

**THE COUNTY COUNCIL OF DURHAM
(CROOK)
(PARKING AND WAITING RESTRICTIONS) ORDER 2012
(CONSOLIDATION ORDER No. 1) ORDER 2021**

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

Citation and Commencement

1. This Order may be cited as The County Council of Durham (Crook) (Parking and Waiting Restrictions) Order 2012 (Consolidation Order No. 1) Order 2021 and shall come into operation on the 5th day of December 2021.

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

"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);

"disabled person's vehicle" has the same meaning as defined 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;

"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;

"loading place" means an area on a highway where vehicles may be driven 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" means a mechanically propelled vehicle intended or adapted for use on roads, as defined by 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 place" means a place where vehicles, or vehicles of any class, may wait;

"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.

"plans" means the drawings listed within the Schedules attached to this Order;

"relevant position" in respect of a disabled person's badge or disabled person's parking disc has the same meaning as in 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;

"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;

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

"vehicle" means a vehicle of any description and includes a machine or implement of any kind drawn or propelled along roads (whether or not by mechanical power);

3. Except where the context requires otherwise, any reference in this Order to a numbered Article shall be construed as a reference to the Article bearing that number in this Order.
4. Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended, applied, consolidated, re-enacted by or as having effect by virtue of any subsequent enactment. Unless the context otherwise requires words denoting the singular shall include the plural and vice versa and words denoting persons shall include either gender, bodies corporate, unincorporated associations and partnerships.

The Interpretation Act 1978 shall apply for the interpretation of this Order.

PART II REVOCATION

6. (i) The following Orders are to be revoked in full:

The County Council of Durham (Crook) (Parking and Waiting Restrictions) Order 2012

The County Council of Durham (Crook) (Parking and Waiting Restrictions) Order 2013

The County Council of Durham (Crook) (Parking and Waiting Restrictions) Order 2016

The County Council of Durham (Crook) (Parking and Waiting Restrictions) Order 2019

PART III

NO STOPPING

7. Save as provided in Article 24 of this Order no person shall, except upon the direction or with the written permission of an enforcement officer, cause or permit any vehicle, other than those vehicles so authorised by this Order, to stop or wait on the lengths of roads or sides of lengths of roads on such days and during such times as identified in the individual plan(s) detailed in Schedule 1 to this Order.

PART IV

NO WAITING AT ANY TIME

8. Save as provided in Article 24 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 individual plan(s) detailed in Schedule 2 to this Order.

NO WAITING AND NO LOADING/UNLOADING AT ANY TIME

9. Save as provided in Article 24 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 individual plan(s) detailed in Schedule 3 to this Order.

RESTRICTED WAITING

10. Save as provided in Article 24 of this Order no person shall, except upon the direction or with the permission of an enforcement officer, cause or permit any vehicle, other than those vehicles so authorised in this Order, to wait on any of the lengths of roads or sides of lengths of roads on such days and during such times as identified within the individual plan(s) detailed in Schedule 4 to this Order.

PART V
PARKING PLACES (Restricted Bays)

DISABLED BADGE HOLDERS

11. (1) The areas of highway identified within the individual plans detailed in Schedule 5 to this Order are hereby authorised as parking places; being restricted bays designated for use by disabled badge holders.
- (2) Each parking place identified as disabled badge holder parking places, within the individual plans detailed in Schedule 5 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, authorised under Articles (1) and (2) above, on the carriageway by the appropriate traffic signs and the restricted bay shall be identified within the individual plans detailed in Schedule 5 to this Order.
- (4) Save as provided in Article 24 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 parking place, designated for use by disabled badge holders, on such days and during the hours identified within the individual plans detailed in Schedule 5 to this Order.

PARKING PLACES

12. (1) The areas of highway identified within the individual plans detailed in Schedule 6 to this Order are hereby designated as parking places subject to the provisions of this Order.
- (2) Each parking place identified within the individual plan(s) detailed in Schedule 6 to this order, authorised under paragraph (1) of this Article may only be used for the leaving of motor vehicles and motor cycles of such class as specified within the individual plan(s) detailed in that Schedule on such days and during such times as identified.
- (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 are identified within the individual plans detailed in Schedule 6 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 within the individual plans detailed in Schedule 6 to this Order or to return within the period also specified those plans.

PART VI
LOADING BAYS (Restricted Bays)

13. (1) The areas of highway identified within the individual plans detailed in Schedule 7 to this Order are hereby authorised to be used as loading bays, subject to the provisions of this Order.

- (2) The limits of each loading bay, authorised in paragraph (1) of this Article, shall be indicated, by the Council, on the carriageway by the appropriate traffic signs.
- (3) Save as provided in Article 24 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 such days and during the hours identified within the individual plan(s) detailed in Schedule 7 to this Order.
- (4) Every vehicle using a loading bay, authorised in paragraphs (1) and (2) of this Article, 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 7 to this Order, in accordance with those provisions.

