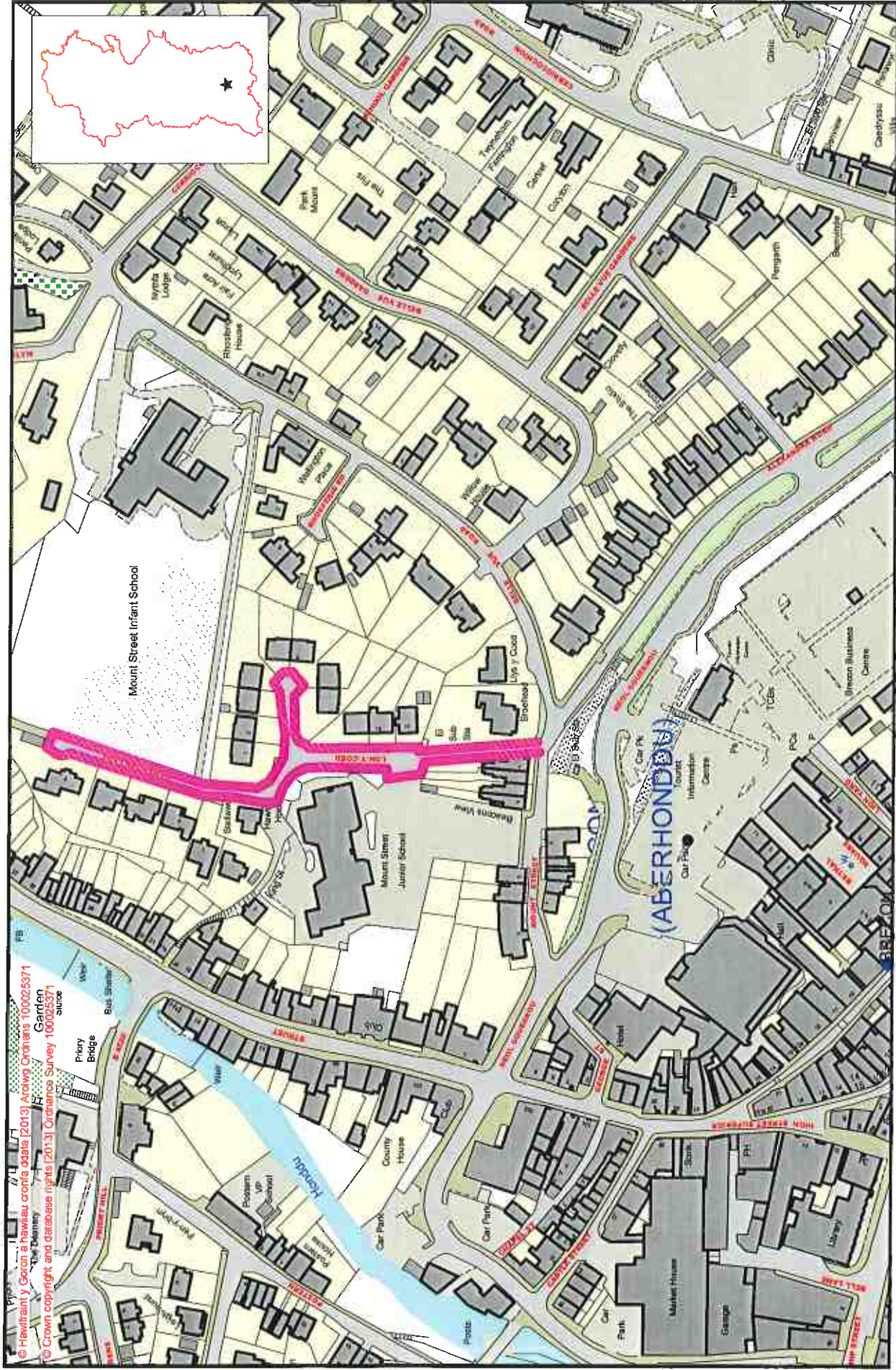


THE COUNTY OF POWYS
(LON Y COED AND HAWTHORN LANE, BRECON)
(PROHIBITION OF WAITING MON – FRI, 8AM – 9AM, 3PM – 4PM) ORDER 2014

POWYS COUNTY COUNCIL in exercise of its powers under Sections 1(1) 2(1) and (2) and 4(2) of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 ("the 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 makes the following Order:

