

**THE KENT COUNTY COUNCIL  
(BOROUGH OF MAIDSTONE)  
(PROHIBITION OF STOPPING ON THE FOOTWAY OR VERGE) ORDER 2008  
ROAD TRAFFIC REGULATION ACT 1984**

The Kent County Council, in exercise of their powers under sections 1, 2, 3, and 4 and Parts III and IV of Schedule 9 to the Road Traffic Regulation Act 1984 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 makes the following Order:-

**INTERPRETATION**

1. In This Order, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:-  
  
"The Act of 1984" means the Road Traffic Regulation Act 1984;  
"Parking Attendant" shall have the same meaning as in section 63A of the Act of 1984;  
"Vehicle" means a motor vehicle and "motor vehicle" has the same meaning as in section 136 of the Act of 1984;  
"Verge" means any area between the edge of the carriageway and the Highway Boundary  
"Road" means the full width including the carriageway and any footway or verge of any length of Highway or of any other road to which the public have access, and includes bridges over which a road passes.  
"Telecommunication apparatus" has the same meaning as in section 4 of the telecommunications Act 1984;
2. The restrictions imposed by this Order shall be in addition to and not in derogation of any restriction or requirement imposed by any regulations made under or having effect as if made under the Road Traffic Regulation Act, 1984 or by or under any other enactment;
3. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

**PROHIBITION OF FOOTWAY OR VERGE PARKING**

4. Save as provided in Article 5 of this order no person shall except upon the direction or with the permission of a Police Constable in uniform or Parking Attendant cause or permit any vehicle to stop or wait at any time with one or more wheels on any part of the footway or the verge on any of the road or roads in the Schedule to this Order.
5. Nothing in Article 4 of this order shall render it unlawful to cause or permit any vehicle to wait on the footway or verge of the road or roads referred to therein for so long as is necessary if :-
  - a. the vehicle is being used by the Emergency Services
  - b. the vehicle is required to stop by law;
  - c. the vehicle is obliged to stop so as to prevent an accident;
  - d. the vehicle is prevented from proceeding by circumstances beyond their control.
  - e. the vehicle is being used for the maintenance, improvement or reconstruction of the said sides of road or length of road.
  - f. the vehicle is being used for the laying, erection, alteration or repair in, or in land adjacent to the said sides of roads or lengths of roads of any sewer or of any main pipe or apparatus for the supply of gas, water, electricity or of any telecommunication apparatus.
  - g. the vehicle is being used in the service of a local authority in pursuance of statutory powers or duties.
6. Where any vehicle is stopping in contravention of any of the provisions contained within this Article and a parking attendant/Civil Enforcement Officer has reason to believe that a penalty charge is payable, he may either fix a penalty charge notice to the vehicle , or give such a notice to the person appearing to him to be in charge of the vehicle.

**CITATION and COMMENCEMENT**

7. This Order may be cited as The Kent County Council (Borough of Maidstone) (Prohibition of Stopping on the Footway or Verge) Order 2008 and shall come into operation on the 28th day of November 2008.

<b>SIGNED FOR AND ON BEHALF OF THE KENT COUNTY COUNCIL BY PETER GILROY CHIEF EXECUTIVE OR BY HIS AUTHORISED SIGNATORY</b>	<p style="text-align: center;"><i>L. L. Day</i></p> <p style="text-align: center;"><b>PARKING MANAGER</b></p>
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**DATED 14<sup>th</sup> DAY OF NOVEMBER 2008**

**SCHEDULE**

<b>1 Road</b>	<b>2 Side of Road</b>	<b>3 Description</b>	<b>4 Prescribed Hours</b>
<b>Bicknor Road</b>	<b>Both</b>	<b>The Whole Length</b>	<b>At Any Time</b>
<b>Wallis Avenue</b>	<b>Both</b>	<b>The Whole Length</b>	<b>At Any Time</b>
<b>Bell Road</b>	<b>Both</b>	<b>The Whole Length</b>	<b>At Any Time</b>