

28 NOV 2008

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## HAMPSHIRE COUNTY COUNCIL

### ROAD TRAFFIC REGULATION ACT 1984

#### THE HAMPSHIRE ( VARIOUS ROADS, WATERLOOVILLE, COWPLAIN AND HORNDEN) (PARKING PLACES) AND (PROHIBITION OF WAITING AND LOADING AND UNLOADING) ORDER 2008

Hampshire County Council in exercise of its powers under Sections 1, 2, 4, 32 and 35 of 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, preamble and schedules hereto :

“the Act” means the Road Traffic Regulation Act 1984;

“bus”, “enactment”, “local service”, “public service vehicle”, “telecommunications apparatus”, “goods vehicle”, “taxi” and “taxi rank” have the same meaning as in the Traffic Signs Regulations and General Directions 2002;

“the Council” means Hampshire County Council;

“disabled person’s badge” has the same meaning as in the Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;

“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;

“heavy commercial vehicle” has the same meaning as in Section 138(1) of the Act;

“motor vehicle”, “motor car”, “motor cycle” and “invalid carriage” have the same meaning as in the Traffic Signs Regulations and General Directions 2002;

“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;

“parking place” means any part of a road authorised by this order to be used as a parking place; and

“road” includes any length of road.

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. A 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 - PROHIBITION OF WAITING**

13. Save as provided in articles 14, 15 and 16 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
  - (i) at any time on any side of road specified in schedule II or schedule III to this order, or
  - (ii) between the hours of 8.00am and 6.00pm from Monday to Saturday (both days inclusive) on the side of road specified in schedule IV 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 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;

- (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 side of road;
    - (iv) the laying, erection, alteration or repair in, or in land adjacent to, the said side of road, of any sewer, of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus;
  - (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 any authorised stopping place for the purpose of:
    - (i) allowing a person to board or alight from the vehicle or to pay a fare, or
    - (ii) allowing the vehicle to wait, if it arrives at the stopping place in advance of the advertised time for a period not exceeding 2 minutes;
  - (f) 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;
  - (g) to enable the vehicle to wait at or near to any premises situated on or adjacent to the said sides 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.
15. Nothing in article 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, if

appropriate, 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 that side of road specified in schedule III to 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).

16. Nothing in article 13 of this order shall render it unlawful to cause or permit any vehicle to wait on that side of road specified in schedule III to this order for so long as may be necessary to enable goods to be loaded onto or unloaded from the vehicle.

#### PART IV – TAXIS

17. Nothing in this order shall:
- a) render it unlawful to cause or permit any vehicle to wait on any side of road if that vehicle is a taxi waiting at an authorised taxi rank;
  - b) be deemed to authorise or permit any vehicle which is not a taxi to wait at an authorised taxi rank;

during any period that the rank is so authorised.

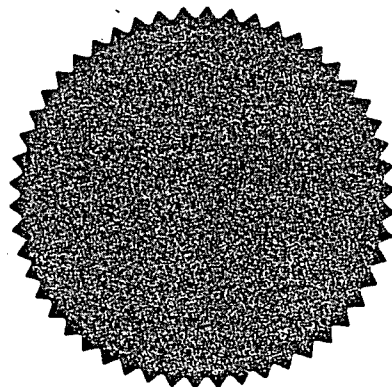
#### PART V - REVOCATIONS

18. The Borough of Havant (Various Roads) Prohibition and Restriction of Waiting (Consolidation) Order 2005 is hereby revoked insofar as it relates to any side of road specified in any schedule to this order.
19. This order shall come into operation on the *24th October* 2008 and may be cited as "The Hampshire (Various Roads, Waterlooville, Cowplain and Horndean) (Parking Places) and (Prohibition of Waiting and Loading and Unloading) Order 2008".

GIVEN this *13th* day of *October* 2008

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

  
Authorised Signatory



36/2982

## SCHEDULE I

### PART I

#### Road at Cowplain in the Borough of Havant Parking Places

<i>1</i> <i>Situation of parking place</i>	<i>2</i> <i>Class of vehicles</i>	<i>3</i> <i>Days of operation of parking place</i>	<i>4</i> <i>Hours of operation of parking place</i>	<i>5</i> <i>Maximum period for which vehicles will wait</i>
That side of road specified in Part II of this schedule to a width throughout of 2.5 metres measured at right angles from the edge of the carriageway	Any vehicle having a maximum gross weight not exceeding 2 tonnes	(i) Mondays to Fridays	(i) Midnight to 9.00am; 5.30pm to midnight (ii) 9.00am to 5.30pm	No limit  30 minutes (return prohibited within 30 minutes)
		(ii) Saturdays and Sundays	All hours	No limit
That side of road specified in Part III of this schedule to a width throughout of 2.5 metres measured at right angles from the edge of the carriageway	Any vehicle having a maximum gross weight not exceeding 2 tonnes	(i) Mondays to Fridays	(i) Midnight to 9.00am; 5.30pm to midnight (ii) 9.00am to 5.30pm	No limit  For so long as may be necessary to enable goods to be loaded onto or unloaded from the vehicle
		(ii) Saturdays and Sundays	All hours	No limit

