

THE LEICESTERSHIRE COUNTY COUNCIL
(VARIOUS ROADS, EARL SHILTON, BOROUGH OF HINCKLEY AND BOSWORTH)
(IMPOSITION OF WAITING RESTRICTIONS) ORDER 2016

The Leicestershire County Council ("the Council") in exercise of its powers under Section 1(1), 2(1) 2(2) and 4 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("The Act") and of all other enabling powers, hereby makes the following Order:-

1. This Order shall come into force on the third day of October 2016 and may be cited as "The Leicestershire County Council (Various Roads, Earl Shilton, Borough of Hinckley and Bosworth) (Imposition of Waiting Restrictions) Order 2016 ".
2. The exemptions contained in this Order as set out in column 1 of Schedule 1 shall hereafter be referred to by reference to the code letters given in column 2 of Schedule 1.
3. (1) In this Order –

"authorised cab rank" means any area of carriageway or a footway parking area reserved for use by taxis waiting to pick up passengers; ;

"authorised parking place" means any parking place on a road authorised or designated by an Order made or having effect as if made under the Act;

"bus" has the same meaning as in Schedule 1 of the Traffic Signs Regulations and General Directions 2016;

"Carriageway" means a way constituting or comprised in a highway being a way over which the public have a right of way for the passage of vehicles;

"C.E.O." means a duly authorised Civil Enforcement Officer as defined in Section 76 of the Traffic Management Act 2004;

"disabled person's badge" has the same meaning as in The Disabled Persons (Badges for Motor Vehicles)(England) Regulations 2000 and subsequent Amendment Regulations;

"disabled persons vehicle" means a vehicle displaying a valid disabled person's badge;

"doctors' permit holders" means a vehicle which displays a valid permit issued to a Doctor for use in a specified location;

"footway" means a way constituting or comprised in a highway being a way over which the public have a right of way on foot;

"footway parking area" means an area of the footway specifically designated for the purpose of waiting;

"goods vehicle" has the same meaning as that ascribed to it in Section 192(1) of the Road Traffic Act 1988;

"heavy commercial vehicle" has the same meaning as in Section 138 of the Act;

"lay-by" means any area of carriageway situated at the side of the main carriageway for the parking, loading or waiting of vehicles;

"loading" and "unloading" means the collection or delivery of goods (parcels, stock and other items of that nature) to or from a vehicle where the goods cannot be reasonably collected or delivered except by the use of that vehicle in a particular length of road;

"market day" means any day of the week approved and authorised under a market charter for the holding of a market or such other bona fide licensed market;

"market trader" means any person duly authorised an appropriate body to trade from an authorised market stall or stand or location as from time to time may be specified by the appropriate body for the purposes of his or her trading;

"motor cycle" has the same meaning as in Section 136 of The Act;

"motor vehicle" means any vehicle as defined by the Construction and Use Regulations 1986 (as amended) which is mechanically propelled except where otherwise provided;

"*Parking disc*" means a disc issued by the Local Authority complying with the requirements of Regulation 8(5) of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000 and capable of showing the quarter hour period during which a period of waiting began;

"permitted parking place" means any part of a road hereby authorised by the Council for use as a parking place, bay or space where vehicles may wait;

"permit" means a written warrant issued by or on behalf of Leicestershire County Council allowing the holder to wait in a specified location;

"permit holder" means a vehicle which displays a valid permit;

"residents' parking permit holder / residents' permit holder" means a vehicle which displays a valid permit issued to a resident of the specified location;

"road / roads" means the carriageway the footway and any verges being the full width of the highway extent from one boundary to another;

"solo motor cycle" means a motor cycle without a sidecar and having two wheels;

"taxi" means a Hackney Carriage vehicle licensed under section 37 of the Town Police Clauses Act 1847;

"vehicle" means:-

- 1) a mechanically propelled vehicle, intended or adapted for use on the road;
- 2) A pedal cycle being used for the purpose of cycling;

"4.00 p.m. to 10.00 a.m. the following morning" wherever referred to in this Order means that period of time commencing at 4.00 p.m. in the afternoon of any day and terminating at 10.00 a.m. on the morning of the next day;

"The Act" means The Road Traffic Regulation Act 1984.