PART VII GENERAL

Designation and use of Parking Places and Loading Bays

- 14. (1) The areas of highway identified in Schedules 5, 6 and 7 to this Order are hereby designated as parking places and loading bays, as set out in Articles 11, 12 and 13 to this Order.
 - (2) Each parking place, authorised in paragraph (1) of this Article, may be used subject to the provisions of this Order, for the leaving of such class of vehicles as specifically identified in Articles 12, 13 and 14 on such days and during such hours as identified in Schedules 5, 6 and 7 to this Order.
 - (3) The number and situation of parking places and loading bays may be determined by the Council and the limits of each restricted bay shall be indicated by the Council on the surface by appropriate traffic signs.
 - (4) Where, within a parking place there is a sign or surface marking which indicates that a parking bay is provided only for a disabled person's vehicle, the driver of a motor vehicle shall not permit it to wait in that parking bay unless it is a disabled person's vehicle.
15. The Council may carry out such other work as is authorised by this Order or is reasonably required for the purposes of the satisfactory Operating of a parking place.

Manner of Standing in Parking Places and Loading Bays

- 16. (1) Every vehicle left in a parking place or loading bay, specified in Articles 11, 12 and 13 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 and loading bay, AND in those cases in which special provision is made identified in the individual plans detailed in Schedules 5, 6 and 7 of this Order, in accordance with those provisions.
- (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 restricted bay, being a 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 11, 12 and 13 of this Order;
- (b) the vehicle, or any part of it, is not within the limits of any adjoining restricted bay; being a parking place or loading bay.

Class and position of Vehicle

17. (1) No person shall cause or permit any vehicle, other than the permitted classes of vehicles, to use the parking places identified in Articles 11, 12 and 13 or as specified in Schedules 5 and 6 to this order;
- (2) Every vehicle left in a parking place, specified in Articles 11, 12 and 13 of this Order, shall stand so that every part of the vehicle is wholly within the limits of the parking place or any parking bay within a parking place AND in those cases in which special provision is made in Schedules 5, 6 and 7 of this Order, in accordance with those provisions;
- (3) No person shall cause or permit any vehicle, unless so approved by an enforcement officer, to wait or park in a parking bay specifically marked as available for a permitted class of vehicle, as identified in Schedules 5, 6 and 7 to this order, unless that vehicle is of that permitted class of vehicle.
- (4) No person shall cause or permit any vehicle to wait or park in a parking bay marked for disabled persons unless the vehicle displays a valid disabled person's badge in the relevant position and unless the vehicle has been or is about to be used by the person(s) in respect of whom the disabled person's badge has been issued either immediately before or immediately after the act of parking. Where required the vehicle shall also display the disabled person's badge in accordance with local regulations;

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 ;
 - (d) on any occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed or to facilitate filming work;

- (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.
 - (f) for the maintenance, improvement or reconstruction of the road and street furniture, the cleansing of gullies or to maintain trees adjacent to the parking places or loading bays;
- (2) 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 closing or suspending the use of a parking place or loading bay, or any part thereof, in accordance with the provisions of Articles 11, 12 and 13 shall thereupon place or cause to be placed in or adjacent to that parking place or loading bay, or that part thereof, a notice or sign indicating that the use of that parking place or loading bay, or that part thereof, is closed or suspended and that parking by vehicles is prohibited.
 - (4) No person shall cause or permit a vehicle to be left in a parking place or loading bay, or any part thereof, during such periods that the use of that parking place or loading bay or that part thereof is closed or suspended or during such period as there is in or adjacent thereto a notice or sign placed by or on behalf of the Council in pursuance of paragraph (3) 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.

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.

Removal of Vehicles and Other Equipment from Parking Places

- 19. (1) Where an Enforcement Officer is of the opinion that any vehicle has been left in a parking place in contravention to the provisions of this order, for longer than 24 hours or when the parking place has been suspended from use in accordance with Article 19 of this Order he may remove or cause the vehicle to be removed from the parking place and where it is so removed, shall provide for the safe custody of the vehicle.
- (2) An Enforcement Officer, in cases of emergency, may move or cause to be moved vehicles left in a parking place to any place he thinks fit and shall provide for the safe custody of the vehicle.
- (3) The provisions of paragraph (1) of this Article shall also apply to builders' skips or any other equipment which in the opinion of the Enforcement Officer constitutes a contravention of this Order.
- (4) Where a vehicle or other equipment has been removed under the provisions of paragraphs (1) and (3) of this Article the Council will recover from its owner the expenses reasonably incurred in doing so.

PART VIII LIABILITIES/PENALTIES

Liability

20. The Council accepts no liability for the loss or damage to vehicles or other property left in any of the parking places to which this Order applies.

Wilful damage

21. Any person who with intent to defraud interferes with the ticket machine or operates or attempts to operate it by the insertion of objects other than undamaged and unaltered coins of legal tender and of the appropriate denomination, or other approved method of payment, shall be liable to prosecution.

