

**THE BOROUGH OF HAVANT**  
**(LEIGH PARK: VARIOUS ROADS) (PROHIBITION OF WAITING, LOADING**  
**AND UNLOADING) AND (RESTRICTION OF WAITING) ORDER 2011**

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), (2), 4 (2), 32 (1), 35 (1) and Part IV of Schedule 9 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 thirty-first day of May 2011 and may be cited as " The Borough of Havant (Leigh Park: Various Roads) (Prohibition of Waiting and Loading) and (Restriction of Waiting) Order 2011.
2. The parts of Order specified in the First Schedule to this Order are hereby revoked.
3. (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;
  - "Disabled Persons' Parking Place" means a area on a highway which is designated as a disabled persons' parking place and is comprised within and indicated by a road marking complying with diagram 1028.3 or diagram 1033 of the Traffic Signs Regulations and General Directions 2002;
  - "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.

4. Save as provided in Article 7 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 road specified in the Second Schedule to this Order.
5. Save as provided in Article 7 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 8.00 a.m. and 6.00 p.m. from Mondays to Saturdays inclusive in the lengths of roads specified in the Third and Fifth Schedules to this Order -
  - (a) for a longer period than 30 minutes; or
  - (b) if a period of less than 30 minutes has elapsed since the termination during the said hours of the last period of waiting (if any) by that vehicle in the same length of road.
6. Save as provided in Article 7 no person shall except upon the direction or with the permission of a police constable in uniform cause or permit any disabled persons' vehicle to wait between the hours of 8.00 a.m. and 6.00 p.m. from Mondays to Saturdays inclusive in the lengths of road specified in the Fourth and Fifth Schedules to this Order -
  - (a) for a longer period than 1 hour; or
  - (b) if a period of less than 1 hour has elapsed since the termination during the said hours of the last period of waiting (if any) by that vehicle in the same length of road.
7. (1) Subject to the provisions in Article 8 nothing in Articles 4, 5 and 6 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 Article 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.

8. Those vehicles described in Article 7 (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.
9. No person shall except upon the direction or with the permission of a police constable in uniform cause or permit any vehicle to wait, load or unload in the lengths of road specified in the Sixth Schedule to this Order.
10. No person shall except upon the direction or with the permission of a police constable in uniform cause or permit any vehicle to be loaded or unloaded in the lengths of roads specified in the Seventh Schedule to this Order.
11. 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**

### **(Parts of Order to be revoked)**

#### **ORDER**

The Borough of Havant (Various Roads)  
Prohibition and Restriction of Waiting  
(Consolidation) Order 2005

#### **EXTENT OF REVOCATION**

Schedule No.4 (No waiting at any time)  
- paragraphs 4.76 and 4.551.

## **SECOND SCHEDULE**

### **(Prohibition Of Waiting At All Times)**

#### **Lengths of road in Leigh Park**

Bishopstoke Road

North-West side:-

- from its junction with Dunsbury Way, north-eastwards for a distance of 50 metres and;
- from a point 72 metres north-east from its junction with Dunsbury Way, to its entrance with Greywell Car Park.

South-east side:-

- Throughout its entire length.

## **THIRD SCHEDULE**

**(Waiting limited to 30 minutes, return prohibited within 30 minutes,  
between the hours of 8.00 a.m. and 6.00 p.m.  
Mondays to Saturdays inclusive)**

#### **Length of road in Leigh Park**

Bishopstoke Road

North-west side:-

- from a point 50 metres north-east from its junction with Dunsbury Way, north-eastwards for a distance of 22 metres.

#### **FOURTH SCHEDULE**

**(Disabled Badge Holders only, Waiting limited to 1 hour, return prohibited within 1 hour, between the hours of 8.00 a.m. and 6.00 p.m. Mondays to Saturdays inclusive)**

##### Lengths of road in Leigh Park

Somborne Drive

West side:-

- from a point 48 metres north from its junction with Stockheath Road, northwards for a distance of 24 metres and;
- from a point 159 metres north from its junction with Stockheath Road, northwards for a distance of 24 metres.

#### **FIFTH SCHEDULE**

**(Waiting limited to 30 minutes, no return within 30 minutes or Disabled Badge Holders, waiting limited to 1 hour, no return within 1 hour, 8.00am to 6.00pm Monday to Saturday inclusive)**

##### Lengths of road in Leigh Park

Somborne Drive

West side:-

- from a point 94 metres north from its junction with Stockheath Road, northwards for a distance of 18 metres and;
- from a point 136 metres north from its junction with Stockheath Road, northwards for a distance of 18 metres and;
- from a point 190 metres north from its junction with Stockheath Road, northwards for a distance of 24 metres.

**SIXTH SCHEDULE**  
**(Prohibition Of Waiting, Loading And Unloading At All Times)**

Lengths of road in Leigh Park

Somborne Drive

West side:-

- from its junction with Stockheath Road, northwards for a distance of 48 metres and;
- from a point 72 metres north from its junction with Stockheath Road, northwards for a distance of 22 metres and;
- from a point 112 metres north from its junction with Stockheath Road, northwards for a distance of 24 metres and;
- from a point 154 metres north from its junction with Stockheath Road, northwards for a distance of 5 metres and;
- from a point 183 metres north from its junction with Stockheath Road, northwards for a distance of 7 metres and;
- from a point 214 metres north from its junction with Stockheath Road, northwards to a point 3 metres south of the projected southern kerbline at its junction with Foxcott Grove.

**SEVENTH SCHEDULE**  
**(Prohibition of Loading And Unloading At All Times)**

Lengths of roads in Leigh Park

Somborne Drive

East side:-

- from its junction with Stockheath Road, northwards to a point 13 metres north of the Access to Front Lawn Recreation Ground, measured from the centreline.

Tidworth Road

East side:-

- on the north and south sides from its junction with Somborne Drive, westwards for distances of 20 metres and 24 metres respectively.

Billy Lawn Avenue

Both sides:-

- from its junction with Somborne Drive, eastwards for a distance of 62 metres.

Access to Front Lawn Recreation Ground

South side:-

- from its junction with Somborne Drive, eastwards for a distance of 10 metres.

North side:-

- from its junction with Somborne Drive, eastwards for a distance of 44 metres.

Access to Greywell Car Park

Both sides:-

- from its junction with Somborne Drive, westwards for a distance of 8 metres.

THE COMMON SEAL OF THE  
COUNCIL OF THE BOROUGH  
OF HAVANT was Hereunto  
affixed this

26<sup>th</sup> day of May 2011 )

In the presence of )

Solicitor to the Council )



AS/TRO/174

Plan No: 2010 EMS 3