

fellside

THE COUNTY OF CUMBRIA (VARIOUS ROADS, SOUTH LAKE LAND AREA)
(CONSOLIDATION OF TRAFFIC REGULATIONS) (ORDER 2002)
VARIATION ORDER (No.2) 2003

The County Council of Cumbria in exercise of its powers under Sections 1(1), 2(1) to (4), 19, 32, 35, 35A, 38, 45, 46, 47, 49, 51, 53 and 64 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 Constable of Cumbria in accordance with Part III of Schedule 9 to the Act hereby makes the following Order:-

1. This Order shall come into operation on 31st March 2003 and may be cited as The County of Cumbria (Various Roads, South Lakeland Area) (Consolidation of Traffic Regulations) (Order 2002) Variation Order (No.2) 2003
2. For the purposes of this Order the expression "the 2002 Order" shall mean The County of Cumbria (Various Roads, South Lakeland Area) (Consolidation of Traffic Regulations) Order 2002
3. The 2002 Order shall have effect as though: -

- (a) The following was added as Article 2 (45): -

"business permit" means a permit (as defined) issued to businesses in relation to the lengths of road specified in Schedule 27A to this Order;

- (b) The following were added to Article 2(29): -

- (ll) in relation to Schedule 3A, the period 8.00 am to 6.00 pm, every day;
- (mm) in relation to Schedule 27A, twenty four hours a day, seven days a week.

- (c) The following were added as Articles 2(46), 2(47) and 2(48): -

- (46) "Zone A" ~~means~~ - in relation to Kendal means.

Nos 1-25 Caroline Street, both sides of Cross Street, both sides of Union Street, 2-42 Burneside Road, 7-31 Burneside Road, 1-9 Windermere Road.

- (47) "Zone B" ~~means~~ - in relation to Kendal means.

All from Brockbeck, Buttery Well Road, Chapel Lane (between Cross Lane and Buttery Well Road), Cross Lane, Gillinggrove, Nos 2-8 Greengate Lane, Capper Close, odd nos 1-39 and even nos 10-48 Greengate Lane, and 55 Well Ings

- (48) "Zone C" ~~means~~ - in relation to Kendal means.

Brigsteer Road (from Greenside to Underwood), Bankfield Road, Chapel Court, Captain French Lane (evens 44 to 100, odds 47 to 59 and No. 75), East View, Ghyll Head, Ghyllside, Summerhill, Tithebarn

SEE ADDITIONS 50 → in Business & Welfare order

Cottages, Bankfield, Bankfield Garden, Bank Street, Beast Banks (Nos. 1 – 26), Beech Hill Terrace, Belmont, Belmont Brow, Chapel Close, Church Terrace, Cliff Terrace, Entry Lane (20, 21, 23 and Fellside), Fountain Brow, Greenside, High Tenterfell, High Tenterfell Court, Jamieson's Place, James Place, Knott View, Low Fellside, Middle Lane, Mount Pleasant, Mount Street, Mountain View, Pear Tree Bank, Prospect Terrace, Queen Street, Queen's Place, Queen's Road, Rosemary Hill, Rosemary Lane, Sepulchre Lane, Serpentine Road, South View Lane, Spital View, Spring Gardens, Summerhill Gardens, The Syke and West Grove.

- (d) Article 31(1) was amended to read: -

Subject to Article 31(4), any resident or owner of premises whose normal residence is at premises the postal address of which is specified in columns 5 and/or 6 of Schedules 1 to 22 inclusive of this Order, who is the owner of a vehicle of a type specified in Article 4 of this Order, may apply to the Council for the issue of a parking permit for the leaving of that vehicle in the lengths of road or sides of road referred to in Articles 5 to 26 inclusive of this Order, any such application shall be made on a form issued by the Council and obtainable from such office as the Council shall require, and shall include the particulars and information required by such form.

- (e) Article 31(3) was amended to read: -

Subject to Article 31(4), the Council, upon being satisfied that an applicant is a resident or owner of premises whose normal residence is at premises the postal address of which is specified in columns 5 and/or 6 of Schedules 1 to 22 inclusive of this Order, and is the owner of a vehicle of a class specified in paragraph (1) of this Article may issue to that applicant one permit exempting the vehicle from the time limit in the lengths of road or sides of road specified in the said Schedule(s).