Emergencies

22. A person authorised by the Council, or an enforcement officer may, using such measures as are appropriate, move or cause to be moved in the case of an emergency to any place he thinks fit, any vehicle left in a parking place.

Safe keeping

23. Any person removing a vehicle from a parking place under Article 20 shall make such arrangements as may be reasonably necessary to provide for the safe keeping of the vehicle.

Part IX EXEMPTIONS

Exemptions

24. (1) Nothing in Articles 7, 8, 9, 10, 11, 12 and 13 of this Order shall render it unlawful to cause or permit any vehicle, unless so authorised by this order, 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 7, 8, 9, 10, 11, 12 and 13 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 8, 10, 11 and 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 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 9 and 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 the picking up or setting down of passengers.
- (5) Nothing in Articles 8, 10, 11, 12 or 13 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 X

Contravention and Enforcement

25. If a vehicle is in contravention of a provision of this Order a penalty charge shall be payable.
26. 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.

Saving

27. 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.
28. 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.

SCHEDULES

Schedule 1 No Stopping

Plan reference number(s): DB112, DB113, DB114, DB119, DC112, DC113, DD114 and DD123

**Schedule 2
No Waiting At Any Time**

Plan reference number(s): DB112, DB113, DB114, DC112, DC113, DC114, DD112

**Schedule 3
No Waiting and Loading/Unloading At Any Time**

Plan reference number(s): DB114 and DC113, DC114

**Schedule 4
Restricted Waiting**

Plan reference number(s): DB113, DB114, DC113 and DC114

**Schedule 5
Disabled Parking (Restricted Bays)**

Plan reference number(s): DC113, DB114

**Schedule 6
Parking Places**

Plan reference number(s): DB113, DB114, DC113 and DC114

**Schedule 7
Loading Only (Restricted Bays)**

Plan reference number(s): DC113 and DC114

**MADE THIS 1st DAY OF DECEMBER 2021 BY
THE AFFIXING OF THE COMMON SEAL OF THE COUNTY COUNCIL
OF DURHAM BY ORDER:**

.....
**AUTHORISED SIGNATORY
(A PERMANENT OFFICER OF THE COUNTY COUNCIL)**





Key to Types of Restriction

- No Waiting At Any Time
- XXXXX Individual Plan Reference Number



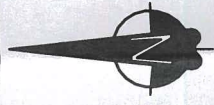
CROOK PARKING AND WAITING RESTRICTIONS

Corporate Director
Regeneration & Economic
Development

Strategic Traffic Management

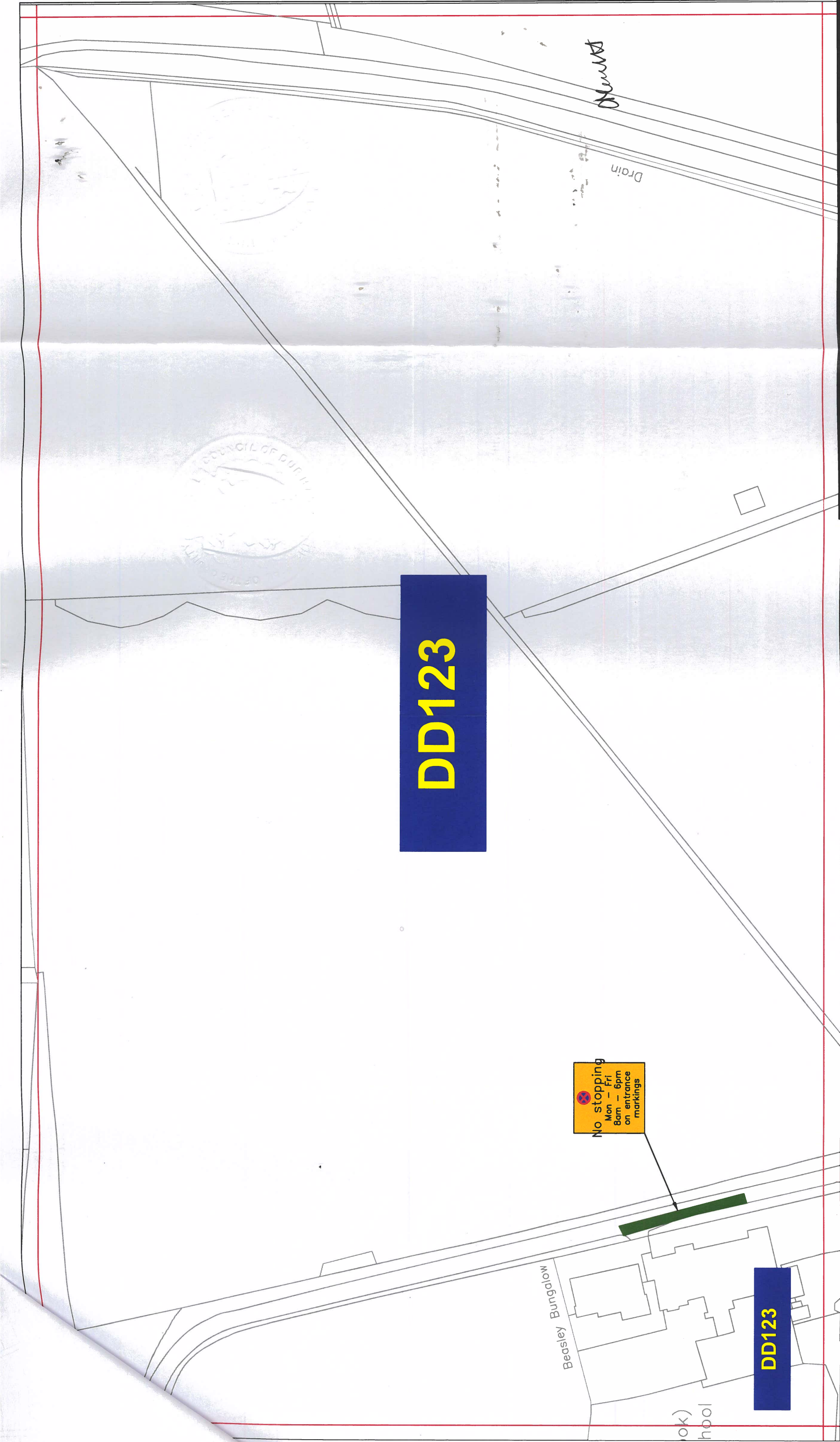
County Hall, Durham DH1 5UQ

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Date:	FEB 2019
Drawn by:	L. Mowbray
Date Sealed:	
Signature:	
Map Schedule:	DD112



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Key to Types of Restriction

No Stopping

Individual Plan Reference Number

PATH:

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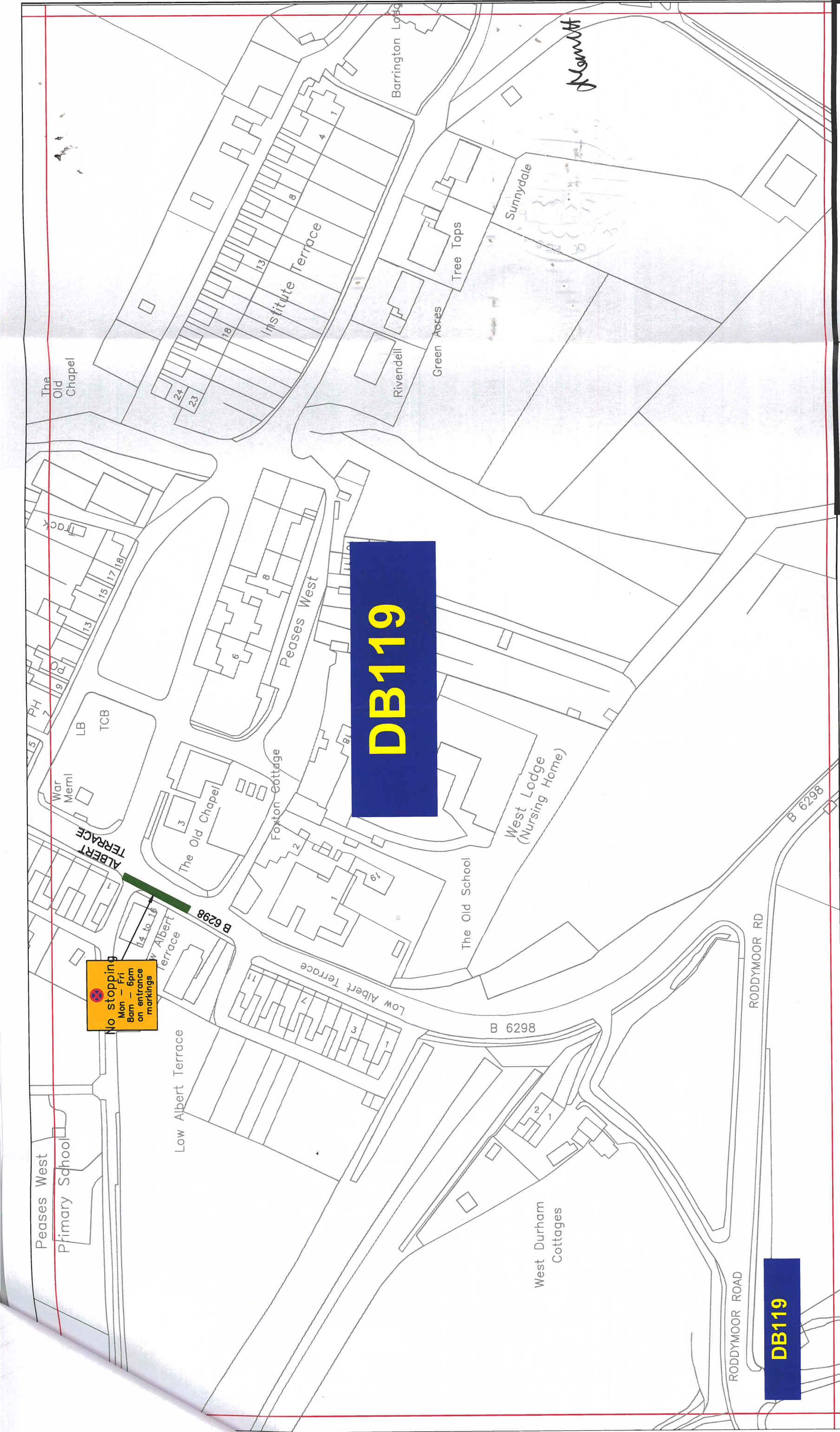
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Strategic Traffic Management
County Hall, Durham DH1 5UQ

