

EAST SUSSEX COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

**The East Sussex (B2103 Duke's Drive, Eastbourne)  
(Prohibition of Waiting) Order 2014**

East Sussex County Council, in exercise of their powers under sections 1(1), 2(1) to 3 and 4(2) of the Road Traffic Regulation Act 1984 ("the Act"), as amended, and of all other enabling powers, after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act and Traffic Management Act 2004, hereby make the following Order:-

1. In this Order all references to measured distances are approximate, and

"disabled person" and "disabled person's badge" have the same meaning as in The Disabled Persons' (Badges for Motor Vehicles) Regulations 2000;

"disabled person's concession" has the meaning given by Section 117(3) of the 1984 Act;

"disabled person's vehicle" means a vehicle lawfully displaying a disabled person's badge and which is a vehicle which, immediately before or after any period of waiting allowed by virtue of a provision of a kind required by the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 2000 to be included in an Order under the Act of 1984, has been or is to be driven by a disabled person or, as the case may be, has been or is to be used for carrying disabled persons as passengers;

"parking disc" means a device which-

- (a) is 125 millimetres square and coloured blue;
- (b) has been issued by a local authority and has not ceased to be valid; and
- (c) is capable of showing the quarter hour period during which a period of waiting has begun; and

"relevant position" means for the purposes of this regulation, in the case of a Disabled Person's Badge -

- (a) A vehicle displays a disabled person's badge in the relevant position if:-
  - (i) in the case of a vehicle fitted with a dashboard or fascia panel, the badge is exhibited thereon so that Part 1 of the badge is legible from the outside the vehicle; or
  - (ii) in the case of a vehicle not fitted with a dashboard or fascia panel, the badge is exhibited in a conspicuous position on the vehicle so that Part 1 of the badge is legible from outside the vehicle.

(b) A vehicle displays a parking disc in the relevant position if:-

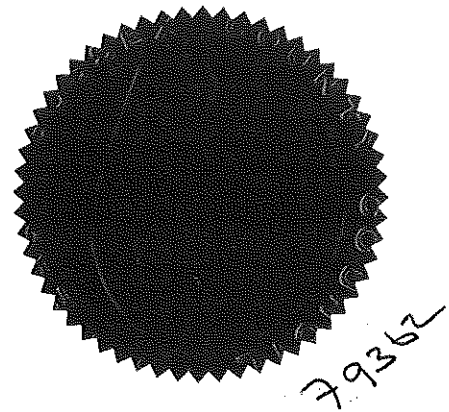
- (i) in the case of a vehicle fitted with a dashboard or fascia panel, the disc is exhibited thereon so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle; or

- (ii) in the case of a vehicle not so fitted, the disc is exhibited in a conspicuous position on the vehicle so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle.
2. Save as provided in Article 3 and 4 of this Order, no person shall except upon the direction or with the permission of a police constable in uniform or of a civil enforcement officer, cause or permit any vehicle to wait at any time in the lengths of roads specified in the Schedule W1.1 to this Order;
  3. Nothing in Article 2 of this Order shall render it unlawful to cause or permit any vehicle to wait in the length of road referred to in that Article for so long as may be necessary to enable:-
    - (a) a person to board or alight from the vehicle;
    - (b) goods to be loaded onto or unloaded from the vehicle;
    - (c) 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 operations, namely -
      - (i) building, industrial or demolition operations;
      - (ii) the removal of any obstruction to traffic;
      - (iii) the maintenance, improvement or reconstruction of the said lengths of roads; or
      - (iv) the laying, erection, alteration or repair in, or in land adjacent to, the said lengths of roads of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications system as defined in the Telecommunications Act 1984;
    - (d) 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 a water authority in pursuance of statutory powers or duties;
    - (e) the vehicle to be used for the purpose of delivering or collecting postal packets as defined in the Postal Services Act 2000 (Consequential Modifications to Local Enactments No.1) Order 2002 (S.I.2002/648);
    - (f) the vehicle to be used for emergency services purposes.
  4. Nothing in Article 2 of this Order shall render it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's badge, and a 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 the lengths of roads 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 length of road).
  5. This Order may be cited as "The East Sussex (B2103 Duke's Drive, Eastbourne)(Prohibition of Waiting) Order 2014 and shall come into force on 14<sup>th</sup> January 2014.

SCHEDULE W 1.1  
NO WAITING "AT ANY TIME"

**B2103 Duke's Drive - south east side -** from its junction with Foyle Way  
north-east a distance of 10  
metres.

THE COMMON SEAL of EAST SUSSEX )  
COUNTY COUNCIL was affixed hereto )  
on the 8<sup>th</sup> day of January two )  
thousand and fourteen in the presence of: - )



*Germin Moly*  
Authorised Signatory

H & T Ctte. 2.4.74 - para 4.2 joint report of  
Director of Legal & Community Services  
& County Engineer - para 4.