

HEREF093/001

THE COUNTY OF HEREFORD AND WORCESTER (ST. MARTIN'S STREET, HEREFORD)
(PROHIBITION OF WAITING) ORDER 1993

On 21st January 1993 Hereford and Worcester County Council made an Order which will prohibit waiting at any time on the east side of St. Martin's Street, Hereford from a point 18.28 metres north of its junction with St. Martin's Avenue for a distance of 13 metres in a northerly direction.

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 4th March 1993.

J.W. RENNEY
County Secretary and Solicitor

1st Ed

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ROAD TRAFFIC REGULATION ACT 1984
THE COUNTY OF HEREFORD AND WORCESTER
(ST. MARTINS STREET, HEREFORD)

(PROHIBITION OF WAITING) ORDER 1993

Hereford and Worcester County Council in exercise of their powers under Sections 1(1) and 4(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 the effect as though item 9(a) of Schedule 6 thereof relating to the east side of St. Martins Street was amended to read:-

"9, St. Martins Street (a)the eastern side of that length of road, known as St. Martins Street, which extends from a point 31.28 metres (103 feet) north of its junction with St. Martins Avenue to a point 57 yards south of its junction with Wye Street."
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 eastern side of St. Martins Street in the City of Hereford in the County of Hereford and Worcester from a point 18.28 metres (60 feet) north of its junction with St. Martins Avenue for a distance of 13 metres (43 feet) in a northerly direction.
3. Nothing in Article 2 of this Order shall render it unlawful to cause or permit any vehicle to wait in the side of length 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 the side of length of road referred to, or the laying, erection, alteration or repair in or near the said side 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.

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 side of length of road referred to in that Article for a period not exceeding three 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 side of length of road 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 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 facia 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 facia 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 facia 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.

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 1st day of February 1993 and may be cited as The County of Hereford and Worcester (St. Martins Street, Hereford) (Prohibition of Waiting) Order 1993.

Dated this 21st day of January 1993

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

L.S.

**Mrs F. J. EVANS
CHIEF ASSISTANT
COUNTY SOLICITOR**

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