- (f) The following was substituted for Article 32: -

Save as provided in Article 32A, 33, 34 and 35 of this Order, no more than one parking permit shall be granted in respect of any premises.

- (g) The following was added as Article 32A: -

Subject to the provisions set out in Articles 33, 34 and 35 of this Order, no more than two parking permits shall be granted in respect of any premises specified in Zone C of this Order.

- (h) The following was added as Article 31(4): -

The Council, upon being satisfied that an applicant is a resident or owner of premises whose normal residence is at premises the postal address of which is specified in Zone C to this Order, and is the owner of a vehicle of a class specified in paragraph (1) of this Article may issue to that applicant two

permits exempting the vehicles from the time limit in the lengths of road or sides of road specified in the said Zone C.

(i) The following was added as Article 35A: -

At the discretion of the Council, a book of 60 No. visitors parking permits may be issued to residents of premises within Zone C for the use of: -

- (1) visitors or carers providing care to residents or owners of premises the postal address is specified in Zone C to this Order; and
- (2) such visitors parking permits shall be identified with a distinct identification mark (ie. Visitors Permit) with particulars in writing on them as specified in Articles 33(b), 33(c), 33(d) and 33(e); and
- (3) such visitors parking permits shall be the responsibility of the resident to whom they are issued and do not require the resident to own a vehicle at their residence before issue; and
- (4) such visitors parking permits, if not in use by visitors or carers may be used on additional vehicles owned by the resident but for which no parking permit has been issued; and
- (5) in all other respects the application for and issue of visitors parking permits shall be in accordance with Article 33 of this Order

(j) The following was added as Article 7A: -

Save as provided in Article 41, no person shall, except upon the direction or with the permission of a Police Constable in uniform or of a parking attendant, cause or permit any vehicle to wait between the hours of 8.00 am and 6.00 pm, on any day, in any parking place specified in Schedule 3A: -

- (1) for a longer period than 30 minutes; or
- (2) if a period of less than 30 minutes has elapsed since the termination during the said hours of the last period of waiting (if any) by that vehicle on the same length of road.

- (k) The following were added to Schedule 3 "Parking Place, Restricted Waiting 8 am – 6 pm, Full Week, Waiting Limited to 1 Hour, Return Prohibited Within 1 Hour": -

Brigsteer Road	PPWL 1 hour RPW 1 hour	South	From a point 20 metres west of its junction with Bankfield Road for a distance of 33 metres in a westerly direction.	All in Zone C
Brigsteer Road	PPWL 1 hour RPW 1 hour	South	From a point 7 metres west of its junction with Ghyllside for a distance of 15 metres in a westerly direction.	All in Zone C
Brigsteer Road	PPWL 1 hour RPW 1 hour	North	From a point 102 metres west of its junction with Bankfield Road for a distance of 25 metres in a westerly direction.	All in Zone C
Brigsteer Road	PPWL 1 hour RPW 1 hour	North	From a point 222 metres west of its junction with Bankfield Road for a distance of 21 metres in a westerly direction.	All in Zone C
Ghyllside	PPWL 1 hour RPW 1 hour	South	From a point 20 metres west of the centre of its junction with Gillingate for a distance of 31 metres in a westerly direction.	All in Zone C
Ghyllside	PPWL 1 hour RPW 1 hour	South	From a point 59 metres west of the centre of its junction with Gillingate for a distance of 68 metres in a westerly direction.	All in Zone C

- (l) The following was added as Schedule 3A: -

SCHEDULE 3A

Parking places restricted to waiting 8am - 6pm full week. Waiting limited to 30 minutes, return prohibited within 30 minutes.

Street Name	Restriction	Side of Street	Restricted Length	Exemption
Beast Banks	PPWL 30 mins RPW 30 mins	North	From a point 6 metres east of the kerbline on the east side of Belmont for a distance of 15 metres in an easterly direction	All in Zone C

