

**THE COUNTY COUNCIL OF DURHAM
(CHESTER-LE-STREET AND BIRTLEY)
(PROHIBITION AND RESTRICTION OF WAITING, LOADING/UNLOADING
& PARKING PLACES) CONSOLIDATION NO. 1
ORDER 2012**

The County Council of Durham ("the Council") in exercise of their powers under Sections 1, 2, 4, 32, 35 and 124 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 1

General

1. This Order may be cited as The County Council of Durham (Chester-le-Street and Birtley (Prohibition and Restriction of Waiting, Loading/Unloading & Parking Places) Consolidation No. 1 Order 2012 and shall come into operation on 5 March 2012.

Interpretation

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

"carer" means a person providing care and attending a person who is a resident.

"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.

"contractor" means a person or persons working at the address of a resident.

"credit card" has the same meaning as in Section 35A of the Act;

"debit card" has the same meaning as in Section 35A of the Act;

"disabled person's badge" has the same meaning as in the Disabled Person's (Badge's 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.

"driver" in relation to a vehicle parked in a parking place means the person driving or riding the vehicle at the time it was left in the parking place;

"dual purpose vehicle" has the same meaning as in Regulation 3 of the Road Vehicles (Construction and Use) Regulations 1986, as amended;

"enforcement authority" means the County Council of Durham;

"goods vehicle" means a motor vehicle which is constructed or adapted for use for the carriage of goods or burden of any description and which has an unladen weight not exceeding 7.5 tonnes and is not drawing a trailer;

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

"loading bay" means an area of highway designated as a loading bay under the provisions of this Order;

"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"

"medical/health care professional" means a person (being a doctor, nurse or similar qualified professional) attending a patient/client who is a resident;

"motor cycle" has the same meaning as defined by Section 136 of the Act;

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

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

"parking bay" means an area of highway designated as a parking bay under the provisions of this Order;

"parking contravention" has the same meaning assigned to it by Section 73 and Part 1 of Schedule 7 to the Traffic Management Act 2004.

"parking place" means an area of highway designated as a parking place under the provisions of this Order;

"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;

"parking place" means an area of highway designed as a parking place under the provisions of this Order;

"passenger vehicle" means a motor vehicle (other than a motor cycle) constructed solely for the carriage of passengers and their effects and adapted to carry not more than twelve passengers exclusive of the driver, and not drawing a trailer;

"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

"permit" means a permit and a "valid permit" issued under the provisions of Article 14 of this Order;

"permit holder" means a person to whom a permit has been issued under the provisions of Article 3 of this Order;

"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;

"resident" means a person whose usual residence, either private or business, is at premises the postal address of which is in any street or part of a street specified in Schedule 1 to this Order;

"scheme operation conditions" means the conditions adopted by the Council setting down the requirements for the Parking Scheme as approved by the Highways and Design Services Sub-Committee on 21 December 1999 (as amended) or as subsequently amended from time to time;

"taxi" has the same meaning as "hackney carriage" as defined in Section 80 of the Local Government (Miscellaneous Provisions) Act 1976;

"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; and

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

"visitor's permit" means a permit issued to a resident for a visitor in accordance with the provisions of Article 3 of this Order.

Part II

Revocation

2. The following Orders shall be revoked to the extent that the contents be consolidated and the provisions therein re-enacted within this Order:

The County Council of Durham (Chester-le-Street and Birtley) (Prohibition & Restriction of Waiting, Loading/Unloading & Parking Places) Order 2010

The County Council of Durham (Chester-le-Street and Birtley) (Prohibition & Restriction of Waiting, Loading/Unloading & Parking Places) Amendment Order 2011

The County Council of Durham (Chester-le-Street and Birtley) (Prohibition & Restriction of Waiting, Loading/Unloading & Parking Places) Amendment No 2 Order

Part III

Prohibition of Waiting At Any Time

4. Save as provided in Article 20 of this Order no person shall, except upon the direction or with the permission of a civil 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 within the individual plans detailed in Schedule 1 to this Order.

Prohibition of Waiting and Loading/Unloading At Any Time

5. Save as provided in Article 20 of this Order no person shall, except upon the direction or with the permission of 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, at any time, on any of the lengths of roads or sides of lengths of roads identified within the individual plans detailed in Schedule 2 to this Order.

Prohibition of Waiting and Loading/Unloading between the hours of 8.00am And 6.00pm On Any Day

6. Save as provided in Article 20 of this Order no person shall, except upon the direction or with the permission of 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, 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 within the individual plans detailed in Schedule 3 to this Order.

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

7. Save as provided in Article 20 of this Order no person shall, except upon the direction or with the permission of a civil 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 within the individual plan detailed in Schedule 4 to this Order.

Prohibition of Waiting between the hours of 8.00am and 6.00pm Monday to Saturday

8. Save as provided in Article 20 of this Order no person shall, except upon the direction or with the permission of a civil enforcement officer, cause or permit any vehicle to wait between the hours of 8.00am and 6.00pm Monday to Saturday, on any of the lengths of roads or sides of lengths of roads identified within the individual plan detailed in Schedule 5 to this Order.

Prohibition of Waiting between the hours of 9.00am and 5.00pm on any day

9. Save as provided in Article 20 of this Order no person shall, except upon the direction or with the permission of a civil enforcement officer, cause or permit any vehicle to wait between the hours of 9.00am and 5.00pm on any day, on any of the lengths of roads or sides of lengths of roads identified within the individual plan detailed in Schedule 6 to this Order.

Prohibition of Waiting between the hours of 8.00am and 6.00pm on any day, except Licensed Market Stall Holders

10. Save as provided in Article 20 of this Order no person shall, except upon the direction or with the permission of a civil enforcement officer, cause or permit any vehicle to wait between the hours of 8.00am and 6.00pm on any day, except those vehicles belonging to Licensed Market Stall Holders, on any of the lengths of roads or sides of lengths of roads identified within the individual plans detailed in Schedule 7 to this Order.

Prohibition of Waiting except Taxis between the hours of 6.00pm and 6.00am on any day.

11. Save as provided in Article 20 of this Order no person shall, except upon the direction or with the permission of a civil enforcement officer, cause or permit any vehicle to wait, other than a taxi, between the hours of 6.00pm and 6.00am on any day, on any of the lengths of roads, or sides of lengths of roads identified within the individual plans detailed in Schedule 8 to this Order.

Part IV

Parking Places:

- (a) **Between 8.00am and 6.00pm, 30 mins no return within 1 hour, except Licensed Market Stall Holders (Schedule 10)**
- (b) **Between 8.00am and 6.00pm, 20 mins no return within 1 hour (Schedule 11)**

12. (1) The areas of highway identified within the individual plans detailed in Schedules 9 and 10 to this Order are hereby designated as parking places.
- (2) Save as provided in Article 20 of this Order no person shall, except upon the direction or with the permission of a civil enforcement officer, cause or permit any motor vehicle or motor cycle to park except on such days and during such hours on the lengths of roads or sides of lengths of roads identified within the individual plans detailed in Schedules 9 and 10 to this Order.
- (4) The limits of each parking place and of each parking bay shall be indicated by the Council, on the carriageway by the appropriate traffic signs are identified within the individual plans detailed in Schedules 9 and 10 to this Order.
- (5) The driver of a motor vehicle or a rider of a motor cycle shall not permit it to enter or wait in a parking place, authorised by paragraph (1) of this Article, for a period exceeding the maximum stay identified within the individual plans or to return within the period also specified those plans.

Permit Holders - Parking Places

Monday – Saturday 10.00am-11.00am & 2.00pm-3.00pm

13. (1) The areas of highway identified within the individual plans detailed in Schedule 11 to this Order are hereby authorised as Permit Holder parking places.
- (2) Each parking place identified within the individual plans detailed in Schedule 11 to this order, authorised under paragraph (1) of this Article may be used for the leaving of motor vehicles and motor cycles of a type specified in paragraph (3) of this Article, between the hours of 10.00am-11.00am and 2.00pm-3.00pm Monday to Saturday which displays a valid permit issued in accordance with this Order.
- (3) Save as provided in Article 20 of this Order no person shall, except upon the direction or with the permission of a civil enforcement officer, cause or permit any motor vehicle or motor cycle to park except on such days and during such hours on the lengths of roads or sides of lengths of roads identified within the individual plans detailed in Schedule 11 to this Order.
- (4) Any resident being the owner of a passenger vehicle, dual purpose vehicle goods vehicle not exceeding 7.5 tonnes in weight or 6 metres in length invalid carriage and resides or carries out business in the streets specified in Schedule 11 to this Order, may apply to the Council for the issue of a residents permit to enable them to park in the appropriate parking place(s) as defined in the Scheme Operation Conditions, as amended from time to time.
- (5) Any resident who resides in the streets identified in the within the individual plans detailed in Schedule 11 to this Order, may apply to the Council for the issue of a visitors' permit for visitors to their residence, such person being the owner of a vehicle of a type specified in paragraph (3) of this Article, to enable them to park in the appropriate parking place(s) as defined in the Scheme Operation Conditions, as amended from time to time.
- (6) Any resident who resides in the streets identified in the within the individual plans detailed in Schedule 11 to this Order, may apply to the Council for the issue of a carers' permit for the purpose of a carer visiting them at their residence, such person being the owner of a vehicle of a type specified in paragraph (3) of this Article, to enable them to park in the appropriate parking place(s) as defined in the Scheme Operation Conditions, as amended from time to time.
- (7) A medical/health care professional, being the owner of a vehicle of a type specified in paragraph (3) of this Article, identified by the Health Care Trust may be issued with a permit to enable them to park in the appropriate parking place(s), **WHILST ATTENDING** to a patient/client who resides in one of the streets identified in the individual plans detailed in Schedule 11 as defined in the Scheme Operation Conditions, as amended from time to time.
- (8) A builder/contractor being the owner of a vehicle of a type specified in paragraph (3) of this Article, may apply to the Council for the issue of a permit to enable them to park in the appropriate parking place(s), **WHILST WORKING** at an address in one of the streets identified in the individual plans detailed in Schedule 11.
- (9) An application for a permit shall be made on a form issued by and obtainable from the Council and shall be returned to the Council completed and accompanied by a remittance for such charge, which the Council may require,

as specified in paragraph (19) of this Article, as is appropriate in respect of the permit for which application is made.

- (10) The Council may at any time require an applicant for a permit to produce to an officer of the Council such evidence in respect of an application as they may reasonably require to verify any particulars or information given to them.
- (11) A permit holder may surrender a permit to the Council at any time and shall surrender a permit to the Council on the occurrence of any of the events set out in paragraph (13) below.
- (12) The Council may, by Notice, in writing served on the permit holder, at the address shown by that person on the application for the permit or at any other address believed to be that person's residence, withdraw a permit if it appears to the Council that any of the events set out in paragraph 13 of this Article has occurred and the permit holder shall surrender the permit to the Council within 48 hours of the receipt of such notice.
- (13) The events referred to in paragraphs (11) and (12) above of this Article are:
 - (a) the permit holder ceasing to be a resident;
 - (b) the medical/health care professional or carers' patient/client ceasing to be a resident as defined in this Order;
 - (c) the vehicle in respect of which such permit was issued being adapted or used in such a manner that it is not a vehicle of the class specified in paragraph 3 above.
 - (d) a builder/contractor ceasing to work at a residential address as defined in this Order.
 - (e) a visitor ceasing to have any connection or any reason to visit a resident at a residential address as defined in this Order.
 - (f) a carer ceasing to visit a resident at an address as defined in this Order.
- (14) A permit shall cease to be valid at the expiration of the period specified thereon or on the occurrence of any one of the events set out in paragraph (13) of this Article, whichever is the sooner.
- (15) If a permit is mutilated or defaced or the figures or particulars on it have become illegible or the colour of the permit has become altered by fading or otherwise, the permit holder shall surrender it to the Council and may apply to the Council for the issue of a replacement.
- (16) If a permit is lost or destroyed, the permit holder may apply to the Council for the issue of a replacement permit.
- (17) Upon the issue of a replacement permit, by virtue of the provisions of paragraphs (15 and 16) of this Article, the permit which it replaces shall become invalid.
- (18) A permit shall be issued on behalf of the Council and include such information or particulars which the Council may determine.
- (19) On receipt of an application, made under the foregoing provisions of this

Article, the Council, upon being satisfied that the applicant is a resident, a medical/health care professional or Contractor may issue a permit subject to the Scheme Operation Conditions.

- (20) The Council may levy a charge in connection with the issue of a permit, subject to the Scheme Operating Conditions and the provisions of this Order; such charges are attached to this Order at Schedule 16.
 - (a) The maximum number of permits which may be issued to an applicant shall be subject to a maximum number of permits as defined in the Scheme Operational Conditions, as amended from time to time.
 - (b) The Scheme Operating Conditions may be varied from time to time, details of which will be made available from the Traffic Section, by public notice and via the Council website.
- (21) When a vehicle, for which a permit has been issued, is left in a parking place, there shall be displayed on the front of the vehicle a valid permit applicable to that parking place, so that the information and particulars contained in the permit are clearly visible from outside the vehicle.
- (22) When a permit has been displayed on a vehicle in accordance with the provisions of paragraph (21) of this Article, no person, not being the driver of the vehicle shall remove the permit from the vehicle unless authorised to do so by the driver of the vehicle.
- (23) Where an authorised officer of the Council has reasonable cause to believe that a permit issued in accordance with provisions of this Article has been wrongly acquired or is a forgery, he may detain the permit or require its submission under the provisions of Section 116 of the Act.

Disabled Badge Holders Only:

- (a) Disabled Badge Holders only, 1 hour limit no return within 1 hour**
- (b) Disabled Badge Holders 8am-6pm 2 Hours No Return Within 1 Hour**

- 14. (1) The areas of highway identified within the individual plans detailed in Schedules 12 and 13 to this Order are hereby authorised as disabled persons parking places.
- (2) Each parking place identified within the individual plans detailed in Schedules 12 and 13 to this order, authorised under paragraph (1) of this Article may be used only by vehicles which display in the relevant position a disabled person's badge and a disabled persons 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) on any day.
- (3) The limits of each parking place shall be indicated by the Council, on the carriageway by the appropriate traffic signs and the parking bay shall be identified within the individual plans detailed in Schedules 12 and 13 to this Order.
- (4) Save as provided in Article 20 of this Order no person shall cause or permit any vehicle, other than one displaying a Disabled Person's Badge and a Disabled Person's Parking Disc to park in a Disabled Badge Holders Only

Parking Place on the days and during the hours identified within the individual plans detailed in Schedules 12 and 13 to this Order.

Loading Bays Only At Any Time

15. (1) The areas of highway identified within the individual plans detailed in Schedule 14 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 only on such days and during such hours as identified within the individual plans detailed in Schedule 14 to this Order.
- (2) Save as provided in Article 20 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 identified within the individual plans detailed in Schedule 14 to this Order.
- (3) The 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 AND in those cases where special provision is made is identified within the individual plans detailed in Schedule 14 to this Order, in accordance with those provisions.

Loading Only Bay 8.00am – 6.00pm

16. (1) The areas of highway identified in the individual plans detailed in Schedule 15 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 only on such days and during such hours as identified in the individual plans detailed in Schedule 15 to this Order.
- (2) Save as provided in Article 20 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 identified in the individual plans detailed in Schedule 15 to this Order.
- (3) The 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 AND in those cases where special provision is made is identified within the individual plans detailed in Schedule 15 to this Order, in accordance with those provisions.

Manner of Standing in Parking Places and Loading Bays

17. (1) Every vehicle left in a parking place or loading bay, identified in within the individual plans detailed in Articles 12, 13, 14, 15 and 16 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 parking place or loading bay.
- (2) Where a vehicle has been left in a parking place or 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 parking place or 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 Articles 12, 13, 14, 15 and 16 of this Order;
- (b) the vehicle, or any part of it, is not within the limits of any adjoining parking place or loading bay.

