

**THE COUNTY COUNCIL OF DURHAM
(STANLEY, EAST STANLEY, SHIELD ROW & TANFIELD LEA)
(PARKING & WAITING RESTRICTIONS)
(CONSOLIDATION NO. 1) ORDER 2017**

The County Council of Durham ("the Council") in exercise of their powers under Sections 1, 2, 4, 32, 35 & 124 and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984, as amended ("the Act"), 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 (Stanley, East Stanley, Shield Row & Tanfield Lea) (Parking & Waiting Restrictions) Order 2017 and shall come into operation on the 24th day of January 2017

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 meaning as in the Disabled Person's (Badge's for Motor Vehicles) (England) Regulations 2000 (as amended);

"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;

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

"footway" means footway" means a way comprised in a highway which also comprises a carriageway, being a way over which the public have a right of way on foot only"

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

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

"loading place" means an area on a highway where vehicles may be drive and parked for the purpose of being loaded or unloaded in connection with a trade or business carried on, on or in the vicinity of the land, as defined by Section 161 of the Act;

"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;

"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 designed as a parking place under the provisions of this Order;

"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.

"plan(s)" means the drawings listed within the Schedules attached to this Order;

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

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

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

Part II

Consolidation

3. The following Orders have been consolidated in full and their effects transferred to this Order:

The County Council of Durham (Stanley, East Stanley, Shield Row & Tanfield Lea) (Parking & Waiting Restrictions) Consolidation No. 1 Order 2015

211.

The County Council of Durham (Stanley, East Stanley, Shield Row & Tanfield Lea) (Prohibition and Restriction of Waiting and prohibition of Loading/Unloading) Order 2010 (Amendment No 1) Order 2016

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Part III

Prohibition of Waiting

4. Save as provided in Article 15 of this Order no person shall, except upon the direction or with the permission of a civil enforcement officer or an enforcement officer, cause or permit any vehicle to wait at any time on any of the lengths of roads, sides of lengths of roads, footways or verges as identified within the individual plan(s) detailed in Schedule 1 to this Order.

Prohibition of Waiting and Loading/Unloading

5. Save as provided in Article 15 of this Order no person shall, except upon the direction or with the permission of a civil enforcement officer or an enforcement officer, cause or permit any vehicle to 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 specified within the individual plan(s) detailed in Schedule 2 to this Order.

Restricted Waiting

6. Save as provided in Article 15 of this Order no person shall, except upon the direction or with the permission of a civil enforcement officer or an enforcement officer, cause or permit any vehicle to wait on any of the lengths of roads or sides of lengths of roads on such days and during such times as specified in the individual plan(s) detailed in Schedule 3 to this Order.

Prohibition of Waiting At Any Time, Except Taxis

7. Save as provided in Article 15 of this order no person shall, except upon the direction or with the permission of a civil enforcement officer or an enforcement officer, cause or permit any vehicle to wait at any time, other than a taxi, on the lengths of roads or sides of lengths of roads on such days and during such times as identified in the plan(s) detailed in Schedule 4 to this Order.

Part IV

No Stopping on School Entrance Markings

8. Save as provided in Article 15 of this Order no person shall, except upon the direction or with the permission of an enforcement officer or civil 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 specified on the individual plan(s) detailed in Schedule 5 to this Order.

Part V

Loading Only

9.
 - (1) The areas of highway identified in Schedule 6 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 plan(s) detailed in that Schedule.
 - (2) The limits of each loading bay shall be indicated, by the Council, on the carriageway by the appropriate traffic signs.
 - (3) 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 6 to this Order, in accordance with those provisions.

Disabled Badge Holders Only

10. (1) The area(s) of highway identified within the individual plan(s) detailed in Schedule 7 to this Order are hereby authorised as disabled persons parking places.
- (2) Each disabled persons parking place identified within the individual plan(s) detailed in Schedule 7 to this order, authorised under paragraph (1) of this Article may be used only by those vehicles which display in the relevant position a disabled person's badge and where applicable in a restricted disabled person's parking bay display 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 disabled persons parking place shall be indicated by the Council, on the carriageway by the appropriate traffic signs and road markings.

Parking Places

11. (1) The areas of highway identified within the individual plans detailed in Schedule 8 to this Order are hereby designated as parking places.
- (2) Each parking place identified within the individual plan(s) detailed in Schedule 8 to this order, authorised under paragraph (1) of this Article may be used for the leaving of motor vehicles and motor cycles of such class specified within the individual plan(s) detailed in that Schedule in on such days and during such times and for a period not exceeding the maximum stay as identified within the individual plan(s) detailed in Schedule 8 to this Order.
- (3) 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 and road markings and are as identified within the individual plans detailed in Schedule 8 to this Order.
- (4) 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 or to return within the period also specified within the individual plans detailed in Schedule 8 to this Order.

Manner of Standing in Loading Bays and Parking Places

12. (1) Every vehicle left in a loading bay or parking place, identified within the individual plans detailed in Schedules 6, 7 & 8 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 or parking place.
- (2) Where a vehicle has been left in a loading bay or parking place, 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 or parking place 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 9, 10 & 11 of this Order;

- (b) the vehicle, or any part of it, is not within the limits of any adjoining loading bay or parking place.

Power to Suspend Parking Places and Loading Bays

- 13. (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 or an 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

14. (1) If a vehicle is left within a parking place or loading bay in a position other than in accordance with the provisions of this Order and as identified in Schedules 9, 10 and 11 the Council may alter or cause to be altered the position of that vehicle so that it is in 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 VI

Exemptions

15. (1) Nothing in Articles 4, 5, 6, 7, 8, 9, 10 or 11 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 or 11 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 Articles 4 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, 6, 7 or 11 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.
- (5) Nothing in Articles 5, 9 or 10 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.

