

THE BOROUGH OF HAVANT (HAVANT: VARIOUS ROADS) (PROHIBITION AND RESTRICTION OF WAITING) AND (LOADING AND UNLOADING) AND (DISABLED BADGE HOLDERS ONLY PARKING) ORDER 2015

The Council of the Borough of Havant hereby gives notice that pursuant to arrangements made under Section 19 of the Local Government Act 2000 with the Council of the County of Hampshire in exercise of the powers conferred on that County Council under Sections 1 (1), 2 (1), (2), 4 (2) 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 nineteenth day of March 2016 and may be cited as "The Borough of Havant (Havant: Various Roads) (Prohibition and Restriction of Waiting) and (Loading and Unloading) and (Disabled Badge Holders Only Parking) Order 2015".
2. The parts of Orders specified in the First Schedule to this Order are hereby revoked.
3. (1) In this Order -
 - "**Civil Enforcement Officer**" means a person (being a person appointed under Section 76 of the Traffic Management Act 2004 and/or under Section 63A of the 1984 Act) authorised by or on behalf of the Council to supervise any parking place and act as indicated by the use of the expression in any of the Articles in this Order;
 - "**Council**" means the Council of the Borough of Havant;
 - "**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 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;
 - "**disabled person's vehicle**" has the same meaning as in The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 1986 as amended;
 - "**loading**" means the loading or unloading of goods to or from a vehicle;
- (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 10 no person shall except upon the direction or with the permission of a police constable in uniform or a Civil Enforcement Officer cause or permit any vehicle to wait in the lengths of roads specified in the Second Schedule to this Order.

5. Save as provided in Article 14 no person shall except upon the direction or with the permission of a police constable in uniform or a Civil Enforcement Officer cause or permit any vehicle to wait, load or unload in the lengths of roads specified in the Third Schedule to this Order.
6. Save as provided in Article 10 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 8.00am and 6.00pm from Monday to Saturday inclusive in the lengths of roads specified in the Fourth Schedule to this Order.
7. Save as provided in Article 10 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 8.00am and 6.00pm from Monday to Saturday inclusive in the lengths of roads specified in the Fifth Schedule 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.
8. Save as provided in Article 10 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 8.00am and 6.00pm from Monday to Saturday inclusive in the lengths of roads specified in the Sixth Schedule 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.
9. Save as provided in Article 10 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 8.00am and 6.00pm from Monday to Saturday inclusive in the lengths of road specified in the Seventh Schedule to this Order -
 - (a) for a longer period than 2 hours; or
 - (b) if a period of less than 2 hours 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.
10. (1) Subject to the provisions in Article 11 nothing in Articles 4, 6, 7, 8 and 9 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 road 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 4, 6, 7, 8 and 9 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 roads referred to therein.
11. Those vehicles described in Article 10 (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.
12. Save as provided in Article 14, no person shall except upon the direction or with the permission of a police constable in uniform or a Civil Enforcement Officer cause or permit any vehicle other than a disabled persons' 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 length of road specified in the Eighth Schedule to this Order.
13. Nothing in Article 5 of this Order shall apply so as to restrict or prohibit any vehicle whose driver has applied for a tradesmen's waiver in connection with any services or trades

required to be undertaken in the lengths of roads specified in the Third Schedule to this Order.

14. Nothing in Article 12 shall render it unlawful to cause or permit any vehicle to wait on the lengths of roads specified in the Eighth Schedule to this Order for so long as may be necessary to enable a vehicle to be used by the emergency services in pursuance of their statutory powers or duties.
15. 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 Orders to be Revoked)

Order

EXTENT OF REVOCATION

The Borough Of Havant (Various Roads) Prohibition And Restriction Of Waiting (Consolidation) Order 2005

Schedule No.1 (No loading at any time) – paragraph 1.16.

Schedule No.4 (No waiting at any time) – paragraph's 4.120, 4.224, 4.236, 4.364, 4.367, 4.369, 4.370, 4.424, 4.427, 4.481, 4.558, 4.645 & 4.659.