1. This Order shall come into operation on the 31st day of January 2014 and may be cited as The County of Powys (Lon Y Coed and Hawthorn Lane, Brecon) (Prohibition of Waiting Mon – Fri, 8am – 9am, 3pm – 4pm) Order 2014.
2. In this Order
"the Disabled Persons' Vehicles Regulations" means the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (Wales) Regulations 2000;
"the Badges Regulations" means the Disabled Persons (Badges for Motor Vehicles) (Wales) Regulations 2000;
"disabled person's badge" means a badge which was
 - (a) issued or has effect as if issued to a disabled person or an institution under the Badges Regulations or under regulations having effect in Scotland or England under Section 21 of the Chronically Sick and Disabled Persons Act 1970 and
 - (b) has not ceased to be in force;"relevant position" in relation to a disabled person's badge means that the badge is displayed in the manner prescribed in regulation 12 of the Badges Regulations;
"parking disc" under the terms of the Disabled Persons' Vehicles Regulations means a device which:-
 - (a) is 125 millimetres square and coloured blue if issued on or after the 5th day of July 2000 or orange if issued before that date;
 - (b) has been issued by a local authority and has not ceased to be valid; and
 - (c) is capable of showing the quarter hour period during which a period of waiting has begun;"relevant position" in relation to a parking disc has the same meanings as in paragraph 4(2) of the Disabled Persons' Vehicles Regulations namely:
 - (a) that the disc shall be exhibited on the dashboard or fascia of the vehicle or
 - (b) that where the vehicle does not have a dashboard or fascia the disc shall be exhibited in a conspicuous position on the vehicleso that when marked to show the quarter-hour period during which the period of waiting began that period is clearly legible from the outside of the vehicle.
3. Save as provided in Articles 4 and 5 (i) and (ii) of this Order no person shall except upon the direction or with the permission of a police constable in uniform or of a traffic warden cause or permit any vehicle to wait at any time on any day along either/any of the sides of the length/lengths of road specified in the Schedule to this Order.



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Proposed Prohibition of Waiting Mon-Fri, 8am-9am, 3pm-4pm

Lon Y Coed & Hawthorn Lane, Brecon



Proposed Waiting Restrictions

- (i) between the hours of 8.00 a.m. and 9.00 a.m. and 3.00 p.m. and 4.00 p.m. between Monday and Friday along any of the sides of the length of roads specified in the Schedule of this Order.

4. Nothing in Article 3 of this Order shall render it unlawful to cause or permit any vehicle to wait along any of the side of the length of road specified in the Schedule to this Order for so long as may be necessary:

- (a) to enable a person to board or alight from the vehicle;
- (b) to enable goods to be loaded onto or unloaded from the vehicle;
- (c) to enable the vehicle if it is in the service of or employed by a universal service provider (within the meaning of the Postal Services Act 2000) to be used for the purpose of delivering or collecting postal packets as defined in Section 125 of the Postal Services Act 2000;
- (d) to enable the vehicle if it cannot conveniently be used for such purpose in any other road to be used in connection with any building operation or demolition the removal of any obstruction to traffic the maintenance improvement or reconstruction of the side/sides of the length/lengths of road so specified or the laying erection alteration or repair in or near the said side/sides of that length/those lengths of road of any sewer or any main pipe or apparatus for the supply of gas water or electricity or any electronic communications apparatus as defined in the Communications Act 2003;
- (e) to enable 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 undertaker or sewerage undertaker in pursuance of statutory powers or duties;
- (f) to enable the vehicle to be used for fire brigade ambulance or police purposes;
- (g) to enable the vehicle to take in petrol oil water or air from any garage situated on or adjacent to the said side of that length of road and
- (h) to enable the vehicle to be used as part of a funeral cortege or otherwise in connection with a funeral.

5. (i) Nothing in Article 3 (i) and (ii) of this Order shall render it unlawful to cause or permit a 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 along either/any of the sides of the length of road specified in the Schedule to this Order for a period not exceeding three hours (not being a period separated by an interval of less than

one hour from a previous period of waiting by the same vehicle along the said/same side of that length/those lengths of road).

- (ii) Nothing in Article 3 (iii) of this Order shall render it unlawful to cause or permit a vehicle which displays in the relevant position a disabled person's badge to wait along any of the side of the length of road specified in the Schedule to this Order.

6. The plan annexed hereto is for the purposes of identification only.

SCHEDULE

Length of Road in the Town of Brecon

1. **Lon Y Coed (County Classified Road Number U0741)**
 - (i) The both sides thereof for its entire length.
2. **Hawthorn Lane (County Classified Road Number U0740)**
 - (i) The both sides thereof for its entire length.

GIVEN under the Common Seal of Powys County Council this 6th day of December 2013

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



Head of Legal Scrutiny and Democratic Services

FOR SOLICITOR TO

