

THE COUNTY OF POWYS
(C0085 BRONLLYS ROAD, TALGARTH)
(DISABLED PERSONS' PARKING SPACE) ORDER 2014

POWYS COUNTY COUNCIL ("the Council") in exercise of its powers under Sections 32(1) and 35(1) of [and Part IV of Schedule 9 to] the Road Traffic Regulation Act 1984 ("the Act") and of all other enabling powers and with the consent of the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act hereby makes the following Order:

PART I
GENERAL

1. This Order shall come into operation on the 26 day of May two thousand and fourteen and may be cited as The County of Powys (C0085 Bronllys Road, Talgarth) (Disabled Persons' Parking Space) Order 2014 .

2. In this Order

"disabled person's vehicle" has the same meaning as in the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 1986 as amended by The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) (Amendment) Regulations 1991;

"disabled person's badge" has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) Regulations 1982 as amended by the Disabled Persons (Badges for Motor Vehicles) (Amendment) Regulations 1991;

"driver", in relation to a vehicle waiting in a parking space means the person driving the vehicle at the time it was left in the parking space;

the term "relevant position"

(i) in respect of a disabled person's badge issued before 2nd March 1992 means:

(a) in the case of a vehicle fitted with a front windscreen, the badge is exhibited thereon on the near side of and immediately behind the windscreen and with its front facing forward so as to be legible from outside the vehicle; or

(b) in the case of a vehicle not fitted with a front windscreen, the badge is exhibited in a conspicuous position on the vehicle and

(ii) in respect of a disabled person's badge issued on or after 2nd March 1992 means:

(a) in the case of a vehicle fitted with a dashboard or facia panel, the badge is exhibited thereon so that Part 1 of the badge is legible from outside the vehicle; or

(b) in the case of a vehicle not fitted with a dashboard or facia panel, the badge is exhibited in a conspicuous position on the vehicle so that Part 1 of the badge is legible from outside the vehicle;

"parking disc" means a disc issued by a local authority being 125 millimetres square coloured orange or a parking card coloured blue issued to a disabled person resident within the European Union which entitles the person to special local parking facilities within a member State of the Union and is capable of showing the quarter hour period during which a period of waiting begins;

"relevant position" in respect of a parking disc means:

(a) in the case of a vehicle fitted with a dashboard or facia panel, the disc is exhibited thereon so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle; or

(b) in the case of a vehicle not so fitted, the disc is exhibited in a conspicuous position on the vehicle so that the quarter-hour during which the period of waiting began is legible from outside the vehicle;

"the Regulations" means the Traffic Signs Regulations and General Directions 1994 and the Traffic Signs (Welsh and English Language Provisions) Regulations and General Directions 1985 and

"parking space" means any part of a road authorised by this Order to be used as a parking space.

PART II

AUTHORISATION AND USE OF PARKING SPACES

3. (i) The parts of the road specified in column 1 of the Schedule to this Order are authorised to be used subject to the following provisions of this Order as parking spaces for disabled persons' vehicles which display in the relevant position a disabled person's badge in such positions and at such times as are specified in relation to those parts of the road in the said Schedule.

(ii) Nothing in paragraph (i) of this Article shall restrict the power of the Council to close any part of the parking spaces.

4. The driver of a vehicle shall not permit it to wait in any of the parking spaces specified in the Schedule to this Order:-

(a) unless it is a disabled persons 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; and

(b) in a position other than that specified in column 2 of the said Schedule.

5. The driver of a vehicle shall not use any of the parking spaces:-
 - (a) so as unreasonably to prevent access to any premises adjoining the road or the use of the road by other persons or so as to be a nuisance; or
 - (b) when the Council has closed that parking space.
6. No person shall use a vehicle, while it is in any of the parking spaces, in connection with the sale of any article to persons in or near the said parking spaces or in connection with the selling or offering for hire of his skill or services.
7. When a vehicle is left in any of the parking spaces in contravention of any of the provisions contained in Article 4 or Article 5 of this Order, a person authorised by the Council to do so may remove the vehicle or arrange for it to be removed from that parking space, provided that when the vehicle is waiting in a parking space in contravention of the provision of Article 4(b) of this Order, a person authorised by the Council to do so may alter or cause to be altered the position of the vehicle so that its position shall comply with the provision.
8. Any person removing a vehicle or altering its position by virtue of Article 7 of this Order may do so in such manner as he thinks necessary.
9. When a person authorised by the Council removes or makes arrangements for the removal of a vehicle from a parking space by virtue of Article 7 of this Order, he shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.
10. The plan annexed hereto is for the purposes of identification only.

GIVEN under the Common Seal of Powys County Council this 14th day of May two thousand and fourteen

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

R. D. Jones

Solicitor to the council



NO. IN SEAL
 REGISTER
 9754

SCHEDULE

1. Part of road authorised to be used as a parking space	2. Position in which vehicles may wait	3. Days of operation of parking space	4. Hours of operation of Parking space	5. Maximum period for which vehicles may wait
<p>C0085 Bronllys Road, Talgarth, South West Side.</p> <p>From a point 55m north west of its junction with the north western kerbline of the C0085 High Street for 6m in a north westerly direction</p>	<p>Wholly within the limits of the parking space as marked on the carriageway by broken white lines in accordance with diagram 1028.3 of Schedule 6 to the Regulations</p>	<p>Each and every day</p>	<p>Each and every hour</p>	<p>1 hour</p>

