

THE NORFOLK COUNTY COUNCIL (WELLS-NEXT-THE-SEA, VARIOUS ROADS)
(PROHIBITION OF LOADING AND UNLOADING) ORDER 2013

The Norfolk County Council (hereinafter referred to as "the Council") in exercise of their powers under Sections 1(1), 2(1), 2(2) and 4(1) and (2) and 122 and Parts III and IV of Schedule 9 of the Road Traffic Regulation Act 1984 (hereinafter referred to as "the Act") and the Traffic Management Act 2004 (hereinafter referred to as "the 2004 Act") and of all other enabling powers, and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act hereby make the following Order:-

1. This Order shall come into operation on the 1st day of March 2013 and may be cited as The Norfolk County Council (Wells-Next-The-Sea, Various Roads) (Prohibition of Loading and Unloading) Order 2013.

2. In this Order –

Any reference to any enactment shall be construed as a reference to that enactment as amended, applied, consolidated, re-enacted by or as having effect by virtue of any subsequent enactment.

"Civil Enforcement Officer" has the same meaning as in section 76 of the 2004 Act;

"Driver" in relation to a vehicle waiting in contravention of an Order, means the person driving the vehicle at the time it was left at that contravention;

"General Directions" shall mean The Traffic Signs Regulations and General Directions 2002"

"General Regulations 2007" shall mean The Civil Enforcement of Parking Contraventions (England) General Regulations 2007";

"Motor Car", Motor Cycle" and Invalid Carriage" have the same meaning as in section 136 of the Act;

"Penalty Charge" has the same meaning as in section 2 of the General Regulations 2007;

"Penalty Charge Notice" has the same meaning as in section 8 of the General Regulations 2007;

3. Save as provided in Article 6 of this Order no person shall, except upon the direction of or with the permission of a police constable in uniform or of a Civil Enforcement Officer, cause or permit any vehicle to load or unload at any time along the lengths of road specified in Schedule 1 to this Order.
4. Save as provided in Article 6 of this Order no person shall, except upon the direction of or with the permission of a police constable in uniform or of a Civil Enforcement Officer, cause or permit any vehicle to load or unload at any time from Good Friday to 30th September along the lengths of road specified in Schedule 2 to this Order.

5. Save as provided in Article 6 of this Order, no person shall, except upon the direction of or with the permission of a police constable in uniform or of a Civil Enforcement Officer, cause or permit any vehicle to load or unload on Monday to Sunday from 1000 hrs to 1630 hrs along the length of road specified in Schedule 3 to this Order.
6. Nothing in Articles 3, 4 or 5 of this Order shall render it unlawful to cause or permit any vehicle to wait in the lengths of road or on the side of roads referred to therein for so long as may be necessary to enable -
 - (a) a person to board or alight from the 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 side of roads; or
 - (iv) the laying, erection, alteration or repair in, or in land adjacent to, the said lengths of road or side of roads, of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in the Telecommunications Act 1984;
 - (v) the provision of a universal postal service as defined in the Postal Services Act 2000;
 - (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;
- (2) Nothing in Articles 3, 4 or 5 of this Order shall apply to any vehicle owned by a funeral director or owner of funeral vehicles when in use as part of a funeral cortege.
7. Insofar as any provision of this Order conflicts with any provision of any previous Order relating to the lengths of road specified in the Schedules to this Order, that provision of this Order shall prevail.
8. Insofar as any provision of this Order conflicts with the effect of markings placed on the carriageway, as specified under Regulation 29(1) of the General Directions conveying the existence of a 'bus stop/clearway' as defined by Part 1 of Schedule 19 of the General Directions then the effect of those markings and the existence of that bus stop/clearway shall prevail.

SCHEDULE 1

In the Town of Wells-Next-The-Sea

Prohibition of Loading and Unloading At Any time

C881 The Quay
North Side

- From the mid-point of its junction with the U10033 Beach Road eastwards for a distance of 32 metres
- From a point 72 metres east of the mid-point of its junction with the U10033 Beach Road eastwards to its junction with the U10022 East Quay/East End

SCHEDULE 2

In the Town of Wells-Next-The-Sea

Prohibition of Loading and Unloading – At Any Time – Good Friday to 30th September

U10033 Beach Road
East Side

- From its junction with the C881 The Quay northwards and north-westwards for a distance of 123 metres

SCHEDULE 3

In the Town of Wells-Next-The-Sea

Prohibition of Loading and Unloading – Monday to Sunday – 1000 hrs to 1630 hrs

U10019 Staithe Street

- From the north side of the vehicular access at Property No 39 Staithe Street northwards to the south side of the vehicular access at Property No 74 Staithe Street

Dated this 18th day of February 2013

THE COMMON SEAL of
THE NORFOLK COUNTY
COUNCIL was hereunto
affixed in the presence of:-

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C. E. E. E.

authorised sign
on behalf of

Head of Law

LP/SMC/Wellspowul2

