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HAMPSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

THE HAMPSHIRE (A3 LONDON ROAD AND CAMPBELL CRESCENT,
PURBROOK) (PARKING PLACES AND PROHIBITION OF WAITING),
(PROHIBITION OF LOADING AND UNLOADING) AND (BUS STOP
CLEARWAY) ORDER 2005

Hampshire County Council in exercise of its powers under Sections 1, 2, 4, 32 and 35 of the Road Traffic Regulation Act 1984 ("the Act"), Part IV of Schedule 9 to 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

1. In this order

"the Council" means Hampshire County Council

"Disabled person's vehicle" has the same meaning as in the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000.

"Disabled person's badge" has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) Regulations 2000.

"Parking Disc" means a disc, issued by a Local Authority, 125 millimetres square, coloured orange or blue and capable of showing the quarter hour period during which a period of waiting begins.

"Driver" in relation to a vehicle waiting in a parking place, means the person driving the vehicle at the time it was left in the parking place.

"Parking Place" means any part of a road authorised by this order to be used as a parking place.

"Bus stop area" means any area of carriageway intended for the waiting of buses, which is comprised within and indicated by a road marking complying with either diagram 1025.1, diagram 1025.3 or diagram 1025.4 in Schedule 6 to the Traffic Signs Regulations and General Directions 2002.

"Local service" has the same meaning as in Section 2 of the Transport Act 1985.

2. Regulation 4 of the Local Authorities Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000 has effect for the purpose of defining the expression "relevant position" in this order.

3. 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.

PART II – AUTHORISATION AND USE OF PARKING PLACES

4. (i) Each of the parts of a road specified in schedule I to this order is authorised to be used subject to the following provisions of this order as a parking place for such classes of vehicles, on such days and during such hours as are specified in relation to that part of the road in the said schedule.
- (ii) Nothing in paragraph (i) of this article shall restrict the power of the Council to close any parking place.
5. Where in schedule I to this order a parking place is described as available for vehicles of a specified class, the driver of the vehicle shall not permit it to wait in that parking place:-
 - (a) unless it is of the specified class; and
 - (b) unless it is positioned within the parking areas defined by white lines on the surface of the road and the distance between the edge of the carriageway and the nearest wheel of the vehicle is not more than twelve inches.
6. A driver of a vehicle shall not use a parking place:-
 - (a) so as unreasonably to prevent access to any premises adjoining the road, or the use of the road by other persons, or so as to be a nuisance;
 - (b) when the Council has closed that parking place.
7. The driver of a motor vehicle using a parking place shall stop the engine as soon as the vehicle is in position in the parking place, and shall not start the engine except when about to change the position of the vehicle in or to depart from the parking place.
8. No person shall use a vehicle, while it is in a parking place, in connection with the sale of any article to persons in or near the parking place or in connection with the selling or offering for hire of his skill or services.
9. A disabled person's vehicle which displays in the relevant position a disabled person's badge shall be exempt from any limitation on time specified in column 5 of part 1 of schedule I to this order.
10. Subject to the proviso hereto, when a vehicle is left in a parking place in contravention of any of the provisions contained in article 4, article 5 or article 6 of this order a person authorised in that behalf by the Council may remove the vehicle or arrange for it to be removed from that parking place; provided that when a vehicle is waiting in a parking place in contravention of the provision of article 5(b) of this order, a person authorised in that behalf by the Council may alter or cause to be altered the position of the vehicle in order that its position shall comply with that provision.
11. Any person removing a vehicle or altering its position by virtue of the last preceding article of this order may do so by towing or driving the vehicle or in

such other manner as he may think necessary and may take such measures in relation to the vehicle as he may think necessary to enable him to remove it or alter its position, as the case may be.

12. When a person authorised by the Council removes or makes arrangements for the removal of a vehicle from a parking place by virtue of article 10 of this order, he shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.