CROOK
PARKING AND WAITING RESTRICTIONS



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Date:	May 2012
Drawn by:	A.Lumsdon
Date Sealed:	
Signature:	
Map Schedule:	DD123






Durham
County Council

Corporate Director
Regeneration & Economic
Development

Strategic Traffic Management
County Hall, Durham DH1 5UQ

CROOK
PARKING AND WAITING RESTRICTIONS



Scale:	1:1250 @ A3		
Date:	May 2012		
Drawn by:	A.Lumsdon	Signature:	
Date Sealed:		Map Schedule:	DB119

Key to Types of Restriction

No Stopping

Individual Plan Reference Number

DB119

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No stopping
Mon - Fri
8am - 6pm
Barn - 6pm
on entrance
markings

At any
time

B 6298 NEW ROAD

GLENHOLME STREET

DB112

The Orchard

Car Park

Glenholme
Boys Club

Post

FS

NEW ROAD

52

48

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38

46

36

44

34

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32

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Tennis Courts

Pav

DC112

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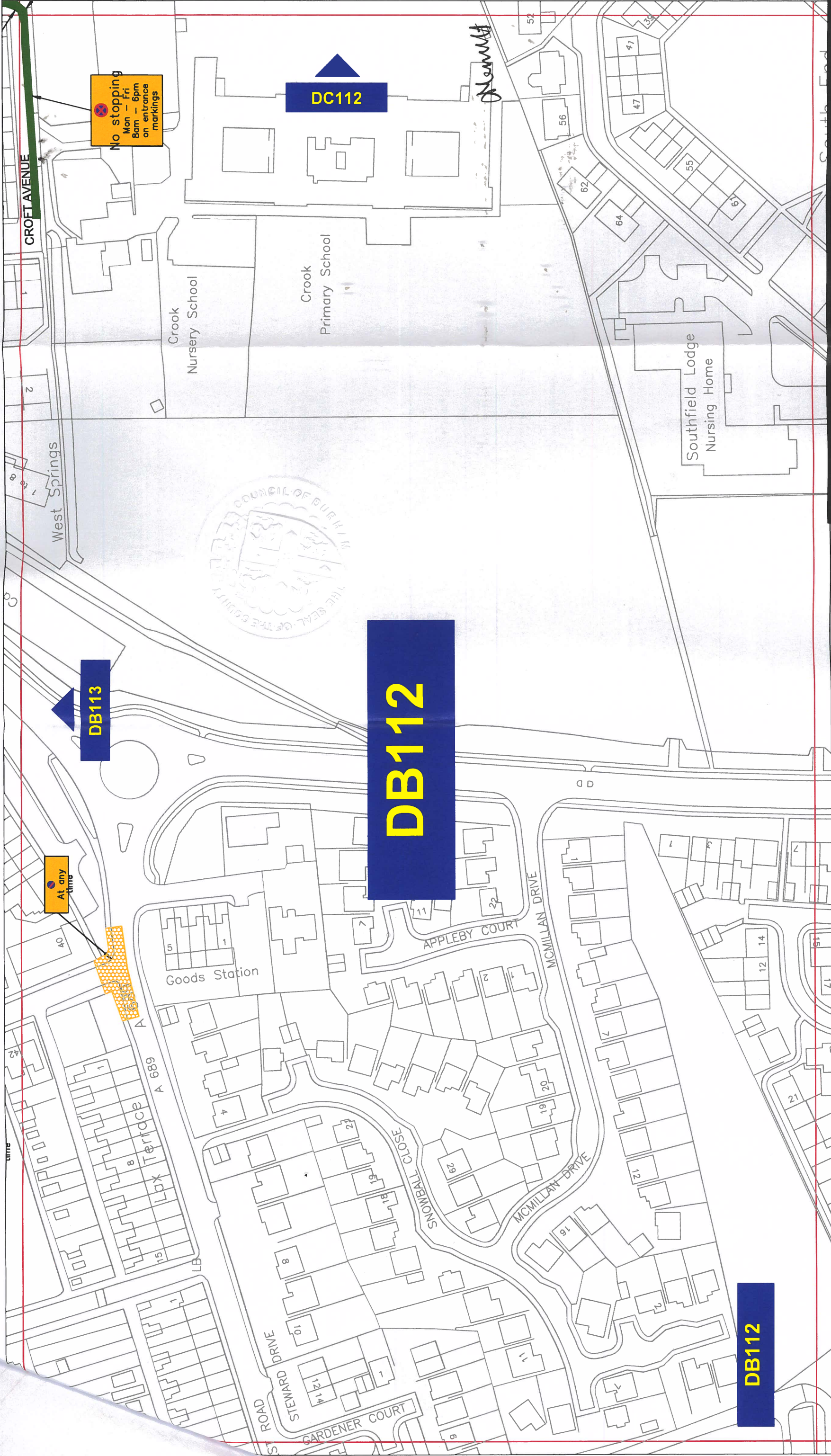
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Key to Types of Restriction

