

THE LEICESTERSHIRE COUNTY COUNCIL
(VARIOUS ROADS, CASTLE DONINGTON AND KEGWORTH)
(IMPOSITION OF 24 HOUR CLEARWAY) ORDER 2010

The Leicestershire County Council ("the Council") in exercise of its powers under Section 4 (2) 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 Twelfth day of July 2010 and may be cited as "The Leicestershire County Council (Various Roads, Castle Donington and Kegworth) (Imposition of 24 hour Clearway) Order 2010".
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 which is comprised within and indicated by a road marking complying with diagram 1028.2 in Schedule 6 of The Traffic Signs Regulations and General Directions 2002;

"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" means any Public Service Vehicle or bus operating a local stage carriage service as defined in the Transport Act 1985;

"bus stop area" means any area of carriageway on the sides of roads specified in this Order which is comprised within and indicated by a road marking complying with either diagram 1025.2 or diagram 1025.3 to the Traffic Signs Regulations and General Directions 2002;

"disabled person's badge" has the same meaning as in The Disabled Persons (Badges for Motor Vehicles)(Amendment) Regulations 1991; or the Disabled Persons (Badges

for Motor Vehicles)(England) Regulations 2000 and the Local Authorities' Traffic Orders (Exemptions for Disabled Persons)(England) Regulations 2000;

"disabled person's vehicle" has the same meaning as in The Local Authorities' Traffic Orders (Exemption for Disabled Persons)(England and Wales)(Amendment) Regulations 1991;

"disabled persons designated parking bay" means the part of the carriageway or side of road marked in accordance with Schedule 6 of the Traffic Signs Regulations and General Directions 2002 by the marking shown in diagram 1028.3 (or permitted variant thereof) and with a white broken line bounding the words "DISABLED" marked outside the bay;

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

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

"hackney carriage" has the same meaning as in section 38(1) of the Vehicles (Excise) Act 1971;

"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 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 a local authority, complying with the requirements of the British Standard Specification for Parking Discs (BS No.4631:1970)

but coloured orange, and capable of showing the quarter hour period during which a period of waiting begins, or a blue badge under the Disabled Persons (Badges for Motor Vehicles)(England) Regulations 2000;

"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;

"school entrance" means any area of carriageway on the side of the road specified in Schedule 12 of this Order where vehicles are not permitted to stop and indicated by a road marking complying with diagram 1027.1 of the 2002 Regulations;

"vehicle" means any Motor Vehicle as defined in this Order and any other vehicle (capable of the carriage of persons or goods) except cycles unless otherwise provided;

"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) (Amendment) Regulations 1991 and the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000

- (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) (Amendment) Regulations 1991 or the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000.

- (3) 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.

- 4. "The North East of Birmingham – Nottingham Trunk Road (Prohibition of Waiting) (Clearways) Order 1974", "The Leicestershire (Parishes of Breedon on the Hill, Castle Donington, Isley cum Langley, Lockington and Hemington and Long Whatton) (Clearway) Order 1977" and "The Leicestershire (Kegworth-Isley Walton Road) (Prohibition of Waiting) (Clearway Order) 1970" are hereby revoked in their entirety. "The Leicestershire (Parishes of Kegworth and Long Whatton) (Clearway, Prohibition of Waiting and Weight Restriction) Order 1976" is hereby revoked in respect of those lengths of roads as specified in Schedule 2 of this Order.
- 5. No person shall, except upon the direction or with the permission of a police officer, a community support officer, a parking attendant 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, in the clearway on the sides of road specified in Schedule 3 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 TM126/4/2010 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 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.	LCCB
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
-	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 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.	LCCJ
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.	LCCK
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
-	LCCO
-	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	LCCQ

such waiting being limited to a maximum of two hours in any period of 24 hours.	
-	LCCR
-	LCCS
-	LCCT
-	LCCU
-	LCCV
-	LCCW
-	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

THE NORTH EAST OF BIRMINGHAM - NOTTINGHAM TRUNK ROAD
(PROHIBITION OF WAITING) (CLEARWAYS) ORDER 1974

THE LEICESTESHIRE
(PARISHES OF BREEDON ON THE HILL, CASTLE DONINGTON, ISLEY CUM
LANGLEY, LOCKINGTON AND HEMINGTON AND LONG WHATTON)
(CLEARWAY) ORDER 1977

THE LEICESTERSHIRE (KEGWORTH-ISLEY WALTON ROAD)
(PROHIBITION OF WAITING) (CLEARWAY ORDER 1970

THE LEICESTERSHIRE (PARISHES OF KEGWORTH AND LONG WHATTON)
(CLEARWAY, PROHIBITION OF WAITING AND WEIGHT RESTRICTION)
ORDER 1976

24 HOUR CLEARWAY

- (i) From a point 128 metres north east of its junction with Grimes Gate (C19), in an easterly then northerly direction to its junction with Route A648 and the length of the road which connects the eastern and western carriageways at that junction

- (ii) From a point 128 metres north-east of its junction with Grimes Gate to its junction with Route A453

SCHEDULE 3

24 HOUR CLEARWAY

ASHBY ROAD, LONG WHATTON AND DISEWORTH

- (i) From its roundabout junction with A42 from M1 Junction 23a in a westerly direction to 75 metres west of its junction with Grimes Gate
- (ii) From 75 metres west of its junction with Grimes Gate in a westerly direction to its junction with Walton Hill

FROM A0453 WALTON HILL TO HILL TOP. CASTLE DONINGTON

From its junction with Walton Hill in a northerly and then north-easterly direction to its junction with Roundabout At The Junction Of Hill Top And Aero Park

MELBOURNE ROAD, ISLEY CUM LANGLEY

From its junction with A453 From Walton Hill To Moor Lane in a north-westerly direction to Melbourne Road in the parish of Breedon on the Hill.

MELBOURNE ROAD, CASTLE DONINGTON

From Melbourne in the Parish of Breedon on the Hill to the county boundary.

MELBOURNE ROAD. BREEDON ON THE HILL

From Melbourne Road in the Parish of Isley cum Langley to Melbourne Road in the Parish of Castle Donington.

ROUNDAABOUT AT THE JUNCTION OF HILL TOP AND AERO PARK, CASTLE DONINGTON

Roundabout at the junction with Hill Top and Aero Park.

SLADE LANE, BREEDON ON THE HILL

Both sides from its junction with Melbourne Road in a generally south-westerly direction for a distance of 823 metres

WALTON HILL, ISLEY CUM LANGLEY

From its junction with Ashby Road in a generally south-westerly direction to a point 143 metres north-east of its junction with Melbourne Road

EXEMPTIONS

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

LCCB, LCCC, LCCD, LCCG, LCKK, LCCQ.

THE COMMON SEAL of THE
LEICESTERSHIRE COUNTY COUNCIL
was hereunto affixed this 2nd day of
July 2010 in the presence of

CIL

