

THE NORFOLK COUNTY COUNCIL (KING'S LYNN, SOUTH QUAY AREA)
(RESTRICTED ZONE) ORDER 2014

The Norfolk County Council (hereinafter referred to as "the Council") in exercise of their powers under Sections 1(1), 2(1), 2(2) and 4(1) and (2), 32(1) and 35(1) and 122 and Parts III and IV of Schedule 9 of the Road Traffic Regulation Act 1984 (hereinafter referred to as "the Act") and the Traffic Management Act 2004 (hereinafter referred to as "the 2004 Act") and of all other enabling powers, and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act hereby make the following Order:-

1. This Order shall come into operation on the 19th day of September 2014 and may be cited as The Norfolk County Council (King's Lynn, South Quay Area) (Restricted Zone) Order 2014.

PART 1 - GENERAL

2. In this Order –

Any reference to any enactment shall be construed as a reference to that enactment as amended, applied, consolidated, re-enacted by or as having effect by virtue of any subsequent enactment. Where the context otherwise requires the following expressions have the meaning hereby respectively assigned to them.

"authorised taxi rank" means any area of carriageway which is comprised within and indicated by a road marking complying with diagram 1028.2 in Schedule 6 to the Traffic Signs Regulations and General Directions 2002;

"Civil Enforcement Officer" has the same meaning as in section 76 of the 2004 Act;

"Disabled Person's Badge" has the same meaning as in the Disabled Persons (Badges for Motor Vehicles)(England) Regulations 2000; and

"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 blue and capable of showing the quarter hours period during which a period of waiting begins; and

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, and

- (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;

"Disabled Person's Vehicle" has the same meaning as in the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;

"Driver" in relation to a vehicle waiting in contravention of an Order, means the person driving the vehicle at the time it was left at that contravention;

"General Directions" shall mean The Traffic Signs Regulations and General Directions 2002"

"General Regulations 2007" shall mean The Civil Enforcement of Parking Contraventions (England) General Regulations 2007";

"Hackney Carriage" has the meaning as in Section 38 of the Town Police Clauses Act 1847;

"Motor Car", Motor Cycle" and Invalid Carriage" have the same meaning as in section 136 of the Act;

"the regulations" in Article 3 of this Order means The Disabled Persons (Badges for Motor Vehicles)(England) Regulations 2000" and The Local Authorities' Traffic Orders (Exemptions for Disabled Persons)(England) Regulations 2000;

"Penalty Charge" has the same meaning as in section 2 of the General Regulations 2007;

"Penalty Charge Notice" has the same meaning as in section 8 of the General Regulations 2007;

"Prohibited Area" in relation to a specified road, shall mean all that area of a specified road which is comprised within and indicated by a road marking complying with the General Directions;

"Specified Road" shall mean any length of road specified in Column 1 of Schedule 6 to this Order;

"Specified Time" shall mean any period of time specified in Columns 4 and 5 of Schedule 6 to this Order;

"the 1997 Regulations" shall mean the Zebra, Pelican and Puffin Pedestrian Crossing Regulations 1997.

"parking place" means any part of a road authorised in Column 1 of Schedules 3, 4 and 5 to this Order to be used as a parking place;

3. Nothing in parts 2 and 3 of this Order shall prohibit a person 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 lengths of road or on the side of roads referred to in that Article for a period not exceeding the time specified in the regulations.
4. Insofar as any provision of this Order conflicts with any provision of any previous Order relating to the lengths of road specified in the Schedule to this Order, that provision of this Order shall prevail.
5. Insofar as any provision of this Order conflicts with:-
 - (a) the effect of markings placed on the carriageway, as specified under Regulation 29(1) of the General Directions conveying the existence of a 'bus stop/clearway' as defined by Part 1 of Schedule 19 of the General Directions; or
 - (b) the effect of markings placed on the carriageway, as specified under Regulation 27(1) of the General Directions conveying the existence of a toucan or equestrian crossing or an adjacent controlled area as defined by Sign 1001.3 in Schedule 6 of the General Directions; or
 - (c) the effect of markings placed on the carriageway, as specified under s3(1) of the 1997 Regulations conveying the existence of a:-
 - (i) Zebra Pedestrian Crossing or Zebra controlled area; or
 - (ii) Pelican Pedestrian Crossing or Pelican controlled area; or
 - (iii) Puffin Pedestrian Crossing or Puffin controlled areaand established as specified in s23(2) of the 1984 Act;the effect of those markings shall prevail.

