

**CITY OF MANCHESTER (RATHEN ROAD, WITHINGTON)  
(RESTRICTION OF WAITING) ORDER 2002**

The Council of the City of Manchester in exercise of their powers under Sections 1(1), 2(1) to (3) and 4(2) of the Road Traffic Regulation Act 1984 ("the Act") and of all other enabling powers and after consultation of the Chief Officer of Police for the County of Greater Manchester in accordance with Part III of Schedule 9 to the Act, hereby makes the following Order:

1. (1) In this Order:

"disabled person's badge" where issued under The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 has the same meaning as in those regulations and where issued under The Disabled Persons (Badges for Motor Vehicles) Regulations 1982 has the same meaning as in those Regulations;

"disabled person's vehicle" means a vehicle lawfully displaying a disabled person's badge and which is a vehicle which, immediately before or after any period of waiting allowed by virtue of a provision of a kind required by Regulations 7 and 8 of the in The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 2000 to be included in an order under the Act, has been or is to be used for carrying disabled persons as passengers;

"parking disc" means a disc, issued by a local authority, 125 millimetres square, coloured blue if issued on or after 1st April 2000 or orange if issued before that date and capable of showing the quarter hour period during which a period of waiting begins, which has not ceased to be valid.

(2) For the purpose of this Order a vehicle shall be regarded as displaying:

- (a) a disabled person's badge in the relevant position if:
  - (i) in the case of a vehicle fitted with a dashboard or fascia panel, the badge is exhibited thereon so that the badge is legible from outside the vehicle; or
  - (ii) in the case of a vehicle not fitted with a dashboard or fascia panel, the badge is exhibited in a conspicuous position on the vehicle so that the badge is legible from outside the vehicle
- (b) (i) in the case of a vehicle fitted with a dashboard or fascia panel, the disc is exhibited thereon so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle; or

- (ii) in the case of a vehicle not so fitted, the disc is exhibited in a conspicuous position on the vehicle so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle.
  - (3) The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
2. Save as provided in Article 3 of this Order no person shall, except upon the direction or with the permission of a constable in uniform, parking attendant or of a traffic warden, cause or permit any vehicle to wait between the hours of 8.00am and 6.00pm on Monday to Friday inclusive on the road specified in Column 1 of the Schedule to this Order for the lengths of road as specified in Column 2 of the said Schedule to this Order.
3. (1) Nothing in Article 2 of this Order shall prevent any person to cause or permit any vehicle to wait on the lengths of road referred to that Article for so long as may be necessary to enable:
- (a) a person to board or alight from a vehicle;
  - (b) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any of the following operations, namely:
    - (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; or
    - (iv) the laying, erection, alteration or repair, in or in land adjacent to the said lengths of road, of any sewer or of any main, pipe, or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus defined in the Telecommunications Act 1984;
  - (c) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in the service of a local authority or a water authority in pursuance of statutory powers or duties;
  - (d) the vehicle to be used for the purpose of delivering or collecting postal packets as defined in Section 87 of the Post Office Act 1953;

- (e) the vehicle to take in petrol, oil, water or air from any garage situated on or adjacent to the said lengths of road;
  - (f) the vehicle to wait at or near to any premises situated on or adjacent to the said lengths of road for so long as such waiting by that vehicle is reasonably necessary in connection with any funeral;
  - (g) the vehicle to be used for fire brigade, ambulance or police purposes; or
  - (h) goods to be loaded onto or unload from the vehicle;
- (2) Nothing in Article 2 of this Order shall prevent any person to cause or permit a disabled person's vehicle which displays in the relevant position a disabled persons 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 lengths of road referred to in that Article for a period not exceeding three hours (not being a period separated by an interval of less than one hour from a period of waiting by the same vehicle on the same side of length of road on the same day).

4. This Order shall come into operation on 13th May 2002 and may be cited as the City of Manchester (Rathen Road, Withington) (Restriction of Waiting) Order 2002.

SCHEDULE

Column 1  
Road

Column 2  
Length of Road

Rathen Road

north side from its junction with Firth Road in a westerly direction for a distance of 10 metres.

Rathen Road

north side from its junction with Firth Road in an easterly direction for a distance of 10 metres.

DATED this 24th day of April 2002

*Susan Orrell*

SUSAN ORRELL  
CITY SOLICITOR