

HEREFD 81/001

ROAD TRAFFIC REGULATION ACT 1967

THE COUNTY OF HEREFORD AND WORCESTER

410-05/1042

(BIGN STREET A438, HEREFORD)

(PROHIBITION AND RESTRICTION OF WAITING)
ORDER 1981

The County Council of Hereford and Worcester, in exercise of their powers under Section 1(1), (2), (3) and 84D of the Road Traffic Regulation Act 1967, as amended by Part IX of the Transport Act 1968, Schedule 19 of the Local Government Act 1972 and Schedule 6 to the Road Traffic Act 1974 (which said Act of 1967 as so amended is hereinafter referred to as 'the Act of 1967') and of all other powers them enabling in that behalf, and after consultation with the Chief Officer of Police in accordance with Section 84C(1) of the said Act of 1967, hereby make the following Order:-

1. The City of Hereford (Various Streets) (Prohibition and Restriction of Waiting, Loading and Unloading) Order 1974 is hereby varied and shall have effect as though the following items were deleted therefrom:-
 - Schedule 2 - Item 25(a) and (b)
 - Schedule 8 - Item 4
2. Save as provided in Articles 5 and 6 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 at any time on the sides of length of road in the City of Hereford in the County of Hereford and Worcester specified in the First Schedule to this Order.
3. Save as provided in Articles 5 and 6 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 8.00 a.m. and 6.30 p.m. Monday to Saturday inclusive on the side of length of road in the City of Hereford in the County of Hereford and Worcester specified in the Second Schedule to this Order.
4. Save as provided in Articles 5 and 6 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 8.00 a.m. and 6.30 p.m. Monday to Saturday inclusive on the side of length of road specified in the Third Schedule to this Order:-
 - (i) for a period exceeding 1 hour; or
 - (ii) 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 on that side of length of road.

5. Nothing in Articles 1, 2, 3 and 4 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 those Articles for so long as may be necessary:-
- (a) to enable a person to board or alight from the vehicle;
 - (b) to enable goods to be loaded onto and unloaded from the vehicle;
 - (c) to enable 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 sides of lengths of road referred to, or the laying, erection, alteration or repair in or near the said sides of lengths of road, of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity, or of any telegraphic line as defined in the Telegraph Act 1878;
 - (d) to enable the vehicle, if it cannot conveniently be used for such purposes in any other road, to be used in pursuance of statutory powers or duties;
 - (e) for the purpose of delivering or collecting postal packets as defined in Section 87 of the Post Office Act 1953;
 - (f) 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) for fire brigade, police or ambulance purposes.
6. (A) The restriction imposed by Article 4 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 1971 as amended, a badge issued under the Disabled Persons (Badges for Motor Vehicles) Regulations 1975, in pursuance of a scheme under Section 21 of the Chronically Sick and Disabled Persons Act 1970.
- (B) Nothing in Articles 2 and 3 shall render it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's badge, and a parking disc (on which the driver, or other person in charge of the vehicle, has marked the time at which the period of waiting began) to wait in the sides of lengths of road referred to in that Article for a period not exceeding two hours (not being a period separated by an interval of less than one hour from a previous period of waiting by the same vehicle on the same sides of lengths of road on the same day).

7. (1) In this Order:-

"disabled person's badge" has the same meaning as in The Disabled Persons (Badges for Motor Vehicles) Regulations 1975;

"disabled person's vehicle" has the same meaning as in The Local Authorities' Traffic Orders (Exemption for Disabled Persons) (England and Wales) (Amendment) Regulations 1975;

"parking disc" means a disc, issued by a local authority, complying with the requirements of the British Standard Specification for Parking Discs (BS No. 4631: 1970), but 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 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 parking disc in the relevant position, when the disc is exhibited thereon with the side which shows the time facing forwards or outwards and immediately behind the windscreen or side window nearest to the kerb.

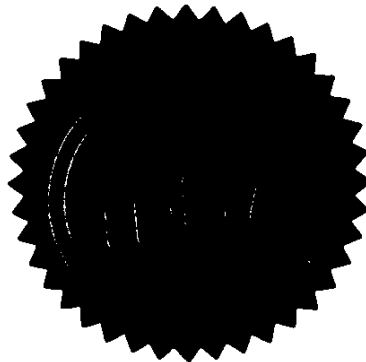
8. This Order shall come into operation on the 30th October 1981 1981 and may be cited as The County of Hereford and Worcester (Eign Street A438, Hereford) (Prohibition and Restriction of Waiting) Order 1981 .

Dated this 21st October 1981

The Common Seal of the County Council of Hereford and Worcester was affixed hereto in the presence of:



County Secretary and Solicitor



FIRST SCHEDULE

Sides of lengths of Eign Street in the City of Hereford in the County of Hereford and Worcester.

- (1) North side
- (i) From a point 13.7 metres (45 feet) west of its junction with Friar Street in an easterly direction to its junction with A49 Victoria Street;
 - (ii) From a point 120.7 metres (396 feet) west of its junction with Friar Street in a westerly direction to its junction with Whitecross Road.
- (2) South side
- From its junction with Whitecross Road to its junction with A49 Victoria Street.

SECOND SCHEDULE

Side of length of Eign Street in the City of Hereford in the County of Hereford and Worcester.

- North side
- From a point 13.7 metres (45 feet) west of its junction with Friar Street in a westerly direction for a distance of 77 metres (253 feet).

THIRD SCHEDULE

Side of length of Eign Street in the City of Hereford in the County of Hereford and Worcester.

- North side
- From a point 90.7 metres (298 feet) west of its junction with Friar Street for a distance of 30 metres (98 feet) in a westerly direction.