PART 2 – PROHIBITION OF WAITING

6. Save as provided in Article 7 of this order no person shall, except upon the direction of or with the permission of a police constable in uniform or of a Civil Enforcement Officer, cause or permit any vehicle to wait at any time along the lengths of road specified in Schedule 1 to this Order.
- 7.(1) Nothing in Article 6 of this Order shall prohibit a person to cause or permit any vehicle to wait in the lengths of road or on the side of roads referred to therein for so long as may be necessary to enable -
 - (a) goods to be loaded on to or unloaded from the vehicle;
 - (b) a person to board or alight from the vehicle;provided that the length of road is not an authorised taxi rank or authorised parking place.

- (2) Nothing in Article 6 of this Order shall prohibit a person to cause or permit any vehicle to wait in the length of road or on the side of roads referred to therein for so long as may be necessary to enable -
- (a) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any of the following operations, namely -
 - (i) building, industrial or demolition operations;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance, improvement or reconstruction of the said lengths of road or side of roads; or
 - (iv) the laying, erection, alteration or repair in, or in land adjacent to, the said lengths of road or side 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;
 - (v) the provision of a universal postal service as defined in the Postal Services Act 2000;
 - (b) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in the service of a local authority or a water authority in pursuance of statutory powers or duties;
- (3) Nothing in Article 6 of this Order shall apply to any vehicle owned by a funeral director or owner of funeral vehicles when in use as part of a funeral cortege.
- (4) Nothing in Article 6 of this Order shall prohibit a person to cause or permit any vehicle being a hackney carriage, to wait upon an authorised taxi rank.

PART 3 – ON-STREET PARKING PLACES

AUTHORISATION AND USE

8. (1) The sections of road specified in column 1 of Schedules 2, 3 and 4 to this Order are authorised to be used, subject to the following provisions of this Order, as parking places for such classes of vehicles, in such positions and on such days and during such hours as are specified in relation to that section of road in the said Schedule.
- (2) Nothing in paragraph (1) of this Article 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.

9. Where in Schedules 2, 3 and 4 to this Order a parking place is described as available for vehicles of a specified class or in a specified position, the driver of the 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 specified.
10. The driver of a vehicle shall not permit it to wait in a parking place for longer than the maximum period permitted for waiting specified in Schedules 2, 3 and 4 to this Order in relation to that parking place.
11. 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, or so as to be a nuisance;
 - (b) when for preventing obstruction of the streets, the Council 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.
12. 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.
13. No person 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 or for the purpose of camping.
14. Where a vehicle is left in the parking place in contravention of any of the provisions of this Order or it is necessary to meet the requirements of an emergency, a person authorised on behalf of the Council or a Civil Enforcement Officer may remove the vehicle or arrange for it to be removed from the parking place, or may alter or cause to be altered the position of the vehicle in order that its position shall comply with those provisions or meet the requirements of an emergency.
15. Any person removing or altering the position of a vehicle by virtue of Article 14 of this Order may do so by towing or driving the vehicle or in such other manner as that person may think necessary and may take such measures in relation to the vehicle as that person may think necessary to enable that person to remove or alter its position.
16. When a person authorised by the Council or a Civil Enforcement Officer removes or makes arrangements for the removal of a vehicle from the parking place by virtue of Articles 14 and 15 of this Order, that person shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.
17. Where a vehicle has been removed in accordance with Articles 14, 15 and 16 of this Order the charges as specified in section 3 of the Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges)(England) Order 2007 shall become payable.

