

**THE COUNTY COUNCIL OF DURHAM
(LANCHESTER AND LANGLEY PARK)
(PROHIBITION & RESTRICTION OF WAITING AND LOADING)
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 (Lanchester and Langley Park) (Prohibition & Restriction of Waiting and Loading) Order 2010 and shall come into operation on 3 June 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;

"masterplan" means the plan showing the total area covered by all of the individual map schedules for each location included in a Map Based Road Traffic Regulation Order"

"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 The following Orders are to be revoked in full:

The County of Durham (Ford Road and Station Road, Lanchester) (Restriction of Waiting) Order 1981	1/26.
The County Council of Durham (Road B.6296, Station Road, Lanchester) (Restriction of Waiting) Order 1983	1/35
The County of Durham (Front Street/Newbiggin Lane, Lanchester) (Prohibition of Waiting) Order 1987	2/61
The County of Durham (Road C57, Front Street, Lanchester) (Prohibition of Waiting) Order 1994	2/84
The County Council of Durham (C57 Front Street, Lanchester) (Prohibition of Waiting, Prohibition of Waiting and Loading and Amendment) Order 1998.	2/97
The County Council of Durham (C62 Front Street, Langley Park) (Prohibition of Waiting At Any Time and Loading Bay Amendment) Order 2005	3/145
The County Council of Durham (C62 Front Street Langley Park (Prohibition of Waiting At Any Time), and (Loading Bay) Order 2004	3/138

Part III

Prohibition of Waiting At Any Time

4. 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 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 6.00pm On Any Day

5. 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 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 2 to this Order.

Part IV

Prohibition of Loading/Unloading At Any Time

6. 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:
 - a. wait, or
 - b. wait for the purpose of enabling goods to be loaded onto or unloaded from the vehicle, 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 2 to this Order.

Part V

Loading Bays Only Monday to Saturday between the hours of 9.00 am and 5.00pm

7. (1) The areas of highway identified in the Masterplan and within the individual plan detailed in Schedule 4 to this Order are hereby authorised to be used as loading bays, subject to the provisions of this Order, for the waiting of vehicles for the purpose of loading or unloading goods on any day only between the hours of 9.00 a.m. and 5.00 p.m.
- (2) Save as provided in Article 10 of this Order no person shall cause or permit any vehicle, other than a vehicle loading or unloading goods, to wait in a loading bay on the days and during the hours specified in paragraph (1) of this Article.

- (3) This limits of each loading bay shall be indicated, by the Council, on the carriageway by the appropriate traffic signs.
- (4) Every vehicle using a loading bay shall so stand so that every part of the vehicle is wholly within the loading bay.

Manner of Standing In Loading Bays

- 8. (1) Every vehicle left in a loading bay, identified in the Masterplan and within the individual plan detailed in Schedule 4 of this Order, shall so stand, subject to paragraph (2) of this Article, so that every part of the vehicle is wholly within the limits of the loading bay.
- (2) Where a vehicle has been left in a loading bay, referred to in paragraph (1) of this Article, is to long to comply with the provisions of that paragraph such vehicle shall be deemed to be within the limits of the loading bay if:-
 - (a) the extreme front or rear portion of the vehicle is within 300 mm of the carriageway indication provided under paragraph (3) of Article 7 of this Order;
 - (b) the vehicle, or any part of it, is not within the limits of any adjoining loading bay.

Power to suspend Loading Bays

- 9. (1) Any person authorised by the Council may suspend the use of a loading bay or any part thereof whenever he consider such suspension is reasonably necessary:-
 - (a) for the purpose of facilitating the movement of traffic or promoting its safety;
 - (b) for the purpose of any building operation, demolition or excavation in or adjacent to the parking place or loading bay, or the maintenance, improvement or reconstruction of the parking place or loading bay of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or any telecommunications apparatus as defined in the Telecommunications Act 1984;
 - (c) for the convenience of occupiers of premises adjacent to the parking place or loading bay on any occasion of the removal of furniture from one office or dwelling house to another or the removal of furniture from such premises to a depository or to such premises;
 - (d) on any occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed; or