Part VI

Contravention & Enforcement

- 16. If a vehicle is left at any time in contravention of a provision of this Order, a penalty charge shall be payable.
- 17. 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

- 18. 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.
- 19. 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**

Item No	Plan ref:	Item No	Plan ref:	Item No	Plan ref:
1	DF182	2	DH176	3	DH179
4	DH180	5	DI176	6	DI177
7	DI178	8	DI179	9	DJ178
10	DJ179	11	DJ180	12	DJ181

**Schedule 2
Prohibition of Waiting and Loading/Unloading**

Item No	Plan ref:	Item No	Plan ref:	Item No	Plan ref:
1	DH176	2	DI176	3	DI177

**Schedule 3
Restricted Waiting**

Item No	Plan ref:	Item No	Plan ref:	Item No	Plan ref:
1	DI176	2	DI177	3	DI178
4	DJ177	5	DJ178		

**Schedule 4
Prohibition of Waiting Except Taxis**

Item No	Plan ref:
1	DH176

**Schedule 5
No Stopping on Entrance Markings**

Item No	Plan ref:	Item No	Plan ref:	Item No	Plan ref:
1	DF182	2	DH180	3	DJ177
4	DJ178	5	DJ180	6	DK178

**Schedule 6
Loading Only**

Item No	Plan ref:	Item No	Plan ref:
1	DH176	2	DI177

**Schedule 7
Disabled Badge Holders Only**

Item No	Plan ref:
1	DH176

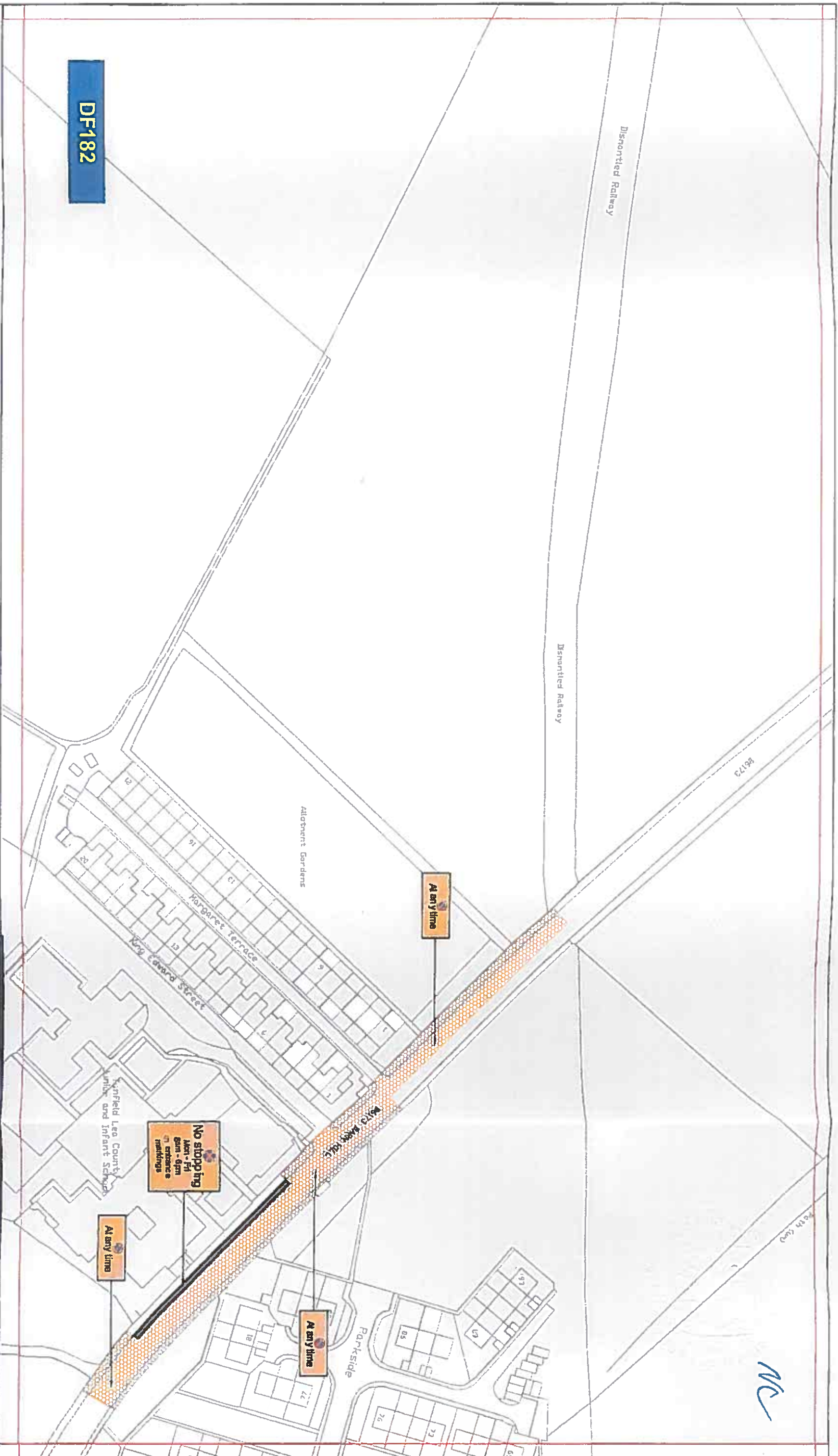
**Schedule 8
Parking Places**

Item No	Plan ref:	Item No	Plan ref:
1	DI177	2	DJ178

**GIVEN UNDER THE COMMON SEAL OF THE COUNTY COUNCIL OF DURHAM ON THE
12TH DAY OF JANUARY 2017**


.....
Authorised Signatory





Key to Types of Restriction

No Waiting At Any Time

No Stopping

XXXXXX
Individual Reference Number

