

SI #3

NEATH PORT TALBOT COUNTY BOROUGH COUNCIL
CYNGOR BWRDEISTREF SIROL CASTELL-NEDD PORT TALBOT

(NEW ROAD AND CAENANT TERRACE, SKEWEN)

TRAFFIC ORDER 2004

The Neath Port Talbot County Borough Council in exercise of its powers under Sections 1 and 2 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 (hereinafter referred to as the Act of 1984) and of all other powers them enabling and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 of the Act of 1984 hereby make the following Order:-

1. This Order shall come into operation on the 15th day of November 2004 and may be cited as the "Neath Port Talbot County Borough Council (New Road and Caenant Terrace, Skewen) Traffic Order 2004.

2. (1) In this Order -

"Disabled Person's Vehicle" has the same meaning as in The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (Wales) Regulations 2000;

"Disabled Person's Badge" has the same meaning as in The Disabled Persons (Badges for Motor Vehicles) (Wales) Regulations 2000;

"Parking Disc" means a parking disc issued by a Local Authority, capable of showing the quarter hour period during which a period of waiting begins;

"Relevant Position" has the same meaning as in The Disabled Persons (Badges for Motor Vehicles) (Wales) Regulations 2000;

"Public Services Vehicle" shall have the same meaning as in Section 1 of the Public Passenger Vehicles Act 1981 and "local service" shall have the same meaning as in Section 1 of the Transport Act 1985;

"Universal Service Providers" means those operators of postal services who are licensed to provide all or part of a Universal Postal

Service under the provisions contained in the Postal Services Act 2000.

“Permit” means a Permit issued by the Council to a person who has satisfied the Council as being entitled to the issue of a Permit in accordance with the Council’s policy as may be determined from time to time;

“Mechanical Cleansing Vehicle” shall mean a street/drain cleaning vehicle owned by or contracted to the Neath Port Talbot County Borough Council.

(2) Except where otherwise stated, any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order.

(3) The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the Interpretation of an Act of Parliament.

3. (1) The provisions contained in the West Glamorgan County Council (Skewen/Neath Abbey Traffic Management Scheme) (Phase 4) Order 1995 are hereby revoked in so far as they relate to the lengths of sides of road set out in the Schedules of this Order.

(2) Article 10 and Schedule 7 of the West Glamorgan County Council (Skewen /Neath Abbey Traffic Management Scheme) (Phase 4) Order 1995 are hereby revoked.

4. Article 6 of the West Glamorgan County Council (Skewen /Neath Abbey Traffic Management Scheme) (Phase 4) Order 1995 is hereby amended as follows:-

Article 6 shall hereafter be read and construed as if the words “Schedule 4” contained therein were deleted and the words “Schedule 3” were substituted in their place.

5. Save as provided in Article 6 of this Order no person shall cause or permit any vehicle to proceed along the length of road set out in the Schedule 1 of this Order other than in the direction specified therein.

6. Nothing in Article 5 of this Order shall apply to a Mechanical Cleansing Vehicle whilst engaged in any street /drain cleaning operations on behalf of the Neath Port Talbot County Borough Council.
7. (1) Save as provided in Articles 7 (2), 11, 12, 13 and 14 of this Order, no person except on the direction of a Police Constable in uniform or a Parking Attendant shall cause or permit any vehicle to wait for more than 1 hour or to return within 2 hours to the same length of side of road on which that period of waiting began on any day except Sunday between the hours of 8.00am and 6.00pm on the length of side of road set out in Schedule 2 of this Order.

(2) The prohibition imposed by Article 7 (1) of this Order shall not apply to the holder of a Permit.
8. Save as provided in Articles 10, 12, 13 and 14 of this Order no person except at the direction of a Police Constable in uniform or of a Parking Attendant shall cause or permit any vehicle to wait at any time on the length of side of road as set out in Schedule 3 of this Order.
9. Save as provided in Articles 12 and 14 of this Order no person except on the direction of a Police Constable in uniform or a Parking Attendant shall cause or permit any vehicle to load or unload between the hours of 8.30am to 9.30am and 3.00pm to 4.00pm on Mondays to Fridays on the length of side of road set out in Schedule 3 of this Order.
10. Nothing in Article 8 of this Order shall render it 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 length of side of road referred to in the Article for a period not exceeding 3 hours (not being a period separated by an interval of less than 1 hour from a previous period of waiting by the same vehicle on the same length of side of road on which that vehicle had previously been waiting).

11. Nothing in Article 7 of this Order shall render it unlawful to cause or permit a disabled person's vehicle, which displays in the relevant position a disabled person's badge to wait on the length of side of road referred to in the said Article.
12. Nothing in Article 7, 8 and 9 of this Order shall render it unlawful to cause or permit any vehicle to wait on the lengths of sides of roads specified therein 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 laying, erection, alteration or repair in or on land adjacent to the said lengths of sides of road of any sewer or any main pipe or apparatus for the supply of gas water or electricity or 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 by a Universal Service Provider for the purpose of delivering or collecting postal packets;
 - (E) Public Services Vehicles operating a local service when waiting at an authorised bus stop to set down or pick up passengers, or to school buses
 - (F) The vehicle to take in petrol, oil, water or air from any garage situated on or adjacent to the said length of road.
13. Nothing in Articles 7 and 8 of this Order shall render it unlawful to cause or permit any vehicle to wait on the lengths of sides of roads

specified therein for so long as may be necessary to enable goods to be loaded and unloaded from the vehicle.