Power to Suspend Parking Places and Loading Bays

18. (1) Any person authorised by the Council may suspend the use of a parking place or 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
 - (e) for the convenience of occupiers of premises adjacent to the parking place or loading bay at times of weddings, funerals or on other special occasions.
- (2) A civil enforcement officer may suspend the use of a parking place or 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 parking place or 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 parking place or loading bay or any part thereof, during such period as there is placed in or adjacent to the parking place or 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 parking place or loading bay or part thereof, which is suspended, with the permission of the person suspending the parking place or loading bay or part thereof, in pursuance of paragraph (1) or (2) of this Article.
- (5) No person shall use a parking place or loading bay in connection with the sale of any article to persons in or near the parking place or loading bay or in connection with the selling or offering for hire of their skills or services.

Relocation and Removal of Vehicles and Other Equipment

19. (1) If a vehicle is left within a parking place in a position other than in accordance with the provisions of this Order the Council may alter or cause to be altered the position of that vehicle so that it is accordance with those provisions.
- (2) The terms and conditions shall apply equally to any other equipment deposited in the parking place which in the opinion of a person authorised by the Council constitutes a contravention of the provisions of this Order and these provisions are extended to include for the disposal of the equipment where it is deemed appropriate by the Council.
- (3) If a vehicle is left in a parking place in contravention of any of the provisions of the Order a person authorised by the Council in that respect may remove the vehicle from the parking place or arrange for such removal.
- (4) If an emergency occurs, the Council or a police officer in uniform may alter or cause to be altered the position of a vehicle in a parking place or remove or arrange for the removal of a vehicle from a parking place.
- (5) Any person altering or causing the alteration of the position of a vehicle or removing or causing the removal of a vehicle may do so by towing, lifting or driving the vehicle or using such other manner as he may think reasonably necessary to enable the position of the vehicle to be altered or the vehicle to be removed.

Part V

Exemptions

20. (1) Nothing in Articles 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14,15 or 16 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, 7, 8, 9, 10, 11, 12, 13, 14, 15 or 16 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, 7, 8, 9, 10 or 11 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 12 or 13 of this Order shall render it unlawful to cause or permit a vehicle which displays in the relevant position a disabled person's badge to wait in the lengths or road referred to in those Articles.
- (4) Nothing in Articles 5, 6, 15 or 16 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, 7, 8, 9, 10, 11, 12, 13 or 14 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

- 21. (1) If a vehicle is in contravention of a provision of this Order a penalty charge shall be payable.
- (2) 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

- 22. 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.
- 23. 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: DY167, DY168, DZ168, DZ169, DY169, DX169, DX170, DX180, DY170, DZ170, EA170, DZ171, DY171, DX171, DY172, DZ172, DY173, DZ173, DX173, DY174, DY178, DY179, DY180, DZ174, EA181, DZ181

Schedule 2
Prohibition of Waiting and Loading/Unloading At Any Time

Plan reference numbers: DZ168, EA168, EA169, DZ169, DY169, EA170, DY171, DX172, DY172, DY173

Schedule 3
Prohibition of Waiting and Loading/Unloading between the hours of 8.00am and 6.00pm On Any Day

Plan reference numbers: DY171, DY170

Schedule 4
Prohibition of Waiting between the hours of 8.00am and 6.00pm On Any Day

Plan reference number: DY171, DY172, DZ171

Schedule 5
Prohibition of Waiting between the hours of 8.00am and 6.00pm Monday to Saturday

Plan reference number: DZ169, DY169, DY170

Schedule 6
Prohibition of Waiting between the hours of 9.00am and 5.00pm On Any Day

Plan reference number: DY170

Schedule 7
Prohibition of Waiting between the hours of 8.00am and 6.00pm On Any Day, except Licensed Market Stall Holders

Plan reference number: DY172

Schedule 8
Prohibition of Waiting except Taxis between the hours of 6.00pm and 6.00am On Any Day

Plan reference number: DY170

Schedule 9
Parking Places
Between 8.00am and 6.00pm, 30 mins no return within 1 hour, except Licensed Market Stall Holders

Plan reference number: DY172

Schedule 10
Parking Places
Between 8.00am and 6.00pm, 20 mins no return within 1 hour

Plan reference number: DY169

Schedule 11
Permit Holders - Parking Places
Monday – Saturday 10.00am-11.00am & 2.00pm-3.00pm

Plan reference number: **DY172**

Schedule 12
Disabled Badge Holders Only
1 hour limit no return within 1 hour

Plan reference number: **DY170**

Schedule 13
Disabled Badge Holders 8am-6pm 2 Hours No Return Within 1 Hour

Plan reference number: **DY171**

Schedule 14
Loading Bays At Any Time

Plan reference numbers: **DY170, DY171, DY172**

Schedule 15
Loading Only Bay 8.00am – 6.00pm

Plan reference numbers: **DY171**

Schedule 6
Scheme Operating Conditions – Permit Charging Tariff

Prices:

Resident Permit	Maximum of 2 permits
	12 month permit = £30.00
	9 month permit = £22.50
	6 month permit = £15.00
	3 month permit = £7.50

Where a permit is issued to a temporary resident for the period stated on their tenancy agreement, the charge will be for a minimum 3, 6 or 9 month period.

If a parking permit becomes invalid, a quarter of the annual fee may be refunded for every remaining whole quarter for which the parking permit remains valid.

Resident Visitor Permit £3 per book

Carer Permit Free of Charge

Builder Permit £20 per week

Business Permit £375 per annum, maximum of 1 per business

Resident and Business permits can be transferred to a new vehicle on return of the permit at no cost.

All lost or stolen permits must be reported immediately. Lost or stolen permits will be cancelled and replacements charged at £10.00 per permit.

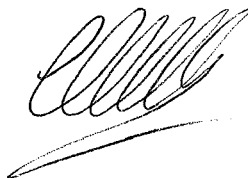
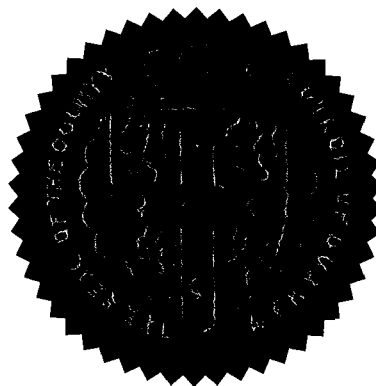
Parking place suspensions

Parking place suspensions are charged at £20 per space per week or part thereof and may only be suspended for the duration of the activity. Note: the County Council does **not** charge for funerals, deliveries or removals or the suspension of an unmarked space within a permit holders only area.

A refund may be available when a suspension is not required. The parking office **must** be contacted at least 24 hours prior to the suspension.

Where Durham County Council require a parking place suspension, the suspension will be offered free of charge.

**GIVEN UNDER THE COMMON SEAL OF THE COUNTY COUNCIL OF DURHAM ON 10
FEBRUARY 2012**

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke at the bottom.

REPORT FOR DELEGATION OF APPROVAL

April, 2011

TRAFFIC REGULATION ORDER (TRO)

Purpose

To consider the introduction of a TRO in the Co-operative Street area of Chester le Street, including the following streets: Co-operative Street and Ashley Terrace.

Information:

Co-operative Street and Ashley Terrace are very narrow streets, with residents only able to park on one side of the carriageway to allow other vehicles to pass. It has restricted access and a weight restriction to vehicles weighing less than 7.5 tonne. Residents complain that people that work on the Front Street are parking in those streets, rather than pay and display in local off street parking facilities. Due to lack of space in Co-operative Street and Ashley Terrace, it was requested that a permit scheme was looked into. The scheme was proposed with only a 1 hour restriction in the morning and a 1 hour restriction in the afternoon, to prevent all day commuters from parking all day.

The surrounding streets were also consulted and balloted on the proposed scheme but voted against the scheme. The following votes were collected:

CO-OPERATIVE STREET AREA BALLOT RESULTS		
STREET	IN FAVOUR	AGAINST
CO-OPERATIVE	9	7
ASHLEY TERRACE	4	0
MORNINGSIDE COURT	3	6
TUART STREET	0	8
WILLIAM STREET	1	2
HEDWORTH	0	7

Therefore the scheme is only being progressed in Co-operative Street and Ashley Terrace.

Recommendation

It is RECOMMENDED that the TRO be progressed to advert.

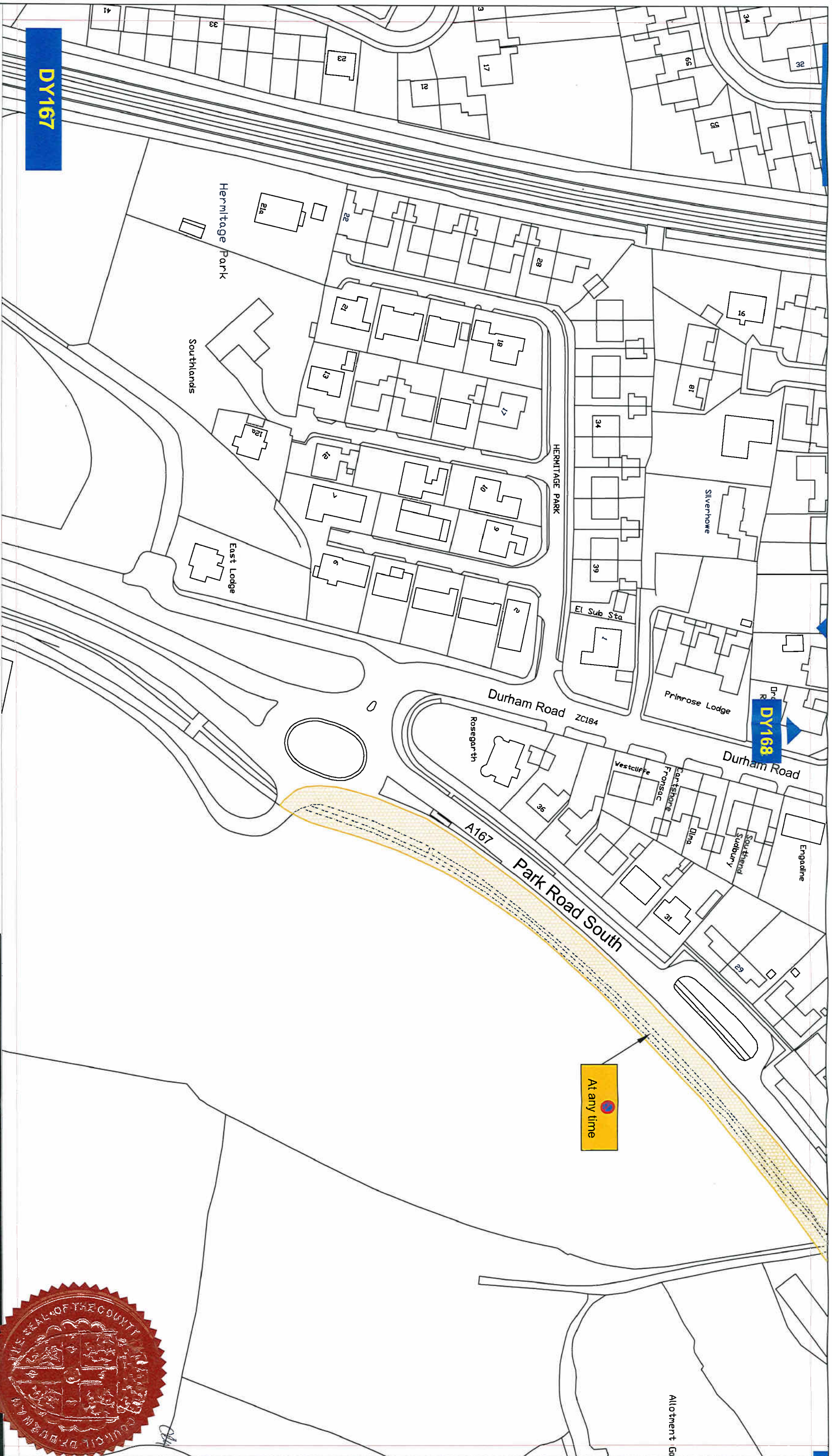
Background Papers

Office File


Contact Officer

Name: Rachael Smith

Ext 5593




Key to Types of Restriction

 No Waiting At Any Time

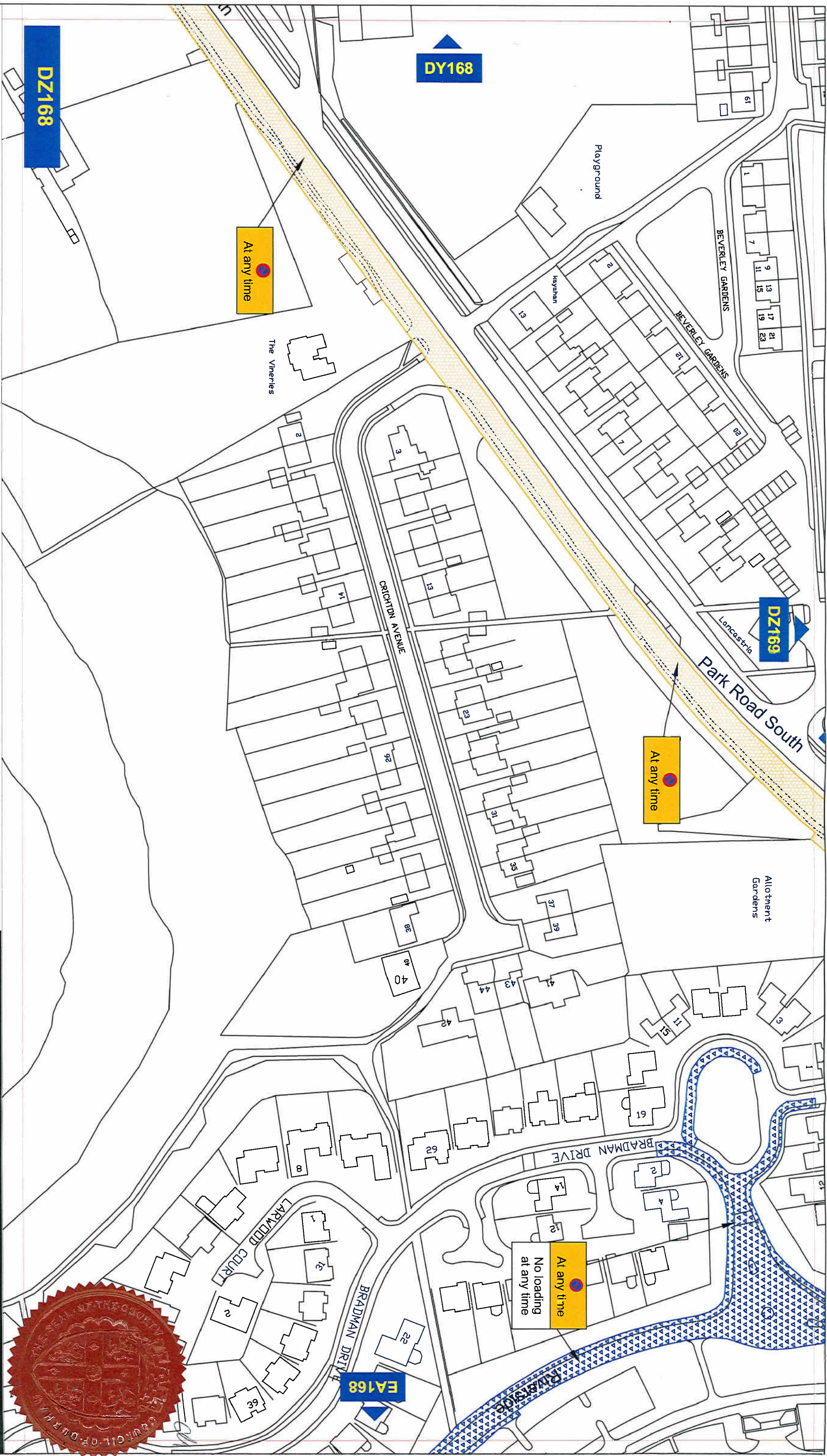


Corporate Director
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CHESTER-LE-STREET - PARKING AND WAITING RESTRICTIONS