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STANLEY PARKING AND WAITING RESTRICTIONS

Scale

1:1250 @ A3

Date

February 2015

Drawn by

R. Smith

Date Sealed

12/1/17

Map
Schedule

DF182





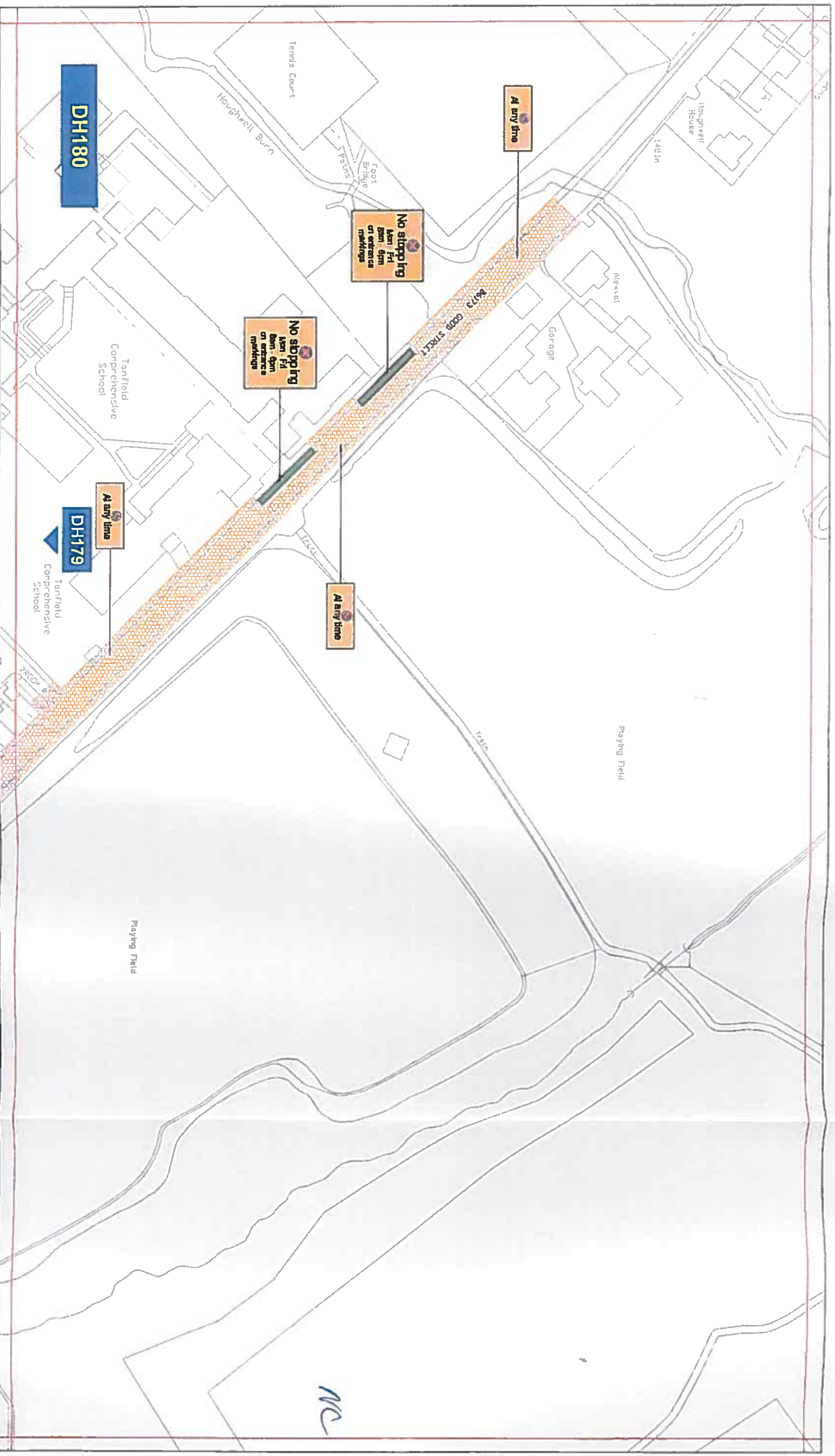
Key to Types of Restriction

- | | |
|---|---|
|  | No Waiting At Any Time |
|  | No Waiting No Loading/
Unloading At Any Time |
|  | Restricted Bay |
|  | No Waiting At Any Time on
lookways/ verge |

XXXXXX
Individual Reference Number

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 <p>Durham County Council</p> <p>Corporate Director Regeneration & Economic Development</p> <p>Strategic Traffic Management</p> <p>County Hall, Durham DH1 1SU</p>		<p>STANLEY PARKING AND WAITING RESTRICTIONS</p>													
		<table border="1"> <tr> <td>Scale</td> <td>1:1250 @ A3</td> </tr> <tr> <td>Date</td> <td>February 2015</td> </tr> <tr> <td>Drawn by:</td> <td>R. Smith</td> </tr> <tr> <td>Date Sealed</td> <td>22/1/17</td> </tr> <tr> <td>Map</td> <td>Schedule:</td> </tr> <tr> <td colspan="2">DH176</td> </tr> </table>		Scale	1:1250 @ A3	Date	February 2015	Drawn by:	R. Smith	Date Sealed	22/1/17	Map	Schedule:	DH176	
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Date	February 2015														
Drawn by:	R. Smith														
Date Sealed	22/1/17														
Map	Schedule:														
DH176															



Key to Types of Restriction

- No Waiting At Any Time
- No Stopping
- Individual Reference Number

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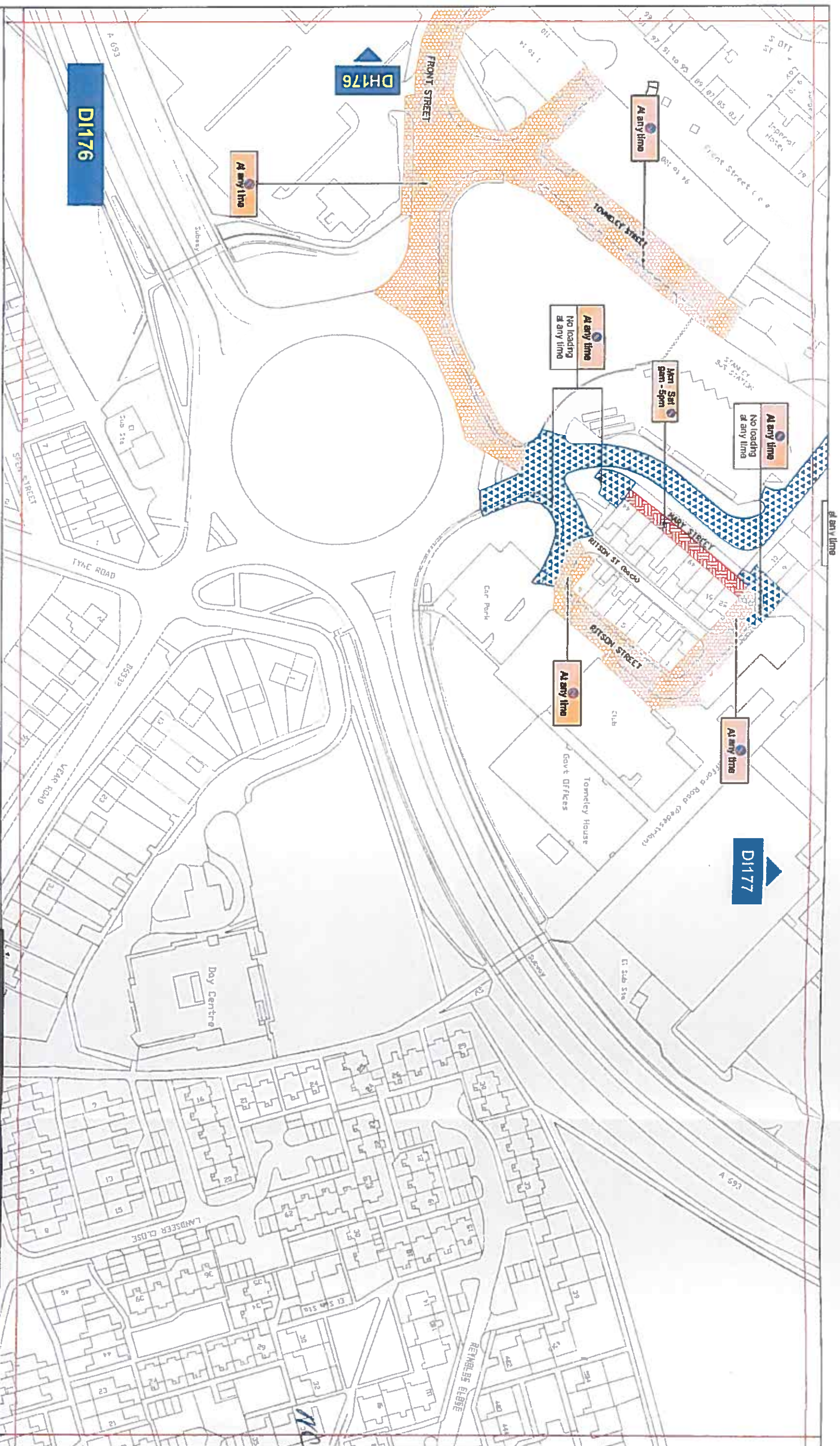


