

COUNTY OF HEREFORDSHIRE DISTRICT COUNCIL

**(U80011 UNION STREET & U80012 GAOL STREET, HEREFORD)
(PROHIBITION OF WAITING, LOADING AND UNLOADING) (DISABLED PARKING AND
LOADING BAY) ORDER 2002**

The County of Herefordshire District Council ("the Council") in exercise of their powers under sections 1 and 2 of the Road Traffic Regulation Act 1984 (referred to as "the Act"), the Road Traffic Act 1991 (as amended) and of all other enabling powers, and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 of the Act, hereby make the following Order:-

1. This Order shall come into operation on the 29th day of November 2002 and may be cited as the County of Herefordshire District Council U80011 (Union Street & U80012 Gaol Street, Hereford) (Prohibition of Waiting) (Disabled Parking and Loading and Unloading Bay) Order 2002.
2. Without prejudice to the validity of anything done or to any liability incurred in respect of any act or omission before the coming into operation of this Order, Article 1 a (i) and item 1 in column 1 in the Schedule of the County of Hereford and Worcester (Union Street, St. Peters Square and Gaol Street, Hereford) (Parking Places for Disabled Persons Vehicles) Order 1994 item 1 in column 1 of the County of Hereford and Worcester (Union and St. Owen Street, Hereford) (Street Parking Places) Order 1994, item 1 of the Schedule of the County of Herefordshire (St. Owen Street, Union Street and St. Peters Square, Hereford) (Restriction of Waiting and Prohibition of Loading and Unloading) Order 1994 relating to Union Street and Schedule 2 of the County of Herefordshire District Council (Gaol Street, Hereford), (Prohibition and Restriction of Waiting) (Disabled Parking Bays) Order 2001 are hereby revoked from the date mentioned in Article 1 of this Order.
3. (1) In this Order:-
 - "Disabled Person's Badge" has the same meaning as in The Disabled Persons (Badges for Motor Vehicles) Regulations 2000;
 - "Disabled Person's Vehicle" has the same meaning as in The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;
 - "Goods Vehicle" has the meaning as in Section 58 Goods Vehicles (Licensing of Operators) Act 1995.
 - "Parking Disc" means a disc, issued by a local authority, 125 millimetres square, coloured blue if issued on or after 1st April 2000 or orange if issued before that date, and capable of showing the quarter hour period during which a period of waiting begins.
 - "Parking Attendant" means a person appointed in accordance with the provisions of Section 63A of the Act.
- (2) For the purpose of this Order a vehicle shall be regarded as displaying:-
 - (a) a disabled person's badge in the relevant position, when:-
 - (i) in the case of a vehicle fitted with a dashboard or fascia panel, the badge is exhibited thereon so that the front 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 the front of the badge is legible from outside the vehicle.

(b) a Parking Disc in the relevant position, when:-

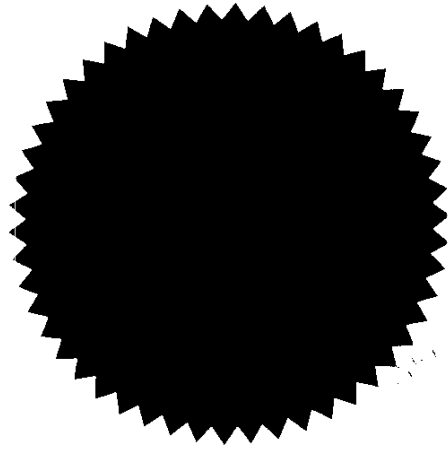
- (i) in the case of a vehicle fitted with a dashboard or fascia panel, the disc is exhibited thereon so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle; and
- (ii) in the case of a vehicle not so fitted, the disc is exhibited in a conspicuous position on the vehicle so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle.

