

**ROAD TRAFFIC REGULATION ACT 1984
LANCASHIRE COUNTY COUNCIL
(ALDCLIFFE ROAD, BACK STREET, DALLAS ROAD, LINDOW STREET, QUEEN
STREET, USHERS MEADOW AND WHEATFIELD STREET, LANCASTER CITY)
(REVOCATION AND INTRODUCTION OF A DISABLED PARKING PLACE AND
PROHIBITION OF WAITING) ORDER 2015**

The County Council of Lancashire ("the Council") in exercise of its powers under Sections 1, 2 and 4 of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984, as amended ("the Act") and of all other enabling powers, after consultation with the Chief Officer of Police hereby make the following Order: -

1. Definitions and Interpretations

For all the purposes of this Order the terms described in this Article shall have the meanings specified:

- a) "**Civil Enforcement Officer**" means a person authorised by or on behalf of Lancashire County Council in accordance with Section 76 of the Traffic Management Act 2004;
- b) "**Centreline**" means the centre line of a highway as shown on Ordnance Survey graphical information systems at the time that the Order was prepared
- c) "**disabled person's vehicle**" means a vehicle displaying a disabled person's badge in the circumstances prescribed in Regulations 13, 14, 15 or 16 of The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000.
- d) "**disabled person's badge**" means a badge which was -
 - i) issued, or has effect as if issued, to a disabled person or an institution under The Disabled Persons (Badges for Motor Vehicles) (England) Regulations or under regulations having effect in Scotland or Wales under Section 21 of the Chronically Sick and Disabled Persons Act 1970; and
 - ii) has not ceased to be in force.
- e) "**disabled persons parking place**" means any area of highway described in schedule 2 to this Order, indicated by a road marking approved by the Department for Transport, in which disabled person's vehicles may wait when displaying a disabled persons badge and parking disk in the relevant position
- f) "**Loading**" and "**Unloading**" means the continuous transference from (or to) a vehicle to (or from) premises adjacent to where the vehicle is parked of heavy or unmanageable Goods that are not designed to be carried by hand other than over a very short distance.
- g) "**parking disc**" means a device which -

- i) is 125 millimetres square and coloured blue, if issued on or after 1st April, 2000 or orange if issued before that date;
 - ii) has been issued by a local authority and has not ceased to be valid; and
 - iii) is capable of showing the quarter hour period during which a period of waiting has begun.
- h) **"Parking Place"** Means a place pursuant to Sections 1, 2, 4, 32 and 45 of the 1984 Act where vehicles, or vehicles of a specified class may wait, and in respect of which a charge may be paid in connection with its use.
- i) **"Penalty Charge Notice"** means a notice served by a Civil Enforcement Officer pursuant to the provisions of section 78 of the 2004 Act and supporting regulations.
- j) A vehicle displays a disabled person's badge or parking disc in the **"relevant position"** if –
- i) the badge is exhibited on the dashboard or fascia of the vehicle, or
 - ii) where the vehicle is not fitted with a dashboard or fascia the badge is exhibited in a conspicuous position on the vehicle, so that the front of the badge is clearly legible from the outside of the vehicle.
- k) **"Vehicle"** means a motor vehicle, a passenger vehicle, a dual-purpose vehicle, a goods vehicle, a motorcycle or an invalid carriage or any other vehicle of any description whether drawn or propelled along a road by animal or mechanical power;

2. **Revocations**

- a) Those Parts of the "Lancashire County Council (Lancaster City Area) (on Street Parking Places, Prohibition and Restriction of Waiting) Consolidation Order 2009" as set out in Schedule 1a to this Order, are hereby revoked.
- b) That Part of the "Lancashire County Council (Dallas Road Area, Lancaster, Lancaster City) (Part Revocation, Amendment, Prohibition and Restriction of Waiting Combined Residents Parking and Restriction of Waiting, Residents Permit Holders Parking Places) Order 2011" as set out in Schedule 1b to this Order, is hereby revoked.
- c) Those Parts of the "Lancashire County Council (Regent Street Area, Lancaster, Lancaster City) (Part Revocation, Amendment, Prohibition and Restriction of Waiting and Residents Permit Holders Parking Places) Order 2011" as set out in Schedule 1c to this Order, are hereby revoked.