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



Corporate Director
Regeneration & Economic
Development

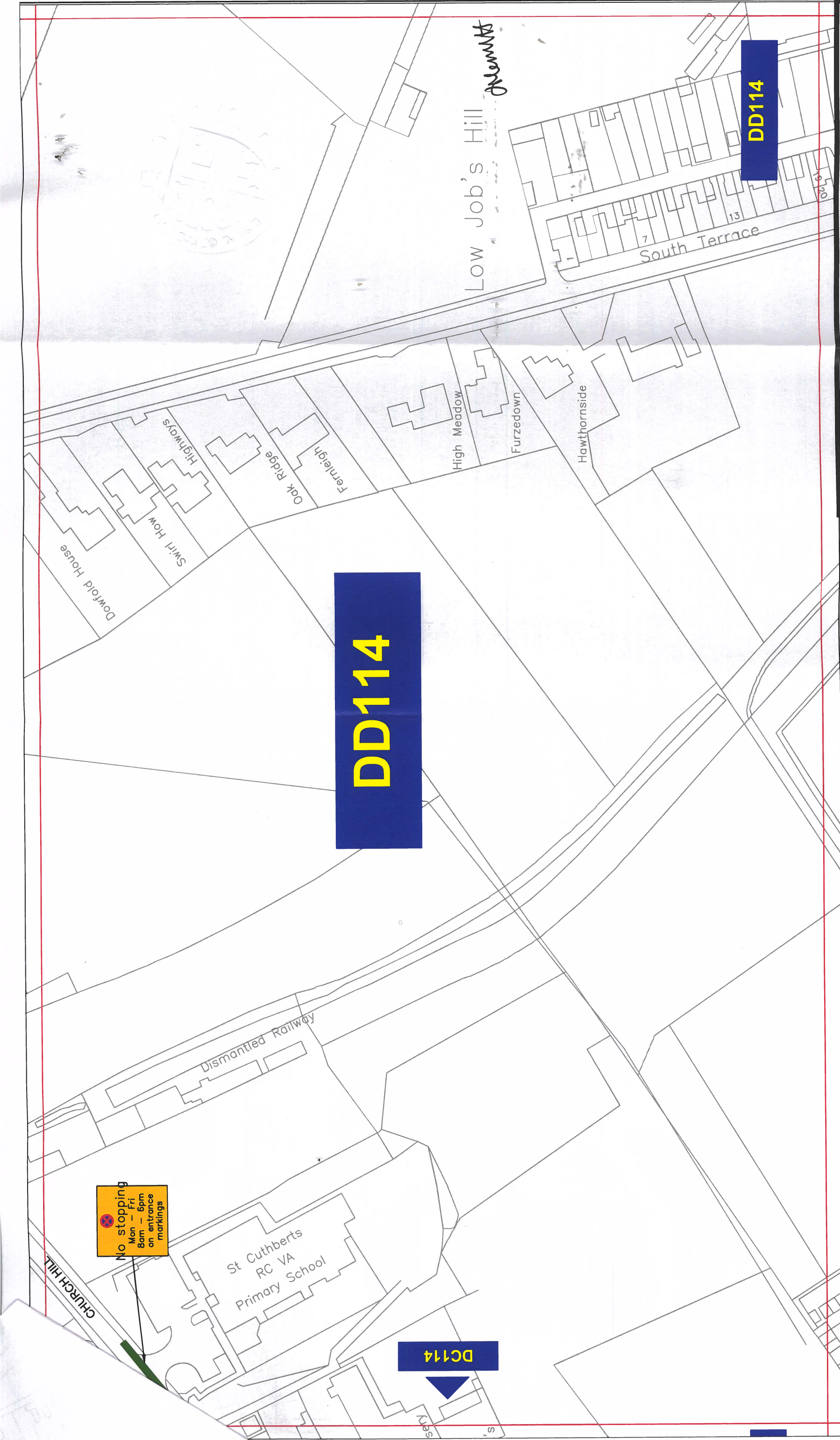
Strategic Traffic Management

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CROOK
PARKING AND WAITING RESTRICTIONS