(2) For the purpose of this Order a vehicle shall be regarded as displaying a disabled person's badge in the relevant position, where in accordance with The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (as amended):

- (i) the Badge is displayed on the vehicle's dashboard or fascia panel with the front of the Badge facing forward with the details thereon clearly visible from an external position, or
- (ii) where the vehicle has no dashboard or fascia panel or windscreen where the Badge may be exhibited or displayed it shall be exhibited in a conspicuous position on the front or near side of the vehicle and

in either case a parking disc is exhibited in the relevant position prescribed in The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (as amended).

4. For the purposes of this Order and where any article permits, it shall not be 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 on the sides of roads referred to in the specific article, for a period not exceeding 3 hours unless otherwise stated (not being a period separated by an interval of less than one hour, unless otherwise stated, from a previous period of waiting by the same vehicle on the same side of road on the same day) provided that no such vehicle shall wait in any length of road where there is for the time being a prohibition of loading and unloading.
5. "THE LEICESTERSHIRE COUNTY COUNCIL (VARIOUS ROADS, BARWELL AND EARL SHILTON (AREA 4), DISTRICT OF HINCKLEY AND BOSWORTH)

CONSOLIDATION AND AMENDMENT ORDER 2009" is hereby revoked in respect of that length of road specified in Schedule 2 to this Order.

- 6.1 No person shall, except upon the direction or with the permission of a police officer in uniform, a community support officer or a C.E.O., or in accordance with the exemption provisions, cause or permit any vehicle to wait at any time on any day, on the sides of road specified in Schedule 3 Part 1 to this Order.
- 6.2 No person shall, except upon the direction or with the permission of a police officer in uniform, a community support officer or a C.E.O., or in accordance with the exemption provisions, cause or permit any vehicle to wait between the hours of 9.00 a.m. and 5.00 p.m. on any day other than a Saturday or Sunday, on the sides of road specified in Schedule 3 Part 2 to this Order.
6. Except where otherwise stated, a reference in this Order to a numbered Article or Schedule is reference to the Article or Schedule bearing that number in this order.
7. The plan annexed to this Order and marked drawing number TM4391/2/2016 is for identification purposes only.

SCHEDULE 1

TYPE OF EXEMPTION	CODE
For vehicles to allow people to board or alight.	LCCA
For vehicles used in connection with:- (i) building, industrial or demolition operations; (ii) the removal of any obstruction to traffic; (iii) the maintenance, improvement or reconstruction of the said sides of roads; or (iv) the laying, erection, alternative or repair on, or in land adjacent to the said sides of roads of any sewer or of	LCCB

any main, pipe or apparatus for the supply of gas, water or electricity or of any telegraphic line as defined in the Telecommunications Act 1984.	
For vehicles to be used in the service of a local authority, highways agency, an area health authority or a water undertaker in pursuance of statutory powers or duties and whilst being so used in such service it is necessary for the vehicle to be positioned in the place where it is waiting.	LCCC
For vehicles to be used for the purpose of delivering or collecting postal packets as defined in section 87 of the Postal Services Act 2000 by any universal service provider.	LCCD
Not Allocated	LCCE
For vehicles to wait at or near to any premises situated on or adjacent to the said sides of roads for so long as such waiting by that vehicle is reasonably necessary in connection with any wedding or funeral.	LCCF
For vehicles to be used for fire brigade, ambulance or police purposes.	LCCG
For goods to be loaded on or unloaded from the vehicle on the sides of roads specified in this Order.	LCCH
For Vehicles: (a) to wait upon an authorised parking place, (b) being a hackney carriage, to wait upon an authorised cab rank, or (c) licensed taxi.	LCCI
For a disabled person's vehicle which displays in the relevant position a disabled person's badge, and a parking disc (on	LCCJ

which the driver, or other person in charge of the vehicle, has marked the time at which the period of waiting began) to wait on the sides of roads referred to in that Schedule 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 on the same side of road on the same day) provided that no such vehicle shall wait in any length of road where there is for the time being a prohibition of loading and unloading.	
For vehicles to wait on the sides of roads referred to therein for so long as may be necessary while any gate or other barrier at the entrance to premises to which the vehicle requires access or from which it has just emerged is being opened or closed, if it is not reasonably practicable for the vehicle to wait otherwise than in that road while such a gate or barrier is opened or closed.	LCKK
Any vehicle bona fide associated or used in connection with or for the purpose of licensed markets or special events.	LCCL
Where the person in control of the vehicle is directed or given permission to stop by a police officer, community support officer or a civil enforcement officer.	LCCM
To enable any motor vehicle that is constructed or adapted for the purpose of carrying monies or valuables under secure deposit and which is in use on a pre-arranged appointment for the delivery or collection of monies, financial instruments or valuables (for such a period of time as reasonably required to complete the delivery or collection) to any premises on the sides of road.	LCCN
Not Allocated	LCCO
Not Allocated	LCCP