3. Disabled Parking Place

Save as is hereinafter provided, no person shall, except upon the direction or with the permission of a police constable in uniform or Civil Enforcement Officer, cause or permit any vehicle, other than a disabled persons vehicle, to wait for a period of 3 hours with no return within 6 hours, in the length of road set out in Schedule 2 to this Order.

4. Prohibition of Waiting

Save as is hereinafter provided, no person shall, except upon the direction or with the permission of a police constable in uniform or Civil Enforcement Officer, cause or permit any vehicle to wait, at any time, on any day, in the lengths of road set out in Schedule 3 to this Order.

5. General Exemptions

Nothing in Articles 3 and 4 of this Order shall render it unlawful to cause or permit any vehicle to wait in the length of road referred to therein for so long as may be necessary to enable :-

- a) a person to board or alight the vehicle;
- b) goods to be loaded on to or unloaded from the vehicle;
- c) if it cannot conveniently be used for such purpose in any other road to be used in connection with any of the following:-
 - 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;
 - iv) the laying, erection, alteration or repair in or near land adjacent to the said lengths of road of any sewer or of any main, pipe or apparatus or the exercise of any other statutory power or duty for the maintenance and supply of gas, water or electricity or of any telecommunications system as defined in Section 4 of the Telecommunications Act 1984;
- d) the vehicle to be used for the purposes of a local authority in pursuance of statutory powers or duties if it cannot conveniently be used for such purpose in any other road;
- e) A Royal Mail liveried vehicle engaged in the collection and/or delivery of letters in accordance with the statutory provisions as defined in the Postal Services Act 2000
- f) the vehicle to be used for fire brigade, ambulance or police purposes in pursuance of statutory powers or duties;

- g) the vehicle to wait at or near to any premises situated on or adjacent to the said length of road for so long as such waiting by the vehicle is reasonably necessary in connection with any wedding or funeral.

6. Additional Exemptions

Nothing in Articles 3 or 4 of this Order shall render it unlawful to cause or permit any vehicle to wait, in the length of road referred to therein when the person in control of the vehicle

- a) is required by law to stop;
- b) is obliged to stop in order to avoid an accident; or
- c) is prevented from proceeding along the road due to circumstances beyond his/her control

7. Exemption for disabled person's Vehicle

Nothing in Article 4 of this Order shall render it unlawful to cause or permit any Vehicle to wait in the lengths of road referred to therein 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 length of road on the same day) if the Vehicle is a disabled person's Vehicle which displays in the relevant position both a disabled person's badge and a parking disc marked to show the quarter hour period during which the period of waiting began.

8. Manner of standing in a Parking Place

- a) The driver of a motor vehicle using a Parking Place shall stop the engine as soon as the vehicle is in a position in the Parking Place and shall not start the engine except when about to change the position of the vehicle in or, or depart from, the Parking Place.
- b) Every vehicle left in a Parking Place in accordance with the foregoing provisions of this Order shall be left so that every part of the vehicle is within the limits of the Parking Place.
- c) A driver of a vehicle shall not use a Parking Place so as unreasonably to prevent access to any premises adjoining a road or the use of a road by other persons or so as to be a nuisance.

9. Alteration of position of a vehicle in a Parking Place

Where any vehicle is left standing in a Parking Place in contravention of the provisions of Article 8 of this Order, a police constable in uniform or a civil enforcement officer may alter or cause to be altered the position of the vehicle in order that its position shall comply with those provisions.

10. Removal of a Vehicle from a Parking Place

Where a police constable in uniform or a civil enforcement officer is of the opinion that any of the provisions contained in Article 8 of this Order have been contravened or not complied with in respect of a vehicle left in a parking place, he/she may remove or cause to be removed the vehicle from the said parking place, and where it is so removed, shall provide for the safe custody of the said vehicle.