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Drawn by:	L.Mowbray
Date Sealed:	
Signature:	
Map Schedule:	DB112



Key to Types of Restriction

No Stopping

Individual Plan Reference Number

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PARKING AND WAITING RESTRICTIONS

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Date: May 2012

Drawn by: A.Lumsdon

Date Sealed:

Signature:

Map Schedule:

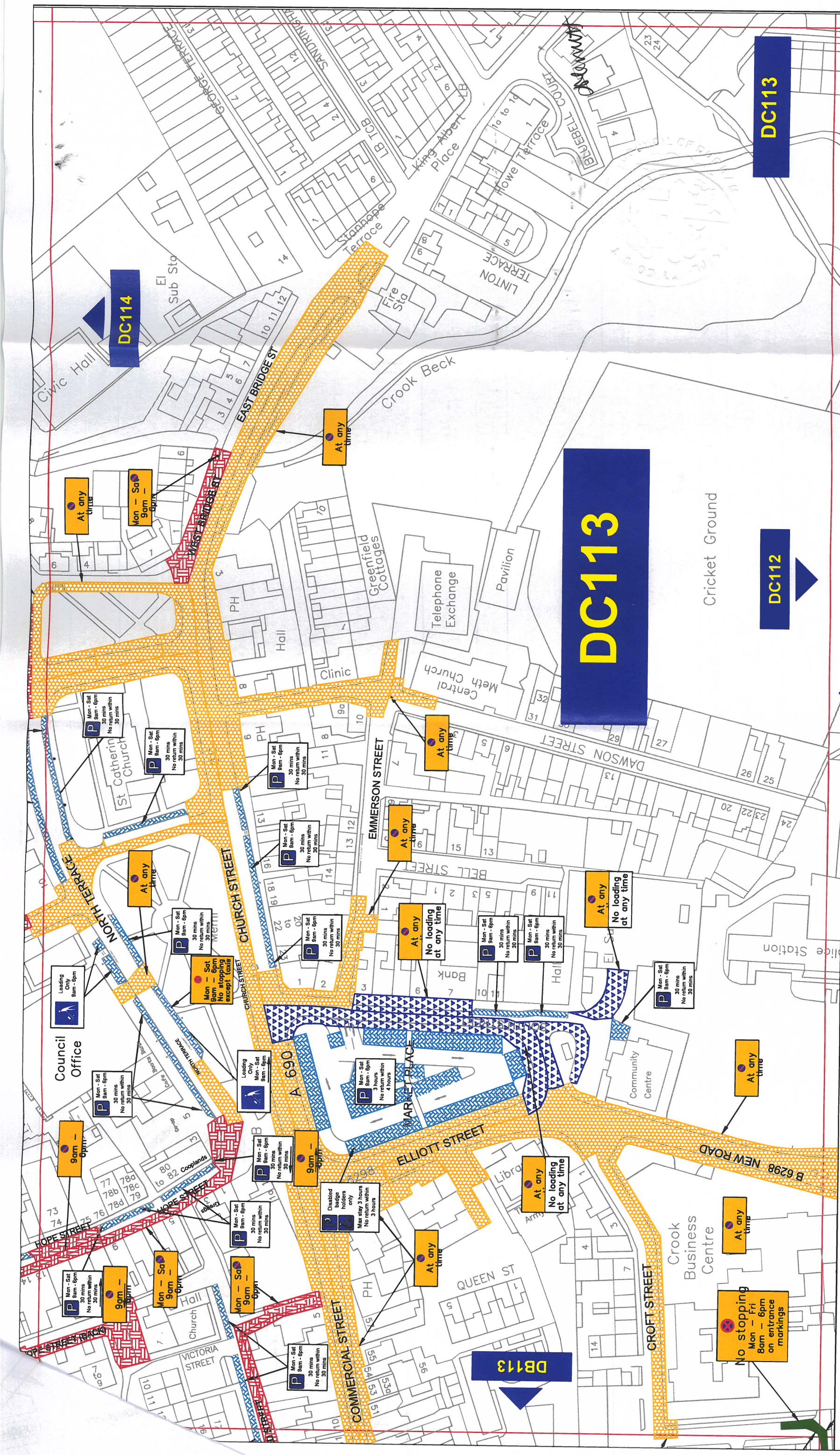
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County Council

Corporate Director
Regeneration & Economic
Development

Strategic Traffic Management

County Hall, Durham DH1 5UQ

DD114



Key to Types of Restriction

- No Waiting At Any Time
- Restricted Waiting
- No Waiting and No Loading/Unloading At Any Time
- Restricted Bay
- No Stopping