Schedule No.7 (No waiting Monday – Saturday 8am – 6pm) – paragraph 7.39.

Schedule No.26 (Limited waiting 30 minutes return prohibited within 30 minutes Monday – Saturday 8am – 6pm) – paragraph's 26.07, 26.08, 26.09, 26.10, 26.11, 26.12, 26.13, 26.14, 26.16, 26.18 & 26.23.

The Borough of Havant (Havant Bus Station Service Road and Access to Meridian Service Area, Havant) (Prohibition of Loading and Unloading) and (Speed Limit) Order 2007

First Schedule – (Waiting, loading and unloading prohibited at all times) – in its entirety.

The Borough of Havant (Havant: Connaught Road, Grove Road, Juniper Square, Montgomery Road, Oaklands Road, Orchard Road and South Street) (Prohibition and Restriction of Waiting) Order 2012

Third Schedule – (Waiting prohibited Monday to Saturday inclusive 8am – 6pm) – in so far as it relates to South Street.

SECOND SCHEDULE
(Waiting prohibited at all times)

Lengths of roads in Havant

Fairfield Road

West side:-

- from its junction with East Pallant, northwards to its junction with The Pallant.

Grove Road

North side:-

- from its junction with South Street eastwards for a distance of 14 metres.
- From a point 30 metres east of its junction with South Street, eastwards for a distance of 64 metres.

Market Parade

North and west side:-

- from its junction with Elm Lane, to a point 31 metres west of its junction with North Street including the bus stand within the kidney, but excluding the lengths of road described in the Schedule 3 of this Order.

North Street

East side:-

- from a point 16 metres south of the centre line of its junction with Prince George Street northwards to the boundary between Nos. 40 and 42 North Street.

West side:-

- from a point 34.6 metres north of its roundabout junction with Elm Lane, northwards for a distance of 13.5 metres.
- from a point 64.1 metres north of its roundabout junction with Elm Lane, northwards for a distance of 45 metres.

Prince George Street

Both sides:-

- from its junction with North Street, to its junction with The Pallant, excluding the lengths of road described in Schedules

6 and 8 of this Order.

South Street

East side:-

- from the centreline of its junction with Twittens Way, northwards for a distance of 14 metres.

The Pallant

North side:-

- from the centre line of its junction with Prince George Street, eastwards, south-eastwards then eastwards for a distance of 49 metres.

South side:-

- from the centre line of its junction with Fairfield Road, westwards, north-westwards, westwards, south-westwards, then southwards to its termination as publicly maintainable highway.

Twittens Way

South side:-

- from its junction with South Street eastwards for a distance of 9 metres.
- from a point 52 metres east of its junction with South Street, eastwards for a distance of 25 metres.

North side:-

- from its junction with South Street eastwards to the southern side of the vehicular access of No.15 Twittens Way at the eastern end, approximately 6.5 metres north of the south-eastern corner of the turning head.

THIRD SCHEDULE
(No Waiting, Loading and Unloading at any time)

Lengths of roads in Havant

Elm Lane Service Road (Bus Station)

Both sides:-

- in its entirety, including the access to the Meridian service area, excluding the Disabled Parking Bays described in Schedule 8 of this Order.

Market Parade

North side:-

- from its junction with North Street, westwards for a distance of 7 metres.
- from a point 31 metres west of its junction with North Street, westwards for a distance of 50 metres.

South side:-

- from its junction with North Street, westwards for a distance of 12 metres.
- from a point 30 metres west of its junction with North Street, westwards then south-westwards for a distance of 43 metres.

West side:-

- from a point 44 metres north of its junction with Elm Lane, northwards for a distance of 12.5 metres

South Street

East side:-

- from its junction with East Street, southwards for a distance of 24 metres.

The Pallant

North side:-

- from its junction with North Street, eastwards for a distance of 70 metres.

South side:-

- from its junction with North Street, eastwards for a distance of 68 metres.

