; or
- (b) where the vehicle is not fitted with a dashboard or fascia panel, the disc is exhibited in a conspicuous position on the vehicle; so that when marked to show the quarter hour period during which a period of waiting began, that period is clearly legible from outside of the vehicle;

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

Part II

Revocation

3 (a) The following Orders are to be revoked in full:

The County of Durham (Roads A68/A692 Castleside Crossroads, Consett) (Prohibition of Waiting) Order 1988

The County of Durham (Various Roads, Allensford) (Restriction and Prohibition of Waiting) Order 1977

The County Council of Durham (A68 Castleside Crossroads) (Prohibition of Waiting) Order 1994

(b) The under-mentioned Order is hereby revoked in part:

The County Council of Durham (Unclassified Dunelm Road, Moorside, Consett) (Traffic Management) Order 2008 - Article 3 and Schedule 1 only.

Part III

Prohibition of Waiting At Any Time

4 Save as provided in Article 7 of this Order no person shall, except upon the direction or with the permission of an enforcement officer, cause or permit any vehicle to wait at any time on any of the lengths of roads or sides of lengths of roads identified in the Masterplan and within the individual plans detailed in Schedule 1 to this Order.

Prohibition of Waiting between the hours of 8.00am and 8.00pm on any day between 1st May to 30th September Annually

5 Save as provided in Article 7 of this Order no person shall, except upon the direction or with the permission of an enforcement officer, cause or permit any vehicle to wait, between the hours of 8.00am and 8.00pm on any day between

1st May and 30th September annually, on any of the lengths of roads, or sides of lengths of roads identified in the Masterplan and within the individual plans detailed in Schedule 2 to this Order.

Prohibition of Waiting between the hours of 8.00am and 6.00pm on any day

- 6 Save as provided in Article 7 of this Order no person shall, except upon the direction or with the permission of an enforcement officer, cause or permit any vehicle to wait, between the hours of 8.00am and 6.00pm on any day, on any of the lengths of roads, or sides of lengths of roads identified in the Masterplan and within the individual plans detailed in Schedule 3 to this Order.

Part IV

Exemptions

- 7 (1) Nothing in Articles 4, 5 or 6 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 4, 5, or 6 of this Order shall apply to any liveried vehicle being used for police, fire brigade or ambulance purposes in pursuance of statutory duties.
- (3) Nothing in Articles 4, 5 or 6 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 Articles 4,5 or 6 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; or
 - (b) goods to be loaded onto or unloaded from the vehicle.

Part VI

Saving

- 8 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.
- 9 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

Plan reference numbers: CK167, CK161 and CK162

Schedule 2 Prohibition of Waiting between the hours of 8.00am and 8.00pm on any day between 1st May to 30th September annually

Plan reference numbers: CK167, CL167, CL168, CM168 and CM169

Schedule 3 Prohibition of Waiting between the hours of 8.00am and 6.00pm on any day

