

LEDBURY 97/004
3261 HE205

ROAD TRAFFIC REGULATION ACT 1984

THE COUNTY OF HEREFORD AND WORCESTER

(A438 HIGH STREET, LEDBURY)

(GOODS VEHICLE STREET PARKING PLACES) ORDER 1997

Hereford and Worcester County Council (hereinafter referred to as "the Council") in exercise of their powers under Section 32(1) and 35(1) of the Road Traffic Regulation Act 1984 and of all other powers, and after consultation with the Chief of Police in accordance with Part III of Schedule 9 to the Act of 1984 hereby make the following Order:-

1. (a) The County of Hereford and Worcester (High Street and A449 Worcester Road, Ledbury) (Prohibition and Restriction of Waiting and Restriction of Loading and Unloading) Order 1984 is hereby varied and shall have effect as though the description of the east side of High Street in the Third Schedule thereto was amended to read:-

“from a point 15 metres north of its junction with A449 Worcester Road for a distance of 35 metres in a northerly direction.”

2. This Order shall come into operation on the 27 day of October 1997 and may be cited as the County of Hereford and Worcester (A438 High Street, Ledbury) (Goods Vehicle Street Parking Places) Order 1997.
3. In this Order, except where the context otherwise requires, the following expressions have the meanings hereby assigned to them:-

"driver", in relation to a vehicle waiting in a parking place, means the person driving the vehicle at the time it was left in the parking place and as defined in the Act of 1984.

"goods vehicle parking place", (hereinafter referred to as a "parking place" means any part of a road authorised by this Order to be used as a parking place.

"goods vehicle" means a motor vehicle which is constructed or adapted for the use for the carriage of goods or burden of any description, or a trailer so constructed or adapted and does not include a hatchback motor car.

"trailer", means any vehicle other than a motor car.

"the road", means A438 High Street in the Town of Ledbury.

"hatchback motor car", means a motor car equipped with a sloping door situated at the rear of the vehicle giving access to the luggage and passenger compartment.

4. Each of the parts of the road specified in column 1 of the Schedule to this Order is authorised to be used, subject to the following provisions of this Order, as a parking place for the purpose of loading and unloading vehicles of a class specified in the said Schedule and in such positions and on such days and during such hours as specified in the said Schedule.
5. Nothing in Article 4 of this Order:-
 - (a) shall restrict the power of the Council, for preventing obstruction of the streets, by order on the occasion of any public procession, rejoicing or illumination, or where the streets are thronged or liable to be obstructed, to close any parking place; or
 - (b) shall authorise the use of any part of the road so as unreasonably to prevent access to any premises adjoining the road, or the use of the road by any person entitled to the use of thereof, or so as to be a nuisance.
6. Where in the Schedule to this Order a parking place is described as available for vehicles of a specified class or in a specified position, the driver of a vehicle shall not permit it to wait in that parking place:-
 - (a) unless it is of the specified class; or
 - (b) in a position other than that specified.
7. A driver of a vehicle shall not use a parking place:-
 - (a) so as unreasonably to prevent access to any premises adjoining the road, or the use of the road by other persons entitled to do so, or so as to be a nuisance;
 - (b) when for preventing obstruction of the streets the Council shall by order made on the occasion of any public procession, rejoicing or illumination or when the streets are thronged or liable to be obstructed have closed that parking place and exhibited notice of such closing on or near the parking place.
8. The driver of a motor vehicle using a parking place shall stop the engine as soon as the vehicle is in position in the parking place, and shall not start the engine except when about to change the position of the vehicle in or to depart from the parking place.
9. No persons shall use a vehicle, while it is in a parking place, in connection with the sale of any article to persons in or near the parking place or in connection with the selling or offering for hire of his skill or services.
10. When a vehicle is left in a parking place in contravention of any of the provisions contained in paragraph (a) or (b) of Article 6 or 7 of this Order a

police constable in uniform, traffic warden or a person authorised in that behalf by the Council may remove the vehicle or arrange for it to be removed from that parking place.

11. Any person removing a vehicle by virtue of the last preceding Article of this Order may do so by towing or driving the vehicle or in such other manner as he may think necessary and may take such measures in relation to the vehicle as he may think necessary to enable him to remove it as aforesaid.
12. When a police constable in uniform, a traffic warden or a person authorised by the Council removes or makes arrangements for the removal of a vehicle from a parking place by virtue of Article 10 of this Order, he shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.

Dated this 11 day of September 1996

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

SCHEDULE

1.	2.	3.	4.	5.	6.
Parts of roads authorised to be used as parking places	Position in which vehicles may wait	Class of vehicle	Days of operation of parking place	Hours of operation of parking place	Maximum period for which vehicles may wait
A438 High Street, Ledbury, east side, from a point 50 metres north of its junction with A449 Worcester Road for a distance of 20 metres in a northerly direction.	Wholly within the limits of the parking place (vehicles parked parallel to the kerb).	Goods vehicle	Monday to Saturday inclusive	7.00 am to 2.00 pm (unrestricted parking at other times)	45 minutes (return prohibited within one hour)

**THE COUNTY OF HEREFORD AND WORCESTER (A438 HIGH STREET, LEDBURY)
(GOOD VEHICLE STREET PARKING PLACES) AND (PARKING PLACES FOR
DISABLED PERSONS VEHICLES) ORDER 1997**

On 11 September 1997 Hereford and Worcester County Council made an Order which will make permanent the existing Experimental Orders on A438 High Street, Ledbury and which will:

A. provide a goods vehicle loading bay on the east side of A438 High Street, Ledbury from point 40 metres north of its junction with A449 Worcester Road for a distance of 20 metres in a northerly direction. The length of stay shall not exceed 45 minutes (return prohibited within one hour) and shall operate between the hours of 7.00am and 2.00 pm, Monday to Saturday inclusive.

B. provide one parking place for a disabled persons vehicle on the east side of A438 High Street, Ledbury located 75 metres north of its junction with A449 Worcester Road for a distance of 3.6 metres in a northerly direction. The length of stay shall not exceed 45 minutes (return prohibited within one hour) and shall operate between the hours of 8.00 am and 6.00 pm, Monday to Saturday inclusive.

A copy of the Order, relevant map, Statement of Reasons for making the Order and affected existing regulations may be inspected at Malvern Hills District Council Offices Council House, Avenue Road, Malvern; Malvern Hills District Council Area Offices, St Katherine's, High Street, Ledbury and 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 23 October 1997.

ROGER K. YATES
Director of Administrative and Legal Services