- (2) An enforcement officer may suspend the use of a loading bay or any part thereof, whenever such suspension is reasonably necessary for the purpose of facilitating the movement of traffic or promoting its safety.
- (3) Any person suspending the use of a loading bay or any part thereof, in accordance with paragraph (1) or (2) of this Article shall, thereupon, place or cause to be placed in or adjacent to the parking place or loading bay or part thereof, as the case may be, a traffic sign indicating that waiting by vehicles is prohibited.
- (4) No person shall cause or permit any vehicle to wait in a loading bay or any part thereof, during such period as there is placed in or adjacent to the loading bay, as the case may be, a traffic sign indicating that waiting by vehicles is prohibited.

Provided that nothing in this paragraph shall apply to any vehicle waiting in the loading bay or part thereof, which is suspended, with the permission of the person suspending the loading bay or part thereof, in pursuance of paragraph (1) or (2) of this Article.

- (5) No person shall use a loading bay in connection with the sale of any article to persons in or near the parking place or in connection with the selling or offering for hire of their skills or services.

Part IV

Exemptions

- 10. (1) Nothing in Articles 4, 5, 6 or 7 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, 6 or 7 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 or 5 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 6 or 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 the picking up or setting down of passengers.
 - (5) Nothing in Articles 4 or 5 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

- 11. 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.
- 12. 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: DM148, DC158 and DC157

Schedule 2
Prohibition of Waiting between the hours of 8.00am and 6.00pm On Any Day

Plan reference numbers: DC157 and DC156

Schedule 3
Prohibition of Loading/Unloading At Any Time

Plan reference number: DC157

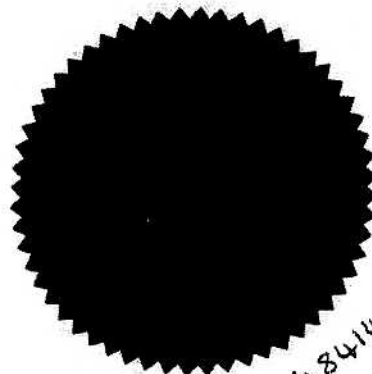
Schedule 4
Loading Bay Only Monday to Saturday
between the hours of 9.00 am and 5.00pm

