

HAMPSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

**THE HAMPSHIRE (SERVICE ROAD TO THE REAR OF LONDON ROAD,
WATERLOOVILLE) (PARKING PLACES AND PROHIBITION OF WAITING
AND LOADING AND UNLOADING) ORDER 2007**

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") 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 or, as the case may be, Havant Borough Council acting as Hampshire County Council's agents;

"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;

"enactment", "goods vehicle" and "telecommunications apparatus" have the same meaning as in the Traffic Signs Regulations and General Directions 2002; and

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

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. In the event of any dispute as to the meaning of any heading or legend used in any part of this order, any schedule to this order or any plan attached to this order, the substantive wording in the order or schedule shall prevail over the heading or legend. 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) Subject to the following provisions of this order, each of the parts of a road specified in schedule I to this order is authorised to be used as a parking place for such classes of vehicles, on such days, during such

hours and for such maximum periods as are specified in the said schedule in relation to that part of the road.

(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. 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.

10. 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.

11. 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 9 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

12. Save as provided in article 13 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 at any time on any side of road specified in schedule II to this order.
13. Nothing in article 12 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 for so long as may be necessary:
- (a) to enable a person to board or alight from the vehicle;
 - (c) 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 side of road;
 - (iv) the laying, erection, alteration or repair in, or in land adjacent to, the said side of road, of any sewer, or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus;
 - (d) 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;
 - (e) to enable the vehicle to be used in the service of the Post Office for the purpose of delivering or collecting postal packets as defined in the Postal Services Act 2000;
 - (f) to enable the vehicle to take in petrol, oil, water or air from any garage situated on or adjacent to the said side of road;
 - (g) to enable the vehicle to wait at or near to any premises situated on or adjacent to the said side of road for so long as is reasonably necessary in connection with any wedding or funeral; or

(h) to enable the vehicle to be used for fire and rescue service, ambulance or police purposes.

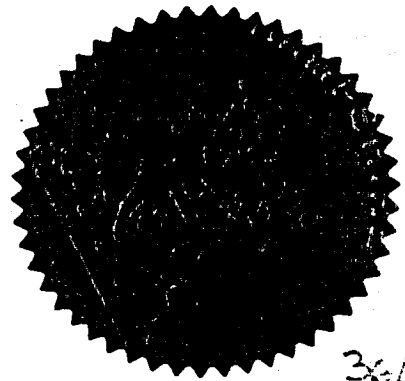
14. This order shall come into operation on the *9th February* 2007 and may be cited as "The Hampshire (Service Road to the rear of London Road, Waterlooville) (Parking Places and Prohibition of Waiting and Loading and Unloading) Order 2007".

GIVEN this *29th* day of *January* 2007

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



Authorised Signatory



SCHEDULE I

Road at Waterlooville in the Borough of Havant Parking Places

1 <i>Situation of parking place</i>	2 <i>Class of vehicles</i>	3 <i>Days of operation of parking place</i>	4 <i>Hours of operation of parking place</i>	5 <i>Maximum period for which vehicles may wait</i>
That part of the service road to the rear of London Road (for frontages nos. 232 to 242) shown cross-hatched on drawing no. 17/A3/77/3C/118 attached to this order	Goods vehicles	All days	All hours	For so long as may be necessary to load or unload goods for frontages nos. 232 to 242 (inclusive) London Road

<p>That part of the service road to the rear of London Road (for frontages nos. 248 to 252) shown cross-hatched on drawing no. 17/A3/77/3C/118 attached to this order</p>	<p>Goods vehicles</p>	<p>All days</p>	<p>All hours</p>	<p>For so long as may be necessary to load or unload goods for frontages nos. 248 to 252 (inclusive) London Road</p>
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SCHEDULE II

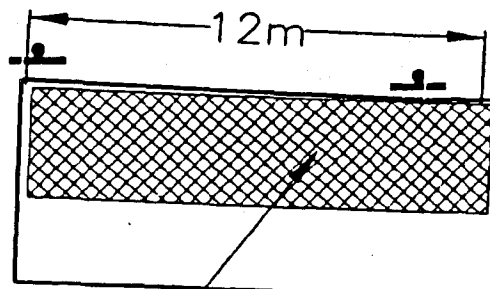
Roads at Waterlooville in the Borough of Havant No waiting or loading at any time

<i>Road</i>	<i>Side</i>	<i>Length</i>
Service road to the rear of London Road (for frontages nos. 232 to 242)	Both sides	For its entire length, except where specified as a parking place in schedule I to this order.
Service road to the rear of London Road (for frontages nos. 248 to 252) and car park access road	All sides	For its entire length, except where specified as a parking place in schedule I to this order.
Victoria Road	Both sides	Between a point 17 metres south of its junction with London Road and its junction with the service roads to the rear of London Road.



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VICTORIA ROAD

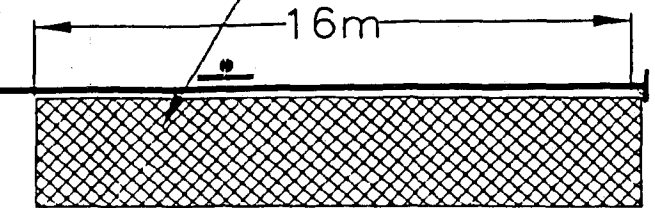


NEW SERVICE ROAD
(for 232 - 242)

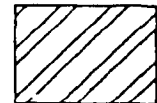
LOADING BAY FOR
FRONTAGES ONLY



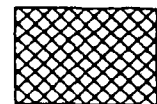
LOADING BAY FOR
FRONTAGES ONLY



NEW SERVICE ROAD
(for 248 - 252)
AND CAR PARK ACCESS



AREA OF DISABLED PARKING (RETAINED)
(EXISTING HAVANT CAR PARKS ORDER)
HAVANT BOROUGH COUNCIL OWNERSHIP



LOADING BAY FRONTAGES ONLY

AREA REMAINING AS
HAVANT BOROUGH COUNCIL
CAR PARKS

"REPRODUCED FROM THE ORDNANCE SURVEY MAPPING
WITH THE PERMISSION OF THE CONTROLLER OF HER
MAJESTY'S STATIONERY OFFICE © CROWN COPYRIGHT
UNAUTHORISED REPRODUCTION INFRINGES CROWN COPYRIGHT
AND MAY LEAD TO PROSECUTION OR CIVIL PROCEEDINGS".
"HAMPSHIRE COUNTY COUNCIL, 100019180".

CLIENT

IMPLEMENTATION

CONSULTANT



Hampshire
County Council



AUSON QUANT BSc MSc MRTP, DIRECTOR OF ENVIRONMENT, THE CASTLE, WINCHESTER.

DRAWN

MJR

CAD

MJR

CHECKED

MJR

APPROVED

CKM

SCHEME

SHRT
A3 BUS PRIORITY SCHEME
SECTION 3C
WATERLOOVILLE

JOB No

SCALE: @ A3

1:200

DATE

Mar 06

SHEET No.

17/A3/77/3C/118

DRAWING TITLE

CONSULTATION
LONDON ROAD (SERVICE ROAD)
PROPOSED LOADING BAYS

HCC CADwork: 03 May 2006 at 12:14pm

17/A3/77/3C/118

REV

SUFFR