Scale:	1:1250 @ A3
Date:	Feb 2012
Drawn by:	A.Lumsdon
Date Sealed:	Signature: 
	Map Schedule: DY167





Key to Types of Restriction

-  No Waiting At Any Time
-  No Waiting And No Loading/Unloading At Any Time



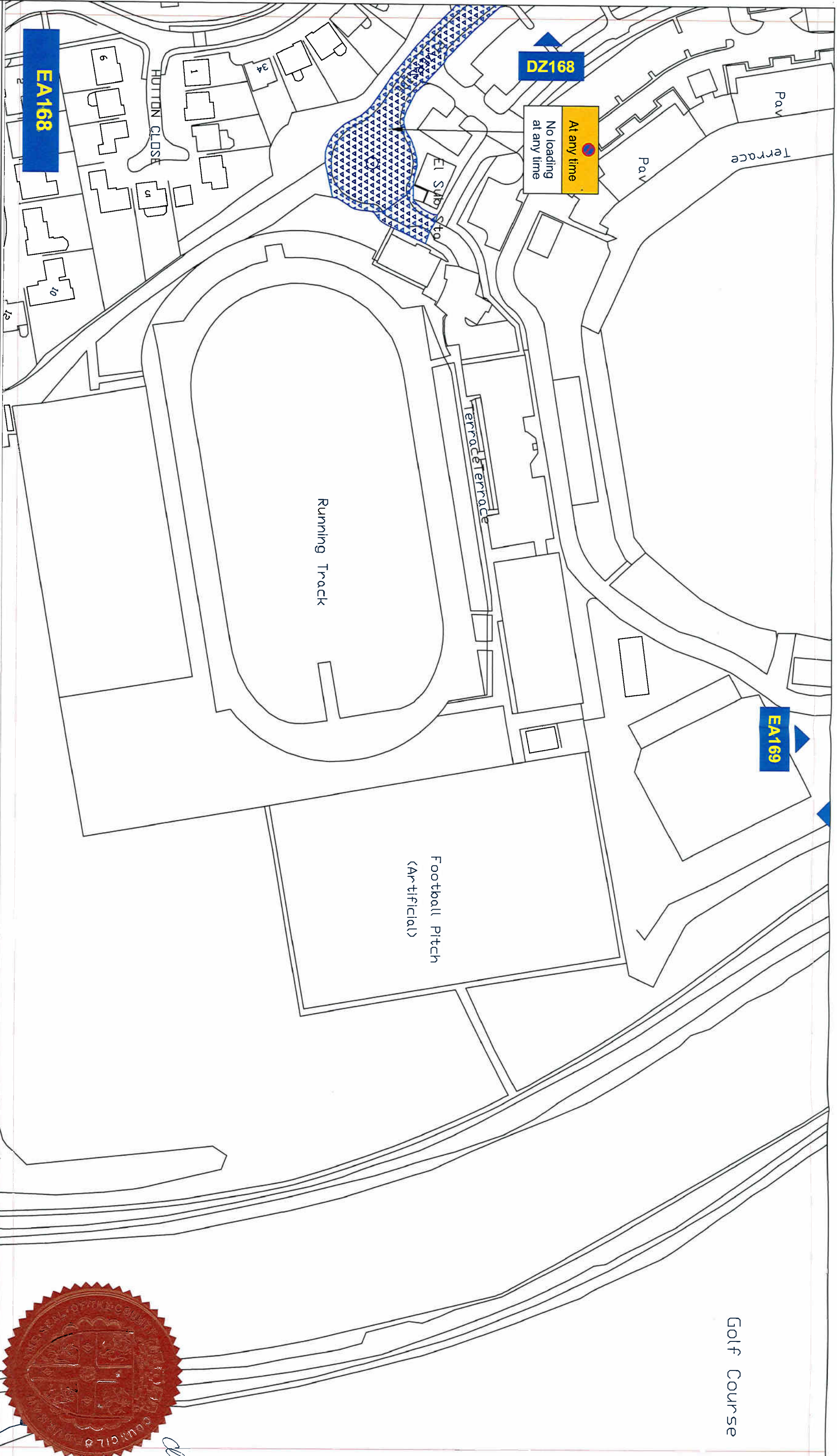
Corporate Director
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Development

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**CHESTER-LE-STREET - PARKING AND
WAITING RESTRICTIONS**

Scale:	1:1250 @ A3		
Date:	Feb 2012		
Drawn by:	A.Llunsdon	Signature:	
Date Sealed:		Map Schedule:	DZ168





Key to Types of Restriction

- No Waiting And No Loading/Unloading At Any Time

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CHESTER-LE-STREET - PARKING AND
WAITING RESTRICTIONS

Scale:	1:1250 @ A3
Date:	Feb 2012
Drawn by:	A.Lumsdon
Date Sealed:	Signature: Map Schedule:





Key to Types of Restriction

 No Waiting At Any Time

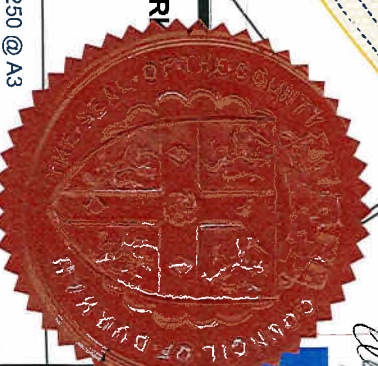


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CHESTER-LE-STREET - PARK WAITING RESTRICTIONS



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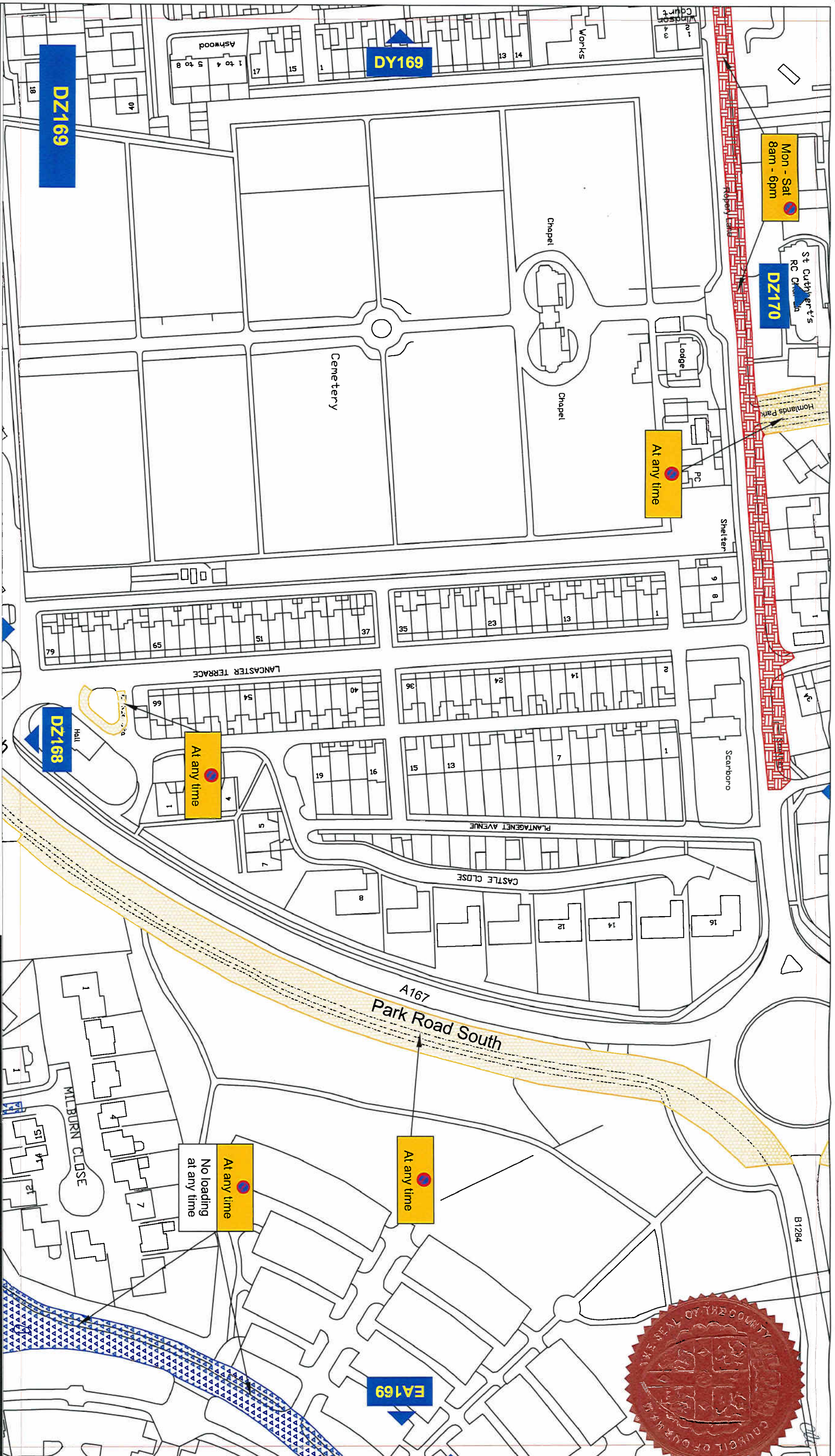
Date: Feb 2012

Drawn by: A.Lunsdon

Signature: 

Date Sealed:


Map Schedule: DY168



Key to Types of Restriction

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

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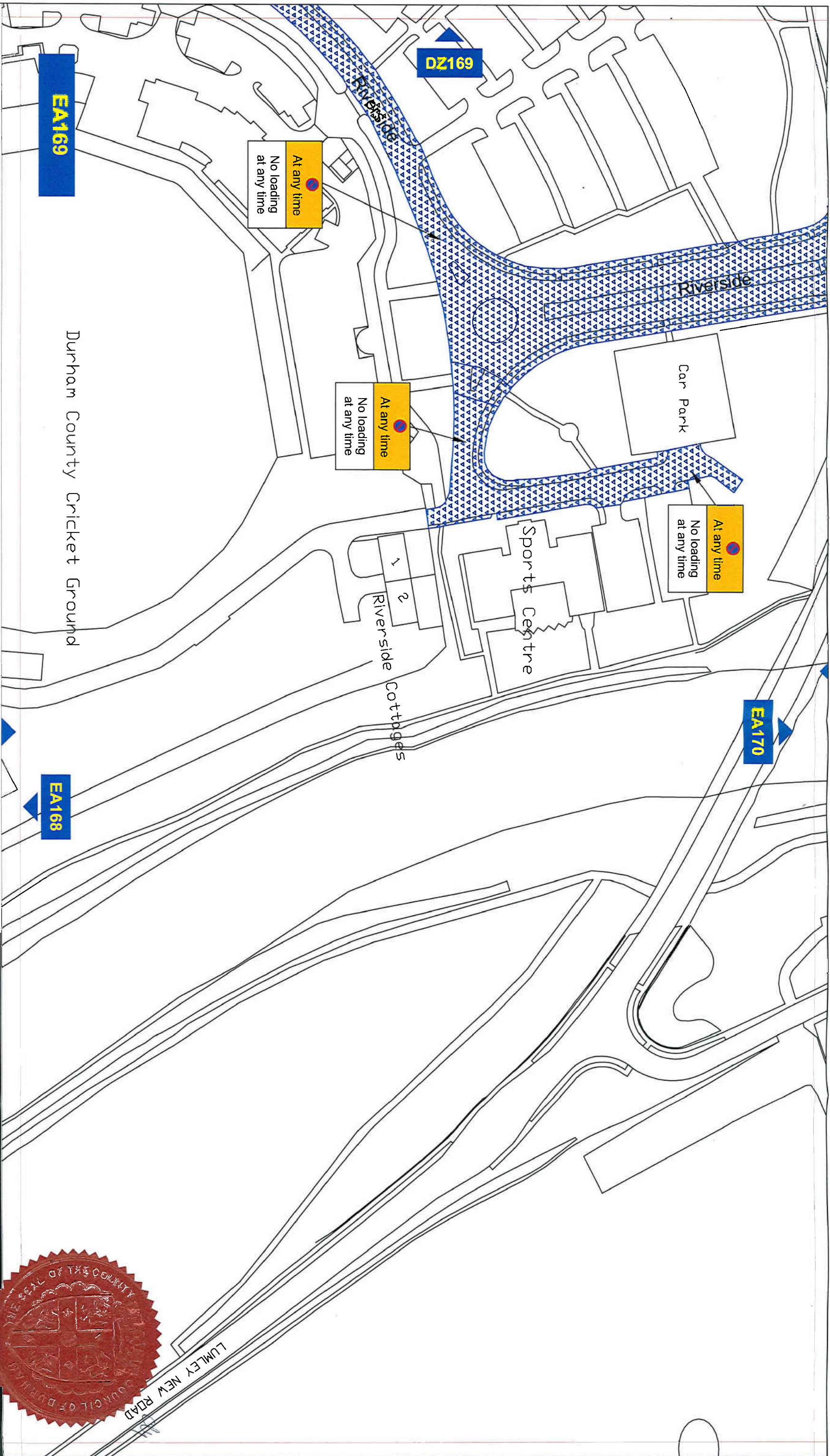
Durham
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**CHESTER-LE-STREET - PARKING AND
WAITING RESTRICTIONS**

Scale:	1:1250 @ A3
Date:	Feb 2012
Drawn by:	A.Lumsdon
Signature:	
Date Sealed:	
Map Schedule:	DZ169