14. The prohibitions imposed by Articles 7, 8 and 9 of this Order shall not apply to Police, Fire, Ambulance or other Emergency Service vehicles or to Local Authority vehicles when in pursuance of statutory duties or powers.

15. Permits:

- (i) The Council may at any time require an applicant for a Permit or the holder of a Permit to produce to an Officer of the Council such evidence in respect of an application for a Permit made to them as they may reasonably require to verify any particulars of information given to them or in respect of any Permit issued by them as they may reasonably require to verify that the Permit is valid;

- (ii) On receipt of an application for a Permit the Council upon being satisfied that:-

- (a) the applicant is a person who falls within the categories of persons eligible for the granting of a Permit as may be determined from time to time by the Council;

- (b) the application is made in respect of an eligible vehicle as defined in paragraph (iii) of this Article;

shall issue to the applicant a Permit in respect of that vehicle, subject to no more than two Permits being issued in respect of any particular Applicant.

- (iii) For the purposes of this Article “eligible vehicle” means:-

- (a) a passenger vehicle which is a motor vehicle constructed solely for the carriage of passengers and their effects and adapted to carry not more than twelve passengers exclusive of the driver and not drawing a trailer;

- (b) solo motorcycle or moped;

- (c) a commercial goods vehicle.
- (iv) The Permit shall be valid only for the length of side of road stated thereon and the vehicle in respect of which it is issued and no permit holder shall cause or permit any Permit issued to him by the Council to be displayed on any other vehicle.
- (v) A permit holder may surrender a Permit to the Council at any time and shall surrender it to the Council on the occurrence of any one of the following events:-
 - (a) the vehicle in respect of which the Permit was issued being adapted or used in such a manner that it ceases to be an eligible vehicle as defined in paragraph (iii) of this Article;
 - (b) the issue by the Council of a duplicate Permit;
 - (c) the expiry of the Permit pursuant to paragraph (vi) of this Article;
 - (d) the withdrawal of the Permit by the Council.
- (vi) A Permit shall cease to be valid at the expiration of the date stated thereon or on the occurrence of any of the events set out in paragraph (v) of this Article whichever is the earlier.
- (vii) The Council may by notice in writing served on a permit holder by sending the same by recorded delivery service to the permit holder at the address shown by that person on the application for the Permit or at any other address believed to be that person's abode withdraw a Permit if it appears to the Council that any of the events set out in paragraph (v) of this Article has occurred and the Permit Holder shall surrender the Permit to the Council within forty eight hours of the receipt of the afore-mentioned notice.
- (viii) A Permit shall be in writing and shall include the following particulars:-
 - (a) Particulars of the vehicle in respect of which the Permit was issued;

- (b) the expiry date of the Permit pursuant to paragraph (vi) of this Article;
- (c) an indication that the Permit was issued by the Council;
- (d) the name of the street to which the Permit applies.

16 Charges

- (i) The issue of a Permit shall be subject to the successful applicant for a Permit paying a charge of £10.00 to the Council for the issue and use of the permit, such payment to be paid to the Council prior to the issue of the permit.
- (ii) In the event that a Permit Holder requires a duplicate permit to replace a permit which has been lost or destroyed, the issue of such a permit shall be subject to a fee of £5.00 being paid to the Council prior to the issue of the duplicate permit.

SCHEDULES:

Schedule 1 – One Way Traffic Order (Southbound)

Caenant Terrace:

From the rear boundaries of Nos. 13 and 14 New Road to its junction with New Road a distance of approximately 63 metres in a south easterly direction.

Schedule 2 – Waiting Limited to 1 hour, return prohibited within 2 hours, Monday – Saturday, 8.00am to 6.00pm permit holders exempt

New Road, Skewen – North Side

Between points approximately 24 metres and 35 metres east of its junction with Grove Lane.

Schedule 3 – Prohibition of Waiting at Anytime, No Loading or Unloading Monday to Friday 8.30am to 9.30am and 3.00pm – 4.00pm

New Road, Skewen – North Side

Between points approximately 6 metres and 16 metres east of its junction with Grove Lane.

Schedule 4 – Waiting Limited to 1 hour, return prohibited within 2 hours, Monday – Saturday at Any Time, Permit Holders exempt.

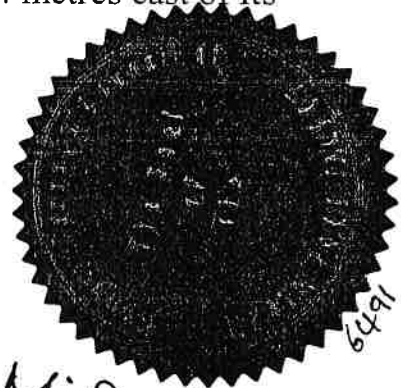
New Road, Skewen, North Side

Between points approximately 141 metres and 224 metres east of its junction with Picton Road

The Common Seal
of the **Council** was
hereto affixed on the
10 day of November
in the presence of:-

2004

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David Middel

PROPER OFFICER