Nothing shall render it unlawful to cause or permit any vehicle to wait in connection with the maintenance or repair of any premises adjoining the roads which can only be carried out from the road being such works as are required to be carried out to comply with any statutory obligation condition or stipulation subject to such waiting being limited to a maximum of two hours in any period of 24 hours.	LCCQ
Not Allocated	LCCR
Not Allocated	LCCS
Not Allocated	LCCT
Not Allocated	LCCU
Not Allocated	LCCV
Not Allocated	LCCW
Not Allocated	LCCX
For 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 designated parking place.	LCCY

SCHEDULE 2

REVOCATIONS

Items to be revoked from:

THE LEICESTERSHIRE COUNTY COUNCIL (VARIOUS ROADS, BARWELL AND EARL SHILTON (AREA 4), DISTRICT OF HINCKLEY AND BOSWORTH) CONSOLIDATION AND AMENDMENT ORDER 2009

No waiting at any time

New Street, Earl Shilton

the south-west side from its junction with Hinckley Road for a distance of 22 metres

No waiting Mon-Fri 9am-5pm

New Street, Earl Shilton

the south-west side from a point 22 metres south-east of its junction with Hinckley Road to a point 8 metres north-west of its junction with Highfield Street, a distance of 196 metres

SCHEDULE 3

Schedule 3, Part 1

Imposition of No waiting at any time

Byron Street, Earl Shilton

the north-west side from a point 10 metres south-west of its junction with Melton Street in a north-easterly direction for a distance of 26 metres

Hinckley Road, Earl Shilton

the south-east side from a point 13 metres south-west of its junction with Rossendale Road in a north-easterly direction for a distance of 51 metres

Melton Street, Earl Shilton

(i) both sides from its junction with Byron Street in a north-westerly direction for a distance of 10 metres

(ii) the north-east side from a point 9 metres south-east of its junction with Hinckley Road in a south-easterly direction for a distance of 6 metres

New Street, Earl Shilton

(i) the north-east side from a point 3 metres north-west of the property boundary of Nos. 13/15 Hinckley Road in a north-westerly direction for a distance of 9.5 metres

(ii) the south-west side from its junction with Hinckley Road in a south-easterly direction for a distance of 14 metres

(iii) the south-west side from the north-western boundary of No. 8 New Street in a north-westerly direction for a distance of 26 metres

Rossendale Road, Earl Shilton

(i) the north-east side from its junction with Hinckley Road in a south-easterly direction for a distance of 44 metres

(ii) the south-west side from its junction with Hinckley Road in a south-easterly direction for a distance of 13.5 metres

EXEMPTIONS

The following exemptions apply to the above. Refer to Schedule 1 for the details of each exemption:-

LCCA, LCCB, LCCC, LCCD, LCCF, LCCG, LCCH, LCCI, LCCJ, LCCM, LCCN.

Schedule 3, Part 2

**Imposition of
No waiting Monday-Friday 9.00am-5.00pm**

New Street, Earl Shilton

the south-west side from a point 8 metres north-west of its junction with Highfield Street in a north-easterly direction for a distance of 44 metres

EXEMPTIONS

The following exemptions apply to the above. Refer to Schedule 1 for the details of each exemption:-