11. Movement of a Vehicle in a Parking Place in an Emergency

- a) A police constable in uniform or a civil enforcement officer may in case of emergency move or cause to be moved any vehicle left in a Parking Place to any place he thinks fit and shall provide for the safe custody of the vehicle.
- b) A person causing or permitting a vehicle to wait in a Parking Place by virtue of the provisions of this Order shall take all such steps as are necessary to ensure that in the case of a Parking Place it shall stand in accordance with Article 8 so that every part of the vehicle is within the limits of the Parking Place.

12. Power to suspend use of Parking Places

- a) The Council's duly authorised officer may suspend the use of a Parking Place or any part thereof whenever he/she considers such suspensions reasonably necessary and make such charge for the administration of this service, as may from time to time be determined by the Council.
- b) A police constable in uniform may suspend for not longer than 7 days the use of a Parking Place or any part thereof whenever he/she considers such suspension reasonably necessary for the purpose of mitigating congestion or obstruction of traffic or a danger to or from traffic in consequence of extraordinary circumstances.
- c) Any persons suspending the use of a Parking Place or any part thereof in accordance with the provisions of paragraph a) or b) of this Article shall thereupon place or cause to be placed in or adjacent to any part of that Parking Place the use of which is suspended, an authorised Traffic Sign or cone indicating that waiting by Vehicles is prohibited.
- d) No person shall cause or permit a Vehicle to be left in any part of a Parking Place during such period when an authorised Traffic Sign or cone is placed in or adjacent to that part of the Parking Place pursuant to paragraph c) of this Article provided that this paragraph shall not apply to a Vehicle:
 - i) being used by the respective Fire or Police Authority or Ambulance Health Trust to deal with an emergency; or
 - ii) being used for any purpose specified in Article 6; or
 - iii) left in such Parking Place with the permission of the person suspending the use of the Parking Place.

13. Restriction of use of a vehicle in a Parking Place

While any vehicle is in the lengths of road specified in the schedule to this Order no person shall use the said vehicle in connection with the sale of any article to any person in or near the Parking Place or in connection with the selling of or offering for sale of his/her skills or services.

14. Miscellaneous

The Restriction imposed by this Order shall be in addition to and not in derogation of any restrictions or requirements imposed by any regulations made, or having effect as if made, under the Act or by or under any other enactment.

15. Effect of Contravention

Failure by a person to comply with any prohibition or restriction contained within this order or any subsequent orders shall constitute a contravention of the same and shall result in the issue by Lancashire County Council and/or its Agents of a Penalty Charge Notice which shall be payable by such persons in accordance with the legislation.

16. Commencement of Order

This Order shall come into force on the 26th day of October 2015 and may be cited as the "Lancashire County Council (Aldcliffe Road, Back Street, Dallas Road, Lindow Street, Queen Street, Ushers Meadow And Wheatfield Street, Lancaster City) (Revocation And Introduction Of A Disabled Parking Place And Prohibition Of Waiting) Order 2015".

Dated this 21st day of October 2015.

THE COMMON SEAL of the Lancashire County Council was hereunto affixed following a decision made on the 13th of August 2015 by the Cabinet Member for Highways and Transport



Authorised Signatory

Schedule 1a – Revocations

- a) Schedule 10.01 items 145a)(ii), 145a)(iii) and 388a)(iii)
- b) Schedule 11.075 item 7a)

Schedule 1b – Revocations

item i) of Wheatfield Street, contained within schedule 4 of that Order.