Individual Plan Reference Number

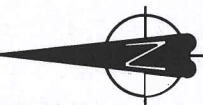


CROOK PARKING AND WAITING RESTRICTIONS

Corporate Director
Regeneration & Economic
Development

Strategic Traffic Management

County Hall, Durham DH1 5UQ

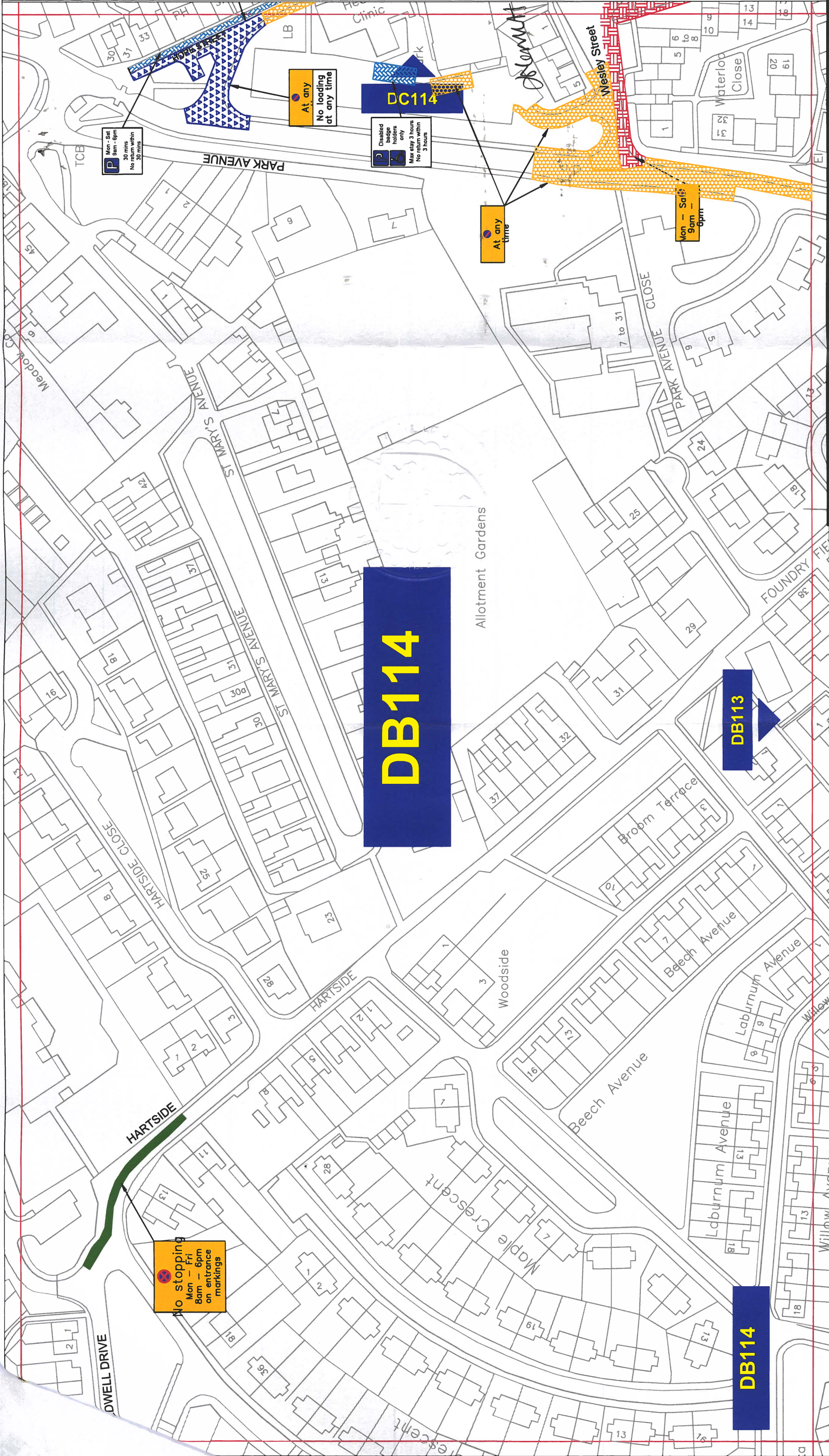


Scale:	1:1250 @ A3
Date:	FEB 2019
Drawn by:	L.Mowbray
Date Sealed:	Signature:
	Map
	Schedule:

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PATH:

DC113



Key to Types of Restriction

- No Waiting At Any Time
- Restricted Waiting
- No Waiting and No Loading/Unloading At Any Time
- Restricted Bay
- No Stopping

Individual Plan Reference Number



Corporate Director
Regeneration & Economic
Development
Strategic Traffic Management
County Hall, Durham DH1 5UQ

CROOK
PARKING AND WAITING RESTRICTIONS



Scale:	1:1250 @ A3
Date:	FEB 2019
Drawn by:	L.Mowbray
Date Sealed:	
Signature:	
Map Schedule:	DB114