

16 DEC 2010

THE BOROUGH OF HAVANT
(CROOKHORN: APOLLO DRIVE, ATLANTIS AVENUE & DOWNS CLOSE)
(PROHIBITION AND RESTRICTION OF WAITING) ORDER 2010

The Council of the Borough of Havant ("the Council") pursuant to arrangements made under Section 19 of the Local Government Act 2000 with the County Council of Hampshire in exercise of the powers conferred on that County Council under Sections 1 (1) 2 (1) and (2) and 4 (2) of the Road Traffic Regulation Act 1984 ("the 1984 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 make the following Order:-

1. This Order shall come into operation on the fourteenth day of December 2010 and may be cited as " The Borough of Havant (Crookhorn: Apollo Drive, Atlantis Avenue & Downs Close) (Prohibition and Restriction of Waiting) Order 2010.
2. (1) In this Order -
 - "authorised parking place" means any parking place on a road authorised or designated by an Order made or having effect as if made under the Act;
 - "delivering" and "collecting" in relation to any goods includes checking the goods for the purpose of their delivery or collection;
 - "disabled person's badge" or "blue badge" has the same meaning as in The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 SI 682;
 - "disabled person's vehicle" has the same meaning as in The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 2000;
 - "Council" means the Council of the Borough of Havant;
- (2) For the purpose of this Order a vehicle shall be regarded as displaying a disabled person's badge or a parking disc in the relevant position when and only when they are displayed in accordance with Regulation 4 of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;
- (3) Except where otherwise stated any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order.
3. Save as provided in Article 5 no person shall except upon the direction or with the permission of a police constable in uniform cause or permit any vehicle to wait in the lengths of roads specified in the First Schedule to this Order.
4. Save as provided in Article 5 no person shall except upon the direction or with the permission of a police constable in uniform cause or permit any vehicle to wait between the hours of 9.00a.m. and 10.00a.m and 2.30p.m. and 3.30p.m. Monday to Friday inclusive (excluding public and bank holidays) in the length of road specified in the Second Schedule to this Order.
5. (1) Subject to the provisions in Article 6 nothing in Articles 3 and 4 shall render it unlawful to cause or permit any vehicle to wait in the lengths of roads referred to therein for so long as may be necessary to enable -
 - (a) a person to board or alight from the vehicle;

- (b) the vehicle if it cannot conveniently be used for such purpose in any other roads 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 cable or other apparatus for the provision of gas water electricity or telecommunications by a utility organization attending their apparatus in pursuance of their statutory powers or duties; or
 - (v) in pursuance of a local authority's highways management, works, maintenance, waste collection or street cleansing.
- (c) the vehicle if it is a Universal Service Provider as defined in Section 4(3) of the Postal Services Act 2000 used for the delivering or collecting of postal packets;
- (d) the vehicle to take in petrol oil water or air from any garage situated on or adjacent to the said lengths of roads;
- (e) the vehicle to wait at or near to any premises situated on or adjacent to the said lengths of roads for so long as such waiting by that vehicle is reasonably necessary in connection with any wedding or funeral; or
- (f) the vehicle if it is being used by the emergency services in pursuance of their statutory powers or duties; or
- (g) the vehicle if it is required by law to stop or obliged to stop so as to prevent an accident or prevented from proceeding by circumstances beyond its control.
- (h) the vehicle to wait for the purpose of enabling goods to be loaded on or unloaded from the vehicle.

(2) Nothing in Articles 3 and 4 shall render it unlawful to cause or permit a disabled person's vehicle which validly displays in the relevant position a disabled person's badge in the circumstances prescribed in Regulations 7, 8 or 9 and subject to the limitation set out in Regulation 6(2) of the Local Authorities Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000 SI 683 to wait in the lengths of road referred to therein.

- 6. Those vehicles described in Article 5 (1) (a) to (h) are subject to the provision that:-
 - (a) there is no reasonable alternative place to stop or wait; and
 - (b) they only stop and wait for so long as is necessary.
- 7. 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.

FIRST SCHEDULE
(Prohibition Of Waiting At All Times)

Lengths of roads in Crookhorn

Apollo Drive

North side:

From a point 31 metres west of its junction with College Road, westwards for a distance of 34 metres.

Atlantis Avenue

West side:

From a point 17 metres south of its junction with Apollo Drive, southwards for a distance of 15 metres.

Downs Close

East side:

From its junction with Apollo drive northwards for a distance of 8 metres.

West side:

From its junction with Apollo Drive northwards for a distance of 21 metres.

SECOND SCHEDULE

Waiting prohibited Monday to Friday inclusive 9.00am – 10.00am & 2.30pm – 3.30pm (excluding public & bank holidays):

Length of road in Crookhorn

Downs Close

East side:

From a point 8 metres north of its junction with Apollo Drive northwards for a distance of 40 metres.