Plan reference numbers: CL164, CL165 and CM165

Given under the Common Seal of the County Council of Durham on 18
February 2010

B. Smith

Authorised Sealing Officer

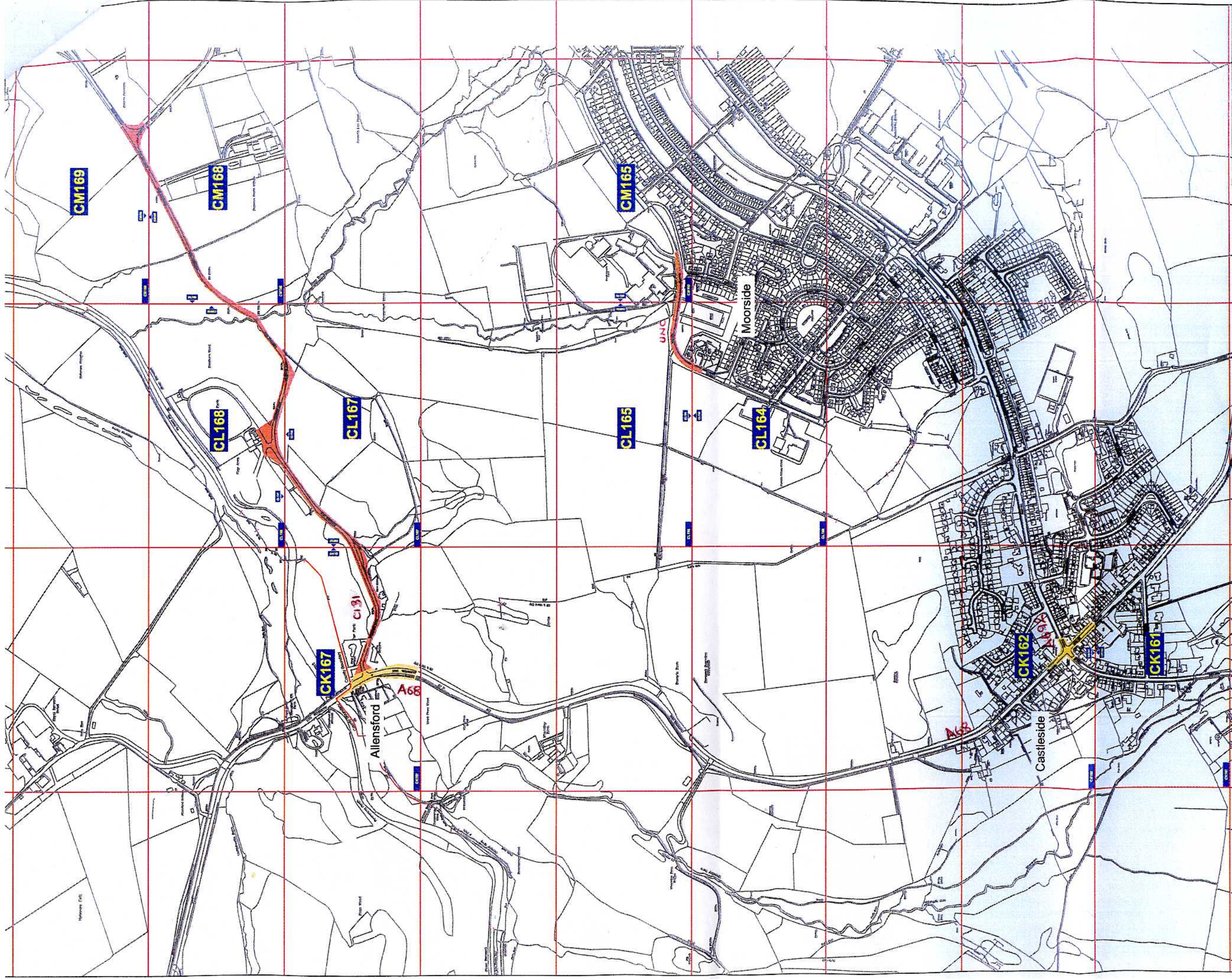


THE COUNTY COUNCIL OF DURHAM
(CASTLESIDE, ALLENSFORD, MOORSIDE and THE GROVE)
(RESTRICTION OF WAITING) ORDER 2009

Statement of Reasons

Durham County Council as Highway Authority propose to make the above order in discharge of its duty under Section 122 of the Road Traffic Regulation Act 1984, "to secure the expeditious, convenient and safe movement of vehicular and other traffic (including pedestrians)", in accordance with the provisions of Section 1(1) of the Road Traffic Regulation Act 1984 namely:-

- | | |
|---|-------------------------------------|
| | ✓ |
| (a) for avoiding danger to persons or other traffic using the road or any other road or for preventing the likelihood of any such danger arising, or | <input checked="" type="checkbox"/> |
| (b) for preventing damage to the road or to any building on or near the road, or | <input type="checkbox"/> |
| (c) for facilitating the passage on the road or any other road of any class of traffic (including pedestrians), or | <input checked="" type="checkbox"/> |
