

[HEREFORD 89/027] 410.05 / - 372

16/01/1989

ROAD TRAFFIC REGULATION ACT 1984

THE COUNTY OF HEREFORD AND WORCESTER

(COMMERCIAL ROAD AND UNION WALK, HEREFORD)

(PROHIBITION OF WAITING) ORDER 1989

Hereford and Worcester County Council in exercise of their powers under Section 1(1) and (2), 2(1) to (3) and 4(2) of, and Part IV of Schedule 9 to 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. 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:-

- ✓(a) Schedule 9, item 1, part (a)(ii) relating to the north-west side of Commercial Road was amended to read:-

"from a point 5.4 metres (18 feet) north-east of its junction with Monkmoor Street for a distance of 25.6 metres (84 feet) in a north-easterly direction";

- ✓(b) Schedule 8, item 2, part (a) relating to the north-west side of Commercial Road was amended to read:-

"from a point 90 metres (296 feet) north-east of its junction with Monkmoor Street in a north-easterly direction to a point 45.7 metres (150 feet) south-west of its junction with Stonebow Road";

- ✓(c) Schedule 9, item 1, part (b) relating to the south-east side of Commercial Road was amended to read:-

"from a point 96.9 metres (318 feet) north-east of its junction with Bath Street to a point 27 metres (89 feet) south-west of its junction with Union Walk";

- ✓(d) Schedule 8, item 2, part (b) relating to the south-east side of Commercial Road was amended to read:-

"from a point 24 metres (78 feet) north-east of its junction with Union Walk for a distance of 68.6 metres (225 feet) in a north-easterly direction";

- ✓(e) Schedule 5, item 28 relating to Union Walk was amended to read:-

"both sides, from a point 46 metres (151 feet) south-east of its junction with Commercial Road in a south-easterly direction to its junction with Kyrle Street";

- ✓(f) Schedule 5, item 9, relating to the south-east side of Commercial Road, was deleted therefrom.

2. Save as provided in Articles 3 and 4 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 length and sides of lengths of roads in the City of Hereford in the County of Hereford and Worcester specified in the Schedule to this Order.
3. Nothing in Article 2 of this Order shall render it unlawful to cause or permit any vehicle to wait in the length and sides of lengths of roads 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 the length and sides of lengths of roads referred to, or the laying, erection, alteration or repair in or near the said length and sides of lengths of roads 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.
4. Nothing in Article 2 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 length and sides of lengths of roads 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 in the same length and sides of lengths of roads on the same day).

5. (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 (Exemptions for Disabled Persons) (England and Wales) Regulations 1986;

"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;

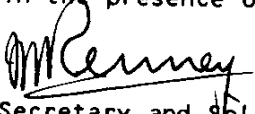
(b) a parking disc in the relevant position, when the disc is exhibited thereon with the side which shows the time facing forwards or outwards and immediately behind the windscreen or side window nearest to the kerb.

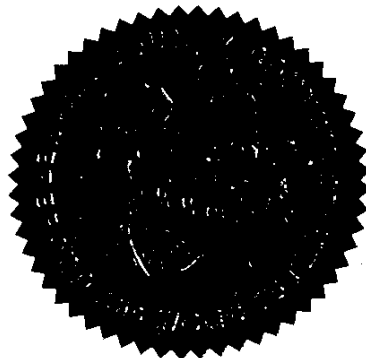
6. The restrictions, prohibitions and requirements imposed by this Order are in addition to and not in derogation of any restriction, prohibition or requirement imposed by any other enactment and any exception or exemption to the provisions of this Order is without prejudice to the provisions of any other enactment.

7. This Order shall come into operation on the 16th day of January 1989 and may be cited as The County of Hereford and Worcester (Commercial Road and Union Walk, Hereford) (Prohibition of Waiting) Order 1989.

Dated this 15th day of December 1988

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


County Secretary and Solicitor



SCHEDULE

Length and sides of lengths of roads in the City of Hereford in the County of Hereford and Worcester.

1. Commercial Road
 - (a) north-west side - from a point 31 metres (102 feet) north-east of its junction with Monkmoor Street for a distance of 59 metres (194 feet) in a north-easterly direction;
 - (b) south-east side from its junction with Union Walk for a distance of 27 metres (89 feet) in a south-westerly direction;
 - (c) south-east side from its junction with Union Walk for a distance of 24 metres (79 feet) in a north-easterly direction;
2. Union Walk
 - both sides, from its junction with Commercial Road for a distance of 46 metres (151 feet) in a south-easterly direction.