THE COMMON SEAL OF THE
COUNCIL OF THE BOROUGH
OF HAVANT was Hereunto
affixed this
9th day of December 2010

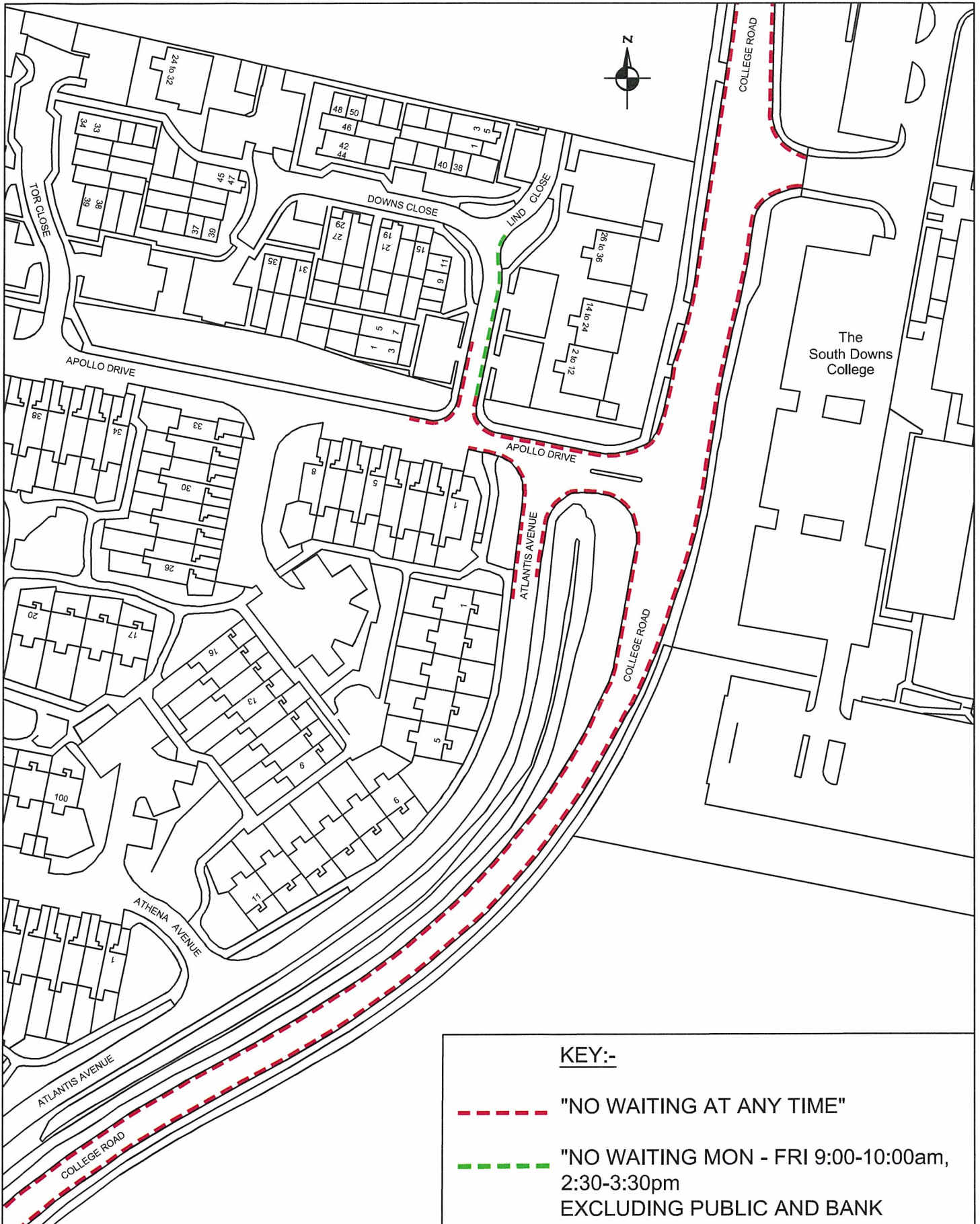
In the presence of



Solicitor to the Council



AS/TRO/159
Plan No: Hi12/311A



KEY:-

- - - - - "NO WAITING AT ANY TIME"
- - - - - "NO WAITING MON - FRI 9:00-10:00am, 2:30-3:30pm EXCLUDING PUBLIC AND BANK HOLIDAYS"

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Havant
BOROUGH COUNCIL

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**TRO OPERATIVE FROM
14th DECEMBER 2010**

REV	DESCRIPTION	DATE	INITIALS
A	TRO LOCATIONS AMENDED - ATLANTIS AVE' & DOWNS CL'	31/03/09	BJR

**REVISED WAITING RESTRICTIONS
- APOLLO DRIVE, ATLANTIS
AVENUE AND DOWNS CLOSE,
CROOKHORN**

DRAWN BY OS	CHECKED BY	DRG No. Hi12/311A FINAL
DATE DEC 2010	DIR NAME L:\CG\DT\S\IA\IOWATERLOO	
SCALE 1:1250 @ A4	CAD NAME HI12-311A FINAL	