Plan reference number: DM148

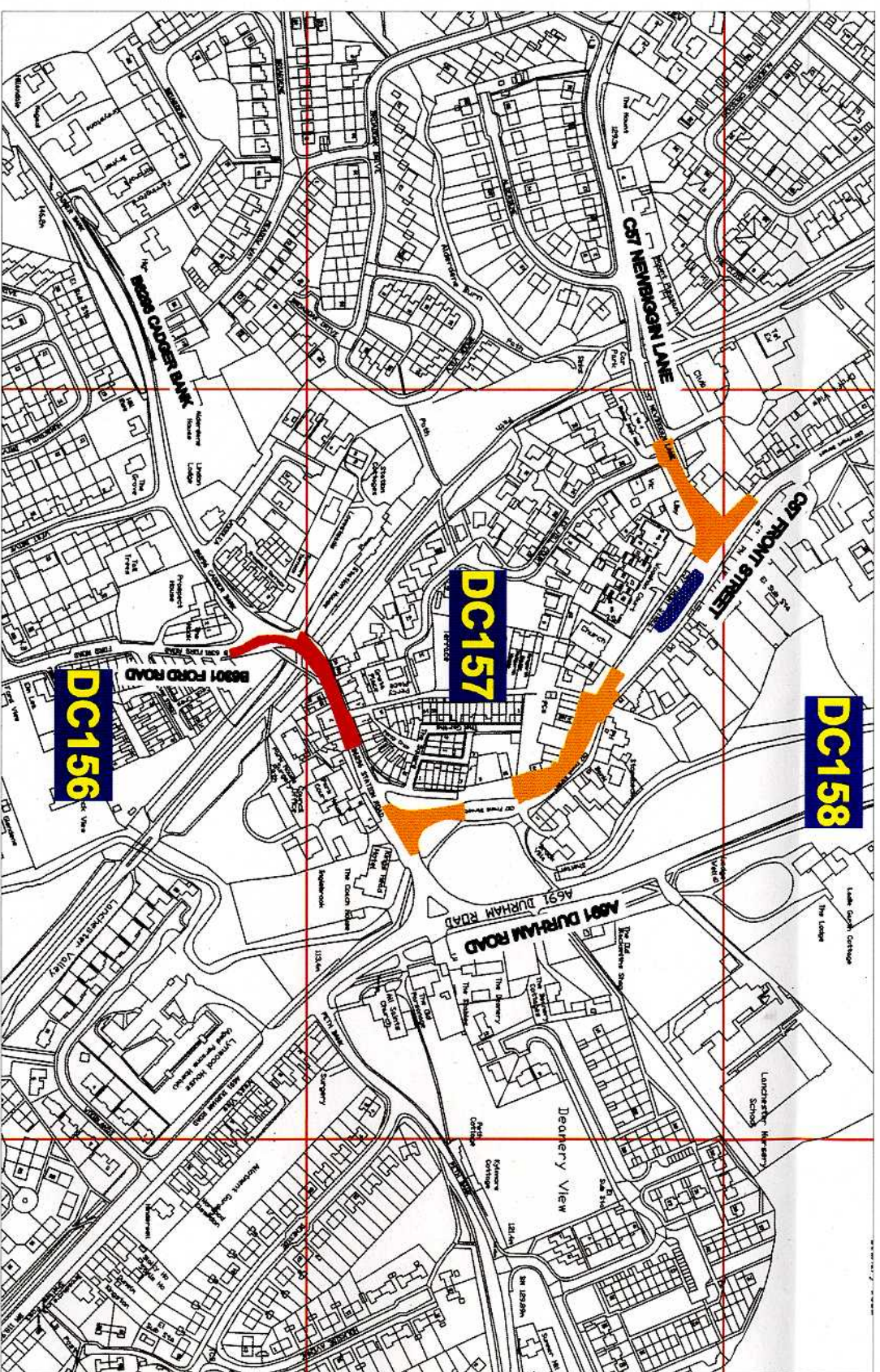
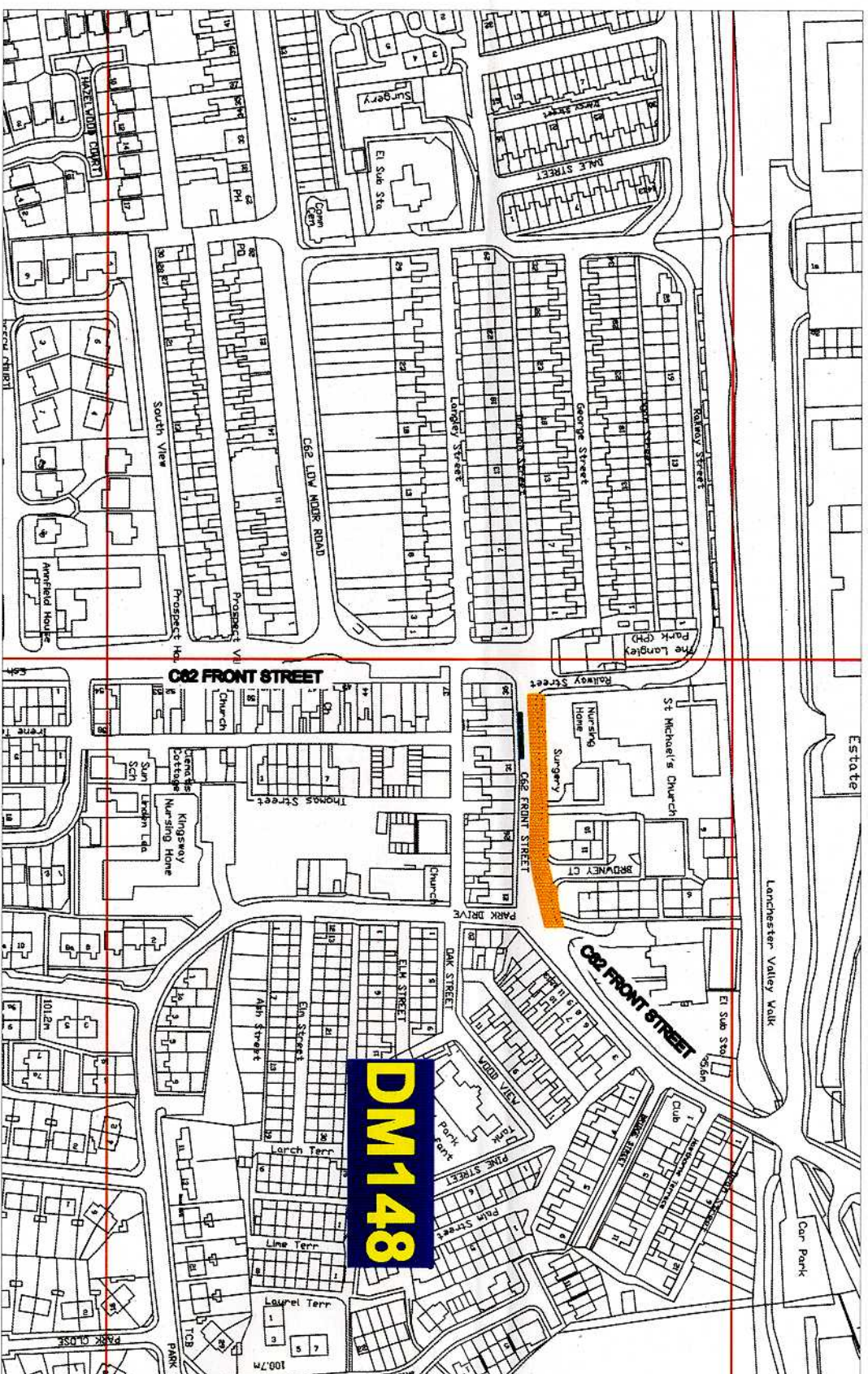
Given under the Common Seal of the County Council of Durham on 27 May 2010.