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**STANLEY
PARKING AND WAITING RESTRICTIONS**

Scale	1:1250 @ A3		
Date	February 2015		
Drawn by	R. Smith	Signature	
Date Sealed	12/1/17	Map Schedule	DH180



Key to Types of Restriction

	No Waiting At Any Time
	No Waiting No Loading/Unloading At Any Time
	Restricted Waiting
	Individual Reference Number

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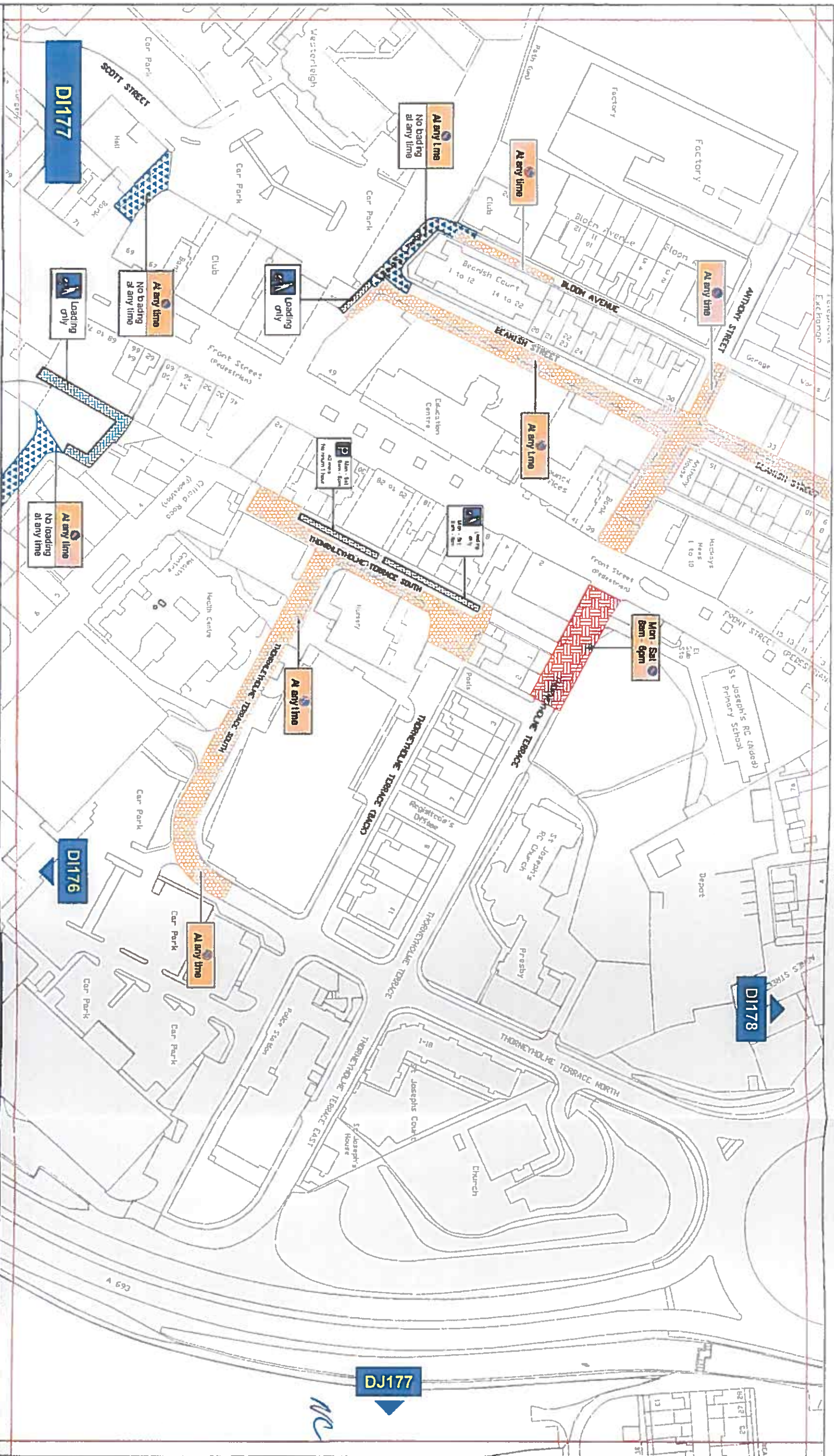
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Development

Strategic Traffic Management
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STANLEY PARKING AND WAITING RESTRICTIONS



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Date:	February 2015
Drawn by:	R. Smith
Date Sealed:	12/1/17
Signature:	
Map Schedule:	DH176



Key to Types of Restriction

	No Waiting At Any Time		XXXXXX
	No Loading/Unloading At Any Time		
	Restricted Waiting		
	Restricted Bay		