PART 4 – PROHIBITION OF WAITING, LOADING AND UNLOADING

18. Save as provided in Article 19 of this order no person shall, except upon the direction or with the permission of a police constable in uniform or of a Civil Enforcement Officer, cause or permit any vehicle to wait, load or unload at any time along the lengths of road specified in Schedule 5 to this Order.
- 19.(1) Nothing in Article 18 of this Order shall prohibit a person to cause or permit any vehicle to wait in the lengths of road or on the side of roads referred to therein for so long as may be necessary to enable a person to board or alight from the vehicle provided that the length of road is not an authorised taxi rank or authorised parking place.
- (2) Nothing in Article 18 of this Order shall prohibit a person to cause or permit any vehicle to wait in the length of road or on the side of roads referred to therein for so long as may be necessary to enable -
- (a) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any of the following operations, namely -
 - (i) building, industrial or demolition operations;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance, improvement or reconstruction of the said lengths of road or side of roads; or
 - (iv) the laying, erection, alteration or repair in, or in land adjacent to, the said lengths of road or side 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;
 - (v) the provision of a universal postal service as defined in the Postal Services Act 2000;
 - (b) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in the service of a local authority or a water authority in pursuance of statutory powers or duties;
- (3) Nothing in Article 18 of this Order shall apply to any vehicle owned by a funeral director or owner of funeral vehicles when in use as part of a funeral cortege.
- (4) Nothing in Article 18 of this Order shall prohibit a person to cause or permit any vehicle being a hackney carriage, to wait upon an authorised taxi rank.

PART 5 – LOADING BAY

20. Save as provided in Article 21 of this Order, no person shall, except upon the direction of or with the permission of a police constable in uniform or of a Civil Enforcement Officer, cause or permit any vehicle to wait in the prohibited area of a specified road during the specified time in Schedule 6 to this Order unless the driver of that vehicle, being a vehicle of the specified class, requires to wait for the purposes of loading and unloading.
21. Nothing in Article 20 of this Order shall prohibit a person to cause or permit a vehicle to wait in a prohibited area if:-
- (a) the vehicle is being used for the removal of any obstruction to traffic; or
 - (b) the vehicle is being used in the service of a local authority or with the permission of the Council in the exercise of statutory powers or duties and whilst being so used in such service it is necessary for the vehicle to wait in that prohibited area; or
 - (c) in any case where the person in control of the vehicle is required by law to stop or is obliged to do so in order to avoid an accident or is prevented from proceeding by circumstances beyond their control; or
 - (d) the vehicle is being used for police, fire brigade or ambulance purposes; or
 - (e) if the vehicle is being used for the provision of a universal postal service as defined in the Postal Services Act 2000.

PART 6 – REVOCATIONS

22. The following Orders will become revoked and consolidated into this Order on the date of commencement of this Order as follows:-
- “The Norfolk County Council (King’s Lynn)(Restricted Zone) Order 2011” – in its entirety;

SCHEDULE 1

In the Town of King's Lynn

Prohibition of Waiting – At Any Time

- | | |
|--|---|
| U20508 College Lane
Both Sides | - From its junction with the U20546 South Quay eastwards for its entire length |
| U20503 King's Staithe Lane
Both Sides | - From its junction with the U20546 South Quay eastwards for a distance of 14 metres |
| U20504 King Staithe Square
All Sides | - Entire perimeter except within the Street Parking Places marked on the south side and specified in Schedule 4 |
| U21424 King Street
Both Sides | - From its junction with the U20501 Purfleet Place/Queen Street northwards to the northern kerbline of its junction with the U20409 Purfleet Quay |
| U20501 Purfleet Place
Both Sides | - From its junction with the U21424 King Street/Queen Street to its junction with the U20504 King's Staithe Square |
| U20409 Purfleet Quay
Both Sides | - From its junction with the U21424 King Street eastwards to its easternmost end |
| U20509 St Margaret's Lane
Both Sides | - From its junction with the South Quay eastwards for a distance of 16 metres |
| U21424 South Quay
East Side | - From a point 10 metres south of the centreline of its junction with the U20509 St Margaret's Lane northwards for a distance of 78 metres |
| | - From the northern channel of its junction with the U20508 College Lane to the southern channel of its junction with King's Staithe Lane |
| West Side | - From a point 10 metres south of the centreline of its junction with the U20509 St Margaret's Lane northwards for a distance of 109 metres |
| | - From a point 68 metres north of its junction with the U20508 College Lane northwards for a distance of 14 metres |
| | - From a point 130 metres north of its junction with the U20508 College Lane northwards for a distance of 15 metres |

