

THE LEICESTERSHIRE COUNTY COUNCIL  
(VARIOUS ROADS, ASHBY DE LA ZOUCH (AREA 3),  
DISTRICT OF NORTH WEST LEICESTERSHIRE)  
(NO WAITING AT ANY TIME) ORDER 2015

The Leicestershire County Council ("the Council") in exercise of its powers under Section 1(1) and 2(1) to (3) 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 twenty sixth day of January 2015 and may be cited as "The Leicestershire County Council (Various Roads, Ashby de la Zouch (Area 3), District of North West Leicestershire) (No Waiting at Any Time) Order 2015".
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" has the same meaning as in Regulation 22 of the Traffic Signs Regulations and General Directions 2002;

"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;

"C.E.O." means a duly authorised Civil Enforcement Officer;

"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 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 (as amended) by the marking shown in diagram 1028.3, 1032 or 1033 (or permitted variants thereof);

"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;

"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;

"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 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 hour period during which a period of waiting begins, or a blue badge under the Disabled Persons (Badges for Motor Vehicles)(England) Regulations 2000;

"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;

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

"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 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) (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, Ashby de la Zouch (Area 3), District of North West Leicestershire) Consolidation and Amendment Order 2009 " is hereby revoked in respect of those lengths of roads specified in Schedule 2 to this Order.
6. 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 to this Order.
7. 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.
8. The written restriction applicable to that length of road referred to in Schedule 4 is hereby revoked and re-enacted as amended in Schedule 5. Such amendments shall have no practical effect on the restriction as set out on those lengths of roads and shall not affect the use of such roads by members of the public.
9. The plan annexed to this Order and marked drawing number TM4090/02 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	LCCB

<p>the said sides of roads; or</p> <p>(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.</p>	
<p>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.</p>	LCCC
<p>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.</p>	LCCD
<p>Not Allocated</p>	LCCE
<p>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.</p>	LCCF
<p>For vehicles to be used for fire brigade, ambulance or police purposes.</p>	LCCG
<p>For goods to be loaded on or unloaded from the vehicle on the sides of roads specified in this Order.</p>	LCCH
<p>For Vehicles:</p> <p>(a) to wait upon an authorised parking place,</p> <p>(b) being a hackney carriage, to wait upon an authorised cab rank, or</p> <p>(c) licensed taxi.</p>	LCCI

<p>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.</p>	<p>LCCJ</p>
<p>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.</p>	<p>LCCK</p>
<p>Any vehicle bona fide associated or used in connection with or for the purpose of licensed markets or special events.</p>	<p>LCCL</p>
<p>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.</p>	<p>LCCM</p>
<p>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.</p>	<p>LCCN</p>
<p>Not Allocated</p>	<p>LCCO</p>

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, ASHBY DE LA ZOUCH (AREA 3), DISTRICT OF NORTH WEST LEICESTERSHIRE) CONSOLIDATION AND AMENDMENT ORDER 2009**

**No waiting at any time**

**Lower Packington Road, Ashby De La Zouch**

the west side from a point 5.5 metres north of the boundary of Nos. 4/6 Lower Packington Road in a northerly direction to its junction with Tamworth Road

**Tamworth Road, Ashby De La Zouch**

the north side from the property boundary of Nos. 52/54 Tamworth Road in an easterly direction to its junction with the un-named access to The Maltings

**SCHEDULE 3**

**No waiting at any time**

**Avenue Road, Ashby De La Zouch**

(i) the north side from a point 5 metres east of the boundary of Nos. 22/24 Avenue Road in an easterly direction to a point 7 metres west of the boundary of Nos. 18/20 Avenue Road

(ii) the north side from its junction with Lower Packington Road in a westerly direction for a distance of 14 metres

(iii) the south side from its junction with Lower Packington Road in a westerly direction to the boundary of Nos. 13/15 Avenue Road

(iv) the south side from a point 6 metres west of the boundary of Nos. 35/35a Avenue Road in a westerly direction to a point 6.5 metres east of the boundary of Nos. 37/39 Avenue Road

**Lower Packington Road, Ashby De La Zouch**

- (i) the north & east side from a point 6.3 metres south of the boundary of Nos. 33/35 Lower Packington Road in a southerly then easterly direction to a point 2 metres west of the boundary of Nos. 35/37 Lower Packington Road
- (ii) the south side from a point opposite of the boundary of Nos. 53/55 Lower Packington Road in a westerly direction to its junction with Avenue Road
- (iii) the west side from the boundary of Nos. 38/40 Lower Packington Road in a southerly direction to its junction with Avenue Road
- (iv) the west side from the boundary of Nos. 24/26 Lower Packington Road in a southerly direction to a point 1 metres south of the boundary of Nos. 26/28 Lower Packington Road
- (v) the west side from the boundary of Nos. 20/22 Lower Packington Road in a southerly direction to a point 1 metres south of the boundary of Nos. 22/24 Lower Packington Road
- (vi) the west side from its junction with Tamworth Road in a southerly direction to the boundary of Nos. 2/4 Lower Packington Road

#### **Tamworth Road, Ashby De La Zouch**

- (i) the north side from the boundary of Nos. 42/44 Tamworth Road in a westerly direction to the boundary of Nos. 52/54 Tamworth Road
- (ii) the south side from a point 4 metres east of the boundary of Nos. 21/23 Tamworth Road in an easterly direction for a distance of 7 metres