| (d) for preventing the use of the road by vehicular traffic of a kind which, or its use by vehicular traffic in a manner which, is unsuitable having regard to the existing character of the road or adjoining property, or | <input type="checkbox"/> |
| (e) (without prejudice to the generality of paragraph(d) above) for preserving the character of the road in a case where it is specially suitable for use by persons on horseback or on foot, or | <input type="checkbox"/> |
| (f) for preserving or improving the amenities of the area through which the road runs; or | <input type="checkbox"/> |
| (g) for any of the purposes specified in paragraphs (a) to (c) of subsection (1) of section 87 of the Environment Act 1995 (air quality). | <input type="checkbox"/> |



Key



No Waiting At Any Time
 Restricted Waiting
 Plan Reference Number

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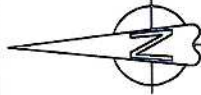


Corporate Director
 Regeneration & Economic
 Development

Strategic Traffic Management

County Hall, Durham DH1 5UQ

THE COUNTY COUNCIL OF DURHAM
 CASTLESIDE, ALLENSFORD AND MOORSIDE
 (RESTRICTION OF WAITING) ORDER 2010



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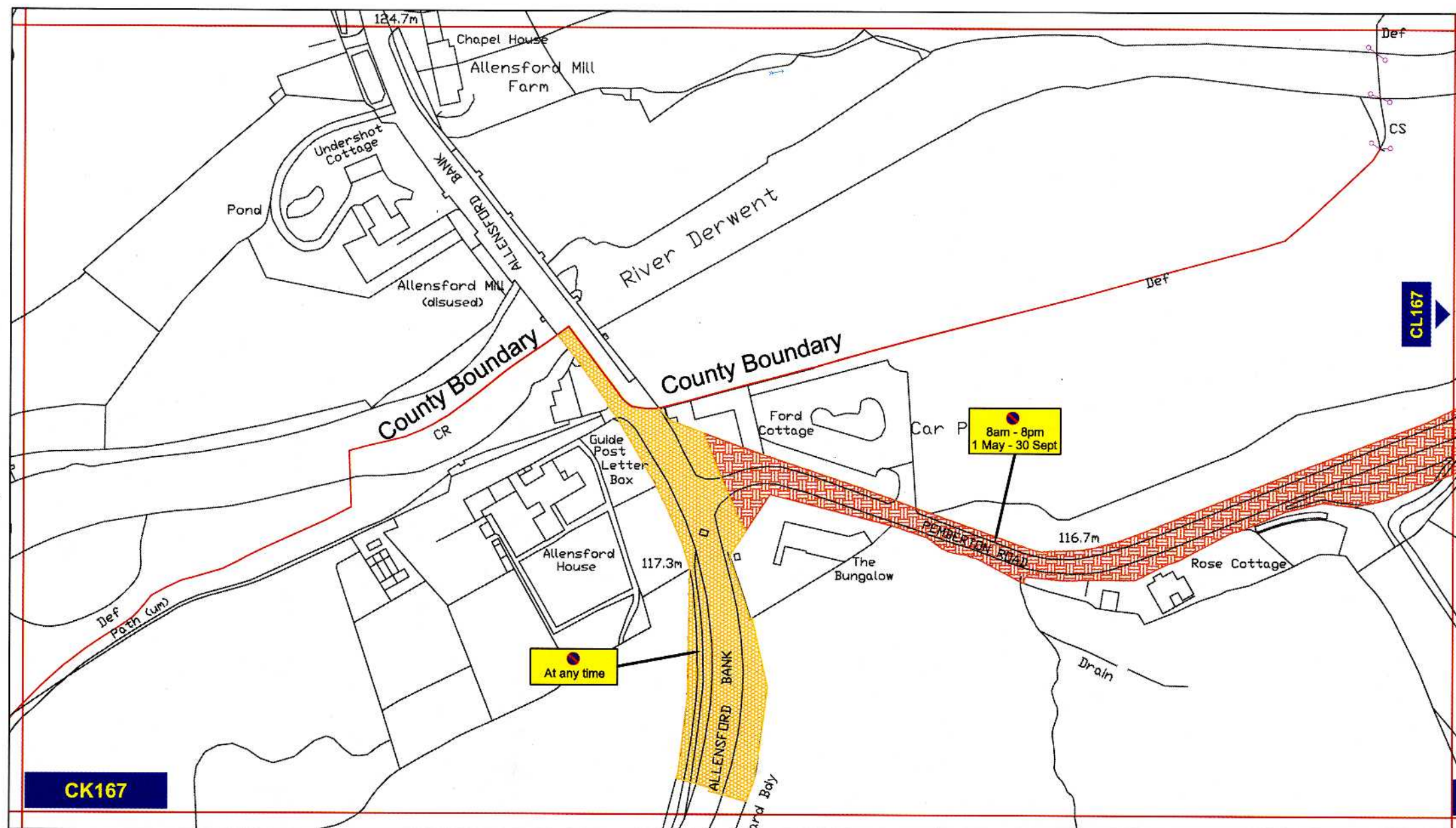
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Drawn by: D. Lewin