Key to Types of Restriction

 No Waiting And No Loading/Unloading At Any Time
 Loading/Unloading At Any Time



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CHESTER-LE-STREET - PARKING AND WAITING RESTRICTIONS

Scale: 1:1250 @ A3

Date: Feb 2012

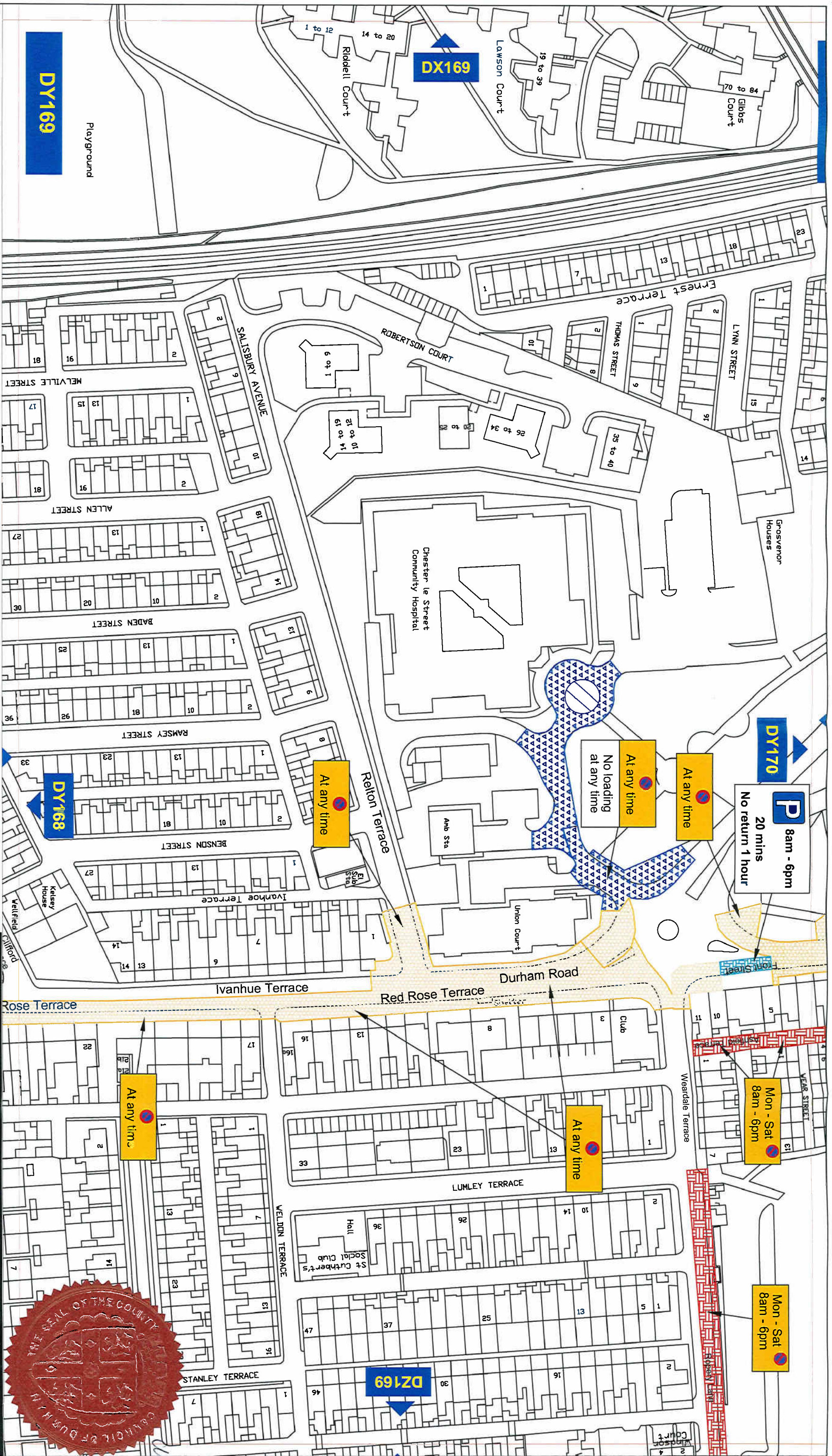
Drawn by: A.Lumsdon

Signature:

Date Sealed:

Map Schedule:

EA169



Key to Types of Restriction

- No Waiting At Any Time
- No Waiting And No Loading/Unloading At Any Time
- Restricted Waiting
- Restricted Bay

CHESTER-LE-STREET - PARKING AND WAITING RESTRICTIONS



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Scale: 1:1250 @ A3

Date: Feb 2012

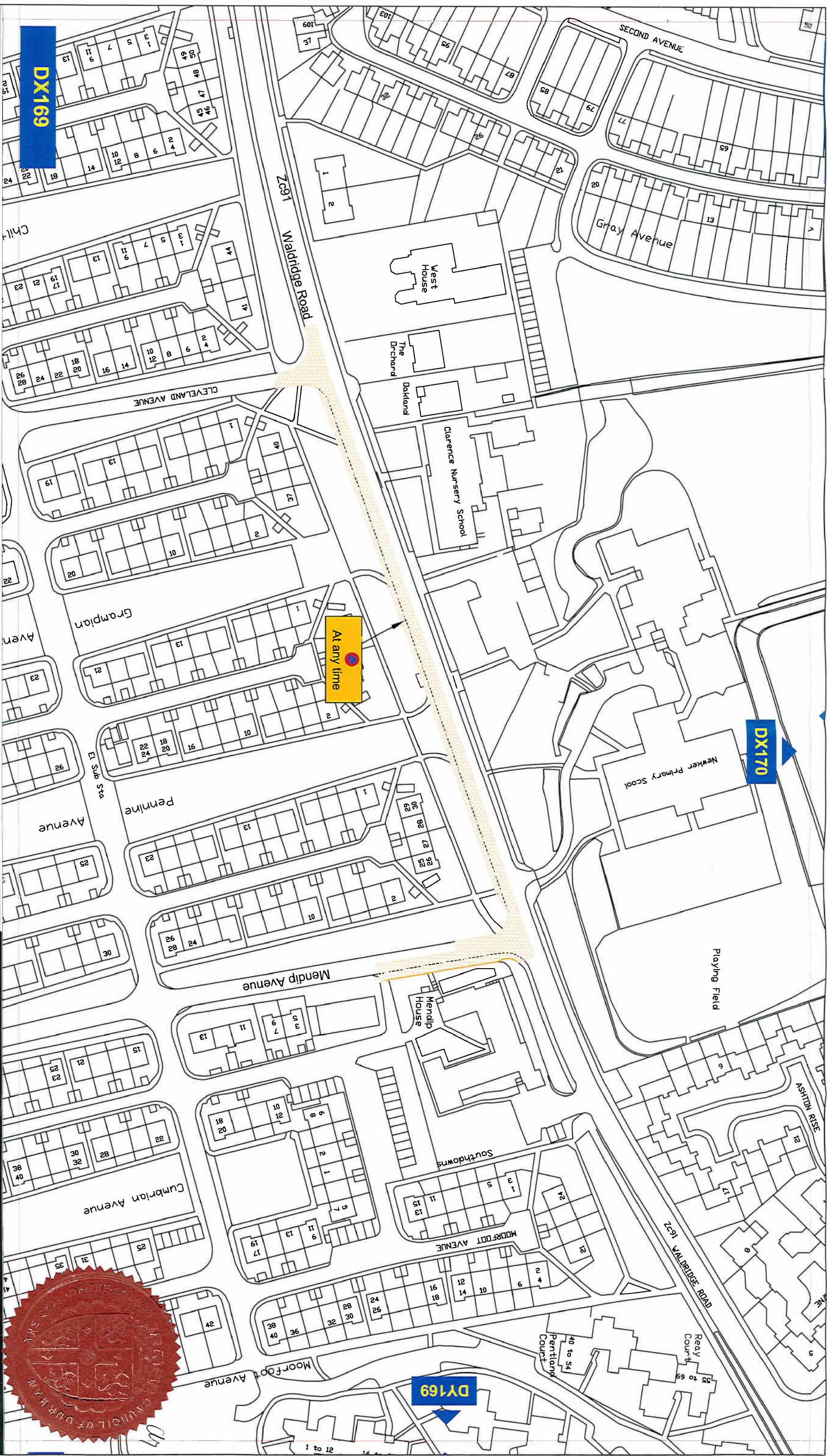
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Date Sealed:

Map Schedule:

DY169



Key to Types of Restriction

 No Waiting At Any Time

DX169

DX170

DY169

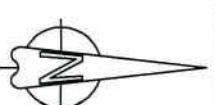
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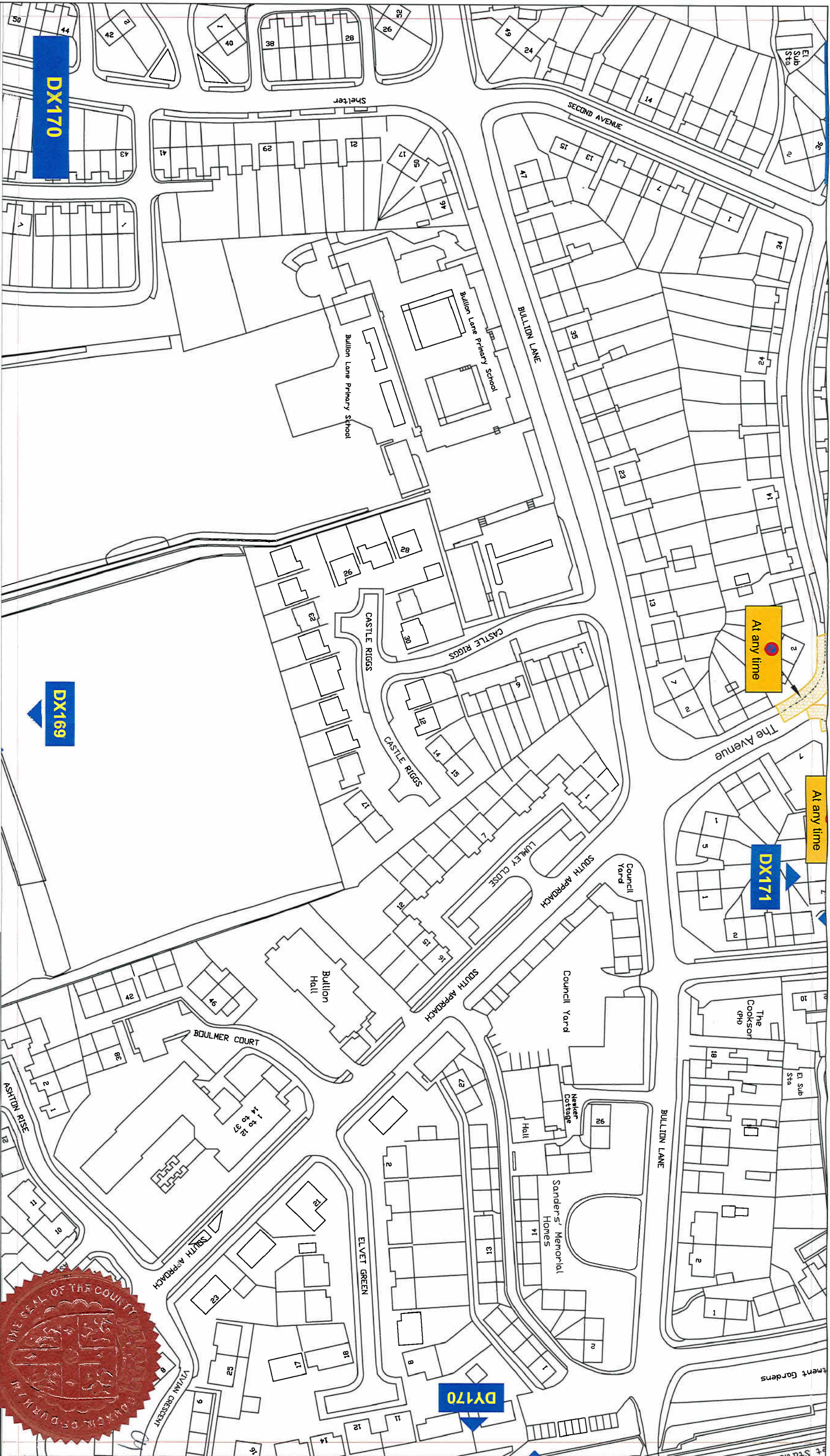
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THE COUNTY COUNCIL OF DURHAM
CHESTER-LE-STREET
(PROHIBITION and RESTRICTION of
WAITING) ORDER 2010



Scale:	1:1250 @ A3
Date:	July 2010
Drawn by:	A. Lumsdon
Date Sealed:	Signature: 
	Map Schedule: DX169



Key to Types of Restriction

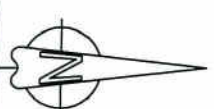
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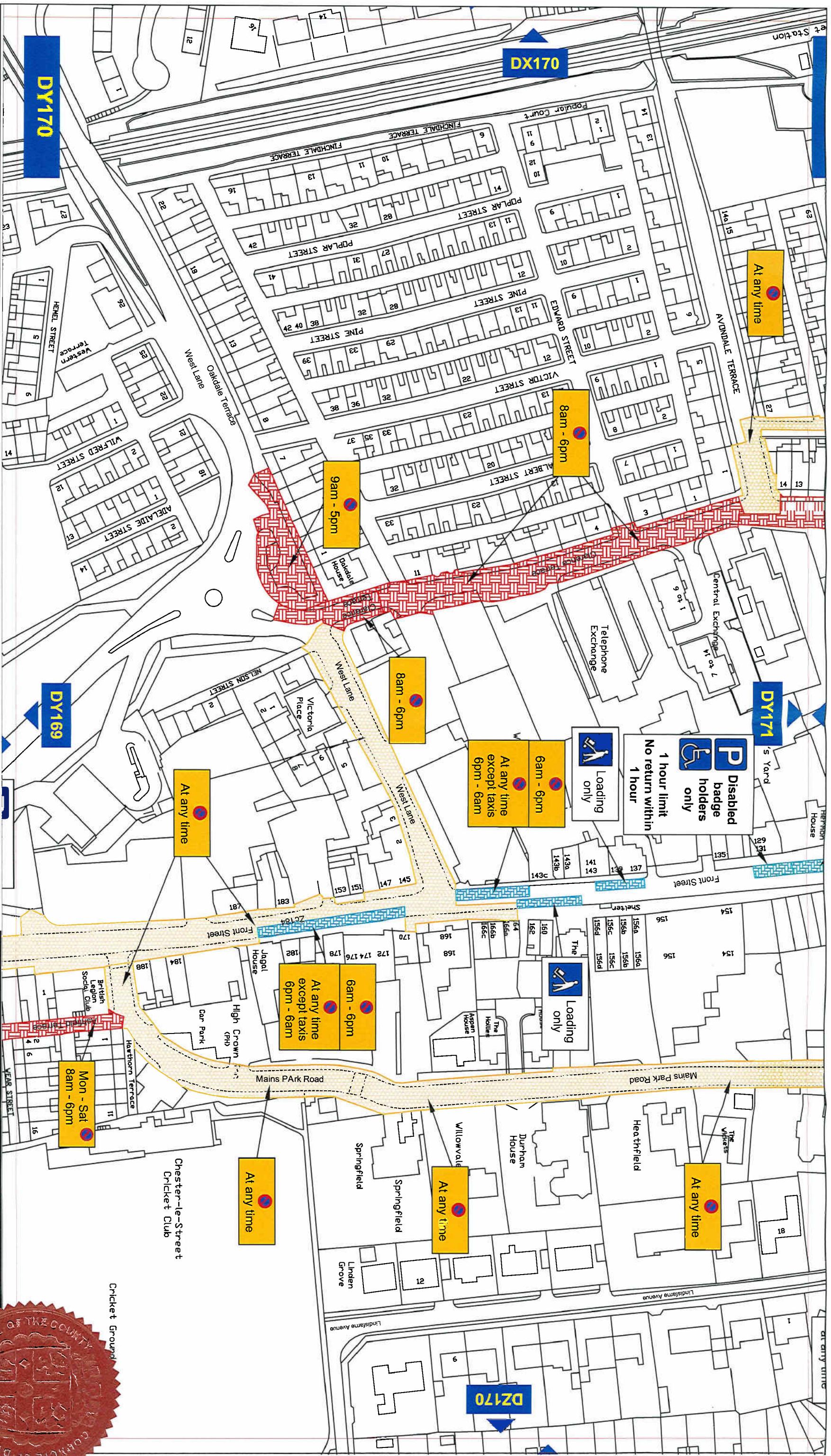
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CHESTER-LE-STREET - PARKING AND WAITING RESTRICTIONS



Scale:	1:1250 @ A3
Date:	Feb 2012
Drawn by:	A.Lumsdon
Date Sealed:	Signature: 
	Map Schedule: DX170



Key to Types of Restriction

- No Waiting At Any Time
- Restricted Waiting
- No Waiting And No Loading/Unloading At Any Time
- Restricted Bay

