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N151

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

**(ORCHARD STREET, NEATH)
(LIMITED WAITING AND LOADING BAY)**

ORDER 2002

The Neath Port Talbot County Borough Council in exercise of its powers under Sections 1, 2, 32 and 35 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 4th day of March 2002 and may be cited as the "Neath Port Talbot County Borough Council (Orchard Street, Neath)(Limited Waiting and Loading Bay) Order 2002.

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;

“Loading Bay” means a parking place designated by this Order as a parking place only for the use of vehicles which are being loaded or unloaded.

“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.

- (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. The provisions contained in Article 12 and Schedule 11 of the West Glamorgan County Council (Neath Town Centre) (Traffic Management Order 1988) (Amendment) Order 1990 are hereby revoked insofar as they relate to the following lengths of sides of road:

Orchard Street, Neath – West Side

Between points 135 and 155 metres, 164 and 190 metres, 202 and 219 metres north of its junction with Alfred Street.

4. Save as provided in Articles 6, 7, 8 and 9 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 1 hour to the same length of side of road on which that period of waiting began on any day except Sunday between the hours of 8.00a.m and 6.00p.m on the lengths of sides of road set out in Schedule 1 of this Order.
5. (1) The Loading Bay as set out in Schedule 2 of this Order is designated as a parking place between the hours of 8.00 a.m. and 6.00 p.m. on any day except Sunday for vehicles which are being loaded or unloaded only subject to the proviso that any such vehicle using the Loading Bay for the purpose of loading or unloading shall not remain in the Loading Bay for more than 30 minutes duration at any given time.

(2) Save as provided by Articles 7 and 9 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 (including a Disabled Persons Vehicle) to use the Loading Bay referred to in Article 5 (1) above other than for the purpose of loading or unloading vehicles subject to the proviso specified in that Article.

6. Nothing in Article 4 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 lengths of sides of road referred to in the said Article.

7. Nothing in Articles 4 and 5(1) of this Order shall render it unlawful to cause or permit any vehicle to wait on the lengths of sides of roads or Loading Bay 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 or 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 by a Universal Service Provider for the purpose of deliveries 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.
8. Nothing in Article 4 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.
9. The prohibitions imposed by Articles 4 and 5(1) 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.

SCHEDULES

Schedule 1

**Waiting Limited to 1 Hour, Return Prohibited Within 1 Hour, 8am – 6pm Monday – Saturday
Orchard Street (West Side)**

Between points 135 and 155 metres, 164 and 174 metres, 202 metres and 219 metres north of its junction with Alfred Street.

Schedule 2

**Loading Bay, Maximum Duration 30 Minutes – 8am – 6pm
Monday – Saturday
Orchard Street (West Side)**

Between points 174 metres and 179 metres north of its junction with Alfred Street.

THE COMMON SEAL of)
THE COUNCIL was hereunto)
affixed this 25th day of February 2002)
in the presence of: -)


Proper Officer