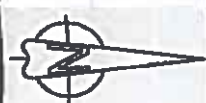
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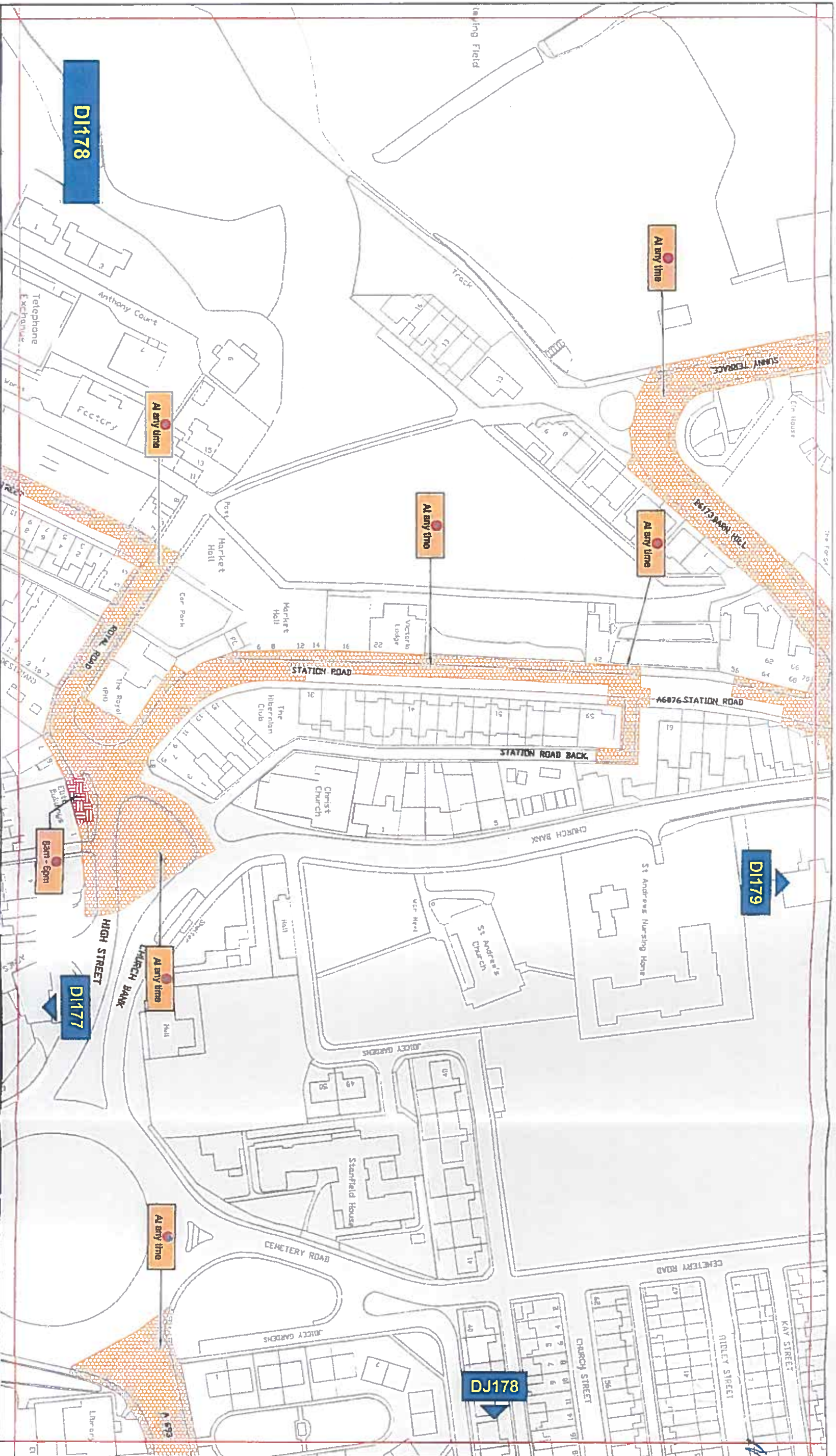
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STANLEY PARKING AND WAITING RESTRICTIONS



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Date:	February 2015
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Date Sealed:	12/1/17
Map Schedule:	D1177



Key to Types of Restriction

-  No Waiting At Any Time
-  Restricted Waiting
-  Individual Reference Number


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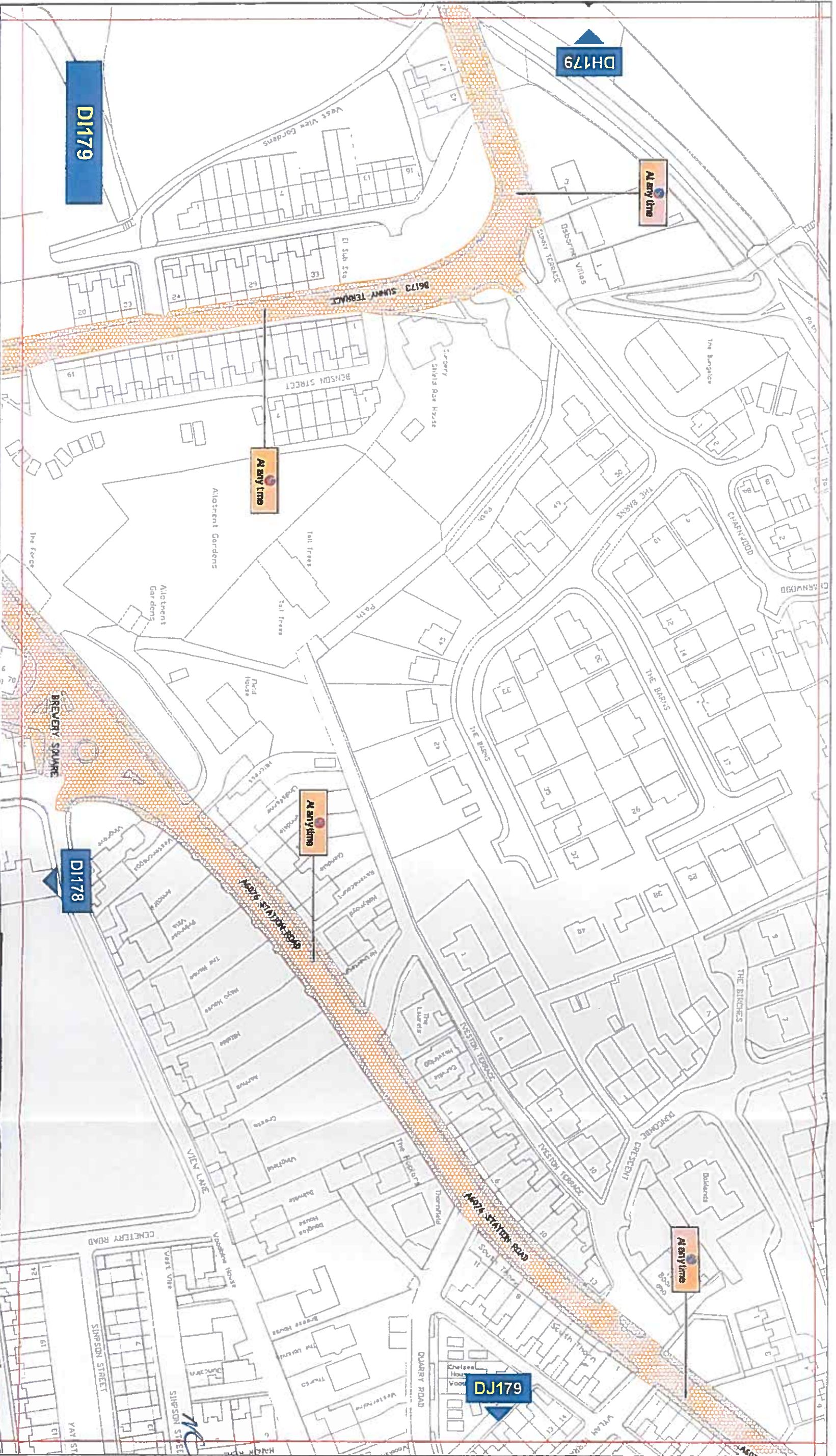