Signature: *[Signature]*

Date Sealed: 18/02/10

Masterplan



Key to Types of Restriction

-  No Waiting At Any Time
-  Restricted Waiting

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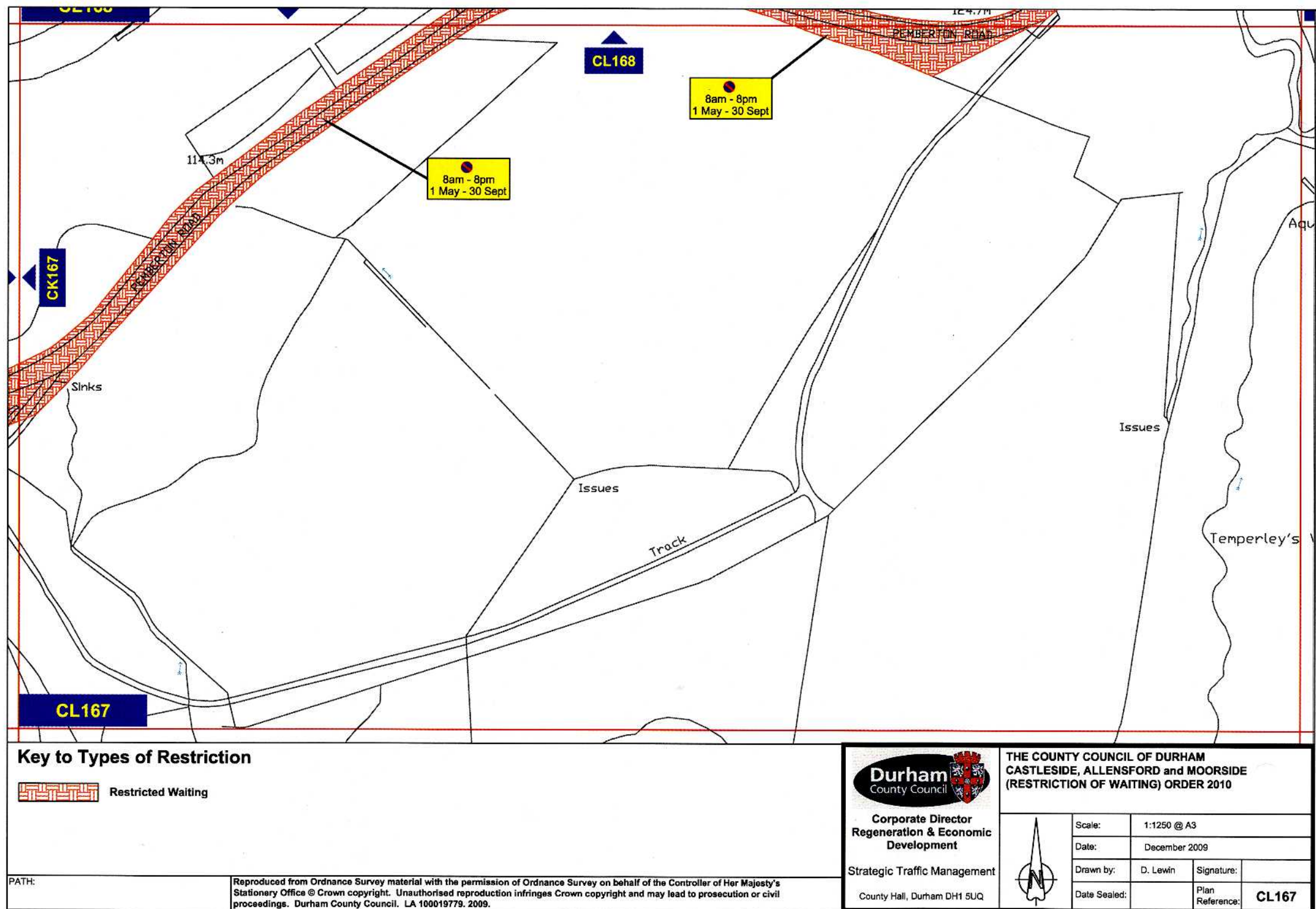
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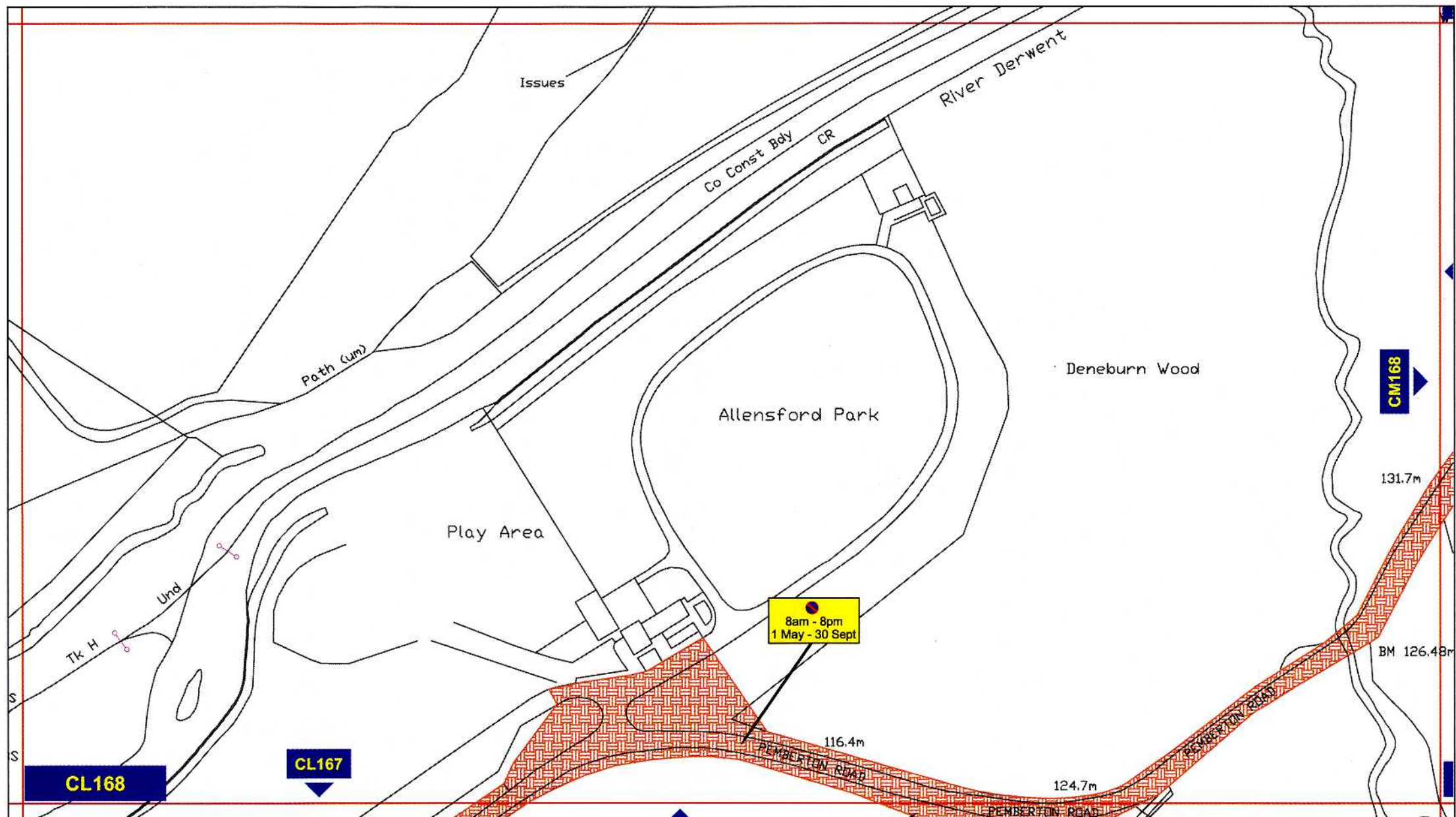
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**THE COUNTY COUNCIL OF DURHAM
CASTLESIDE, ALLENSFORD and MOORSIDE
(RESTRICTION OF WAITING) ORDER 2010**

