

**WEST GLAMORGAN COUNTY COUNCIL**

**(VARIOUS STREETS, NEATH)**

**(RESIDENTS' PARKING) (LIMITED WAITING)**

**AND (REVOCATION)**

**ORDER 1994**

The Council of the County of West Glamorgan (hereinafter referred to as "the Council") in exercise of their powers as contained in Sections 1, 2, 32, 35, 36, 45, 46, 53, 54 of the Road Traffic Regulations Act 1984 (hereinafter referred to as "the Act of 1984") and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III and IV of Schedule 9 of the Act of 1984, hereby make the following Order:-

1. (1) In this Order:-

"disabled person's vehicle" has the same meaning as in Regulation 2 of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 1986.

"disabled person's badge" has the same meaning as in Regulation 3(i) of the Disabled Persons (Badges for Motor Vehicles) Regulations 1982.

"parking disc" means a disc issued by a Local Authority, complying with the requirements of the British Standard Specifications for parking discs (BS 4631 - 1970) coloured orange and capable of showing the quarter hour period during which a period of waiting begins, and

"relevant position" means:-

(i) in the case of a vehicle fitted with a front windscreen, the badge is exhibited thereon with the obverse side facing forwards on the nearside of and immediately behind the windscreen.

(ii) in the case of a vehicle not fitted with a front windscreen, the badge is exhibited in a conspicuous position on the front or nearside of the vehicle.

"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 1983.

"Residents Parking Place" (hereinafter referred to as a "Parking Place") means an area of highway designated as a Parking Place by this Order for the use of vehicles displaying on the front or nearside of the vehicle a valid Residents Parking Place permit.

"Residents Parking Place Permit" (hereinafter referred to as "a Residents Permit") means a Permit issued by the Council for a period of up to twelve 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.

Each area on a highway referred to in the Schedules to this Order and bounded on one side by the edge of the carriageway and on the other side by a broken white line is designated as a Parking Place.

"Temporary Visitor" means a visitor residing more than three days.

"Resident" means a person normally residing in the said area to which the Order relates and for the purpose of this Order shall also include relatives, normally residing outside the said area but attending to elderly, permanently sick or disabled members of their family who are non car owners; authorised social workers when attending to householders in the said area; and students providing they have been in residence for at least three months in the said area.

- (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.

## 2. Regulation of a Parking Place

### A

- (i) The holder of a Residents Permit shall not park in any Parking Place other than in the street named on the Permit.
- (ii) Where a Police Constable in uniform or a Traffic Warden is of the opinion that the provisions contained in Articles 6, 7 and 8 of this Order have been contravened he may remove or cause to be removed the vehicle from the Parking Place and where it so removed shall provide for the safe custody of the vehicle.
- (iii) A Police Constable in uniform or a Traffic Warden may move or cause to be moved in the case of emergency to any place he thinks fit any vehicle left in the Parking Place.
- (iv) Every vehicle left in the Parking Place shall stop so that every part of the vehicle is within the limits of the Parking Place.

B A Police Constable in uniform or a Traffic Warden or a person duly authorised by the Council may suspend the use of the Parking Place or any part thereof whenever he considers such suspension is reasonably necessary:-

- (i) for the purposes of facilitating the movement of traffic or promoting its safety;
- (ii) for the convenience of occupiers of premises adjacent to the Parking Place on any occasion of the delivery or removal of furniture to or from office or dwelling house adjacent to the Parking Place;
- (iii) on any occasion on which it is likely by reason some special attraction that any streets will be thronged or obstructed;
- (iv) for the convenience of occupiers of premises adjacent to the Parking Place at times of weddings or funerals;
- (v) any person or Police Constable in uniform or a Traffic Warden suspending the use of the Parking Place or any part thereof, in accordance with the provisions of this Article shall thereupon place or cause to be placed in that Parking Place or as the case may be that part thereof the use of which is suspended a traffic sign of any size, colour and type prescribed or authorised under Section 64 of the Act of 1984 indicating that the waiting by vehicles is prohibited.

C No person shall cause or permit to cause any vehicle to wait in any part of the Parking Place during such period as there is in or adjacent to that part of the Parking Place a traffic sign placed in pursuance of Article 2B(v) of this Order.

Provided that nothing in this Article shall apply:-

- (i) in respect of any vehicle being used for fire brigade, ambulance or police purposes or any vehicle which is waiting for any other reason specified in this Order;
- (ii) to anything done with the permission of a Police Constable in uniform, Traffic Warden or the person suspending the use of the Parking Place or part thereof in pursuance of this Order.

D Nothing in Articles 7, 9 and 10 of this Order shall apply to:-

- (a) legally qualified medical practitioners as defined in Section 52 of the Medical Act 1956, community nurses or registered veterinary surgeons while visiting premises adjacent to the Residents Parking Place provided that the vehicle is displaying an appropriately worded notice to the effect that it is being used "on call";
- (b) a maximum of two vehicles being used in connection with a wedding;
- (c) vehicles being used for building and maintenance purposes in properties adjacent to a Parking Place.
- (d) Support Officers for bona fide care organisations to park in a Residents Only Parking Area whilst visiting a Community Care dwelling in pursuit of their duties, providing the special permit issued by West Glamorgan County Council and displayed in the correct position on the windscreen of the vehicle.