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STANLEY, EAST STANLEY, SHIELD ROW,
TANFIELD LEA
(PARKING AND WAITING RESTRICTIONS)



Scale	1:1250 @ A3
Date	October 16
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Date Sealed	12/1/17
Signature:	
Map Schedule:	D1178



Key to Types of Restriction

-  No Waiting At Any Time
-  XXXXX Individual Reference Number


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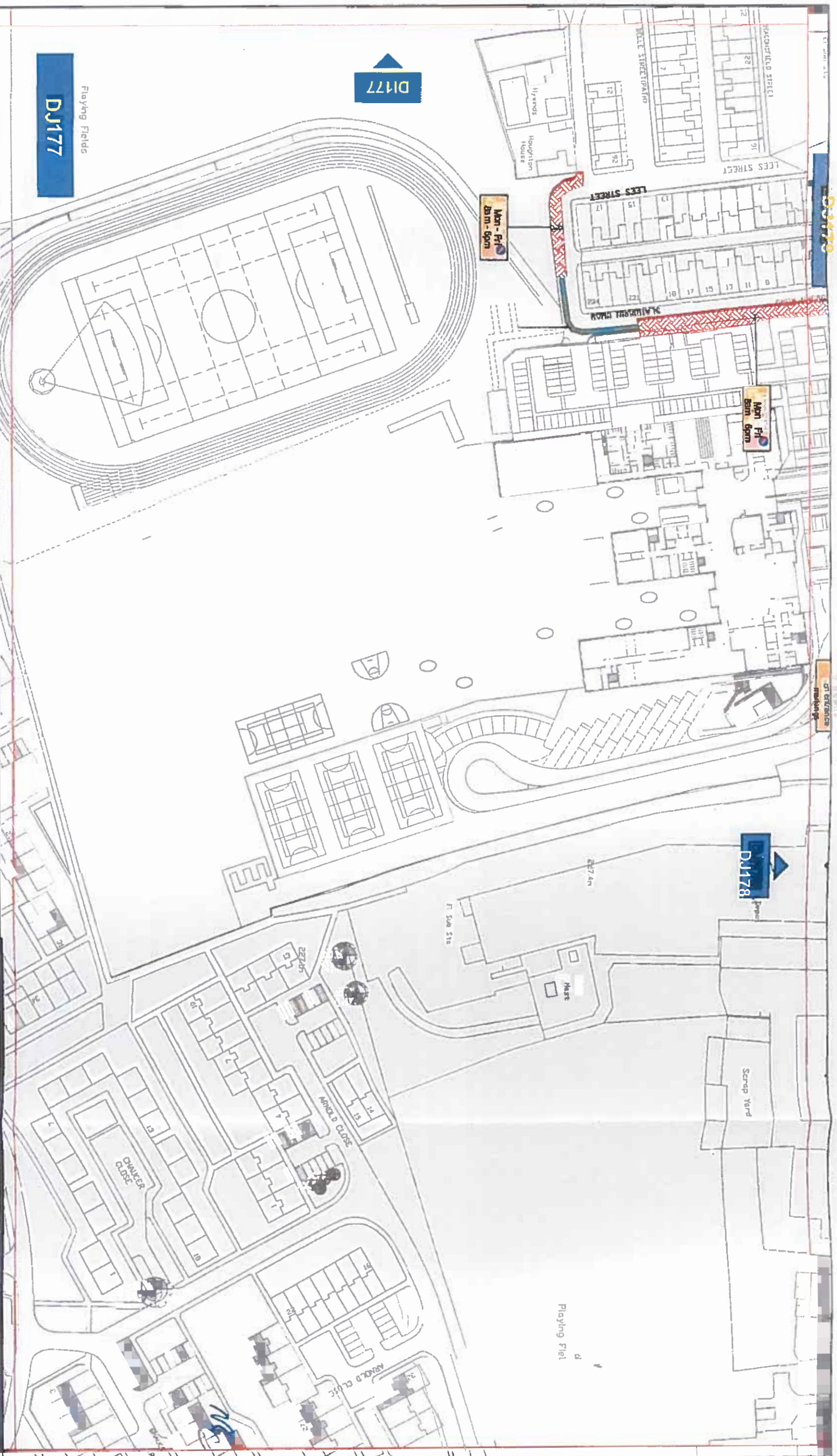


