

**NEATH PORT TALBOT COUNTY BOROUGH COUNCIL**  
**CYNGOR BWRDEISTREF SIROL CASTELL-NEDD PORT TALBOT**  
**(PROHIBITION OF WAITING) AND (LIMITED WAITING, RESIDENTS**  
**EXEMPT)**

**(GNOLL DRIVE, NEATH)**

**ORDER 2007**

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 it enabling and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 of the Act of 1984 hereby makes the following Order:-

1. The Order shall come into operation on the 7th day of May 2007 and may be cited as the "Neath Port Talbot County Borough Council (Prohibition of Waiting) and (Limited Waiting, Residents Exempt) (Gnoll Drive, Neath) Order 2007"

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 Service 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 Service Act 2000;

"Residents Parking Permit" (hereinafter referred to as a "Permit") means a Permit issued by the Council for a period of up to 12 months to a person who has satisfied the Council as being entitled to the issue of a Residents Permit in accordance with the Council's policy as may be determined from time to time.

- (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. Save as provided in Articles, 5, 6 and 7 of this Order no person except at the direction of a Police Constable in uniform or a Parking Attendant shall cause or permit any vehicle to wait at anytime on the lengths of sides of roads as set out in Schedule 1 of this Order.
- 4(1) Save as provided in Articles 4(2), 5, 6 and 8 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 lengths of sides of roads set out in Schedule 2 of this Order.
- 4(2) The prohibition imposed by Article 4(1) above shall not apply to the holder of a Residents Permit.

#### **Permits**

- A.(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 or information given to them or in respect of any Permit issued by them as they may reasonable 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 resides in a road referred to in Schedule 2 of this Order or 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 A (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 residence.
- (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 motor cycle or moped

- (iv) (a) No person shall be entitled to hold a Permit for more than one vehicle at any one time;
- (b) The Permit shall be valid only for 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 vehicle bearing a different registration number to that contained on that Permit.
- (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 permit holder ceasing to be a resident in the street for which the Permit was issued;
- (b) save as provided in paragraph A (viii) (a) of this Article the permit holder ceasing to be the owner of the vehicle in respect of which the Permit was issued;
- (c) 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 A (iii) of this Article;
- (d) the issue by the Council of a duplicate Permit;
- (e) the expiry of the Permit pursuant to paragraph A (vi) of this Article;
- (f) 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 A (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 A (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 aforementioned notice.
- (viii) A Permit shall be in writing and shall include the following particulars: -
- (a) the registration mark of the vehicle in respect of which the Permit was issued except when such a Permit is issued to a resident whose vehicle is owned by a bona fide motor trader and in such cases the registration mark will be replaced with the words "MOTOR TRADER";
- (b) the expiry date of the Permit pursuant to paragraph A (vi) of this Article;

(c) an indication that the Permit was issued by the Council;

(d) the name of the street in which the applicant resides.

5. Nothing in Articles 3 and 4(1) 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) goods to be loaded or unloaded from the vehicle;
- (c) 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 operation, 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;
- (d) 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;
- (e) The vehicle to be used by a Universal Service Provider for the purpose of delivering or collecting postal packets;
- (f) Public Service Vehicles operating a local service when waiting at an authorised bus stop to set down or pick up passengers, or to school buses;
- (g) The vehicle to take in petrol, oil, water or air from any garage situated on or adjacent to the said length of road.

6. The prohibitions imposed by Articles 3 and 4(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.

7. Nothing in Article 3 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 lengths of sides of roads 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 roads on which that vehicle had previously been waiting).

8. Nothing in Article 4(1) 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 roads referred to in the said Article.

## **SCHEDULES**

### **Schedule 1**

#### **Prohibition of Waiting At Any Time**

##### **Gnoll Drive, Neath (North Side)**

From a point approximately 7 metres south east from the northern kerbline of its junction with Beechwood Avenue for a distance of approximately 45 metres in a south easterly direction.

##### **Gnoll Drive, Neath (South Side)**

From a point approximately 31 metres south east from the southern kerbline of its junction with Beechwood Avenue for a distance of approximately 15 metres in a southerly direction.

### **Schedule 2**

#### **Waiting Limited to 1 hour return prohibited within 2 hours**

##### **Monday to Saturday, 8.00am to 6.00pm**

##### **Resident Permit Holders Exempt**

##### **Gnoll Drive, Neath (South Side)**

From a point approximately 7 metres south east from the southern kerbline of its junction with Beechwood Avenue for a distance of approximately 24 metres in a south easterly direction.

THE COMMON SEAL of  
the COUNCIL was hereunto  
affixed on the 2nd day of  
May 2007 in the presence of:

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**PROPER OFFICER**