CHESTER-LE-STREET - PARKING WAITING RESTRICTIONS

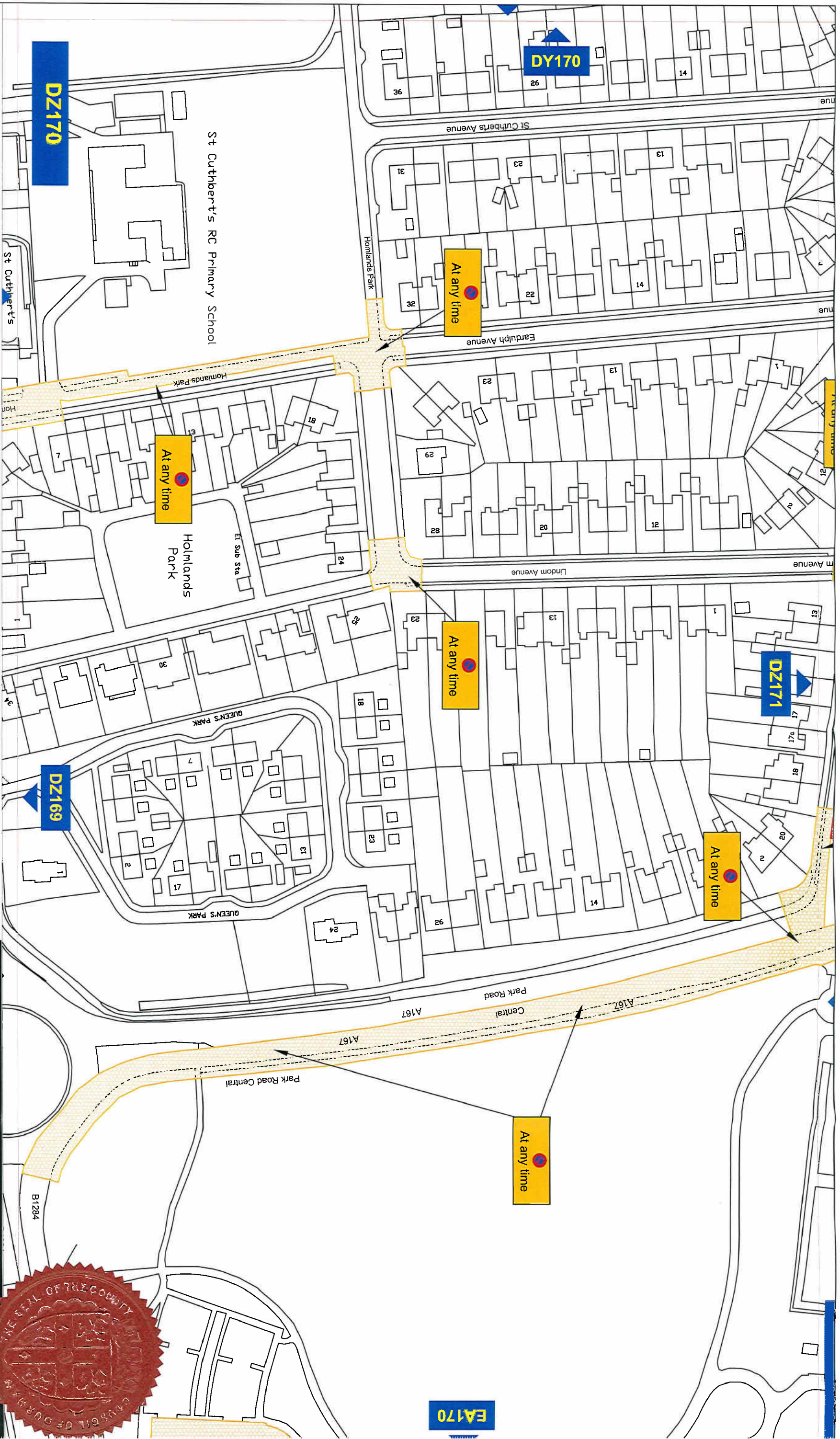


Durham County Council


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Scale:	1:1250 @ A3
Date:	Feb 2012
Drawn by:	A.Lumsdon
Date Sealed:	Signature:
	Map Schedule: DY170



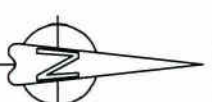
Key to Types of Restriction

 No Waiting At Any Time

CHESTER-LE-STREET - PARKING AND WAITING RESTRICTIONS



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Scale:	1:1250 @ A3
Date:	Feb 2012
Drawn by:	A.Lumsdon
Date Sealed:	Map Schedule: DZ171



Key to Types of Restriction

- No Waiting At Any Time
- No Waiting And No Loading/Unloading At Any Time

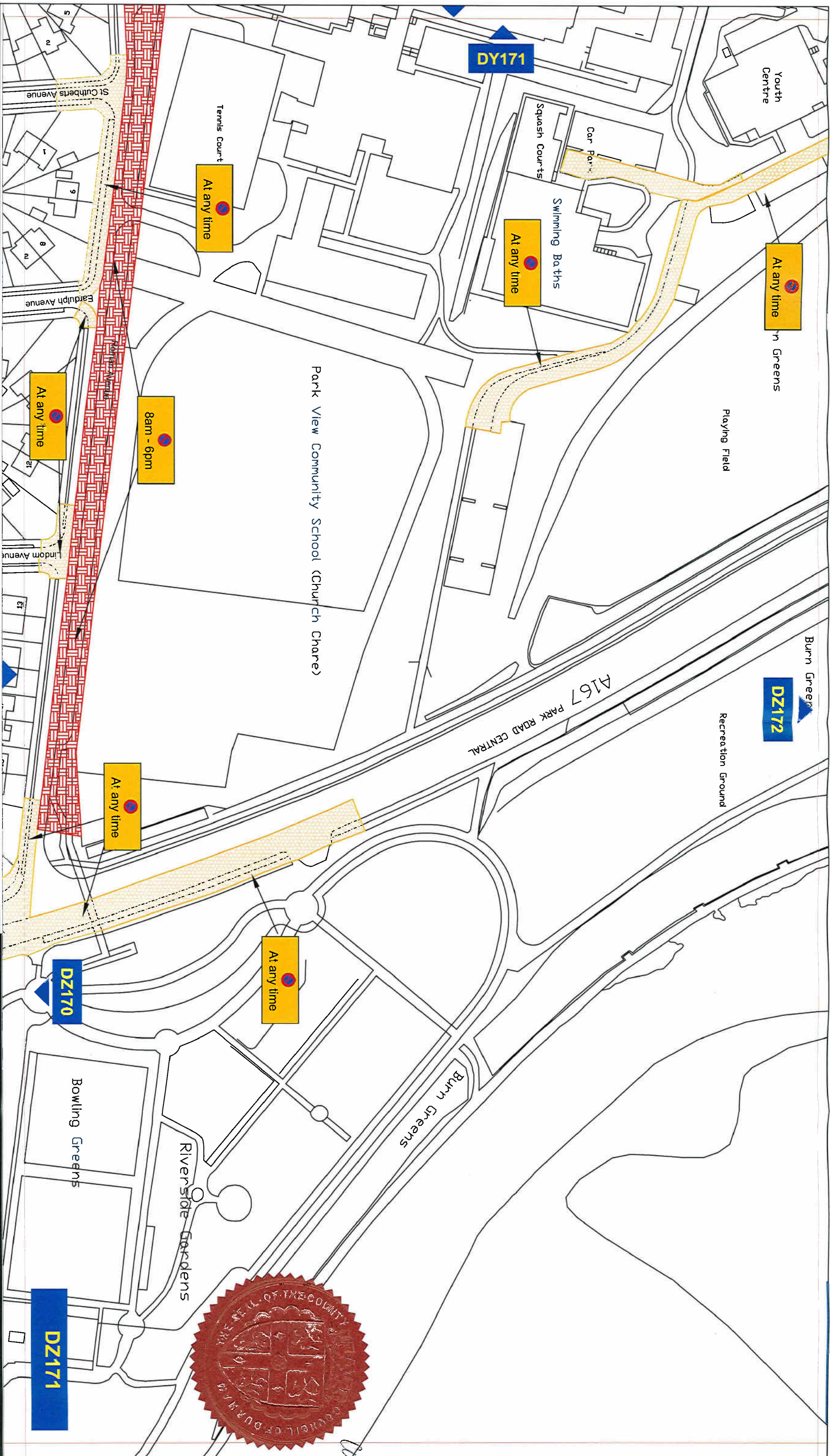


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CHESTER-LE-STREET - PARKING AND
WAITING RESTRICTIONS

Scale:	1:1250 @ A3	Drawn by:	A.Lumsdon	Signature:	
Date:	Feb 2012	Date Sealed:	Map Schedule:	EA170	





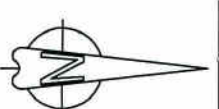
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- No Waiting At Any Time
- Restricted Waiting

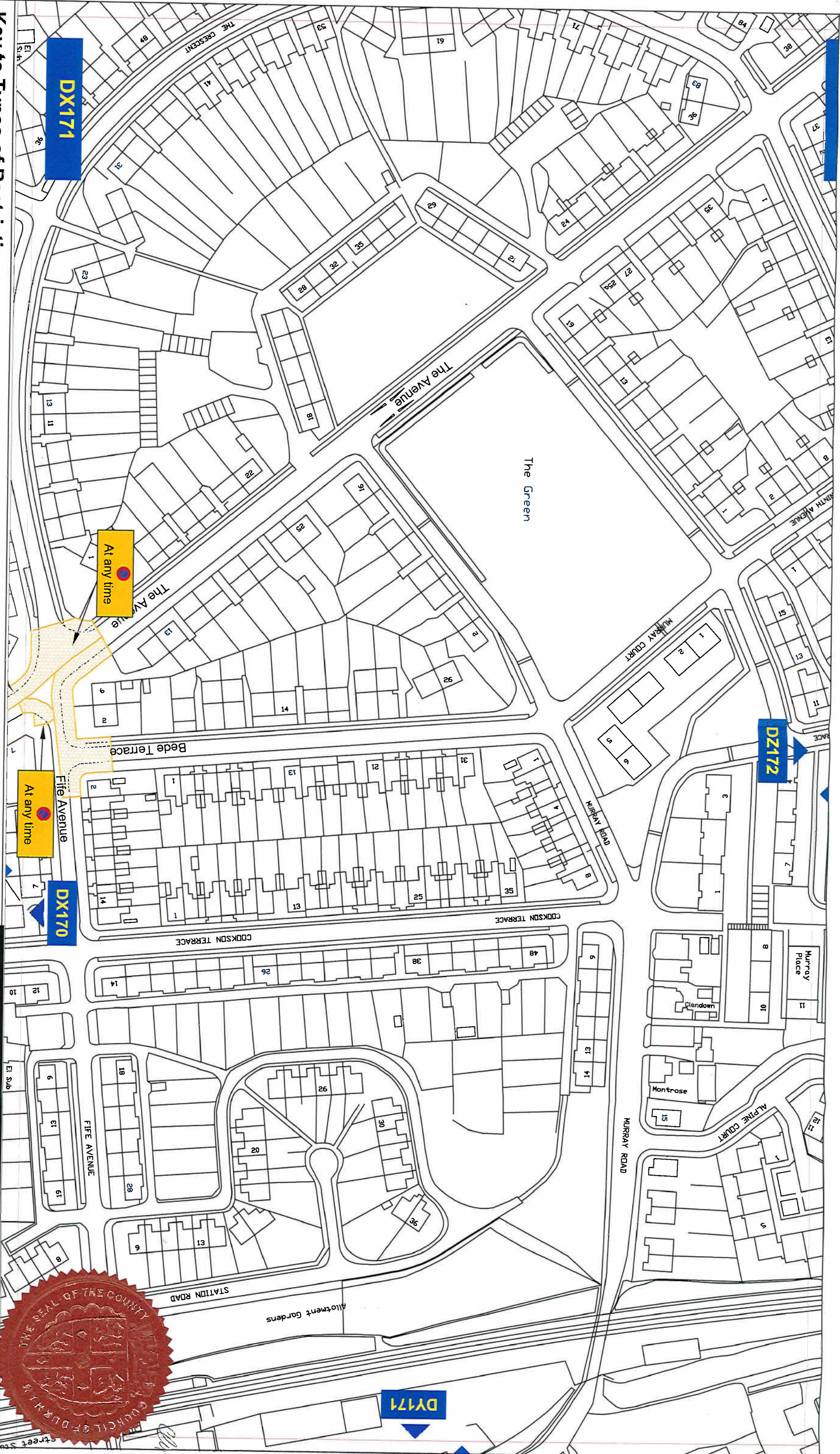
CHESTER-LE-STREET - PARKING AND WAITING RESTRICTIONS



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Scale:	1:1250 @ A3
Date:	Feb 2012
Drawn by:	A. Lumsdon
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Date Sealed:	
Map Schedule:	DZ171




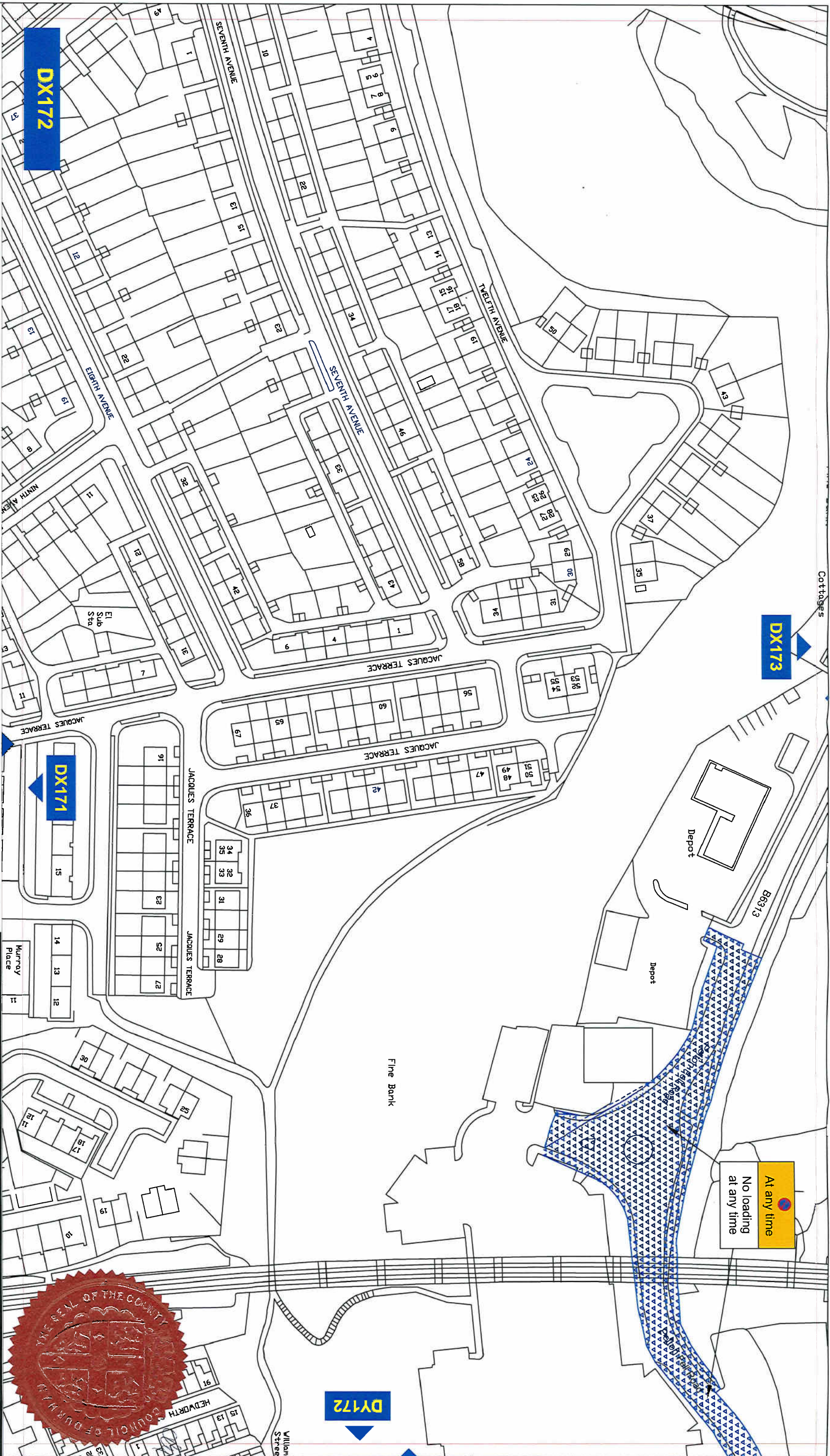
Key to Types of Restriction

 No Waiting At Any Time



CHESTER-LE-STREET - PARKING AND WAITING RESTRICTIONS

Corporate Director Regeneration & Economic Development		Scale: 1:1250 @ A3
Strategic Traffic Management		Date: Feb 2012
County Hall, Durham DH1 5UQ	Drawn by: A.Lumsdon	Signature: 
	Date Sealed:	Map Schedule: DX171