Schedule 1c – Revocations

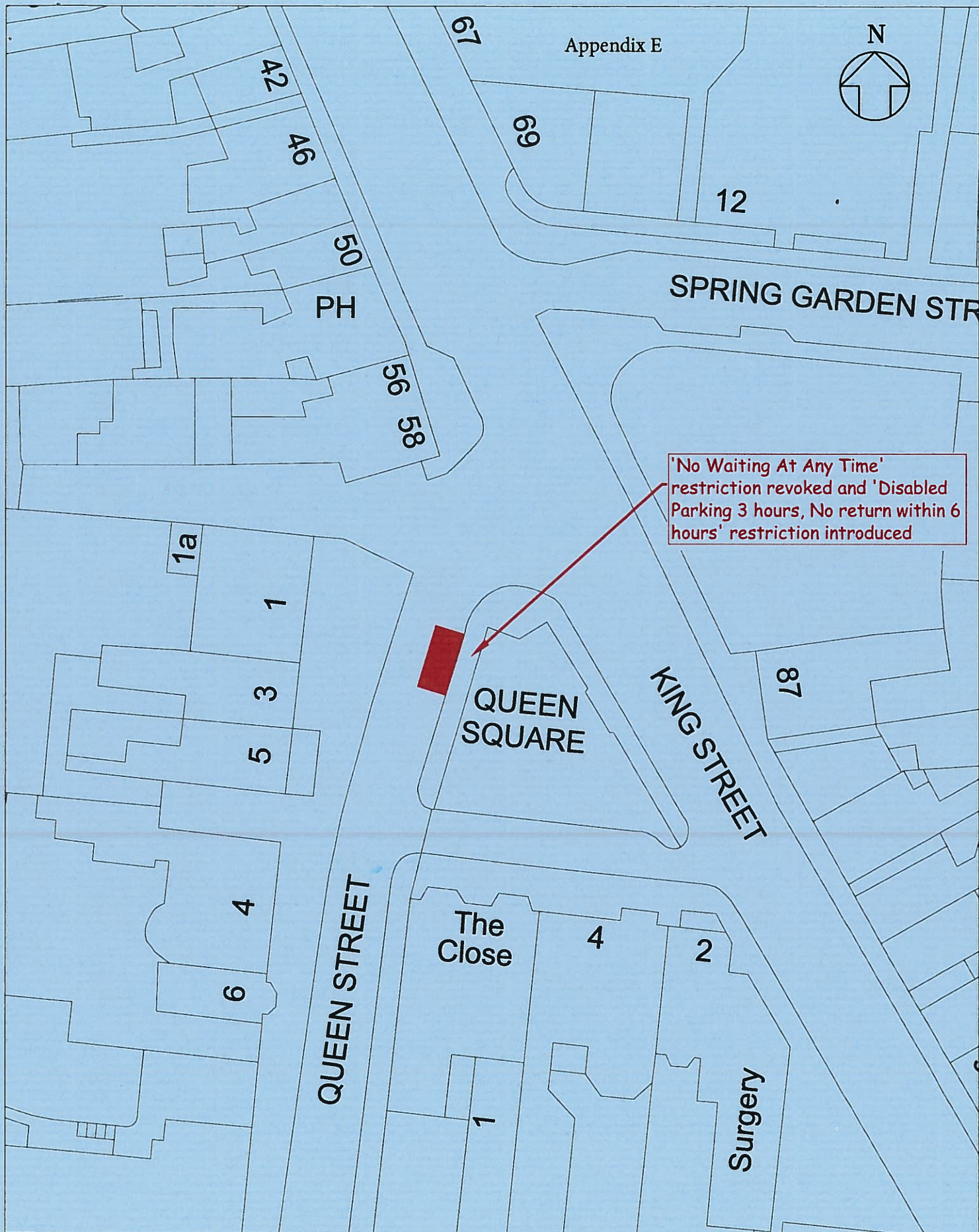
- a) All items relating to Back Street contained within Schedule 4 of that Order.
- b) Item ii) relating to Lindow Street in Schedule 4 of that Order.
- c) Item v) relating to Dallas Road in Schedule 4 of that Order.

Schedule 2 – Disabled Parking Place

Queen Street, Lancaster, the east side, from a point 14 metres north of the Centreline of Queen Square for a distance of 7 metres in a northerly direction.