Beast Banks	PPWL 30 mins RPW 30 mins	North West	From a point 6m west of the kerbline on the west side of Belmont for a distance of 40 m in a westerly direction.	All in Zone C
Belmont	PPWL 30 mins RPW 30 mins	West	From a point 16 metres north of the centre of its junction with Beast Banks for a distance of 70 metres in a northerly direction	All in Zone C
Greenside	PPWL 30 mins RPW 30 mins	North	From a point 203 metres west of the centre of its junction with High Tenterfell for a distance of 37 metres in a westerly direction.	All in Zone C
Greenside	PPWL 30 mins RPW 30 mins	North	From a point 22 metres west of the centre of its junction with High Tenterfell for a distance of 166 metres in a westerly direction.	All in Zone C
Greenside	PPWL 30 mins RPW 30 mins	North	From a point on the west side of its junction with Mount Street for a distance of 29 metres in a westerly direction.	All in Zone C
Greenside	PPWL 30 mins RPW 30 mins	North	From a point 47 metres west of the kerbline on the west side of Mount Street for a distance of 16 metres in a westerly direction.	All in Zone C
Greenside	PPWL 30 mins RPW 30 mins	North	From a point 38 metres east of the centre of its junction with High Tenterfell to a point 27 metres in an easterly direction.	All in Zone C
Greenside	PPWL 30 mins RPW 30 mins	South	From a point 19 metres east of the centre of its junction with Bankfield Road to a point 78 metres in an easterly direction	All in Zone C
Greenside	PPWL 30 mins RPW 30 mins	South	From a point 44 metres west of the centre of its junction with Bankfield Road to a point 8 metres in a westerly direction	All in Zone C

Greenside	PPWL 30 mins RPW 30 mins	South	From a point 58 metres west of the centre of its junction with Bankfield Road to a point 7 metres in a westerly direction	All in Zone C
Greenside	PPWL 30 mins RPW 30 mins	South	From a point 79 metres west of the centre of its junction with Bankfield Road to a point 26 metres in a westerly direction	All in Zone C
High Tenterfell	PPWL 30 mins RPW 30 mins	West	From a point 6 metres north of the centre of its junction with Undercliff Road (north side) for a distance of 20 metres in a northerly direction.	All in Zone C
High Tenterfell	PPWL 30 mins RPW 30 mins	East	From a point 6 metres north of the centre of its junction with Undercliff Road (north side) for a distance of 30 metres in a northerly direction.	All in Zone C
Low Fellside	PPWL 30 mins RPW 30 mins	West	From a point 31 metres south of its junction with Serpentine Road (south side) for a distance of 35 metres in a southerly direction.	All in Zone C
Low Fellside	PPWL 30 mins RPW 30 mins	West	From a point 95 metres south of its junction with Queen's Road (east side) to a point 4 metres north of its junction with Serpentine Road (north side).	All in Zone C
Low Fellside	PPWL 30 mins RPW 30 mins	East	From a point 180 metres north of the centre of its junction with Allhallows Lane/Beast Banks in a southerly direction to a point 64 metres north of the centre of its junction with Middle Lane.	All in Zone C
Middle Lane	PPWL 30 mins RPW 30 mins	North	Whole Length.	All in Zone C

Middle Lane	PPWL 30 mins RPW 30 mins	West	From a point 52 metres north west of its junction with Low Fellside for a distance of 10 metres in a northerly direction	All in Zone C
Middle Lane	PPWL 30 mins RPW 30 mins	West	From a point 67 metres north west of its junction with Low Fellside for a distance of 4 metres in a northerly direction.	All in Zone C
Mount Pleasant	PPWL 30 mins RPW 30 mins	West	From a point 5 metres north of its junction with Beast Banks for a distance of 84 metres in a northerly direction.	All in Zone C
Mount Pleasant	PPWL 30 mins RPW 30 mins	East	From a point 5 metres north of its junction with Beast Banks for a distance of 34 metres in a northerly direction.	All in Zone C
Mount Pleasant	PPWL 30 mins RPW 30 mins	West	From a point at its junction with the south side of Cliff Brow for a distance of 17 metres in a south easterly direction.	All in Zone C
Mount Pleasant	PPWL 30 mins RPW 30 mins	East	From a point at its junction with the west side of Cliff Terrace for a distance of 6 metres in a westerly direction	All in Zone C
Mount Pleasant (east of island)	PPWL 30 mins RPW 30 mins	West	From a point 130 metres north of its junction with Beast Banks for a distance of 31 metres in a southerly direction.	All in Zone C
Mount Pleasant (south of island)	PPWL 30 mins RPW 30 mins	North	From a point 5 metres south east of its junction with High Tenterfell to a point 17 metres in a south easterly direction.	All in Zone C
Queen's Road	PPWL 30 mins RPW 30 mins	East	From a point 348 metres south of its junction with Low Fellside to a point 25 metres in a south easterly direction.	All in Zone C
Queen's Road	PPWL 30 mins RPW 30 mins	East	From a point 13 metres north west of its junction with Serpentine Road to a point 42	All in Zone C