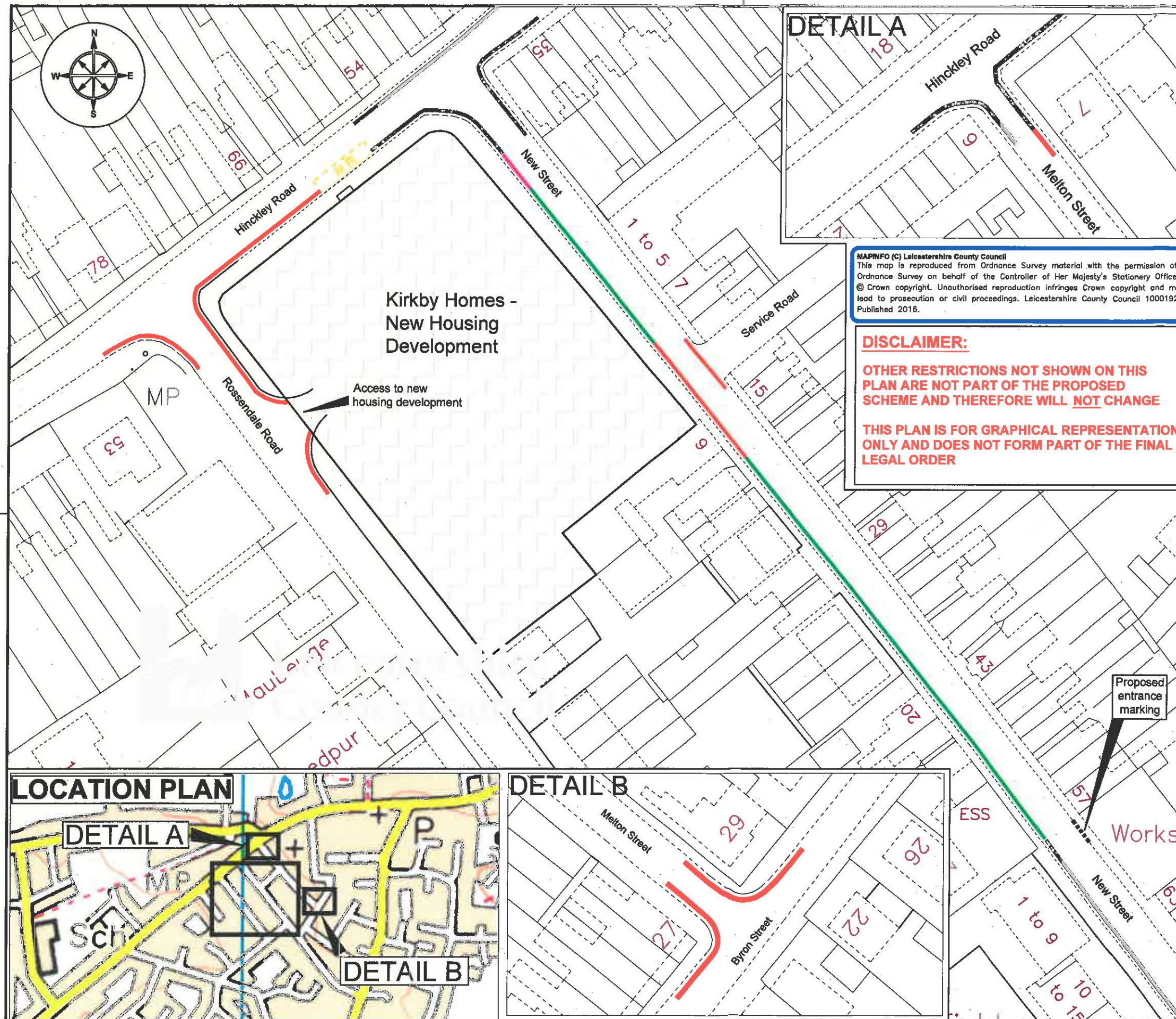
LCCA, LCCB, LCCC, LCCD, LCCF, LCCG, LCCH, LCCI, LCCJ, LCCM, LCCN.

THE COMMON SEAL of THE)
LEICESTERSHIRE COUNTY COUNCIL)
was hereunto affixed this twenty seventh day of)
September 2016 in the presence of)

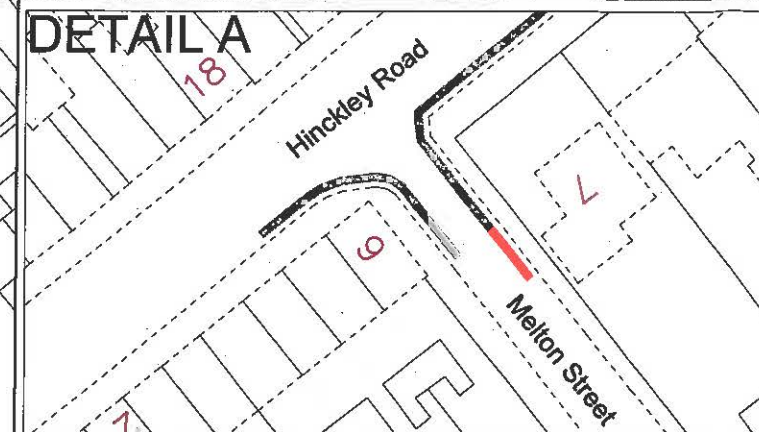
B. L. M.