#### Permits

#### E

- (i) The Council may at any time require an applicant for a Permit or a 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 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 resides in a road referred to in the Schedules to 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 (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) a goods vehicle the weight of which does not exceed 30 cwt unladen;
  - (c) 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 is issued;
  - (b) save as provided in paragraph (viii)(a) of this Article the permit holder ceasing to be the owner of the vehicle in respect of which the Permit is 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 (iii) of this Article;
  - (d) the issue by the Council of a duplicate Permit;
  - (e) the expiry of the Permit pursuant to paragraph (vi) of this Article;
  - (f) the withdrawal of the Permit by the Council.

4. Nothing in Articles 7 and 8 of this Order shall render it unlawful to cause or permit any vehicle to wait on the sides or lengths of road specified therein for as long as may be necessary to enable:-
- (a) a person to board or alight from the vehicle;
  - (b) goods to be loaded on 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 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 side of the 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;
    - (iv) a vehicle being used for police, ambulance or fire brigade purposes; or
  - (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 of a water authority in pursuance of statutory powers or duties;
  - (e) the vehicle to be used for the purpose of delivering or collecting postal packets as defined in Section 37 of the Post Office Act 1953;
  - (f) the vehicle to take in petrol, oil, water or air from any garage situated on or adjacent to the said length of road;
  - (g) public service vehicles when waiting at an authorised bus stop to set down or pick up passengers.
5. Nothing in Articles 8, 9 and 10 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 side of road referred to in the said 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 road).

6. Nothing in Articles 7, 9 and 10 of this Order shall render it unlawful for the holder of a Residents Parking Permit to wait on the side or length of road referred to thereon when displaying in the windscreen of the vehicle a Residents Permit.
7. Save as provided in Article 4, 5 and 6 to this Order, no person shall, except upon the direction of a Police Constable in uniform, or of a Traffic Warden, cause or permit any vehicle to wait at any time on the sides or length of road specified in Schedule 2 of this Order.
8. Save as provided in Article 4 and 5 to this Order, no person shall, except upon the direction of a Police Constable in uniform or of a Traffic Warden, cause or permit any vehicle to wait between the hours of 8.00 a.m. and 6.00 p.m. on any day except Sunday on the lengths or sides of roads as specified in Schedule 3 to this Order.
9. Save as provided in Articles 4, 5 and 6 to this Order, no person shall except upon the direction of a Police Constable in uniform, or of a Traffic Warden, cause or permit any vehicle to wait for longer than one hour, return prohibited within one hour to the same side or length of road, between 8.00 a.m. and 6.00 p.m. on any day except Sunday on the sides or lengths of road as specified in Schedule 4 to this Order.
10. Save as provided in Articles 4, 5 and 6 to this Order, no person shall except upon the direction of a Police Constable in uniform or of a Traffic Warden, cause or permit any vehicle to wait for longer than two hours, return prohibited within two hours to the same side or length of road, between 8.00 a.m. and 6.00 p.m. on any day except Sunday on the sides or lengths of road as specified in Schedule 5 to this Order.
11. This Order shall come into operation on the 28<sup>th</sup> day of May 1994 and may be cited as the "West Glamorgan County Council (Various Streets, Neath) (Residents' Parking) (Limited Waiting) and (Revocation) Order 1994".

## SCHEDULES

### Schedule 1 Revocations

West Glamorgan County Council (Neath Town Centre) (Traffic Management) Order 1988.

West Glamorgan County Council (Neath Town Centre) (Traffic Management) Order 1988 (Amendment) Order 1990.

**Schedule 2**

Resident Parking for Permit Holders only.

1. **Dyfed Road**

**South Side**

Between points approximately 57 metres and 64 metres north west of its junction with Woodlands Road.

2. **Geoffrey Street**

**South Side**

(i) Between points approximately 26 metres and 42 metres north west of its junction with Eastland Road.

(ii) Between points approximately 57 metres and 72 metres north west of its junction with Eastland Road.

3. **Rectory Road**

**West Side**

(i) Between points approximately 18 metres and 34 metres north of its junction with Dudley Street.

(ii) Between points approximately 15 metres and 39 metres south of its junction with Dudley Street.

4. **The Ropewalk**

**North Side**

Between points approximately 10 metres and 36 metres north west of its junction with Davies Road.

**Schedule 3**

No Waiting 8.00 a.m. - 6.00 p.m. Monday to Saturday

**Dyfed Road**

**North Side**

Between its junction with the Access Road to Neath Leisure Centre to a point approximately 90 metres south east of that junction.



**Schedule 4**

Waiting Limited to 1 Hour, Return Prohibited Within 1 Hour  
8.00 a.m. to 6.00 p.m. Monday - Saturday with the exemption for  
Residents.

**Ropewalk Terrace**

**North Side**

- (i) Between points approximately 10 metres and 25 metres  
north west of its junction with Windsor Road.
- (ii) Between points approximately 41 metres and 73 metres  
north west of its junction with Windsor Road.

**Schedule 5**

Waiting Limited to 2 Hours, Return Prohibited within 2 Hours  
8.00 a.m. to 6.00 p.m. Monday - Saturday with the exemption for  
Residents.

**Geoffrey Street**

**North Side**

Between points approximately 15 metres and 85 metres south east of  
its junction with London Road.

The Common Seal of the )  
West Glamorgan County Council )  
was hereunto affixed the 26<sup>th</sup> )  
day of MAY 1994 )  
in the presence of: )

*K.R. Samy*  
County Secretary