Scale:	1:1250 @ A3		
Date:	December 2009		
Drawn by:	D. Lewin	Signature:	
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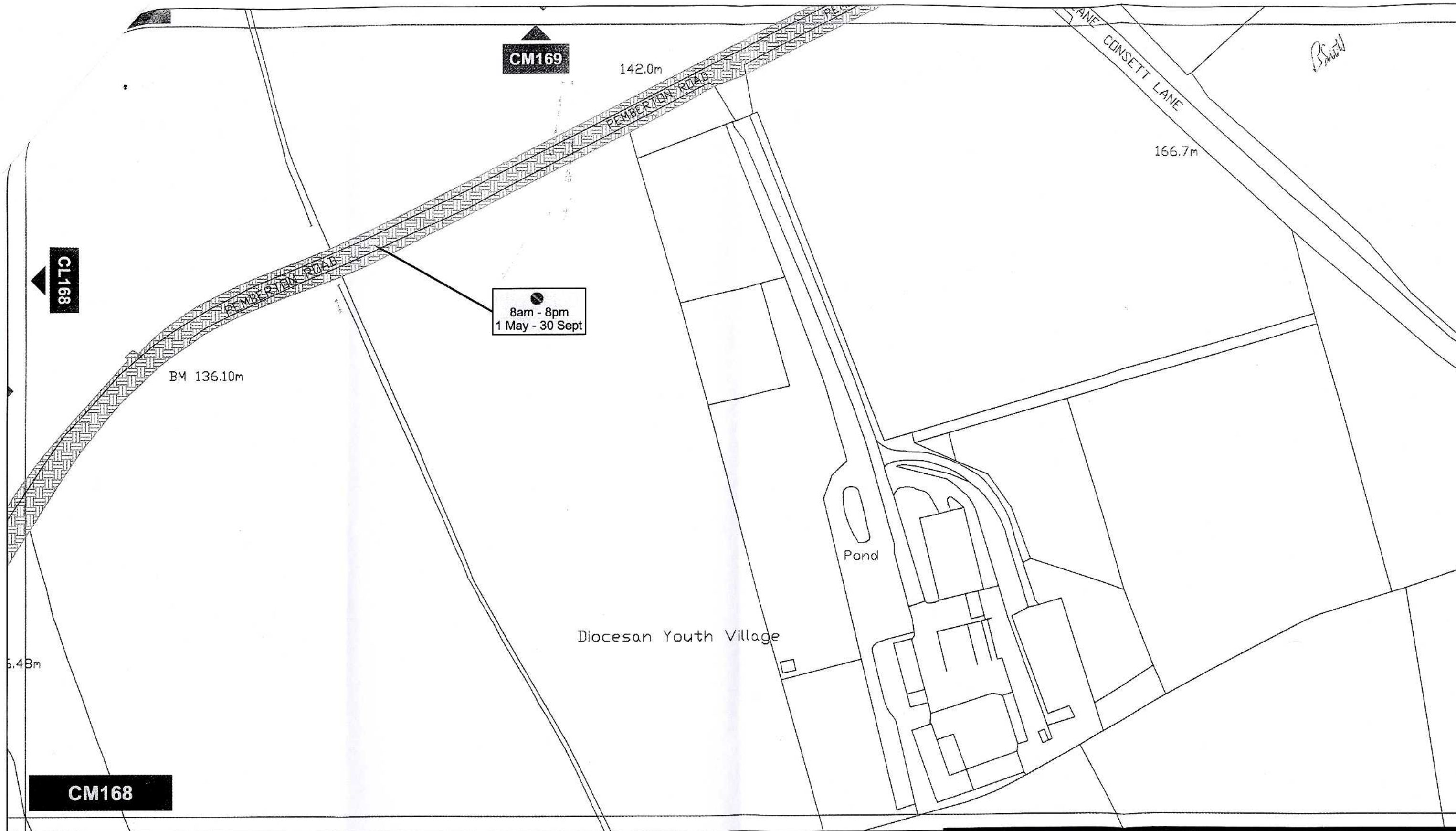
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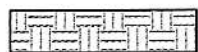
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(RESTRICTION OF WAITING) ORDER 2010**



