

## ROAD TRAFFIC REGULATION ACT 1984

## THE COUNTY OF HEREFORD AND WORCESTER

(BELGRAVIA GARDENS OFF FOLLY LANE, HEREFORD)

(PROHIBITION OF WAITING) ORDER 1997

12<sup>th</sup> May 1997

Hereford and Worcester County Council in exercise of their powers under Sections 1(1), 2(1) to (3) and 4(2) of the Road Traffic Regulation Act 1984 (which said Act is hereinafter referred to as "the Act of 1984") and of all other powers them enabling in that behalf, and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the said Act of 1984, hereby make the following Order:-

1. Save as provided in Articles 2 and 3 of this Order no person shall, except upon the direction or with the permission of a police officer in uniform or of a traffic warden, cause or permit any vehicle to wait between the hours of 8.00am and 8.00pm on Monday to Saturday inclusive on both sides of the whole length of Belgravia Gardens off Folly Park in the City of Hereford in the County of Hereford and Worcester.
2. Nothing in Article 1 of this Order shall render it unlawful to cause or permit any vehicle to wait on the sides of lengths of road referred to in the Article for so long as may be necessary to enable:-
  - (a) a person to board or alight from the vehicle;
  - (b) goods to be loaded onto and/or unloaded from the vehicle;
  - (c) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any building operation or demolition, the removal of any obstruction to traffic, the maintenance, improvement or reconstruction of both sides of length of road referred to, or the laying, erection, alteration or repair in or near the said sides of length 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 as defined in the Telecommunications Act 1984;
  - (d) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in pursuance of statutory powers or duties;
  - (e) the vehicle to be used for the purpose of delivering or collecting postal packets as defined in Section 87 of the Post Office Act 1953;
  - (f) the vehicle to be used for the purpose of removing furniture and effects from one office or dwellinghouse to another, or to such premises from a depository or from such premises to a depository, provided notice is given twenty-four hours in advance to the police, their consent is obtained and such reasonable conditions as they may impose are complied with;
  - (g) the vehicle to be used for fire brigade, police or ambulance purposes.

3. The restriction imposed by Article 1 of this Order shall not apply to a disabled person's vehicle left by the driver thereof being a vehicle which displays in accordance with the Local Authorities Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 1986, a badge issued under the Disabled Persons (Badges for Motor Vehicles) Regulations 1982, in pursuance of a scheme under Section 21 of the Chronically Sick and Disabled Persons Act 1970.

4. (1) In this Order:

"disabled person's badge" has the same meaning as in The Disabled Persons (Badges for Motor Vehicles) Regulations 1982;

"disabled person's vehicle" has the same meaning as in The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 1986;

"parking disc" means a disc, issued by a local authority, 125 millimetres square, coloured orange, and capable of showing the quarter hour period during which a period of waiting begins.

(2) For the purpose of this Order a vehicle shall be regarded as displaying:-

(a) a disabled person's badge issued before 2nd March 1992 in the relevant position, when:-

(i) in the case of a vehicle fitted with a front windscreen, the badge is exhibited thereon with the obverse side facing forwards on the near side of and immediately behind the windscreen; and

(ii) in the case of a vehicle not fitted with a front windscreen, the badge is exhibited in a conspicuous position on the front or near side of the vehicle;

(b) a disabled person's badge issued on or after 2nd March 1992 in the relevant position, when:-

(i) in the case of a vehicle fitted with a dashboard or fascia panel, the disc is exhibited thereon so that Part I of the badge is legible from outside the vehicle; and

(ii) in the case of a vehicle not fitted with a dashboard or fascia panel, the badge is exhibited in a conspicuous position on the vehicle so that Part I of the badge is legible from outside the vehicle.

(c) a parking disc in the relevant position, when:-

(i) in the case of a vehicle fitted with a dashboard or fascia panel, the disc is exhibited thereon so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle; and

(ii) in the case of a vehicle not so fitted, the disc is exhibited in a conspicuous position on the vehicle so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle.

5. The restrictions, prohibitions and requirements imposed by this Order are in addition to and not in derogation of any restriction, prohibition or requirement imposed by any other enactment and any exception or exemption to the provisions of this Order is without prejudice to the provisions of any other enactment.
6. This Order shall come into operation on the 12th day of May 1997 and may be cited as The County of Hereford and Worcester (Belgravia Gardens Off Folly Lane, Hereford) (Restriction of Waiting) Order 1997.

Dated this 1 May 1997

The Common Seal of the Hereford and Worcester County Council was )  
affixed hereto in the presence of:- ) L.S.

THE COUNTY OF HEREFORD AND WORCESTER (BELGRAVIA GARDENS,  
HEREFORD) (RESTRICTION OF WAITING) ORDER 1997

On 1 May 1997 Hereford and Worcester County Council made an Order which will prohibit waiting from 8.00am to 8.00pm (Monday to Saturday) on both sides of the whole length of Belgravia Gardens, off Folly Lane, Hereford.

The Order contains exemptions to allow parking for certain purposes and limited waiting by disabled persons vehicles.

A copy of the Order, relevant map, Statement of Reasons for making the Order and affected existing regulations may be inspected at County Hall, Spetchley Road, Worcester, WR5 2NP during normal office hours.

The validity of the Council's powers in making the Order or this exercise of them may be questioned by application to the High Court by 12 June 1997.

ROGER K. YATES  
Director of Administrative and Legal Services