FOURTH SCHEDULE
(No Waiting Monday to Saturday 8.00am – 6.00pm)

Lengths of roads in Havant

South Street

East side:-

- from a point 24 metres south of its crossroad junction with East Street southwards to a point 14 metres north of the centreline of its junction with Twittens Way.

Twittens Way

South side:-

- from a point 9 metres east of its junction with South Street, eastwards for a distance of 43 metres.
- from a point 77 metres east of its junction with South Street (following the kerb line), eastwards, southwards, eastwards and then northwards to the southern side of the vehicular access to 15 Twittens Way at the eastern end, a total distance of 65.5 metres.

FIFTH SCHEDULE
(Limited Waiting 30 minutes return prohibited within 30 minutes, Monday to Saturday 8.00am – 6.00pm)

Lengths of roads in Havant

North Street

West side:-

- from a point 15.6 metres north of its roundabout junction with Elm Lane, northwards for a distance of 21 metres.
- from a point 50.5 metres north of its roundabout junction with Elm Lane, northwards for a distance of 16 metres.

Market Parade

East side:-

- from a point 20 metres north of its junction with Elm Lane northwards for a distance of 21.5 metres.

SIXTH SCHEDULE

**Limited Waiting 1 hour return prohibited within 1 hour, Monday to Saturday
8.00am – 6.00pm)**

Lengths of roads in Havant

Fairfield Road

East side:-

- from the boundary of Nos. 4 and 5 Fairfield Terrace, Fairfield Road southwards to a point 1 metre north of the boundary between "Beechcroft" and No. 10 Fairfield Terrace, Fairfield Road.

Prince George Street

West side:-

- from a point 13.5 metres north-west of its junction with The Pallant, northwards for a distance of 5 metres.

SEVENTH SCHEDULE

**(Limited Waiting 2 hours return prohibited within 2 hours, Monday to Saturday
8.00am – 6.00pm)**

Lengths of road in Havant

Beechworth Road

South side:-

- from a point 32 metres east of its junction with Fairfield Road eastwards for a distance of 17 metres.

East side:-

- from a point 38 metres north of its junction with East Street northwards for a distance of 13 metres.

West side:-

- from a point 10 metres north of its junction with East Pallant northwards for a distance of 11 metres.
- from a point 14 metres north of the common boundary of Nos. 1 and 3 Beechworth Road, northwards for a distance of 12 metres.
- from a point 15 metres south of the extended common boundary of Nos. 9 and 11 Beechworth Road, southwards for a distance of 6 metres.
- from a point 5 metres south of the

extended common boundary of Nos. 9 and 11 Beechworth Road, northwards for a distance of 10 metres.

- from a point 3 metres south of the extended common boundary of Nos. 17 and 19 Beechworth Road, to the northern boundary of No. 19 Beechworth Road.

EIGHTH SCHEDULE
(Disabled Badge Holders Parking Only)

Lengths of roads in Havant

Beechworth Road

East side:-

- from a point 13 metres north of its junction with East Street northwards for a distance of 15 metres.

Elm Lane Service Road (Bus Station)

East side:-

- from a point 31 metres south of its junction with Elm Lane, southwards for a distance of 8.5 metres.

South side: -

- from the entry/exit to the car park to the south of the bus station, westwards for a distance of 5.5 metres.

Market Parade

East side:-

- from a point 41.5 metres north of its junction with Elm Lane, northwards for a distance of 6.6 metres.

North Street

East side:-

- from a point 16 metres south of its junction with Prince George Street, southwards for a distance of 6.6 metres.

West side:-

- from a point 9 metres north of its junction with Elm Lane, northwards for a distance of 6.6 metres.

Prince George Street

West side:-

- from a point 7.5 metres north-west of its junction with The Pallant, northwards for a distance of 6 metres.

THE COMMON SEAL OF THE)
COUNCIL OF THE BOROUGH)
OF HAVANT was hereunto)
affixed this)
sixteenth day of March 2016)

In the presence of)

Authorised signatory)



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Plan No's: 2015HAV01a, 2015HAV01b & 2015HAV01c