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 will wait</i>
Those sides of road specified in Part IV of this schedule to a width throughout of 2.5 metres measured at right angles from the edge of the carriageway	Motor cars, motor cycles and invalid carriages	(i) Mondays to Saturdays	(i) Midnight to 9.00am; 5.00pm to midnight (ii) 9.00am to 5.00pm	No limit  1 hour (return prohibited within 1 hour)
		(ii) Sundays	All hours	No limit
That side of road specified in Part V of this schedule to a width throughout of 3.5 metres measured at right angles from the edge of the carriageway	All vehicles	(i) Mondays to Saturdays	(i) Midnight to 8.00am; 6.00pm to midnight (ii) 8.00am to 6.00pm	No limit  For so long as may be necessary to enable goods to be loaded onto or unloaded from the vehicle
		(ii) Sundays	All hours	No limit
That side of road specified in Part VI of this schedule to a width throughout of 2.5 metres measured at right angles from the edge of the carriageway	Motor cars, motor cycles and invalid carriages	(i) Mondays to Saturdays	(i) 8.00am to 6.00pm  (ii) 6.00pm to midnight; midnight to 8.00am	No limit  30 minutes (return prohibited within 30 minutes)
		(ii) Sundays	All hours	No limit

## PART II

**Road at Cowplain in the Borough of Havant**  
**Waiting restricted to 30 minutes (return prohibited within 30 minutes),**  
**Mondays to Fridays, 9.00am to 5.30pm, 2Tonnes max vehicle weight**

<i>Road</i>	<i>Side</i>	<i>Length</i>
A3 London Road	North-west	Between a point 31 metres north-east of its junction with Hart Plain Avenue and a point 24.5 metres north-east of that point.

## PART III

**Road at Cowplain in the Borough of Havant**  
**Loading / unloading only, Mondays to Fridays, 9.00am to 5.30pm, 2Tonnes**  
**max vehicle weight**

<i>Road</i>	<i>Side</i>	<i>Length</i>
A3 London Road	North-west	Between a point 55.5 metres north-east of its junction with Hart Plain Avenue and a point 18 metres south-west of its junction with Silvester Road.

## PART IV

**Road at Cowplain in the Borough of Havant**  
**Waiting restricted to 1 hour (return prohibited within 1 hour), Mondays to**  
**Saturdays, 9.00am to 5.00pm**

<i>Road</i>	<i>Side</i>	<i>Length</i>
A3 London Road	North-west	(i) Between a point 18 metres north-east of its junction with Silvester Road and a point 26.5 metres south-west of its junction with the car park access opposite Park Lane.  (ii) Between a point 33 metres north-east of its junction with Kings Road and a point 72.5 metres south-west of its junction with Durley Avenue.



## PART V

### Road at Cowplain in the Borough of Havant Loading / unloading only, Mondays to Saturdays, 8.00am to 6.00pm

<i>Road</i>	<i>Side</i>	<i>Length</i>
A3 London Road	North-west	Between its junction with the car park access opposite Park Lane and a point 35 metres north-east thereof.

## PART VI

### Road at Cowplain in the Borough of Havant Waiting restricted to 30 minutes (return prohibited within 30 minutes), Mondays to Saturdays, 6.00pm to 8.00am

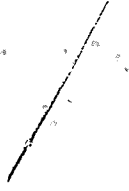
<i>Road</i>	<i>Side</i>	<i>Length</i>
A3 London Road	North-west	Between a point 13 metres north-east of its junction with the centreline of Longwood Avenue and a point 19 metres north-east of that point.

## SCHEDULE II

### Roads at Waterlooville and Cowplain in the Borough of Havant and Horndean in the District of East Hampshire No waiting or loading / unloading at any time

<i>Road</i>	<i>Side</i>	<i>Length</i>
A3 London Road	North-west	(i) Between a point 53 metres north-east of a point contiguous with the property boundary between nos. 201 and 203 London Road, Waterlooville and a point 31 metres north-east of its junction with Hart Plain Avenue. (ii) Between a point 18 metres south-west of its junction with the centreline of Silvester Road and a point 18 metres north-east of the centreline of that road. (iii) Between its junction with the car park access opposite Park Lane and a point 26.5 metres south-west thereof. (iv) Between a point 35 metres south-west of its junction with the south side of Kings Road and a point 33 metres north-east of its junction with the north side of that road.