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STANLEY PARKING AND WAITING RESTRICTIONS



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Map Schedule	D1179



Key to Types of Restriction



Restricted Waiting



No Stopping



Individual Reference Number

XXXXX

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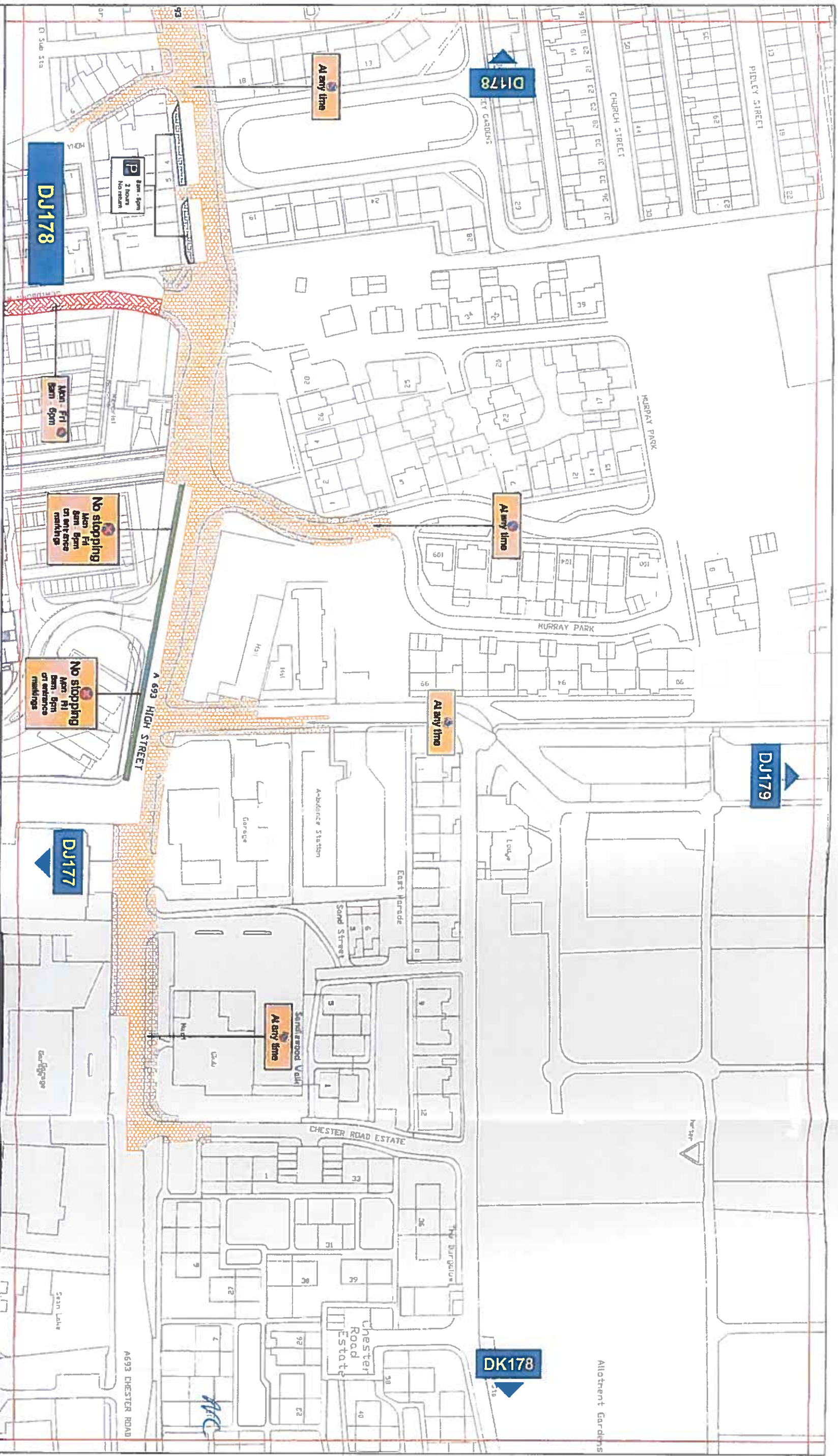


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STANLEY PARKING AND WAITING RESTRICTIONS

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Date Scaled	10/1/17
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Map	DJ177



Key to Types of Restriction

	No Waiting At Any Time	XXXXXX	Individual Reference Number
	Restricted Waiting		
	Restricted Bay		
	No Stopping		



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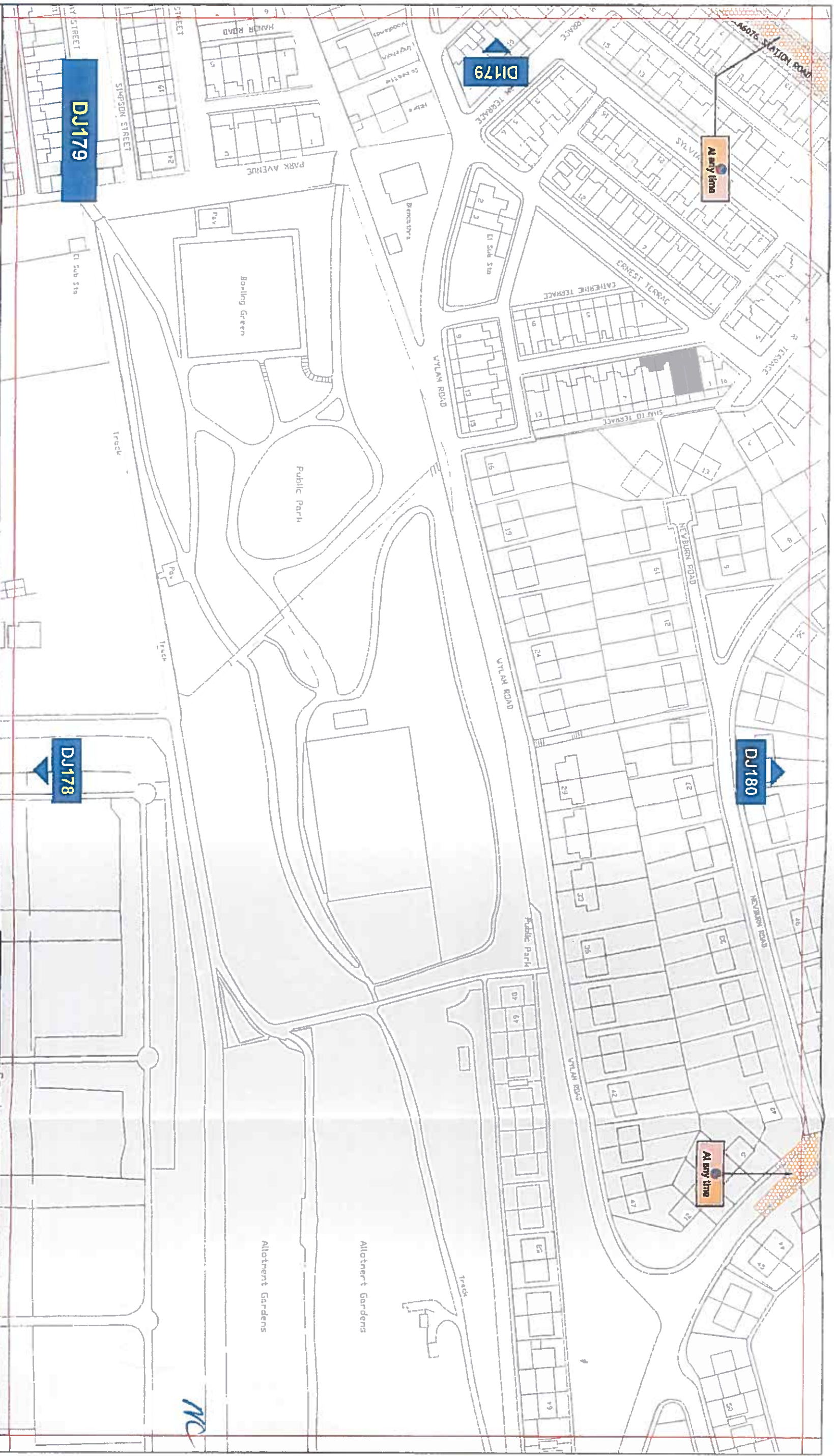