Zahira Hossain

Authorised Sealing Officer



48414



- KEY:**
- No Waiting At Any Time
 - No Loading/Unloading At Any Time
 - Restricted Bay
 - Restricted Waiting
 - Individual Plan Reference Number

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Durham
County Council

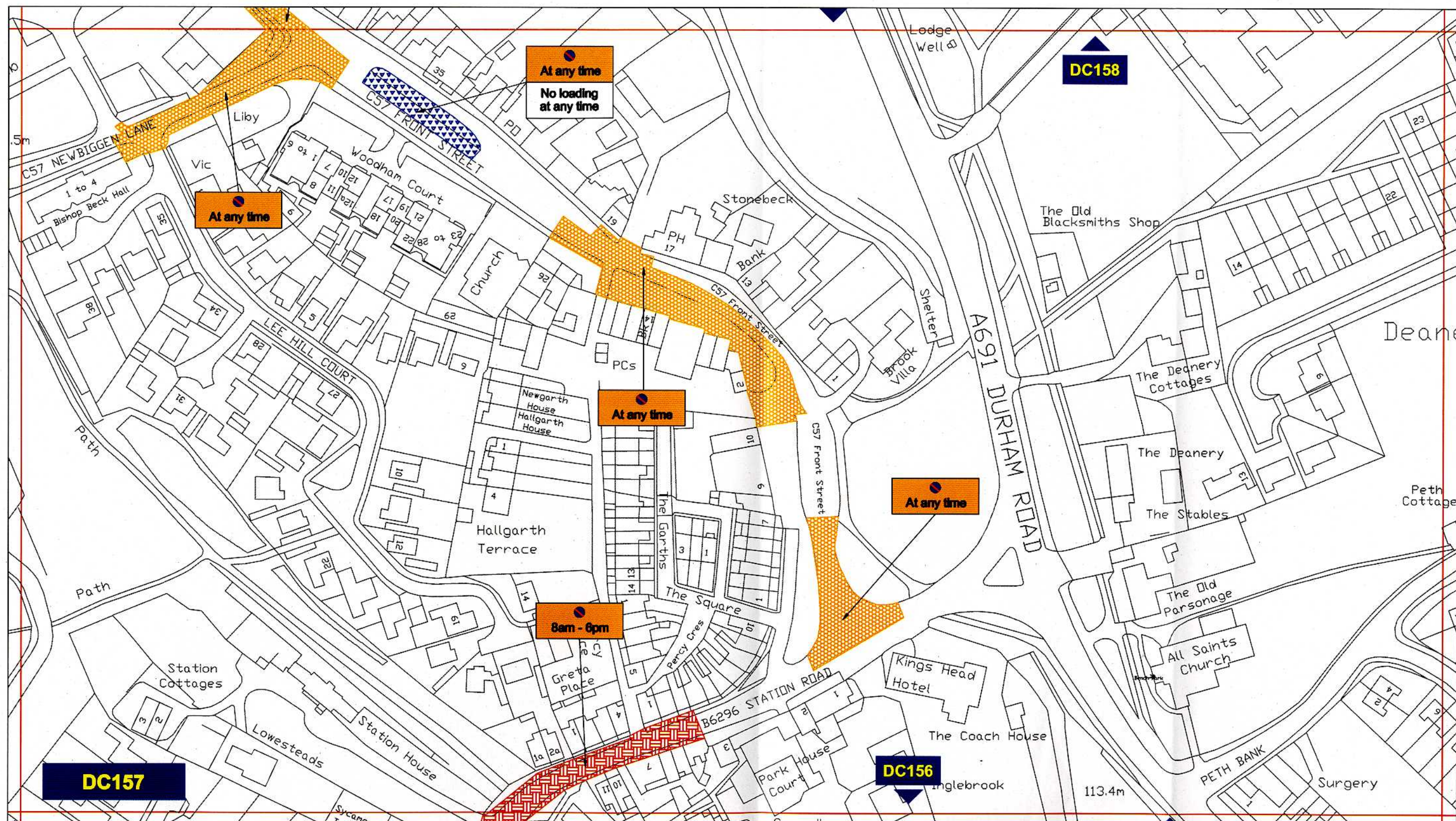
Corporate Director
Regeneration & Economic
Development

Strategic Traffic Management

County Hall, Durham DH1 1SU

THE COUNTY COUNCIL OF DURHAM
LANCHESTER and LANGLEY PARK
(PROHIBITION and RESTRICTION OF WAITING and
LOADING) ORDER 2010

Scale:	AS SHOWN WHEN THIS SHEET IS PRINTED AT A3		
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Drawn by:	R. Smith	Signature:	
Date Sealed:		MASTERYAN	



-  **No Waiting At Any Time**
-  **Restricted Waiting**
-  **No Loading/Unloading At Any Time**