IN THE TOWN OF KING'S LYNN

SCHEDULE 2

1	2	3	4	5	6
Parts of road authorised to be used as street parking places	Position in which vehicles may wait	Classes of Vehicles	Days of Operation of parking place	Hours of Operation of parking place	Maximum period for which vehicles may wait
<p>U21424 South Quay West Side</p> <p>From a point 10 metres north of the centreline of its junction with the U20508 College Lane northwards for a distance of 60 metres</p> <p>From a point 85 metres north of the centreline of its junction with the U20508 College Lane northwards for a distance of 47 metres</p> <p>From a point 7 metres north of the centreline of its junction with the U20503 King's Staithe Lane northwards for a distance of 43 metres</p>	Wholly within the echelon markings placed on the carriageway	All	Monday to Sunday	At All Times	Waiting unlimited

IN THE TOWN OF KING'S LYNN

SCHEDULE 3

1	2	3	4	5	6
Parts of road authorised to be used as street parking places	Position in which vehicles may wait	Classes of vehicles	Days of Operation of parking place	Hours of Operation of parking place	Maximum period for which vehicles may wait
U20504 King's Staithe Square South Side	Wholly within the markings placed on the carriageway	Motor car, motor cycle and invalid carriage	Monday to Sunday	0800 hrs to 1800 hrs	Waiting limited to 90 minutes with no return within 60 minutes

IN THE TOWN OF KING'S LYNN

SCHEDULE 4

1	2	3	4	5	6
Parts of road authorised to be used as street parking places	Position in which vehicles may wait	Classes of Vehicles	Days of Operation Of parking place	Hours of Operation of parking place	Maximum period for which vehicles may wait
<p>U20546 South Quay East Side From its junction with the U20508 College Lane southwards for a distance of 17 metres</p> <p>West Side From a point 50 metres north of the centreline of its junction with U20503 King's Staithe Lane northwards for a distance of 3 metres</p>	Parking to be wholly within the echelon markings placed on the carriageway	Disabled Person's Vehicles displaying a Disabled Person's Badge and Parking Disc	Monday to Sunday	At All Times	Waiting Unlimited

SCHEDULE 5

In the Town of King's Lynn

Prohibition of Waiting, Loading and Unloading – At Any Time

- | | |
|---|---|
| U20411 Purfleet Service Road
East Side | - From the northern kerbline of its junction with the
U20410 Purfleet Street northwards for a distance of 18
metres |
| West Side | - From the northern kerbline of its junction with the
U20410 Purfleet Street northwards for a distance of 28
metres |
| U20410 Purfleet Street
Both Sides | - From its junction with the U21424 King Street
eastwards to its junction with the U20411 Purfleet
Service Road |

IN THE TOWN OF KING'S LYNN

SCHEDULE 6

1	2	3	4	5	6
Parts of road authorised to be used as street parking places (Specified Road and Prohibited area)	Position in which vehicles may wait	Classes of vehicles	Days of Operation of parking place (Specified time)	Hours of Operation of parking place (Specified time)	Maximum period for which vehicles may wait
U20427 Purfleet Service Road East Side From a point 18 metres north of the northern kerbline of its junction with the U20410 Purfleet Street northwards for a distance of 10 metres	Wholly within the markings placed on the carriageway	All	Monday to Sunday	At All Times	Waiting limited to that required for the purposes or loading and unloading to a maximum waiting period of 20 minutes with no return within 1 hour

Dated this 15th day of September 2014

THE COMMON SEAL of
THE NORFOLK COUNTY
COUNCIL was hereunto
affixed in the presence of:-

)
)
)
)



authorised to sign
on behalf of: HEAD OF LAW

~~Head of Law~~

LP/SMC/RestrictedZoneSouthQuay



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