Schedule 3 – Prohibition of Waiting At Any Time

- a) Queen Street, Lancaster, the east side, from a point 4.5m south of the Centreline of Queen Square for a distance of 9 metres in a northerly direction.
- b) Queen Street, Lancaster, the east side, from a point 21 metres north of the Centreline of Queen Square to the Centreline of King Street.
- c) Ushers Meadow, Lancaster, the west side, from the south-westerly corner of the adopted highway at its cul-de-sac end for a distance of 7 metres in a northerly direction.
- d) Wheatfield Street, Lancaster, the west side, from a point 5 metres south of the Centreline of Meeting House Lane for a distance of 19 metres in a southerly direction.
- e) Dallas Road, Lancaster, the east side, from the Centreline of Meeting House Lane to a point 52 metres south of the Centreline of High Street.
- f) Lindow Street, Lancaster, the south side, from the Centreline of Queen St for 13 metres in a westerly direction.
- g) Aldcliffe Road, Lancaster, the north west side, from a point 109 metres south-west of the Centreline of Cromwell Road for a distance of 5 metres in a south-westerly direction.
- h) Aldcliffe Road, Lancaster, the north west side, from a point 124.5 metres south-west of the Centreline of Cromwell Road for a distance of 22 metres in a south-westerly direction.
- i) Aldcliffe Road, Lancaster, the north west side, from a point 171 metres south-west of the Centreline of Cromwell Road for a distance of 10.5 metres in a south-westerly direction.
- j) Aldcliffe Road, Lancaster, the north west side, from a point 202 metres south-west of the Centreline of Cromwell Road for a distance of 7 metres in a south-westerly direction.
- k) Aldcliffe Road, Lancaster, the north west side, from a point 234 metres south-west of the Centreline of Cromwell Road for a distance of 13 metres in a south-westerly direction.
- l) Aldcliffe Road, Lancaster, the north west side, from a point 266 metres south-west of the Centreline of Cromwell Road for a distance of 22.5 metres in a south-westerly direction.
- m) Aldcliffe Road, Lancaster, the north west side, from a point 310 metres south-west of the Centreline of Cromwell Road to a point 30 metres south-west of the Centreline of Haverbreaks Road.