Durham
County Council

Corporate Director
Regeneration & Economic
Development

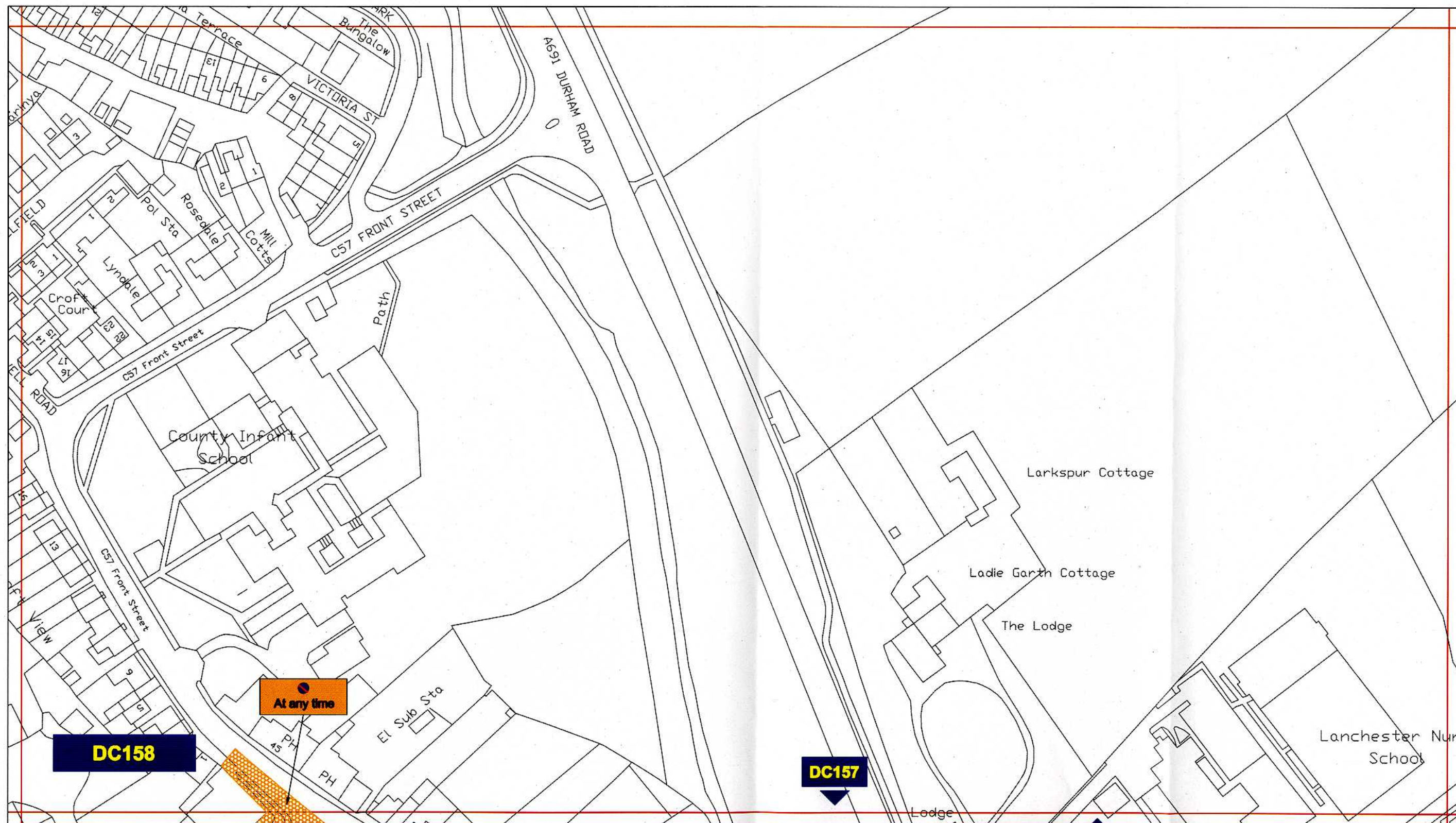
Strategic Traffic Management

County Hall, Durham DH1 5UQ


**THE COUNTY COUNCIL OF DURHAM
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(PROHIBITION and RESTRICTION OF WAITING and
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Date Sealed:		Map Schedule:	DC157



 **No Waiting At Any Time**

 THE COUNTY COUNCIL OF DURHAM LANCHESTER and LANGLEY PARK (PROHIBITION and RESTRICTION OF WAITING and LOADING) ORDER 2010			
Corporate Director Regeneration & Economic Development		Scale: 1:1250 @ A3 Date:	
Strategic Traffic Management County Hall, Durham DH1 5UQ		Drawn by: R. Smith Date Sealed:	Signature: Map Schedule: DC158



