

BOROUGH OF EASTLEIGH

THE BOROUGH OF EASTLEIGH (VARIOUS ROADS) (PROHIBITION OF VERGE PARKING) ORDER 2006

The Council of the Borough of Eastleigh (hereinafter referred to as "the Council") pursuant to arrangements made under Section 101 of the Local Government Act 1972 with the Hampshire County Council in exercise of the powers of the said County Council under Sections 1, 2 and 4 of the Road Traffic Regulation Act 1984 ("the Act"), and of all other enabling powers, and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act hereby makes the following Order:-

PART 1- GENERAL

Commencement and Citation

1. This Order shall come into operation on 12 May 2006 and may be cited as the "Borough of Eastleigh (Various Roads) (Prohibition of Verge Parking) Order 2006".

Interpretation

2. (1) In this Order, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:-

"parking attendant" shall have the same meaning as in section 63A of the Act;

"postal packet" means a letter, parcel, packet or other article transmissible by post as defined in Section 125 of the Postal Services Act 2000

"telecommunication apparatus" has the same meaning as in Section 4 of the Telecommunications Act 1984;

"vehicle" means a motor vehicle and "motor vehicle" has the same meaning as in section 136 of the Act;

"verge" means any unmetalled area between the edge of the carriageway and the highway boundary.

(2) Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended by any subsequent enactment.

(3) The conditions, provisions, prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation of any other such matter imposed by any Order or regulation made, or having effect as if made, under the Act of 1984, or by or under any other enactment.

(4) The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

PART II- PROHIBITION OF VERGE PARKING

3. Save as provided in Articles 4 of this Order no person shall except upon the direction or with the permission of a Police Constable in uniform or a parking attendant cause or permit any vehicle to wait on the verge of any of the roads the Schedule to this Order.
4. Nothing in Article 3 of this Order shall render it unlawful to cause or permit any vehicle to wait on the verge of roads referred to therein for so long as is necessary to enable-
 - (a) a person to board or alight from a vehicle;
 - (b) goods to be loaded on 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. the removal of any obstruction by traffic;
 - ii. the maintenance, improvement or reconstruction of the said sides of road or length of road;
 - iii. the laying, erection, alteration or repair in, or in land adjacent to the said sides of roads or lengths of roads of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunication apparatus;
 - (d) the vehicle, if it cannot be 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 Section 125 of the Postal Services Act 2000; or
 - (f) the vehicle to be used for Fire Brigades, Ambulance or Police purposes.
5. Insofar as any provision of this Order conflicts with a provision which is contained in an Order made or having effect as if made under the Act of 1984 and existing at the time when this Order comes into operation, and which imposes a restriction or prohibition on waiting by vehicles other than stage carriages or express carriages in a bus stop area or grants an exemption from such restriction or prohibition, that provision of that Order shall prevail.

SCHEDULE

	Road	Side	Description
1.	Allen Road	Both	From its junction with Wildern Lane eastwards to its junction with Raeburn Drive
2.	Bedford Close	Both	Along all sides of the road for its entire length
3.	Bodycoats Road	Both	From its junction with Tadburn Close north-eastwards and eastwards to its junction with Oakmount Road
4.	Brownhill Road	Both	From its junction with Kingsway south-eastwards to its junction with Winchester Road
5.	Fair Oak Road	South	From its junction with Devine Gardens eastwards to its junction with Alan Drayton Way
6.	Falcon Square	Inner side	Along the inner edge of the square
7.	Falkland Road	Both	From its junction with Leigh Road southwards to its junction with Cox Row
8.	Hamilton Road	Both	From its junction with Guest Road south-eastwards to its junction with Underwood Road
9.	King's Road	Both	From its junction with Park Road south-eastwards to its junction with Winchester Road
10.	Kinsbourne Way	Both	From its junction with Kinsbourne Rise north-westwards for its entire length
11.	Lawn Road	Both	From its junction with St Catherine's Road northwards to its junction with Ruskin Road
12.	Mead Road	Both	From its junction with King's Road south-eastwards for its entire length
13.	Merdon Avenue	Both	From its junction with Kingsway south-westwards to its junction with Winchester Road
14.	Nightingale Avenue		Around grass island between junctions with Blackbird Road and Woodpecker Way

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| 15. | Old Fair Oak Road | South | From its junction with Whalesmead Road eastwards to its junction with Weavills Road |
| 16. | Precosa Road | East | From its junction with Sovereign Drive southwards to its junction with Sengana Close |
| 17. | Queens View | Both | From its junction with Westwood Road south-westwards to its junction with Wykeham Road |
| 18. | Raeburn Drive | Both | From its junction with Allen Road northwards for its entire length |
| 19. | Sovereign Drive | South | From a point 27m west of its junction with Precosa Road to a point 27m east of the same junction |
| 20. | St John's Road | Both | From its junction with Lawn Road eastwards to its junction with Twyford Road |
| 21. | Stoke Park Road | North | From its junction with Church Road eastwards to its junction with Nelson Road |
| 22. | Stoke Park Road | South | From its junction with Church Road eastwards to its junction with Sedgwick Road |
| 23. | Underwood Road | Both | From its junction with Hamilton Road southwards to its junction with Fair Oak Road |
| 24. | Witt Road | Both | From its junction with Winchester Road south-westwards to its junction with Sandy Lane |

Dated this day of 2006

THE COMMON SEAL of EASTLEIGH)
BOROUGH COUNCIL was hereunto)
affixed in the presence of:-)

Head of Legal & Democratic Services

DATED _____ 2006

BOROUGH OF EASTLEIGH

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(VARIOUS ROADS) (PROHIBITION
OF VERGE PARKING) ORDER 2006

A R Ward
Head of Legal & Democratic Services
Eastleigh Borough Council
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Leigh Road
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Hampshire
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