#### **Western Close, Ashby De La Zouch**

both sides from its junction with Avenue Road in a southerly direction for a distance of 6.6 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 eighth day of  
January 2015 in the presence of

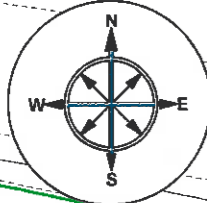
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32089

*AW James*

Head of Legal Services

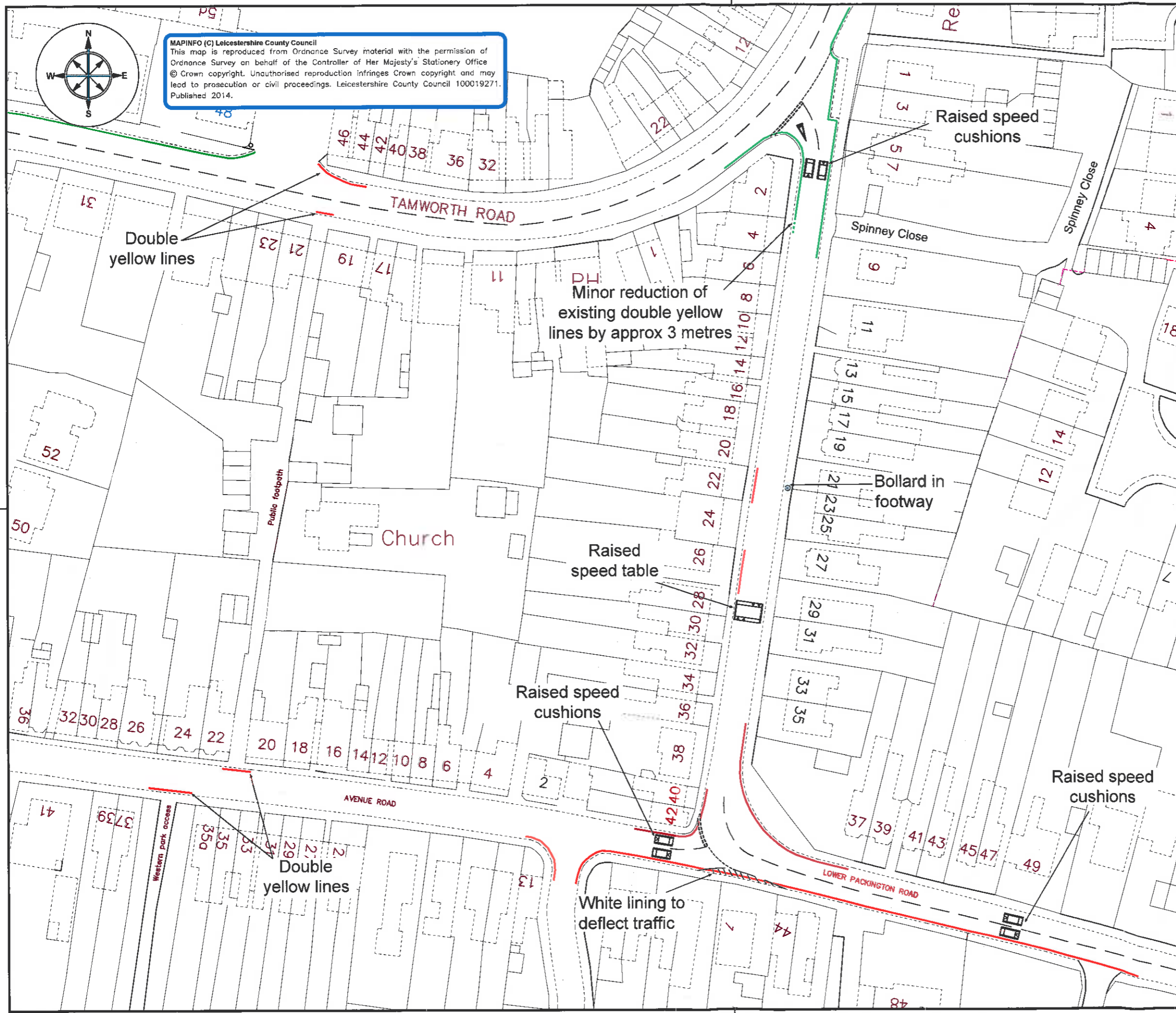




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**Key:**

- Existing double yellow lines to remain
- Existing double yellow lines to be revoked
- Proposed additional double yellow lines



This drawing is indicative and is intended for illustrative purposes only. No attempt should be made to scale from this drawing. This drawing does not form a part of any final legal orders.



**ENVIRONMENT AND TRANSPORT DEPARTMENT**

**TRAFFIC & SAFETY GROUP**

**TRAFFIC MANAGEMENT**

TITLE: **LOWER PACKINGTON ROAD & AVENUE ROAD  
 ASHBY DE LA ZOUCH  
 PROPOSED TRAFFIC CONTROLS**

DRAWING NUMBER	SCALE
<b>TM4090/02</b>	<b>NTS</b>
PREPARED BY: M. ARCHER	DATE: 14 March 2014
CHECKED BY: S. BULLEN	SIZE: A3
APPROVED BY: S. BULLEN	CORR. FILE:

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