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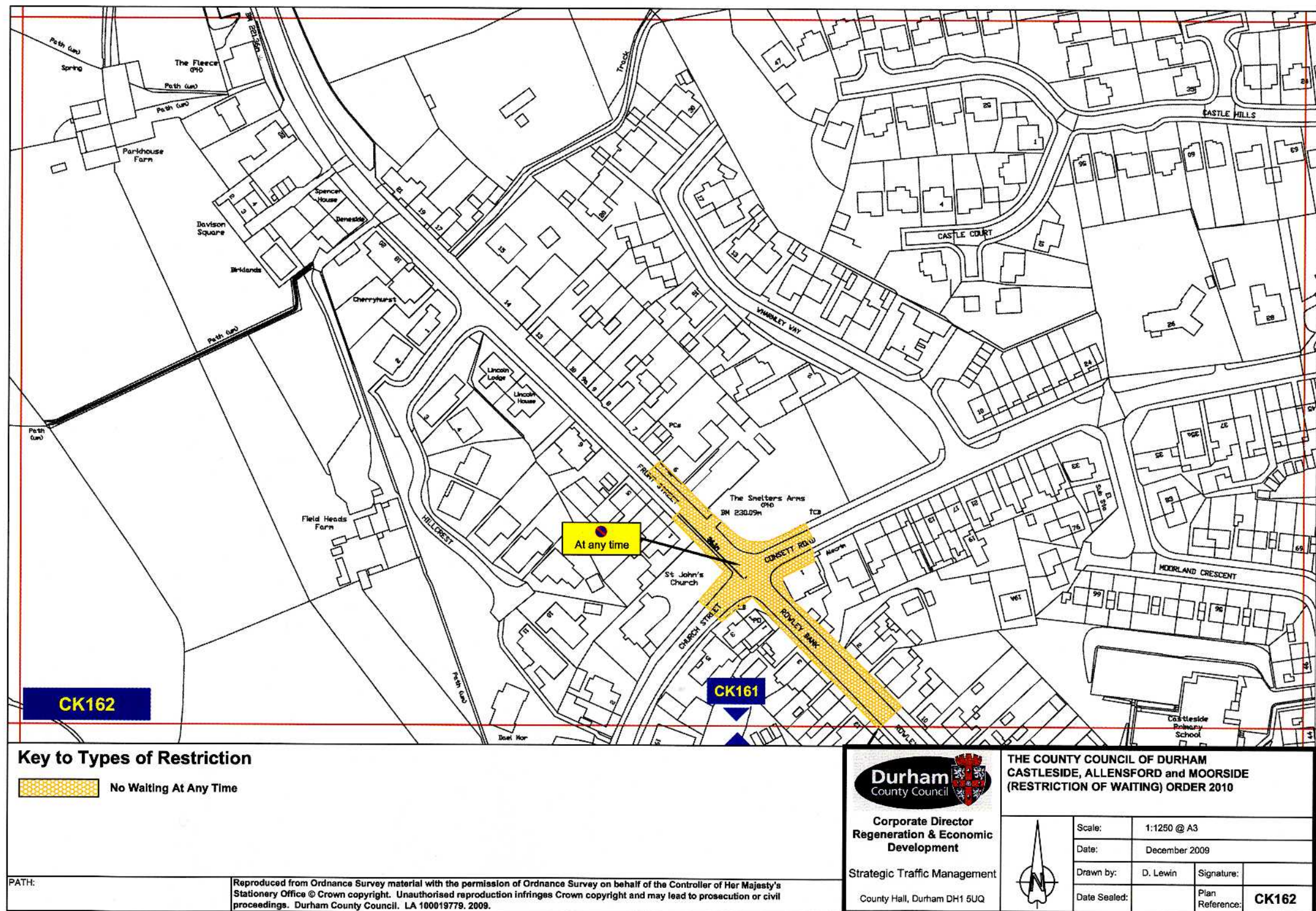
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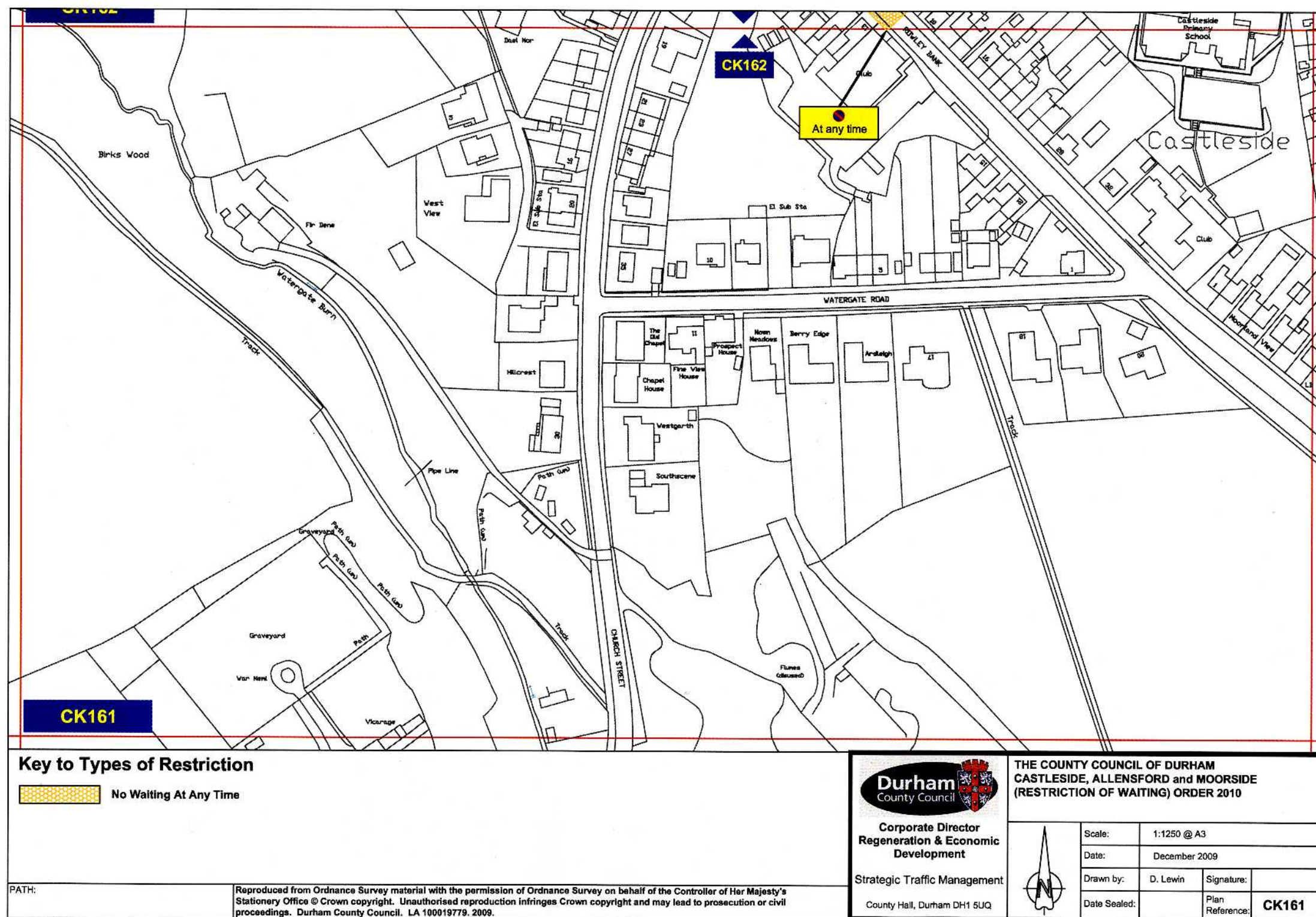
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(RESTRICTION OF WAITING) ORDER 2010