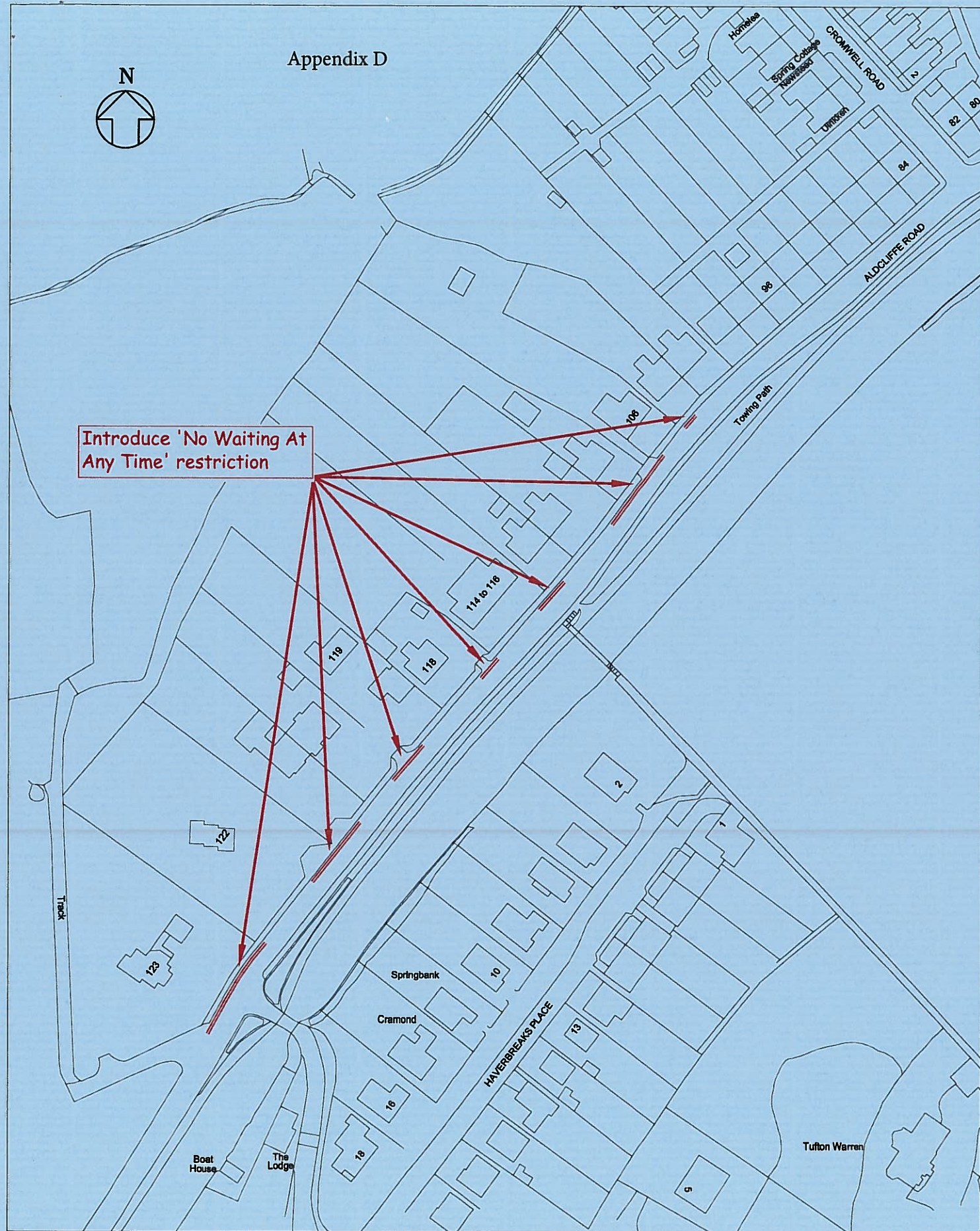


No. Date		Amendment Details	Drawn by:	Checked by:	PROJECT TITLE	SHEET NO.
REVISIONS					LANCASTER CITY CENTRE ZONE 'A'	1 OF 1
Lancashire County Council		Lancashire Highway Services			DRAWING TITLE	DRAWING NO.
					INTRODUCTION OF DISABLED PARKING BAY IN PERMIT PARKING ZONE	BB93-1a
					DRAWN BY	SCHEME NO.
					BJB	
					CHECKED BY	CLIENT NO.
					DATE	
					JULY 2015	