			metres in a north westerly direction.	
Queen's Road	PPWL 30 mins RPW 30 mins	West	From a point 46 metres north west of the center of its junction with The Tram to a point 26 metres in a north westerly direction.	All in Zone C
Queen's Road	PPWL 30 mins RPW 30 mins	West	From a point 86 metres north west of the centre of its junction with The Tram to a point 31 metres in a northerly direction.	All in Zone C
Queen's Road	PPWL 30 mins RPW 30 mins	West	From a point at its junction with Low Fellside (south side) to a point 7 metres in a southerly direction.	All in Zone C
Queen's Road	PPWL 30 mins RPW 30 mins	West	From a point 12 metres south of its junction with Low Fellside (south side) to a point 29 metres in a southerly direction.	All in Zone C
Queen's Road	PPWL 30 mins RPW 30 mins	West	From a point 47 metres south of its junction with Low Fellside (south side) to a point 28 metres in a southerly direction.	All in Zone C
Queen's Road	PPWL 30 mins RPW 30 mins	West	From a point 80 metres south of its junction with Low Fellside (south side) to a point 17 metres in a southerly direction.	All in Zone C
Serpentine Road	PPWL 30 mins RPW 30 mins	East	From a point 4 metres south of its junction with Low Fellside (west side) to a point 25 metres in a southerly direction.	All in Zone C
Serpentine Road	PPWL 30 mins RPW 30 mins	West	From its junction with Low Fellside (west side) to a point 24 metres in a southerly direction.	All in Zone C
Serpentine Road	PPWL 30 mins RPW 30 mins	East	From a point 85 metres south of its junction with Low Fellside (west side) to a point 60 metres in a southerly direction.	All in Zone C

Serpentine Road	PPWL 30 mins RPW 30 mins	Both	From a point on the south side of Stoney Lane steps to a point 71 metres in a southerly direction.	All in Zone C
Serpentine Road	PPWL 30 mins RPW 30 mins	West	From a point 101 metres south of the centre of its junction with Stoney Lane to a point 33 metres in a southerly direction.	All in Zone C
Serpentine Road	PPWL 30 mins RPW 30 mins	West	From a point 141 metres south of the centre of its junction with Stoney Lane to a point 38 metres in a southerly direction.	All in Zone C
Serpentine Road	PPWL 30 mins RPW 30 mins	East	From a point 19 metres north of its junction with Fell Brow Steps to a point 9 metres in a northerly direction.	All in Zone C
Serpentine Road	PPWL 30 mins RPW 30 mins	East	From a point 33 metres north of its junction with Fell Brow Steps to a point 60 metres in a northerly direction.	All in Zone C

- (m) The reference in Part 1 (Kendal) of Schedule 4 "Parking Place, Restricted Waiting, 8.00 am – 6.00 pm, Monday to Saturday inclusive, Waiting Limited to 1 hour, return prohibited within 1 hour" relating to Belmont, was deleted.
- (n) In Part 1 (Kendal) of Schedule 5 "Parking Place, Restricted Waiting 8.00 am – 10.00 pm, Full Week, Waiting Limited to 1 hour, return prohibited within 1 hour", column 5 of the entry relating to Captain French Lane, was deleted and replaced with the following: -
- "All in Zone C"
- (o) The following were added to Schedule 5 "Parking Place, Restricted Waiting 8.00 am – 10.00 pm, Full Week, Waiting Limited to 1 hour, return prohibited within 1 hour"

Captain French Lane	PPWL 1 hour RPW 1 hour	North	From a point 10 metres east of its junction with East View (east side) for a distance of 31 metres in an easterly direction.	All in Zone C
Captain French Lane <i>Bankfield</i>	PPWL 1 hour RPW 1 hour	North	From a point 6 metres west of its junction with East View (west side) for a distance of 12 metres in a westerly	All in Zone C