PART III - RESTRICTION OF WAITING

13. Save as provided in articles 14, 15, 16, 17, 18, 19 and 20 of this order, no person shall, except upon the direction or with the permission of a police constable in uniform or traffic warden, cause or permit any vehicle to wait
- (a) at any time on any of the sides of road specified in schedules II, III, IV, V and VI to this order;
 - (b) between the hours of 9.00am and 6.00pm from Monday to Saturday (both days inclusive) on any sides of road specified in schedule VII to this order.
14. Nothing in article 13 of this order shall render it unlawful to cause or permit any vehicle to wait on any of the sides of road referred to in that article for so long as may be necessary:-
- (a) to enable a person to board or alight from the vehicle;
 - (b) to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with the following operations namely:-
 - (i) building or demolition;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance, improvement or reconstruction of the said sides of road;
 - (iv) the laying, erection, alteration or repair in, or in land adjacent to, the said sides of road, of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or telecommunications;
 - (c) to enable 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;
 - (d) to enable the vehicle to take in petrol, oil, water or air from any garage situated on or adjacent to the said sides of road;

- (e) to enable a public service vehicle being used in the operation of a local service to wait at an authorised stopping place for the purpose of –
 - (i) allowing a person to board or alight from the vehicle or to pay a fare;
 - (ii) the vehicle to wait, if it arrives at the stopping place in advance of the advertised time for a period not exceeding 15 minutes.
 - (f) to enable the vehicle to be used for fire and rescue service, ambulance or police purposes.
15. Nothing in article 13 of this order shall render it unlawful to cause or permit any official wedding or funeral vehicle to wait on the side of road referred to in schedule III to this order
 16. Nothing in article 13 of this order shall render it unlawful to cause or permit any vehicle to wait on the side of road referred to in schedule IV to this order to enable goods to be loaded onto or unloaded from the vehicle, provided that no such period of waiting for that purpose between 8.00am and 6.00pm from Monday to Saturday (both days inclusive) shall exceed 1 hour (not being a period separated by an interval of less than one hour from a previous period of waiting by the same vehicle on the same side of road between those hours).
 17. Nothing in article 13 of this order shall render it unlawful to cause or permit any vehicle to wait on the side of road referred to in schedule V to this order to enable goods to be loaded onto or unloaded from the vehicle, provided that no such period of waiting for that purpose between 8.00am and 6.00pm from Monday to Friday (both days inclusive) shall exceed 1 hour (not being a period separated by an interval of less than one hour from a previous period of waiting by the same vehicle on the same side of road between those hours).
 18. Nothing in article 13 of this order shall render it unlawful to cause or permit any vehicle to wait on the sides of road referred to in schedule VI to this order to enable goods to be loaded onto or unloaded from the vehicle.
 19. Nothing in article 13 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 on any of the sides of road referred to in schedules IV, V, VI and VII of this order 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 on the same side of road on the same day).

PART IV – BUS STOP CLEARWAY

20. Save as provided in article 21 of this order, no person shall, except upon the direction or with the permission of a police constable in uniform or of a traffic warden, cause or permit any vehicle, other than a public service vehicle operating a local service, to wait on any side of road specified in schedule VIII to this order which is comprised within a bus stop area.
21. Nothing in article 20 of this order shall render it unlawful to cause or permit any vehicle to wait on any side of road referred to in that article:-
- (a) if the vehicle is being used for the removal of any obstruction to traffic;
 - (b) if the vehicle is being used in the service of the Council or with the permission of the Council in exercise of statutory powers or duties and whilst being so used in such service it is necessary for the vehicle to wait on that side of road;
 - (c) in any case where the person in control of the vehicle is required by law to stop, or is obliged to do so in order to avoid an accident, or is prevented from proceeding by circumstances outside his control; or
 - (d) if the vehicle is being used for police, fire and rescue service or ambulance purposes.
22. The Council is satisfied that, for facilitating the passage of vehicular traffic on any side of road referred to in article 20 of this order it is requisite that Section 3(i) of the Act should not apply in relation to this order.