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

Durham
County Council

**Corporate Director
Regeneration & Economic
Development**

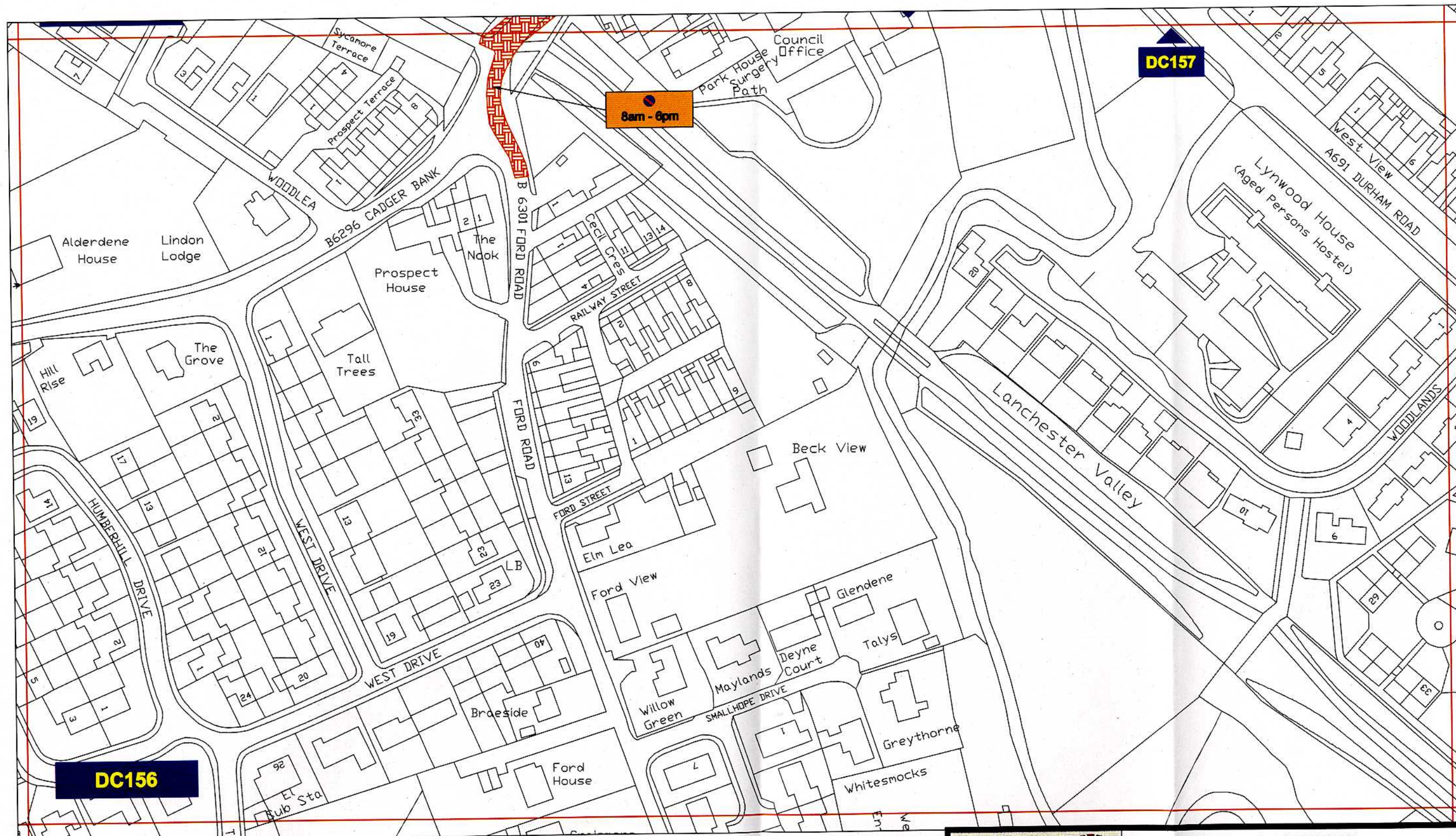
Strategic Traffic Management

County Hall, Durham DH1 5UQ

**THE COUNTY COUNCIL OF DURHAM
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Date Sealed:		Map Schedule:	DM148



Restricted Waiting



**Corporate Director
Regeneration & Economic
Development**

Strategic Traffic Management

County Hall, Durham DH1 5UQ

**THE COUNTY COUNCIL OF DURHAM
LANCHESTER and LANGLEY PARK
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Scale:	1:1250 @ A3		
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Date Sealed:		Map Schedule:	DC156