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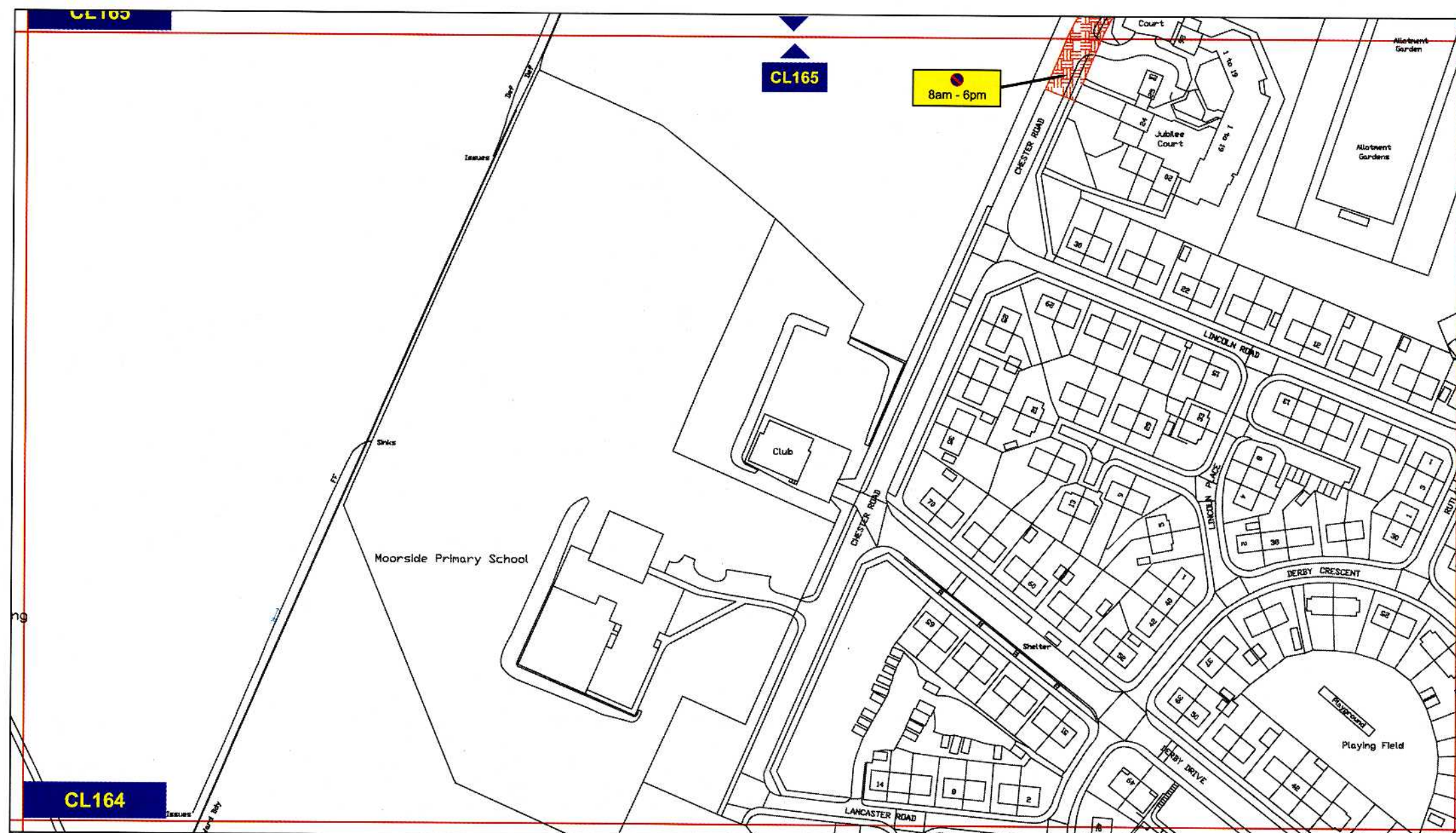
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CASTLESIDE, ALLENSFORD and MOORSIDE
(RESTRICTION OF WAITING) ORDER 2010

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(RESTRICTION OF WAITING) ORDER 2010