Key to Types of Restriction

▽▽▽▽▽▽▽▽ No Waiting And No Loading/Unloading At Any Time



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CHESTER-LE-STREET - PARKING AND WAITING RESTRICTIONS

Scale: 1:1250 @ A3

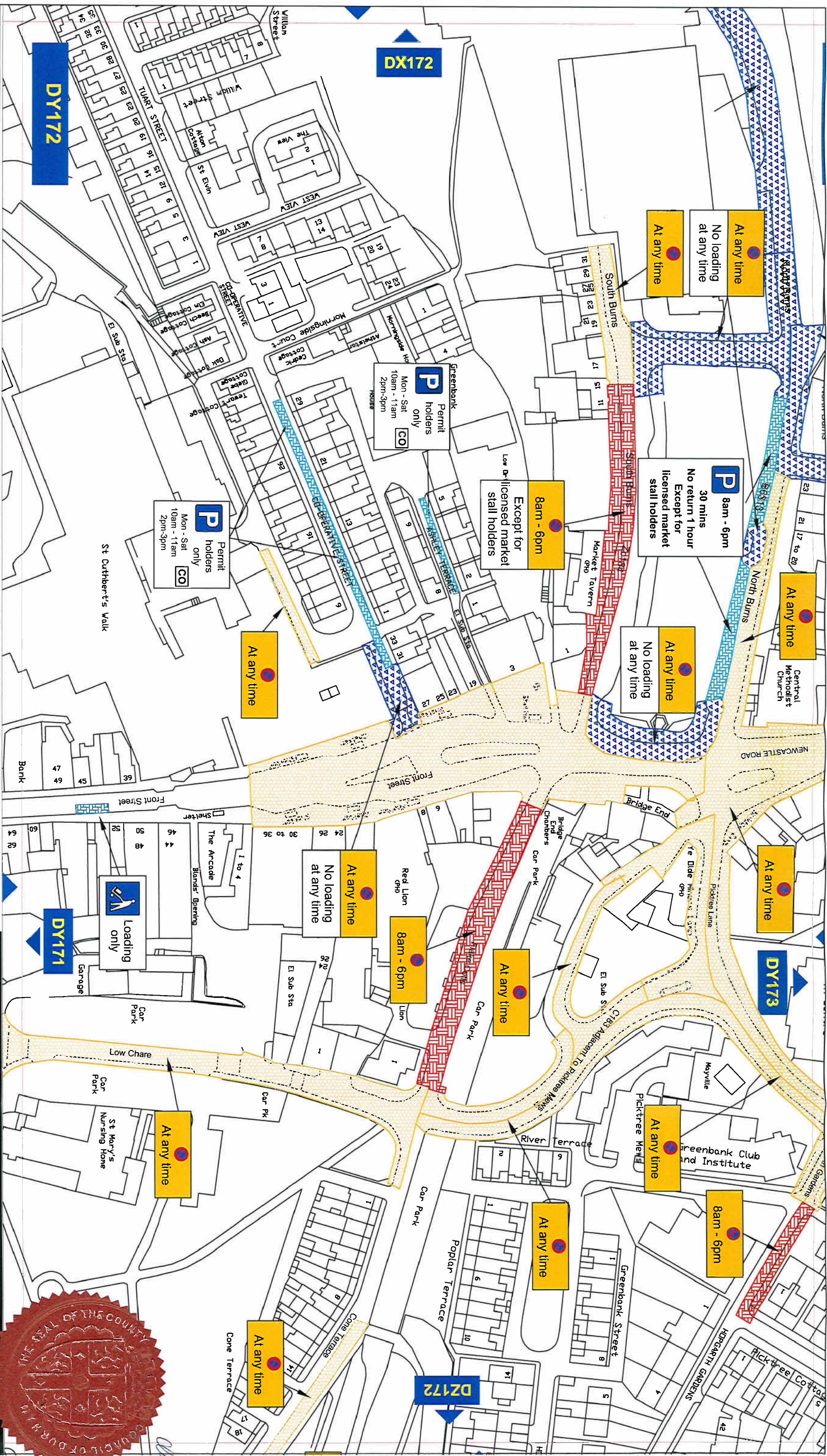
Date: Feb 2012

Drawn by: A.Lumsdon

Date Sealed:

Signature:

Map Schedule: DX172



Key to Types of Restriction

- No Waiting At Any Time
- Restricted Waiting
- No Waiting And No Loading/Unloading At Any Time
- Restricted Bays

CHESTER-LE-STREET - PARKING AND WAITING RESTRICTIONS



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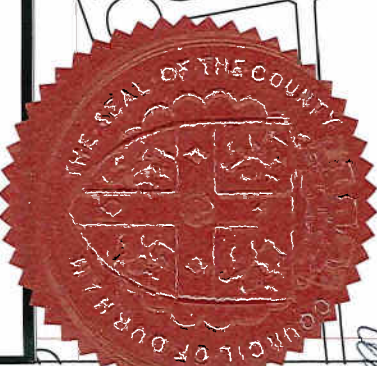
County Hall, Durham DH1 5UQ

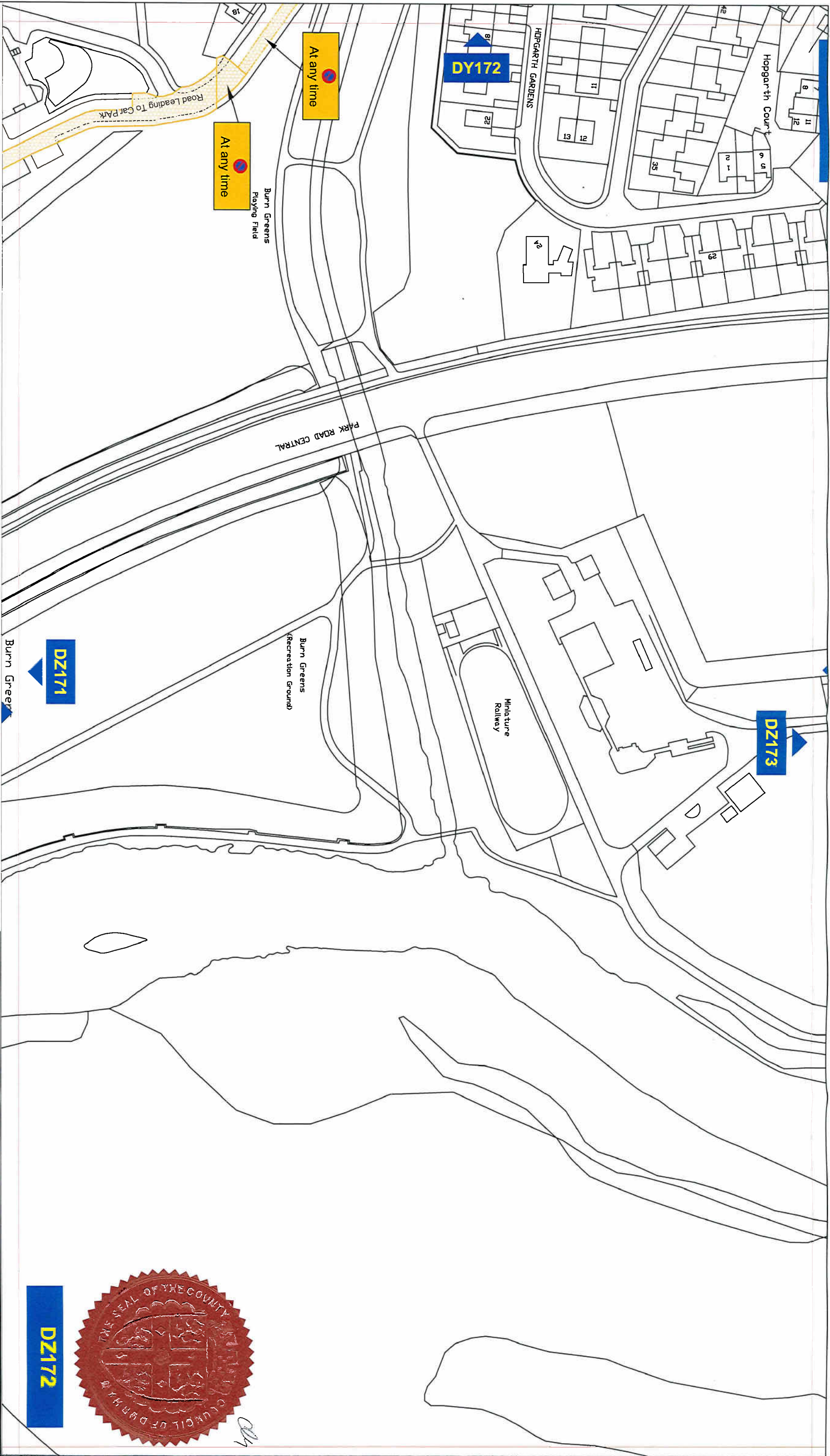
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Date: Feb 2012


Drawn by: A.Lumsdon

Date Sealed: Map Schedule: DY172





Key to Types of Restriction

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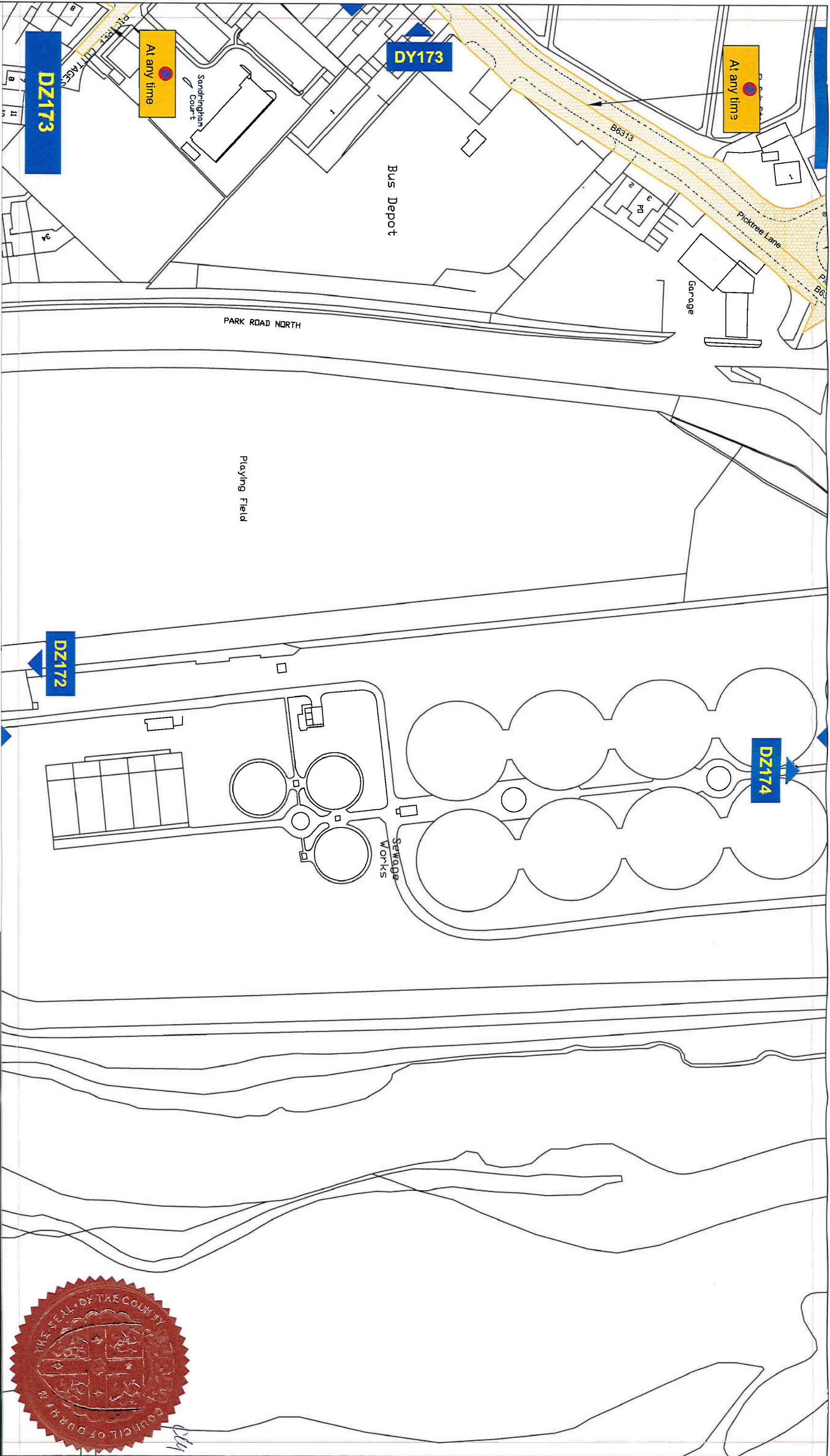


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**CHESTER-LE-STREET - PARKING AND
WAITING RESTRICTIONS**

Scale:	1:1250 @ A3
Date:	Feb 2012
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	Map Schedule: DZ172