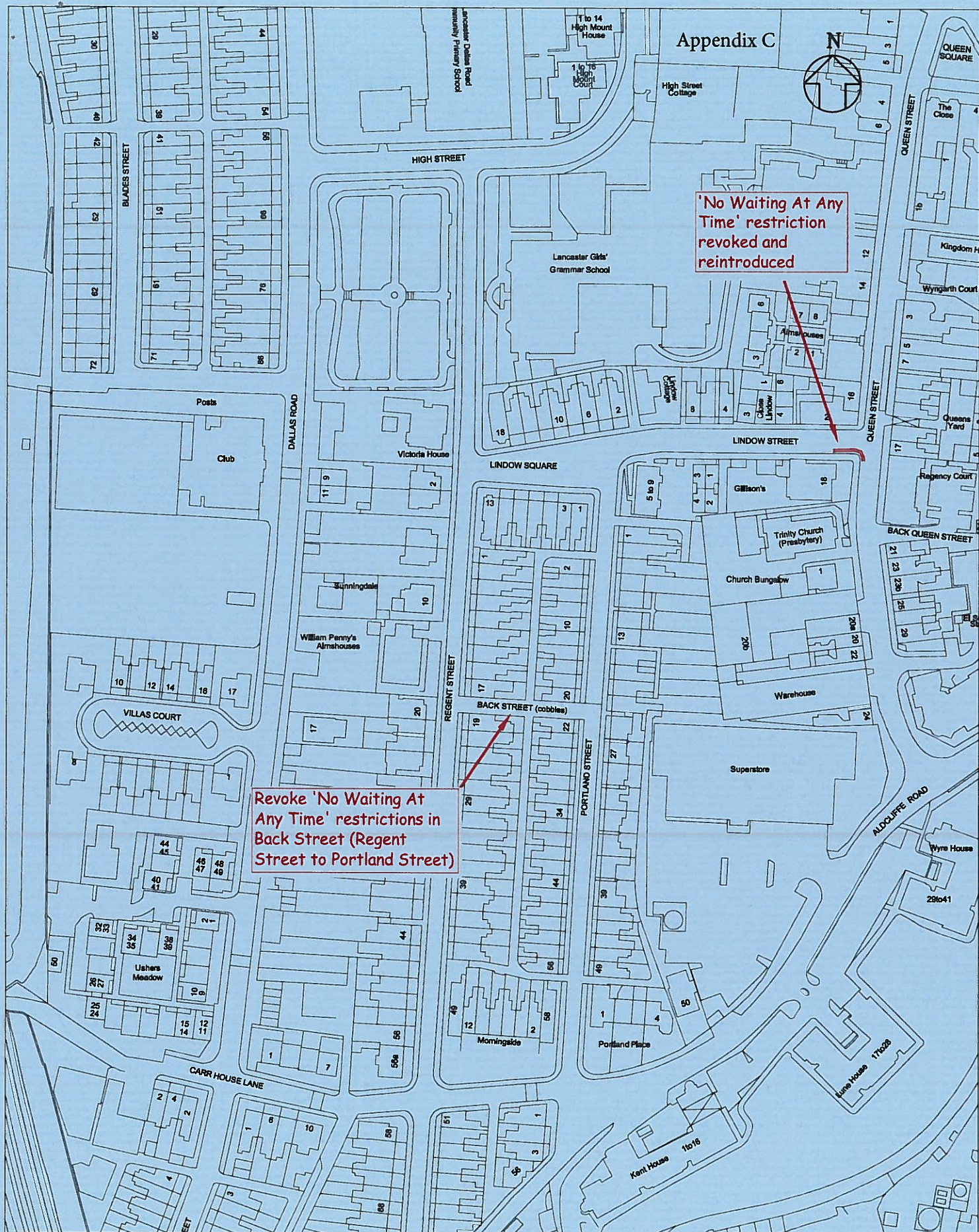
Appendix D



Introduce 'No Waiting At Any Time' restriction



PROJECT TITLE				SHEET NO.	
LANCASTER CITY CENTRE ZONE 'I'				1 OF 1	
DRAWING TITLE				DRAWING NO.	
AMENDMENT OF RESTRICTIONS IN PERMIT PARKING ZONE				BB93-4a	
DRAWN BY		CHECKED BY		SCHEME NO.	
BJB					
SCALE		DATE		CLIENT NO.	
NTS		JULY 2015			



Appendix C



'No Waiting At Any Time' restriction
revoked and
reintroduced

Revoke 'No Waiting At
Any Time' restrictions in
Back Street (Regent
Street to Portland Street)

PROJECT TITLE		SHEET NO.	
REGENT STREET AREA, LANCASTER ZONE 'H'		1 OF 1	
DRAWING TITLE		DRAWING NO.	
AMENDMENT OF RESTRICTIONS IN PERMIT PARKING ZONE		BB93-2a	
DRAWN BY		CHECKED BY	
BJB		SCHEME NO.	
SCALE		DATE	
NTS		JULY 2015	
CLIENT NO.			

No. Date

Amendment Details

Drawn by:

Checked by

REVISIONS

Lancashire

County Council

Lancashire Highway

Services

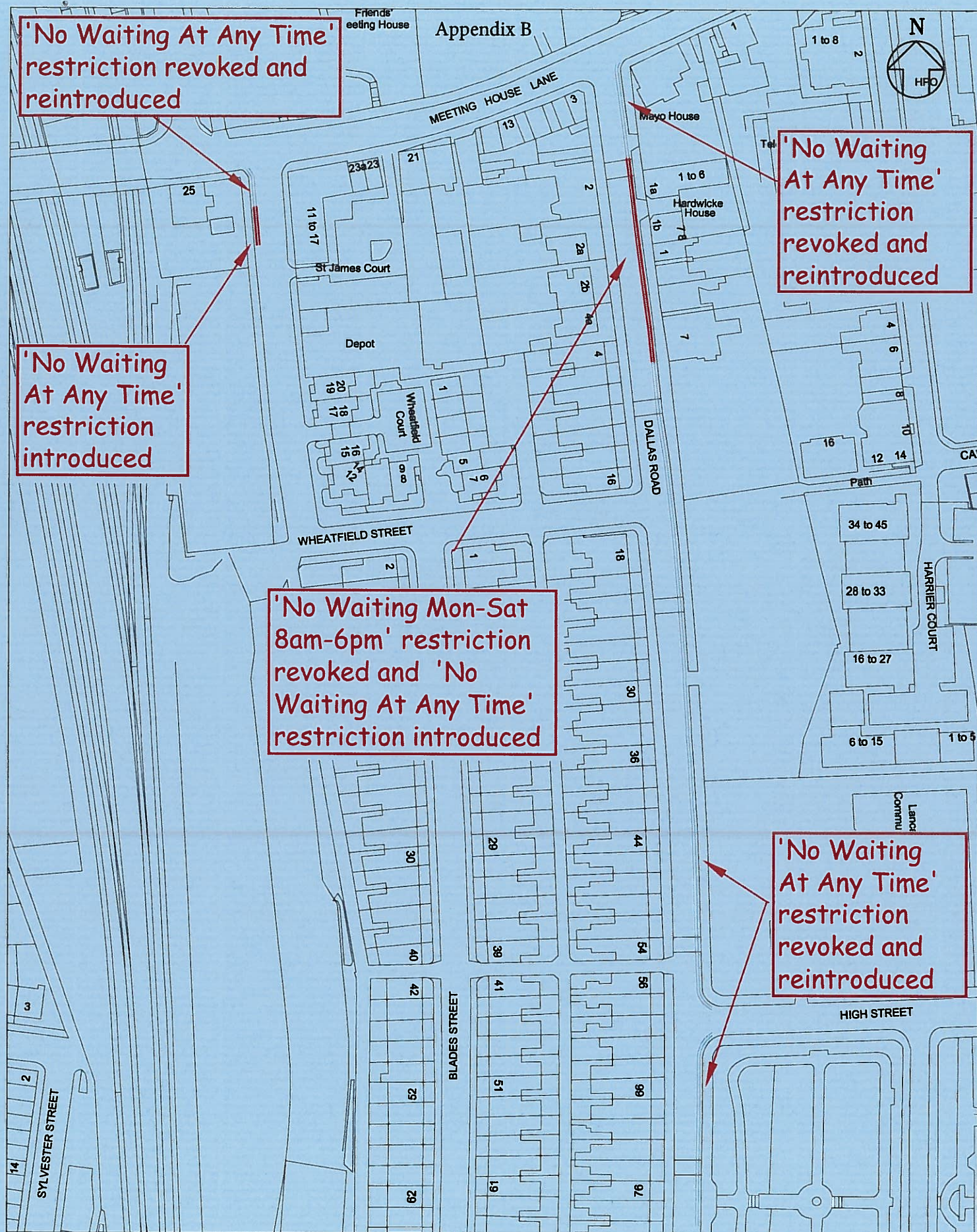
'No Waiting At Any Time'
restriction revoked and
reintroduced

'No Waiting
At Any Time'
restriction
introduced

'No Waiting Mon-Sat
8am-6pm' restriction
revoked and 'No
Waiting At Any Time'
restriction introduced

'No Waiting
At Any Time'
restriction
revoked and
reintroduced

'No Waiting
At Any Time'
restriction
revoked and
reintroduced



PROJECT TITLE				SHEET NO.	
LANCASTER CITY CENTRE ZONE 'I'				1 OF 1	
DRAWING TITLE				DRAWING NO.	
AMENDMENT OF RESTRICTIONS IN PERMIT PARKING ZONE				BB93-3a	
DRAWN BY				SCHEME NO.	
BJB					
CHECKED BY				CLIENT NO.	
DATE					
SCALE					
NTS					
JULY 2015					