4. Save as provided in Articles 8 (a) (c) (d) (f) and (g) of this Order no person shall, except upon the direction or with the permission of a police officer in uniform or of a Parking Attendant in uniform, cause or permit any vehicle to wait, load or unload at any time along the various lengths of road listed in Schedule 1 as shown on the plan annexed hereto for identification purposes only.
5. Save as provided in Articles 8 (a) (c) (d) (f) and (g) of this Order no person shall, except upon the direction or with the permission of a police officer in uniform or of a Parking Attendant in uniform, cause or permit any vehicle to wait, load and unload along the various lengths of road at the times and period as stated in Schedule 2 hereto and as shown on the said plan for identification purposes only.
6. Save as provided in Article 8 (c) (d) (e) (f) and (g) of this Order no person shall, except upon the direction or with the permission of a police officer or Parking Attendant in uniform cause or permit any vehicle to wait in the designated disabled parking bays along the lengths of road listed in Schedule 3 herein and as shown on the said plan for identification purposes only such said bays to be available for use by a Disabled Persons Vehicle which displays in the relevant position a Disabled Persons Badge and a Parking Disc (on which the driver or other person in charge of the vehicle, has marked the time of which the permit of waiting began) at the times and for the period as stated in Schedule 3 and such vehicles to be parked wholly within the designated markings for each disabled parking bay.
7. Save as provided in Article 8 (c) (d) (e) (f) and (g) of this Order no person shall, except upon the direction or with the permission of a police officer in uniform or of a Parking Attendant in uniform, cause or permit any vehicle to wait in the designated goods vehicle loading bay along the lengths of road listed in Schedule 4 herein as shown on the said plan for identification purposes only such said bay to be available for use by Goods Vehicles for loading and unloading of goods at the times and for the period as stated in the said Schedule 4.
8. Nothing in Articles 4, 5, 6 or 7 of this Order shall render it unlawful to cause or permit any vehicle to wait in the sides of those lengths of road referred to in Article 3 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 the side of those lengths of road referred to, or the laying, erection, alteration or repair in or near the said sides of those lengths 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.
 - (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 at least twenty-four hours in advance to the police, or the Council and 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
9. 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.
10. References to any statutory provision herein shall include reference to any statutory modification or re-enactment thereof.

Dated this 20th day of November 2002

**THE COMMON SEAL of
THE COUNTY OF HEREFORDSHIRE
DISTRICT COUNCIL** was hereunto
affixed **BY ORDER**



M E [Signature]
..... Authorised Officer

SCHEDULE 1

PROHIBITION OF WAITING, LOADING AND UNLOADING AT ANY TIME

UNION STREET

- East Side - for its entire length between its junctions with Commercial Square and St. Peters Square.
- West side - from its junction with Commercial Square for a distance of 10.1 metres in a southerly direction.
- West side - from a point 109 metres south of its junction with Commercial Square to its junction with St. Peters Square.

SCHEDULE 2

PROHIBITION OF WAITING AND LOADING AND UNLOADING MONDAY TO SATURDAY (8 AM TO 6.30 PM) INCLUSIVE

GAOL STREET

- North side - from its junction with Union Street for a distance of 10 metres in an easterly direction.
- North side - from a point 25 metres east of its junction with Union Street to a point 98.1 metres east of that junction.
- South side - from its junction with Union Street for a distance of 32.8 metres in an easterly direction.

SCHEDULE 3

DISABLED PARKING BAYS ONLY - MONDAY TO SATURDAY (6 AM TO 6 PM) INCLUSIVE (MAXIMUM PERMITTED STAY 2 HOURS - NO RETURN TO ANY BAY IN UNION STREET WITHIN 2 HOURS).

UNION STREET

- West Side - from a point 31.5 metres south of its junction with Commercial Square for a distance of 27.5 metres in a southerly direction.
- West Side - from a point 92.5 metres south of its junction with Commercial Square for a distance of 16.5 metres in a southerly direction.

SCHEDULE 4

**GOODS VEHICLE LOADING BAY MONDAY TO SATURDAY (6 AM TO 6 PM) INCLUSIVE
(MAXIMUM PERMITTED STAY 30 MINUTES - NO RETURN TO ANY BAY IN THE SAME ROAD
WITHIN 1 HOUR)**

UNION STREET

- West side - from a point 10.1 metres south of its junction with Commercial Square for a distance of 21.4 metres in a southerly direction.
- West side - from a point 59 metres south of its junction with Commercial Square for a distance of 33.5 metres in a southerly direction.

GOAL STREET

- North side - from a point 10 metres east of its junction with Union Street for a distance of 15 metres in an easterly direction.