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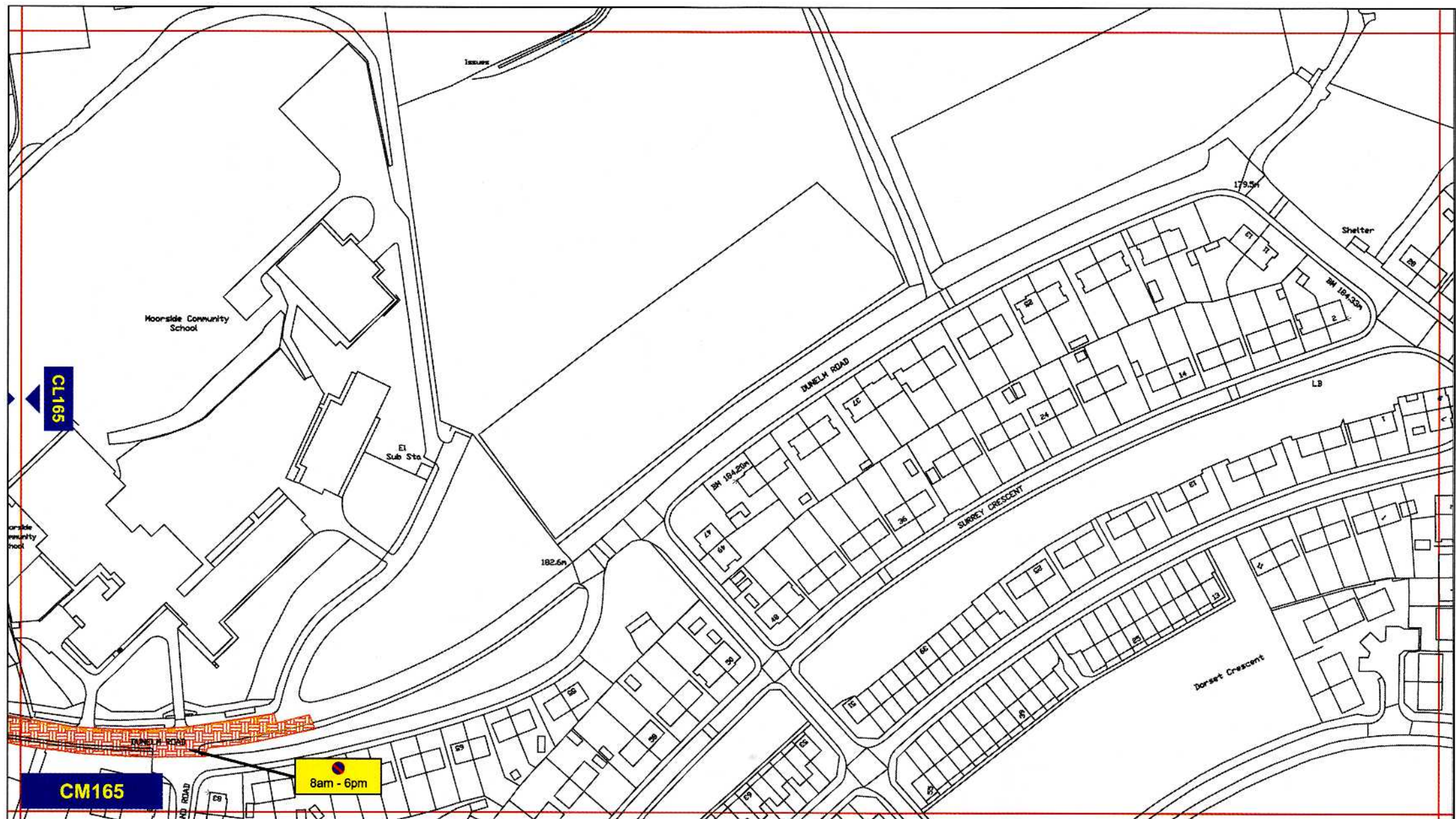
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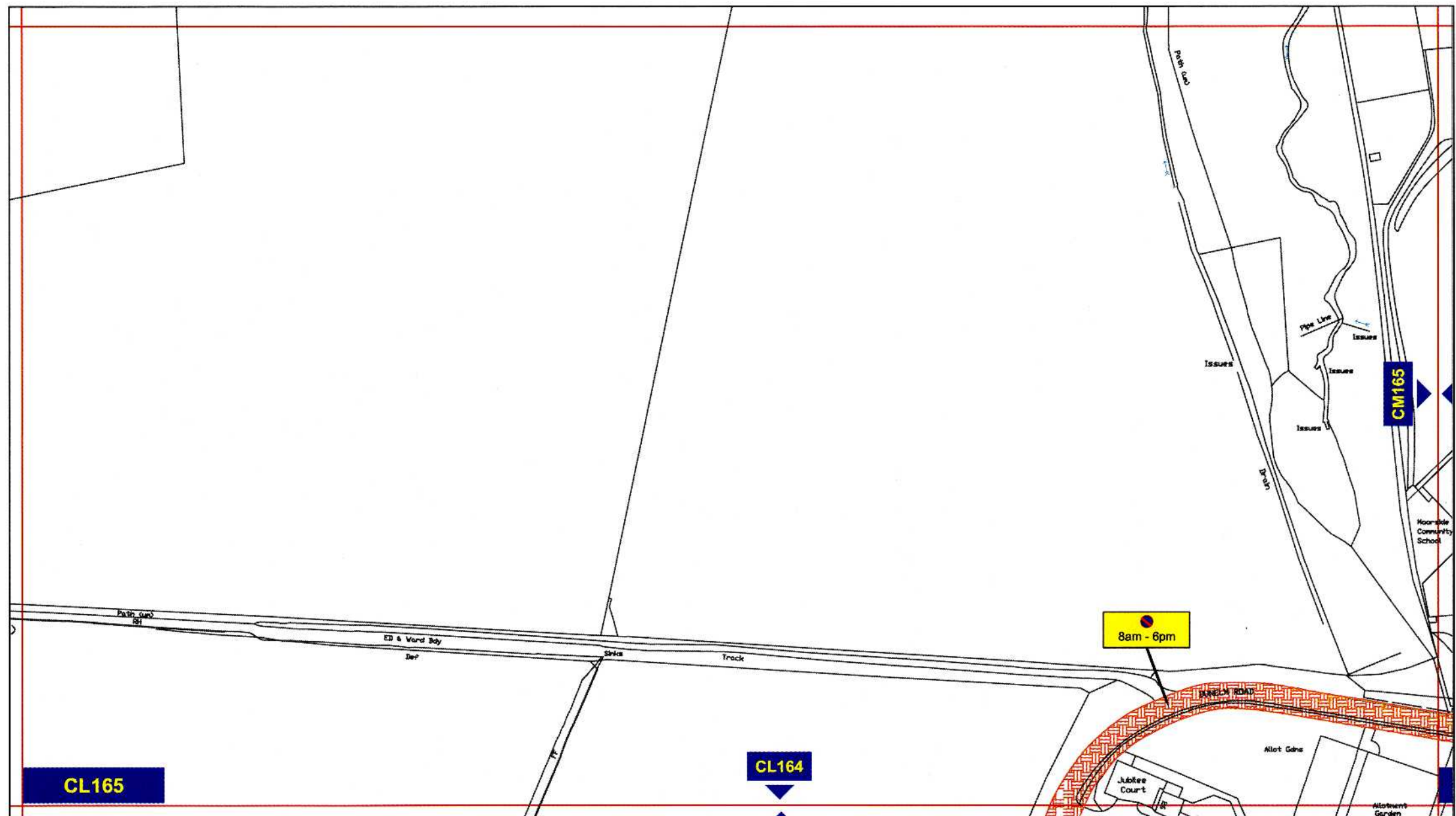
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(RESTRICTION OF WAITING) ORDER 2010



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 Restricted Waiting

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(RESTRICTION OF WAITING) ORDER 2010



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