

ROTHERHAM BOROUGH COUNCIL
VARIOUS ROADS THORPE HESLEY MEADOWBANK KIMBERWORTH PARK
FERHAM AND WINGFIELD ROTHERHAM
(NO STOPPING ON SCHOOL ENTRANCE MARKINGS)
ORDER 2012

ROTHERHAM BOROUGH COUNCIL in exercise of its powers under Sections 1, 2 and 4 of the Road Traffic Regulation Act 1984 as amended (hereinafter called "the 1984 Act"), the Traffic Management Act 2004 ("the 2004 Act"), the Civil Enforcement of Parking Contraventions (England) General Regulations 2007 ("CEoPC General Regulations 2007") and of all other enabling powers and in pursuance of The Road Traffic (Permitted Parking Area and Special Parking Area) Metropolitan Borough of Rotherham) Order 2005 after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the 1984 Act hereby makes the following Order.

PART I- CITATION AND COMMENCEMENT

1. This Order is made on the 15th. November 2012 and shall come into operation on the 19th. November 2012 and may be cited as the Rotherham Borough Council (Various Roads Thorpe Hesley Meadowbank Kimberworth Park Ferham and Wingfield Rotherham) (No Stopping on School Entrance Markings) Order 2012.

Definitions

2. In this Order except where the context otherwise requires, the following expressions have the meaning hereby respectively assigned to them:

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| "Civil Enforcement Officer" | means an officer employed by the Council as defined in section 76 of the 2004 Act; |
| "Council" | means Rotherham Borough Council |
| "Penalty Charge" | has the same meaning as in the CEoPC General Regulations 2007 or any subsequent legislation so enabling; |

3. Any reference in this Order to a numbered Article shall unless the context requires otherwise, be construed as a reference to the Article bearing that number in this Order.
4. Any reference in this Order to any enactment shall be constructed as a reference to that enactment as amended, applied, consolidated, re-enacted by or as having effect by virtue of any subsequent enactment.
5. The Interpretation Act 1978 shall apply to the interpretation of this Order as it applies for the interpretation of an Act of Parliament and as if for the purposes of section 21 of that Act this Order were an Act of Parliament and the order revoked were Acts of Parliament thereby repealed.

PART 2 – NO STOPPING ON SCHOOL ENTRANCE MARKINGS

6. Save as provided in Article 7 to this Order, no person shall except upon the direction or with the permission of a police constable in uniform or of a Civil Enforcement Officer cause or permit any vehicle to stop or wait or otherwise leave a vehicle in a stationary manner between the hours of 07.30 am to 05.00 pm Monday to Friday (inclusive) in the lengths of road specified in the Schedule to this Order.
7. Nothing in Article 6 of this Order shall render it unlawful to cause or permit any vehicle to stop or wait or otherwise leave a vehicle in a stationary manner in the lengths of road specified in the Schedule to this Order:-
 - a) If the vehicle is being used for police, fire or ambulance purposes;
 - b) in any case where the person in control of the vehicle
 - (i) is required to stop by law;
 - (ii) is obliged to stop so as to prevent an accident, or
 - (iii) is prevented from proceeding in circumstances beyond his/her control.

PART 3 – CONTRAVENTION OF ORDER

Contraventions

8. If a vehicle stops waits or is otherwise left in a stationary manner in the lengths of road specified in the Schedule to this Order without complying with the requirements of this Order, a contravention shall have occurred and a Penalty Charge shall be payable.

PART 4 - GENERAL

9. The restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirements by any regulations made or having effect as if made under the 1984 Act or by or under any other enactment.

PART 5 – VALIDITY

10. If a court, the Department for Transport, the Traffic Penalty Tribunal or the Traffic Enforcement Centre declares any part of this Order to be invalid or unenforceable, such declaration shall not invalidate the remainder of the Order.

SCHEDULE

Thorpe Hesley A629 Upper Wortley Road (North side)

- 45m west of the extended western kerbline of Eldertree Road for a distance of 63.22m in a westerly direction

St Bedes Catholic School A629 Wortley Road (South side)

- 80m east of the extended eastern kerbline of Old Wortley Road for a distance of 43.56m in an easterly direction

Meadow View Primary Meadowhall Road (East side)

- 34m north of the extended northern kerbline of Richmond Park Avenue for a distance of 43.56m in a northerly direction

Kimberworth County Primary Kimberworth Road (South side)

- 35.7m from the extended western kerbline of Psalters Lane for a distance of 40m in a westerly direction

Ferham Primary Ferham Road (South side)

- 8m from the extended western kerbline of Sarah Street for a distance of 28.7m in a westerly direction
- 40m from the extended western kerbline of Sarah Street for a distance of 30m in a westerly direction
- 40m from the extended kerbline of Belmont Street for a distance of 39.9m in an easterly direction

Thornhill Primary Clough Bank (South side)

- 43.5m from the extended western kerbline of Clough Road for a distance of 26.2m in a westerly direction

Wingfield Comp Wingfield Road (South side)

- 27m south of the extended southern kerbline of Nidderdale Road for a distance of 87m in a southerly direction

Redscope J&I Kimberworth Park Road (South side)

- 4.5m west of the extended western kerbline of Binders Road for a distance of 31.56m in a westerly direction
- 101m west of the extended western kerbline of Binders Road for a distance of 43.56m in a westerly direction

Redscope J&I Kimberworth Park Road (North side)

- 4.5m west of the extended western kerbline of Binders Road for a distance of 31.56m in a westerly direction
- 110m west of the extended western kerbline of Binders Road for a distance of 43.56m in a westerly direction

Roughwood J&I Crane Road (North side)

- 4m east of the extended eastern kerbline of Sandbergh Road for a distance of 31.56m in a easterly direction
- 33m east of the extended eastern kerbline of Roughwood Road for a distance of 25.56m in an easterly direction

Roughwood J&I Jewitt Road (West side)

- 52m north of the extended northern kerbline of Crane Road for a distance of 25.56m in a northerly direction

The Common Seal of
Rotherham Borough Council
was hereunto affixed
in the presence of:-

Jacqui Allen

Duly authorised officer