Key to Types of Restriction

 No Waiting At Any Time



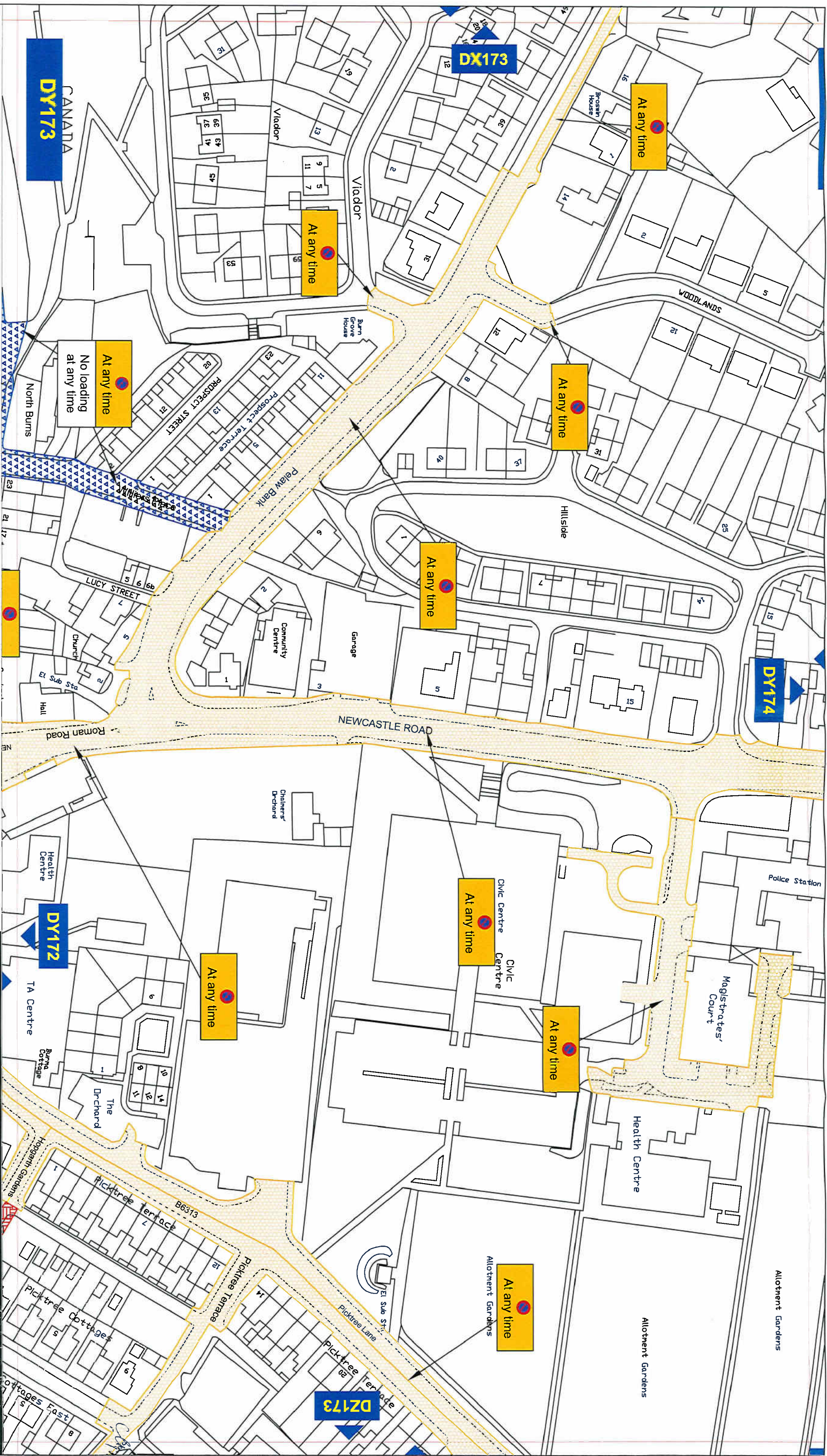
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CHESTER-LE-STREET - PARKING AND WAITING RESTRICTIONS

Scale:	1:1250 @ A3		
Date:	Feb 2012		
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Date Sealed:		Map Schedule:	DZ173





Key to Types of Restriction

-  No Waiting At Any Time
-  No Waiting And No Loading/Unloading At Any Time

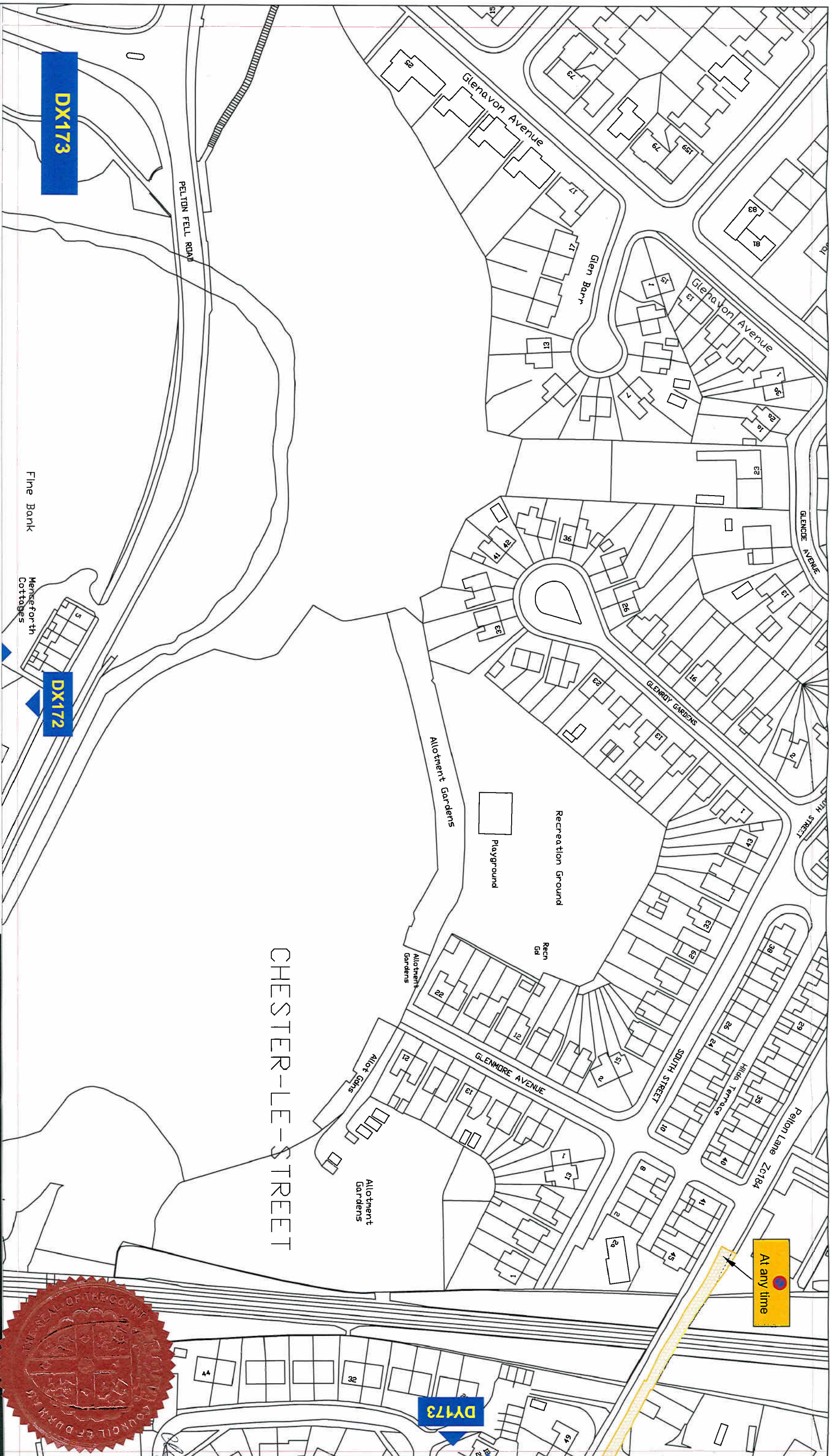
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WAITING RESTRICTIONS**

Scale:	1:1250 @ A3		
Date:	Feb 2012		
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Date Sealed:		Map Schedule:	DY173



Key to Types of Restriction

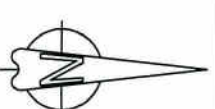
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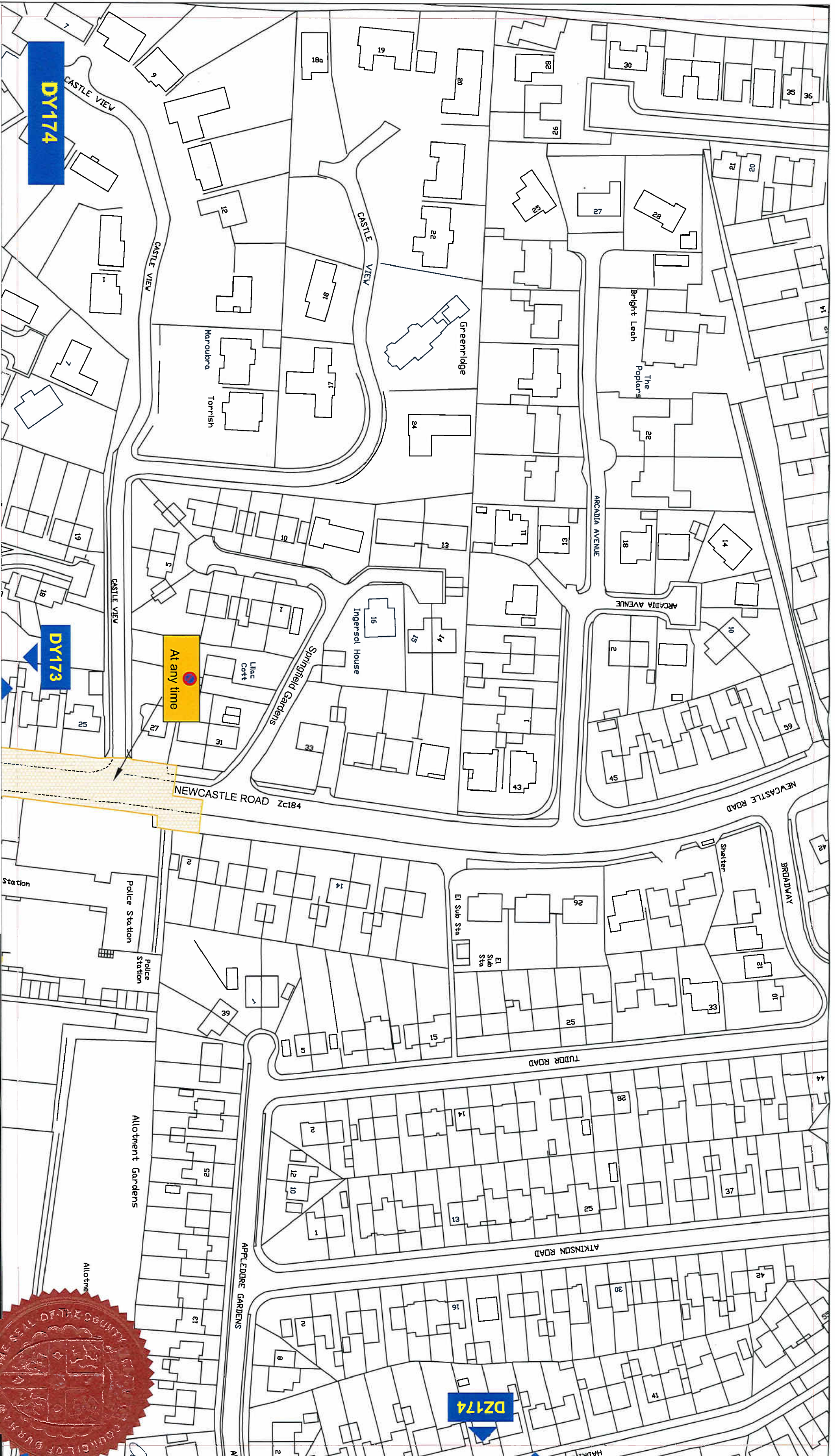
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CHESTER-LE-STREET - PARKING AND WAITING RESTRICTIONS



Scale:	1:1250 @ A3
Date:	Feb 2012
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	Map Schedule: DX173



Key to Types of Restriction

 No Waiting At Any Time



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CHESTER-LE-STREET - PARKING AND WAITING RESTRICTIONS

Scale: 1:1250 @ A3

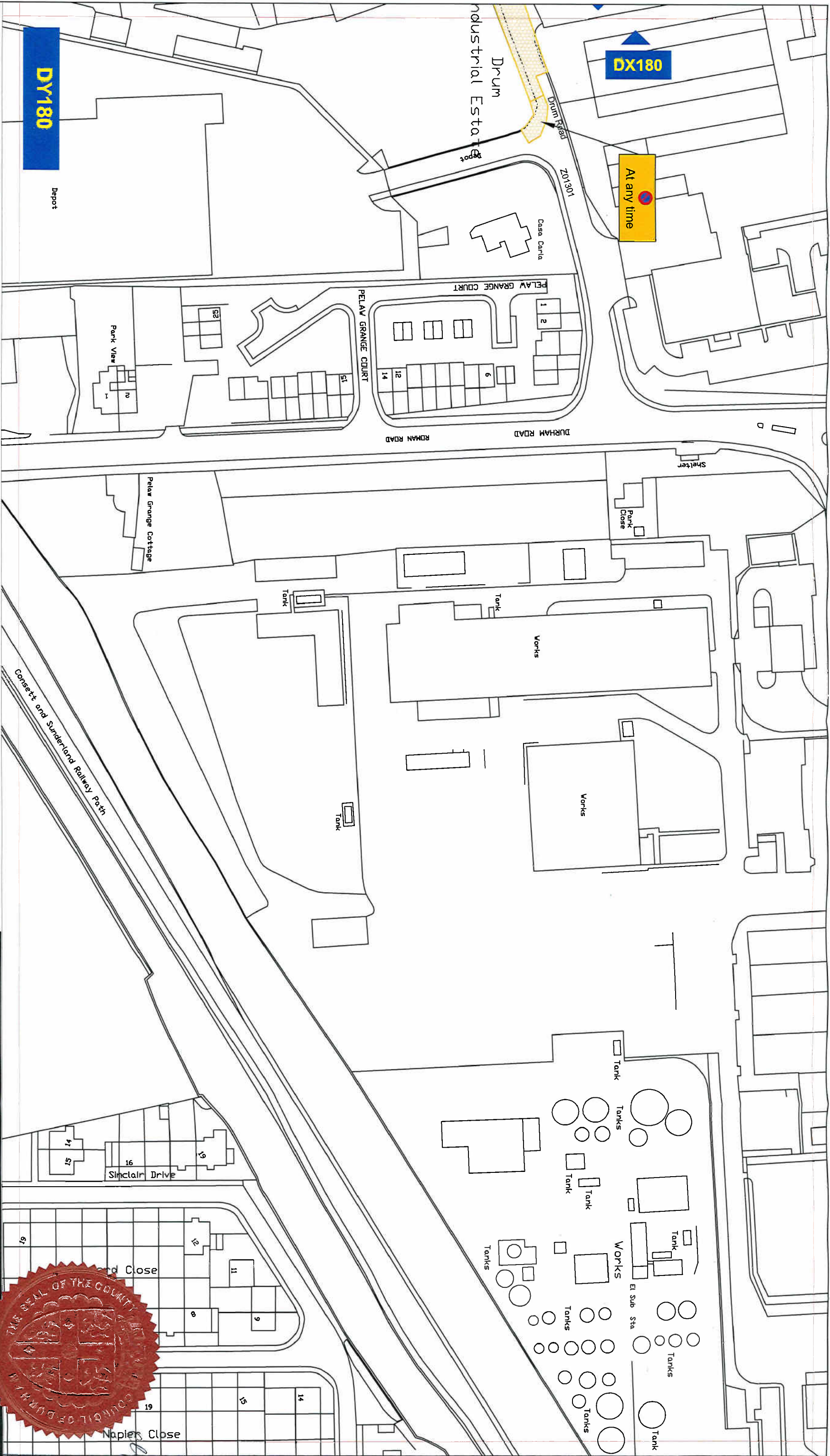
Date: Feb 2012

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Date Sealed: 

Signature: 

Map Schedule: DY174



Key to Types of Restriction

 No Waiting At Any Time



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CHESTER-LE-STREET - PARKING AND WAITING RESTRICTIONS

Scale: 1:1250 @ A3

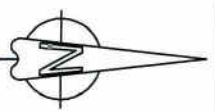
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Drawn by: A Lumsdon

Date Sealed:

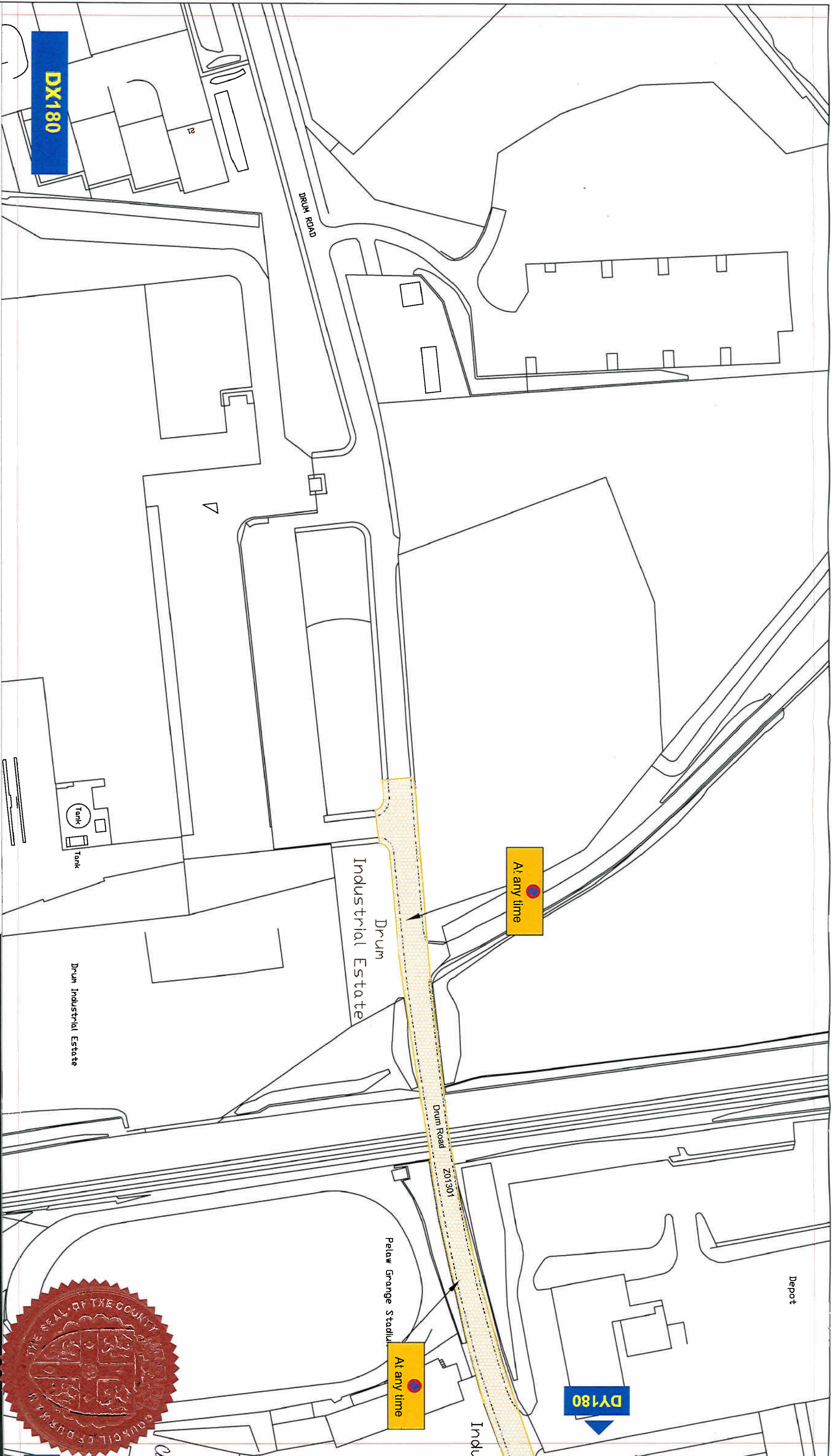
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Map Schedule:




DY180





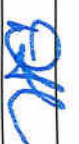
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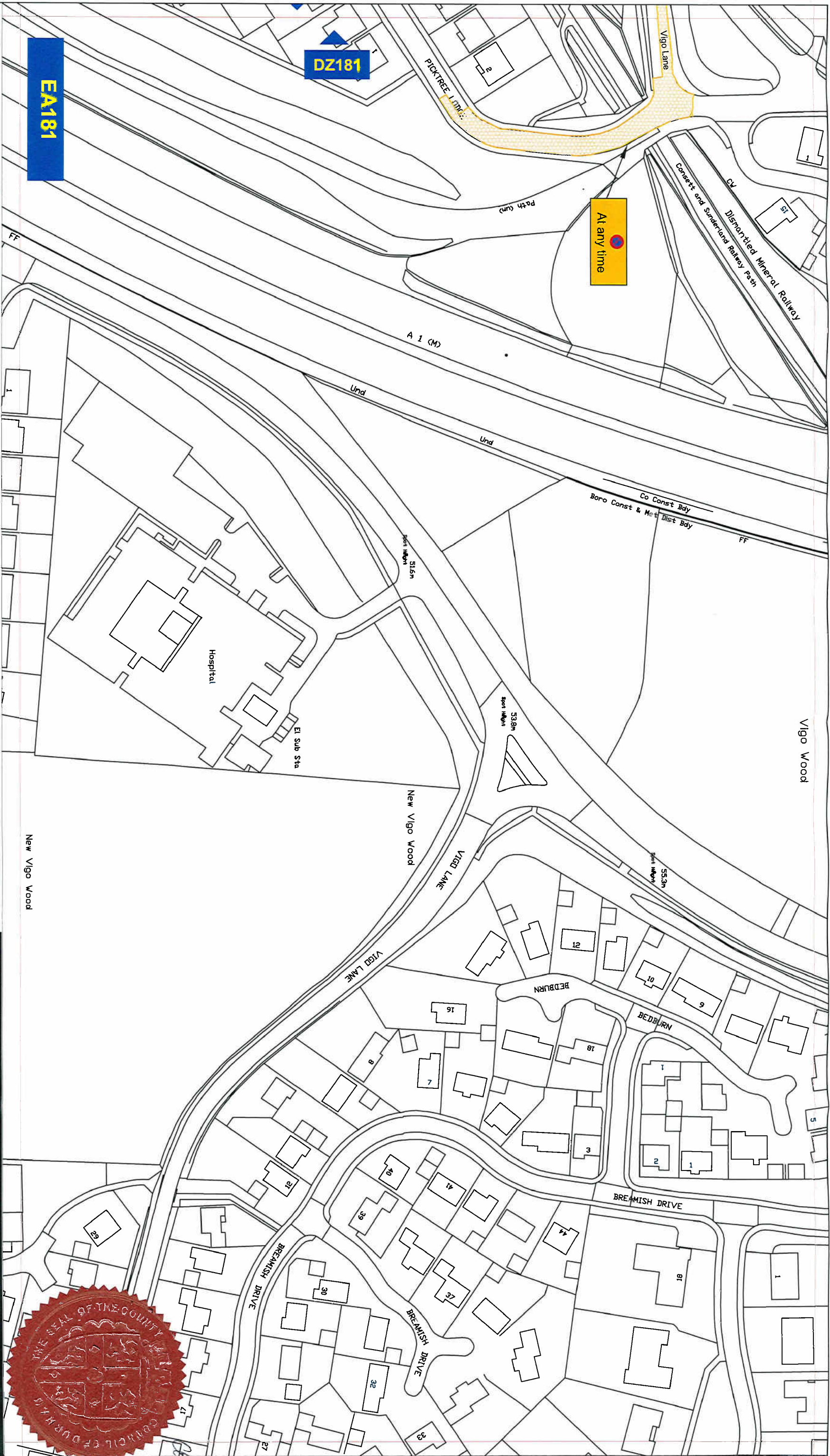
 No Waiting At Any Time



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CHESTER-LE-STREET - PARKING AND WAITING RESTRICTIONS

Scale:	1:1250 @ A3		
Date:	Feb 2012		
Drawn by:	A.Lumsdon	Signature:	
Date Sealed:		Map Schedule:	DX180



Key to Types of Restriction

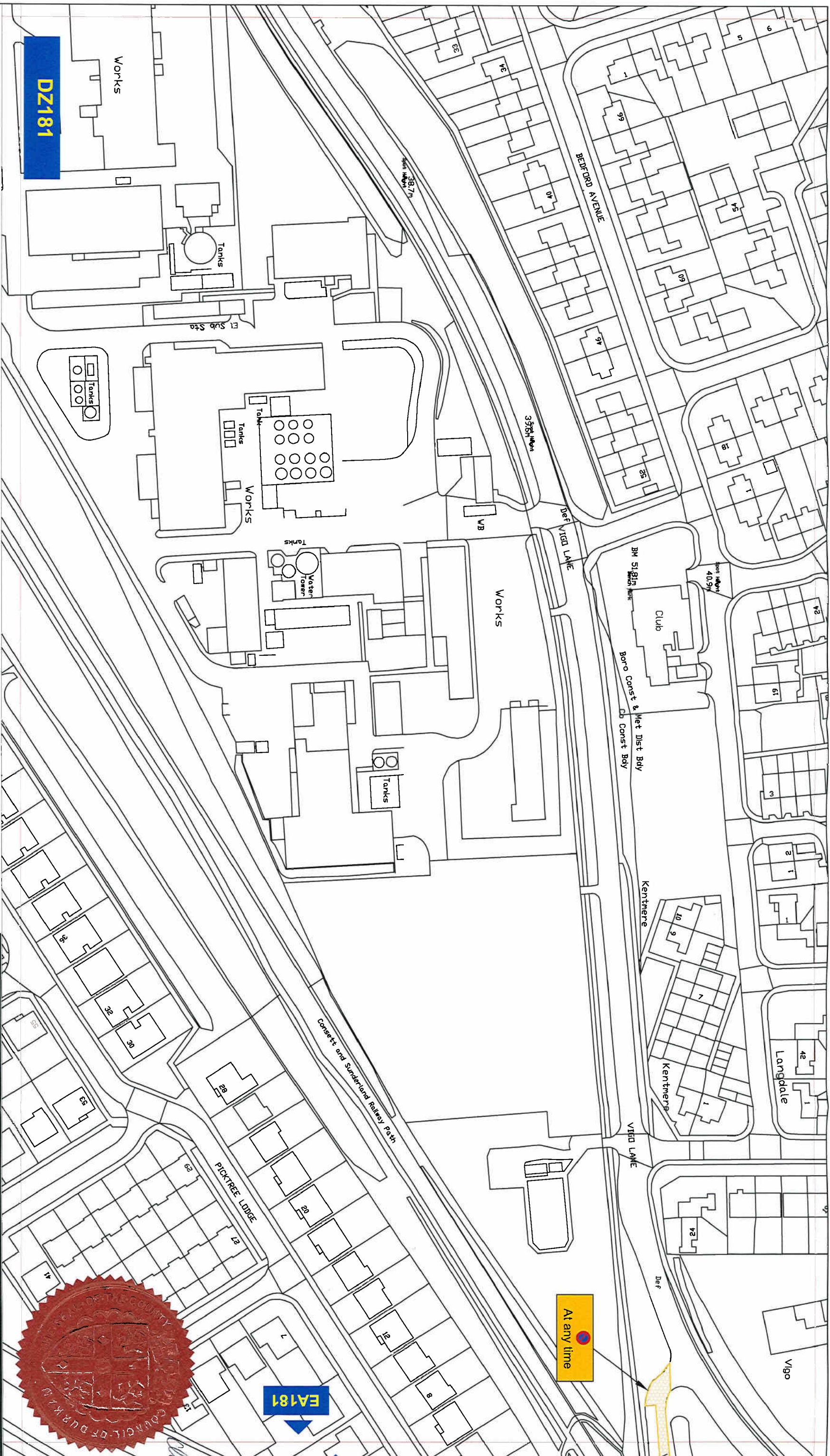
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CHESTER-LE-STREET - PARKING AND
WAITING RESTRICTIONS

Scale:	1:1250 @ A3
Date:	Feb 2012
Drawn by:	A.Lumsdon
Signature:	
Date Sealed:	Map Schedule:
	EA181



Key to Types of Restriction

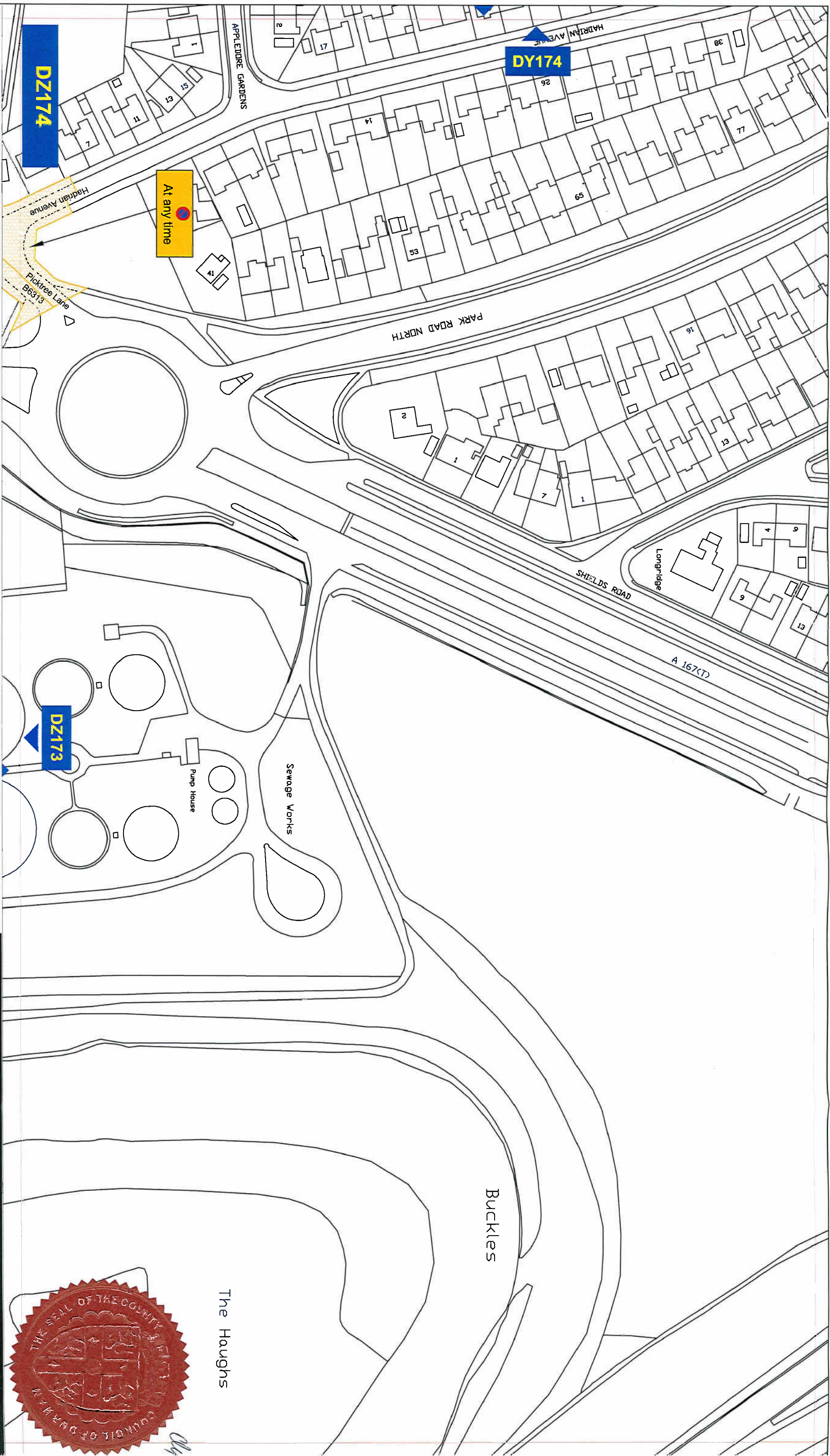
 No Waiting At Any Time




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CHESTER-LE-STREET - PARKING AND
WAITING RESTRICTIONS

Scale:	1:1250 @ A3
Date:	Feb 2012
Drawn by:	A. Lumsdon
Date Sealed:	
Signature:	
Map Schedule:	DZ181



Key to Types of Restriction

 No Waiting At Any Time



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CHESTER-LE-STREET - PARKING AND WAITING RESTRICTIONS



Scale: 1:1250 @ A3

Date: Feb 2012

Drawn by: A.Lumsdon

Signature:

Date Sealed:

Map
Schedule:

DZ174



The Haughs