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STANLEY PARKING AND WAITING RESTRICTIONS

			
Scale:	1:1250 @ A3		
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Key to Types of Restriction

- No Waiting At Any Time
- Individual Reference Number

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STANLEY PARKING AND WAITING RESTRICTIONS

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Date Sealed:	12/1/17
Signature:	<i>RS</i>
Map Schedule:	DJ179



Key to Types of Restriction

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- No Stopping
- Individual Reference Number

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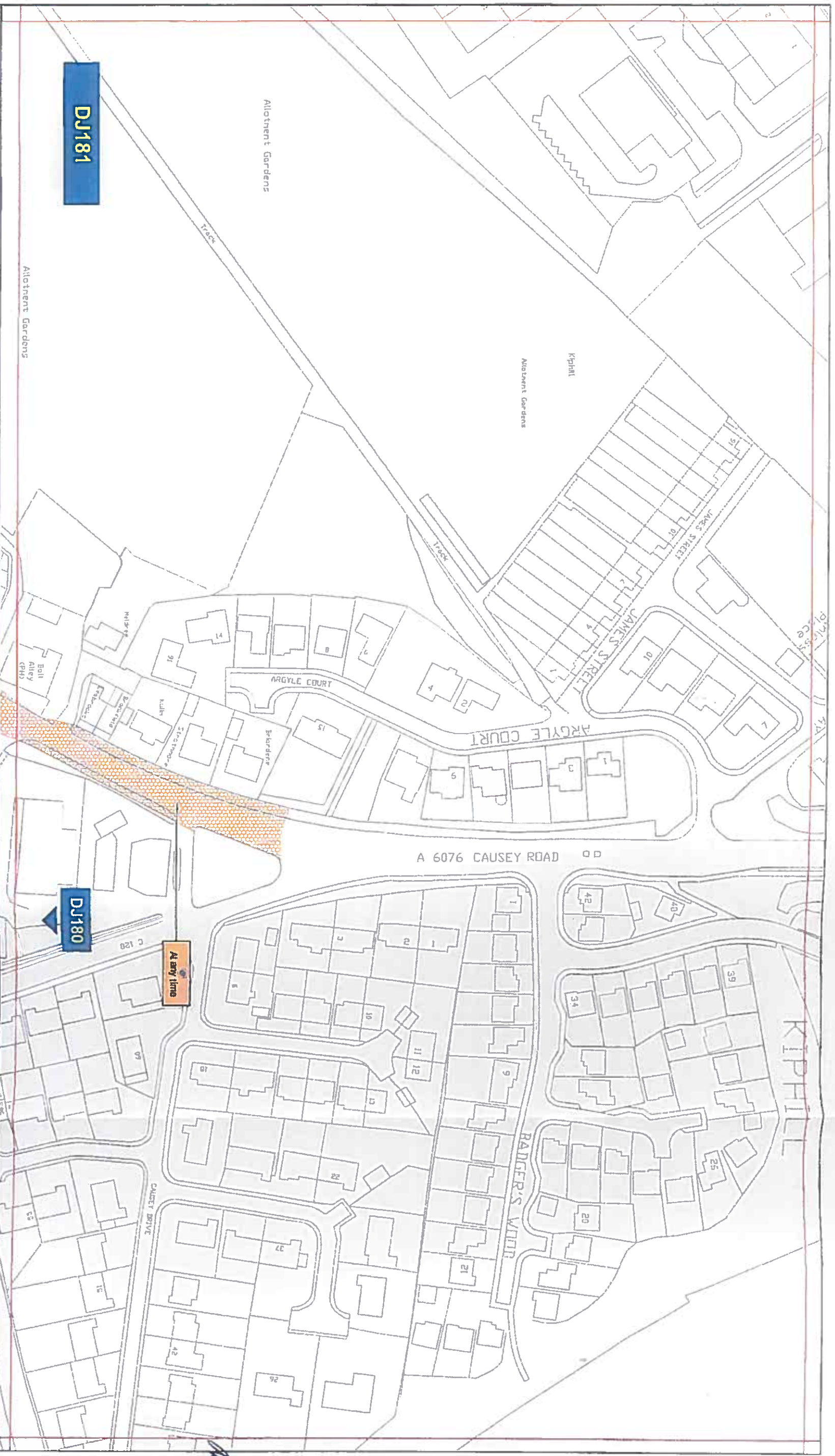


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STANLEY PARKING AND WAITING RESTRICTIONS

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Date Sealed	12/1/17	Map Schedule	





Key to Types of Restriction

- No Waiting At Any Time
- XXXXX Individual Reference Number

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**STANLEY
PARKING AND WAITING RESTRICTIONS**

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Date Sealed	12/1/17	Map Schedule	DJ181



Key to Types of Restriction

- No Stopping
- XXXXXX Individual Reference Number

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STANLEY PARKING AND WAITING RESTRICTIONS



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Map Schedule:	DK178