33032



DETAIL A









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DISCLAIMER:

OTHER RESTRICTIONS NOT SHOWN ON THIS PLAN ARE NOT PART OF THE PROPOSED SCHEME AND THEREFORE WILL **NOT** CHANGE

THIS PLAN IS FOR GRAPHICAL REPRESENTATION ONLY AND DOES NOT FORM PART OF THE FINAL LEGAL ORDER

-  EXISTING WAITING RESTRICTIONS TO BE RETAINED
-  EXISTING DOUBLE YELLOW LINES TO BE REMOVED.
-  EXISTING SINGLE YELLOW LINES TO BE REMOVED.
-  PROPOSED NO WAITING AT ANY TIME (DOUBLE YELLOW LINES)
-  PROPOSED BUS STOP CLEARWAY
-  PROPOSED ENTRANCE MARKING



ENVIRONMENT AND
TRANSPORT DEPARTMENT



PHIL CROSSLAND
DIRECTOR

DESIGN & DELIVERY
GROUP

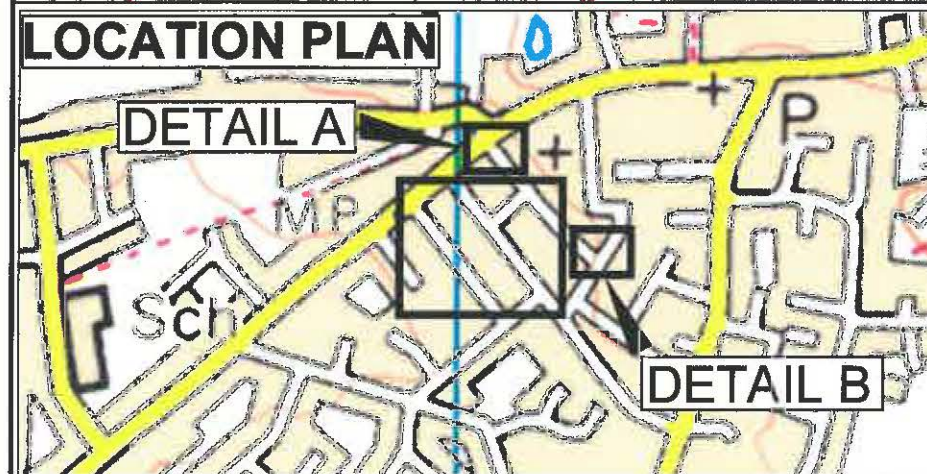
EARL SHILTON

TITLE:
MELTON ROAD, NEW STREET AND
ROSSENDALE ROAD AREA
REVIEW OF WAITING RESTRICTIONS

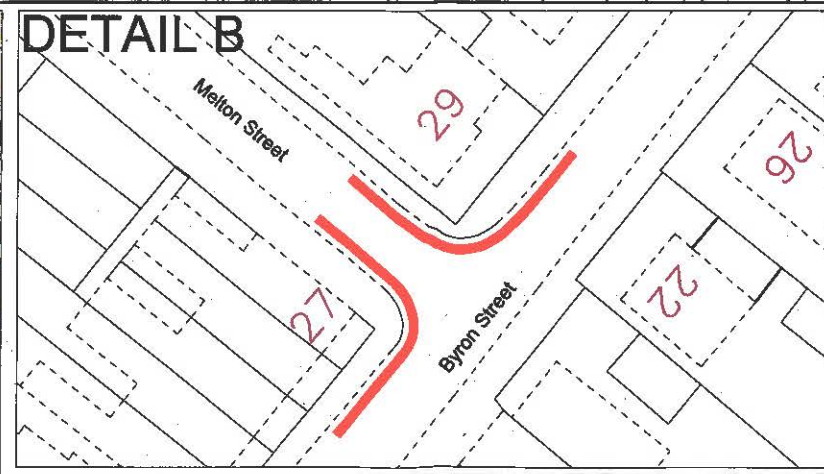
DRAWING NUMBER	SCALE
TM4391/2/2016	NTS
PREPARED BY: A. TAYLOR	DATE: MAR 2016
CHECKED BY: M. ARCHER	SIZE: A3
APPROVED BY: M. PALFREYMAN	CORR. FILE:

COUNTY HALL * GLENFIELD * LEICESTER * LE3 8ST
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LOCATION PLAN



DETAIL B



Proposed
entrance
marking

Proposed
entrance
marking