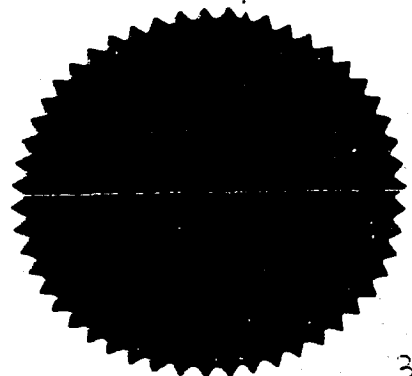
PART V - REVOCATIONS

23. The orders specified in schedule IX to this order are hereby revoked in their entirety.
24. This order shall come into operation on the 4th March 2005 and may be cited as "The Hampshire (A3 London Road and Campbell Crescent, Purbrook) (Parking Places and Prohibition of Waiting) (Prohibition of Loading and Unloading) and (Bus Stop Clearway) Order 2005".

GIVEN this 21st day of February 2005

THE COMMON SEAL of HAMPSHIRE)
COUNTY COUNCIL was hereunto affixed)
in the presence of:-)

C. Buckle
Authorised Signatory



SCHEDULE I

PARKING PLACES

PART I

1	2	3	4	5
Situation of parking place	Class of vehicles	Days of operation of parking place	Hours of operation of parking place	Maximum period for which vehicles may wait.
Those sides of road specified in Part II of this schedule to a width throughout of 1.8 metres measured at right angles from the edge of the carriageway	Motor cars, motor cycles and invalid carriages as defined in Section 136 of the Act	(a)	(i)	(i)
		Mondays to Saturdays	Midnight- 8.00am and 6.00pm – Midnight	No limit
		(b)	(ii)	(ii)
		Sundays	8.00am – 6.00pm	1 hour (return prohibited within 1 hour)
That side of road specified in Part III of this schedule to a width throughout of 1.8 metres measured at right angles from the edge of the carriageway	Motor cars, motor cycles and invalid carriages as defined in Section 136 of the Act	All days	All hours	No limit
That side of road specified in Part IV of this schedule to a width throughout of 1.8 metres measured at right angles from the edge of the carriageway	All vehicles	(a)	(i)	(i)
		Mondays to Saturdays	Midnight- 8.00am and 6.00pm – Midnight	No limit
		(b)	(ii)	(ii)
		Sundays	8.00am – 6.00pm	1 hour (return prohibited within 1 hour) to enable goods to be loaded onto or unloaded from the vehicle
		(b)	All hours	No limit

PART II

Road at Purbrook in the Borough of Havant

Waiting restricted to 1 hour (return prohibited within 1 hour). Monday to Saturday,
8.00am to 6.00pm

<u>Road</u>	<u>Side</u>	<u>Length</u>
A3 London Road	East	(i) Between a point 22.5 metres north of its roundabout junction with Ladybridge Road and a point 42.5 metres north of that point. (ii) Between a point 244.5 metres north of its roundabout junction with Ladybridge Road and a point 13 metres north of that point.

PART III

Road at Purbrook in the Borough of Havant

No time limit

<u>Road</u>	<u>Side</u>	<u>Length</u>
A3 London Road	East	Between a point 269.5 metres north of its roundabout junction with Ladybridge Road and a point 28 metres north of that point.

PART IV

Road at Purbrook in the Borough of Havant

Loading restricted to 1 hour (return prohibited within 1 hour)
Monday to Saturday, 8.00am to 6.00pm

<u>Road</u>	<u>Side</u>	<u>Length</u>
A3 London Road	East	Between a point 297.5 metres north of its roundabout junction with Ladybridge Road and a point 15 metres north of that point.

SCHEDULE II

Road at Purbrook in the Borough of Havant

No waiting, no loading/unloading at any time

<u>Road</u>	<u>Side</u>	<u>Length</u>
A3 London Road	East	(i) Between its roundabout junction with Ladybridge Road and a point 22.5 metres north thereof.