<i>Road</i>	<i>Side</i>	<i>Length</i>
	South-east	(v) Between a point 72.5 metres south-west of its junction with Durley Avenue and a point 13 metres north-east of its junction with Longwood Avenue. (vi) Between a point 32 metres north-east of its junction with the centreline of Longwood Avenue and the Borough of Havant / East Hampshire District Boundary. (vii) Between its junction with Keydell Avenue and its junction with the Borough of Havant / East Hampshire District Boundary. (i) Between a point 117 metres north-east of its junction with Highfield Avenue and the Borough of Havant / East Hampshire District Boundary. (ii) Between its junction with Thistledown and the Borough of Havant / East Hampshire District Boundary.
Queens Road	Both sides	Between its junction with A3 London Road and a point 13 metres west thereof.
Hart Plain Avenue	South	Between its junction with A3 London Road and a point 30 metres west.
	North	Between its junction with A3 London Road and a point 21.5 metres west thereof.
Silvester Road	South	Between its junction with A3 London Road and a point 20.5 metres west thereof.
	North	Between its junction with A3 London Road and a point 68 metres west thereof.
Car park access (off Silvester Road)	Both sides	Between its junction with Silvester Road and a point 10 metres north-east thereof.
Car park access (opposite Park Lane)	South	Between its junction with A3 London Road and a point 18 metres north-west thereof.
	North	Between its junction with A3 London Road and a point 73 metres north-west thereof.
Kings Road	South	Between its junction with A3 London Road and a point 15 metres west north-west thereof.
	North	Between its junction with A3 London Road and a point 33 metres north-west thereof.



<i>Road</i>	<i>Side</i>	<i>Length</i>
Durley Avenue	South	Between its junction with A3 London Road and a point 47 metres north-west thereof.
	North	Between its junction with A3 London Road and a point 51 metres north-west thereof.
Summerhill Road	Both sides	Between its junction with A3 London Road and a point 25 metres north-west thereof.
Latchmore Forest Grove	South	Between its junction with A3 London Road and a point 20 metres north-west thereof.
	North	Between its junction with A3 London Road and a point 40 metres north-west thereof.
Longwood Avenue	South	Between its junction with A3 London Road and a point 34 metres north-west thereof.
	North	Between its junction with A3 London Road and a point 32 metres north-west thereof.
Kendal Close	Both sides	Between its junction with A3 London Road and a point 17.5 metres north-west thereof.
Lovedean Lane	Both sides	Between its junction with A3 London Road and a point 31 metres north-west thereof.
Bowers Close	West	Between its junction with Lovedean Lane and a point 19 metres south thereof.
	East	Between its junction with Lovedean Lane and a point 16 metres south thereof.
Pump Lane	South	Between its junction with A3 London Road and a point 33 metres north-west thereof.
	North	Between its junction with A3 London Road and a point 51 metres north-west thereof.
Park Lane	South	Between its junction with A3 London Road and a point 168 metres south-east thereof.
	North	Between its junction with A3 London Road and a point 66 metres south-east thereof.
Padnell Road	Both sides	Between its junction with A3 London Road and a point 170 metres east thereof.
Padnell Avenue	Both sides	Between its junction with Padnell Road and a point 45.5 metres south thereof.

<i>Road</i>	<i>Side</i>	<i>Length</i>
Milbeck Close	Both sides	Between its junction with A3 London Road and a point 14.5 metres east thereof.
Prochurch Road	Both sides	Between its junction with A3 London Road and a point 19 metres east thereof.

### SCHEDULE III

**Roads at Cowplain in the Borough of Havant and Horndean in the District of East Hampshire**  
**No waiting at any time, except loading / unloading**

<i>Road</i>	<i>Side</i>	<i>Length</i>
Summerhill Road	North	Between a point 25 metres north-west of its junction with A3 London Road and a point 38 metres north-west of that point.
	South	Between a point 43.5 metres north-west of its junction with A3 London Road and a point 42 metres north-west of that point.
Lovedean Lane	North	Between a point 31 metres north-west of its junction with A3 London Road and a point 23 metres north-west of that point.
Kings Road	North	Between a point 33 metres north of its junction with A3 London Road and a point 34 metres north of that point.
Murray Road	Both sides	Between its junction with Catherington Lane and a point 10 metres north thereof.

### SCHEDULE IV

**Road at Cowplain in the Borough of Havant**  
**No waiting or loading / unloading, Monday to Saturday, 8.00am to 6.00pm**

<i>Road</i>	<i>Side</i>	<i>Length</i>
A3 London Road	North-west	Between a point 13 metres north-east of its junction with the centreline of Longwood Avenue and a point 19 metres north-east of that point.