<u>Road</u>	<u>Side</u>	<u>Length</u>
		(ii) Between a point 139 metres north of its roundabout junction with Ladybridge Road and a point 13 metres north of that point.
		(iii) Between a point 164 metres north of its roundabout junction with Ladybridge Road and a point 80.5 metres north of that point.
		(iv) Between a point 257.5 metres north of its roundabout junction with Ladybridge Road and a point 12 metres north of that point.
		(v) Between a point 312.5 metres north of its roundabout junction with Ladybridge Road and a point 105.5 metres north of that point.
	West	(i) Between its roundabout junction with Marrelswood Gardens and a point 194 metres north thereof.
		(ii) Between a point 218 metres north of its roundabout junction with Marrelswood Gardens and a point 175 metres north of that point.
		(iii) Between a point 408 metres north of its roundabout junction with Marrelswood Gardens and a point 44.5 metres north of that point.

SCHEDULE III

Road at Purbrook in the Borough of Havant

No waiting, no loading/unloading at any time, except official wedding/funeral vehicles

<u>Road</u>	<u>Side</u>	<u>Length</u>
A3 London Road	West	Between a point 194 metres north of its roundabout junction with Marrelswood Gardens and a point 12 metres north of that point.

SCHEDULE IV

Road at Purbrook in the Borough of Havant

No waiting at any time, loading restricted to 1 hour (return prohibited within 1 hour)

Monday to Saturday, 8.00am to 6.00pm

<u>Road</u>	<u>Side</u>	<u>Length</u>
A3 London Road	East	Between a point 120.5 metres north of its roundabout junction with Ladybridge Road and a point 18.5 metres north of that point.

SCHEDULE V

Road at Purbrook in the Borough of Havant

No waiting at any time, loading restricted to 1 hour (return prohibited within 1 hour)

Monday to Friday, 8.00am to 6.00pm

<u>Road</u>	<u>Side</u>	<u>Length</u>
A3 London Road	West	Between a point 393 metres north of its roundabout junction with Marrelswood Gardens and a point 15 metres north of that point.

SCHEDULE VI

Roads at Purbrook in the Borough of Havant

No waiting at any time with loading/unloading exemption

<u>Road</u>	<u>Side</u>	<u>Length</u>
Post Office Road	Both sides	Between its junction with A3 London Road and a point 4 metres east thereof.
Campbell Crescent	West	For its entire length (including all sides of both link roads connecting to A3 London Road).
Purbrook Gardens	North	Between its junction with A3 London Road and a point 53 metres west thereof.
	South	Between its junction with A3 London Road and a point 44 metres west thereof.
Lily Avenue	North	Between its junction with A3 London Road and a point contiguous with the property boundary between No. 2 and No. 4 Lily Avenue.
	South	Between its junction with A3 London Road and a point contiguous with the property boundary between No.1 and No. 3 Lily Avenue.

SCHEDULE VII

Road at Purbrook in the Borough of Havant
No waiting. Monday to Saturday. 9.00am to 6.00pm

<u>Road</u>	<u>Side</u>	<u>Length</u>
Campbell Crescent	East	For its entire length.

SCHEDULE VIII

Road at Purbrook in the Borough of Havant
Bus Stop Clearway

<u>Road</u>	<u>Side</u>	<u>Length</u>
A3 London Road	East	(i) Between a point 152 metres north of its roundabout junction with Ladybridge Road and a point 12 metres north of that point.
		(ii) Between a point 418 metres north of its roundabout junction with Ladybridge Road and a point 18 metres north of that point.
	West	Between a point 206 metres north of its roundabout junction with Marrelswood Gardens and a point 12 metres north of that point.

SCHEDULE IX

Orders to be revoked

1. The Borough of Havant (A3 London Road, Purbrook) Prohibition of Waiting Order 1995.
2. The Borough of Havant (A3 London Road, Campbell Crescent, Lily Avenue and Purbrook Gardens, Purbrook) Prohibition and Restriction of Waiting and Prohibition of Loading and Unloading Order 1988.