			direction.	
Captain French Lane	PPWL 1 hour RPW 1 hour	South	From a point 5 metres east of its junction with Gillingate for a distance of 5 metres in an easterly direction.	All in Zone C
Brigsteer Road	PPWL 1 hour RPW 1 hour	North	From a point 16 metres east of its junction with Bankfield Road for a distance of 81 metres in an easterly direction.	All in Zone C
East View	PPWL 1 hour RPW 1 hour	West	From a point 11 metres north of its junction with Captain French Lane for a distance of 20 metres in a northerly direction.	All in Zone C
East View	PPWL 1 hour RPW 1 hour	West	From a point 38 metres north of its junction with Captain French Lane for a distance of 45 metres in a northerly direction.	All in Zone C
Summer Hill	PPWL 1 hour RPW 1 hour	South East	From its junction with Beast Banks for a distance of 20 metres in a south westerly direction.	All in Zone C
Summer Hill	PPWL 1 hour RPW 1 hour	South East	From a point 25 metres south west of its junction with Beast Banks for a distance of 18 metres in a south westerly direction.	All in Zone C

(p) The following were added to Part 1 (Kendal) of Schedule 6 "Parking Place, Restricted waiting 8.00 am – 6.00 pm, Full Week, Waiting limited to 2 hours, return prohibited within 2 hours": -

Queen's Road	PPWL 2 hours RPW 2 hours	West	From a point 123 metres north west of its junction with The Tram to a point 31 metres in a northerly direction.	All in Zone C
Queen's Road	PPWL 2 hours RPW 2 hours	West	From a point 106 metres south of its junction with Low Fellside (north side) to a point 20 metres in a southerly direction.	All in Zone C

- (q) The following was inserted after the second reference to Beast Banks in Part 1 (Kendal) of Schedule 52 "No Waiting At Any Time": -

<u>Street Name</u>	<u>Side of Street</u>	<u>Restricted Length</u>
Beast Banks	North	From a point 6m west of its junction with Belmont to a point 6m east of its junction with Belmont.

- (r) In column 4 of the first reference to Brigsteer Road in Part 1 (Kendal) of Schedule 52 "No Waiting At Any Time", the words "in an easterly direction for a distance of 54 metres" was replaced with the words "to its junction with East View";

- (s) In column 4 of the second reference to Brigsteer Road in Part 1 (Kendal) of Schedule 52 "No Waiting At Any Time", the figure "5" was replaced with a "6";

- (t) The following were added to Part 1 (Kendal) of Schedule 52 "No Waiting At Any Time" after the second reference to Brigsteer Road: -

Brigsteer Road	NWAAT	North	From its junction with Bankfield Road for a distance of 103 metres in a westerly direction.
Brigsteer Road	NWAAT	South	From its junction with Bankfield Road for a distance of 20 metres in a westerly direction.
Brigsteer Road	NWAAT	South	From a point 52 metres west of its junction with Bankfield Road to its junction with Ghyllside.

- (u) The following were added to Part 1 (Kendal) of Schedule 52 "No Waiting At Any Time" after the fifth reference to Captain French Lane: -

Captain French Lane	NWAAT	North	From its junction with East View for a distance of 6 metres in a westerly direction.
Captain French Lane	NWAAT	North	From a point 354 metres west of its junction with Highgate (west side) in an easterly direction for a distance of 14 metres.
Captain French Lane	NWAAT	South	From a point 354 metres west of its junction with Highgate (west side) in an easterly direction for a distance of 66 metres (but not including parking area outside No 102).
East View	NWAAT	East	From its junction with Summer

			Hill to its junction with Captain French Lane...
✓ East View	NWAAT	West	From its junction with Brigsteer Road for a distance of 10 metres in a southerly direction.
✓ East View	NWAAT	West	From a point 33 metres north of its junction with Captain French Lane for a distance of 7 metres in a northerly direction.
East View	NWAAT	West	From its junction with Captain French Lane for a distance of 12 metres in a northerly direction."

(v) The existing two references in Part 1 (Kendal) of Schedule 52 "No Waiting At Any Time" which relate to Ghyllside, were deleted and replaced with the following: -

✓ Ghyllside	NWAAT	North	Whole Length;
Ghyllside	NWAAT	South	From a point 40 metres west of its junction with Gillingate for a distance of 6 metres in a westerly direction.

(w) In the first reference to Greenside in Part 1 (Kendal) of Schedule 52 "No Waiting At Any Time", the figure "42" was replaced with "56";

(x) The following were added to Part 1 (Kendal) of Schedule 52 "No Waiting At Any Time" after the existing references to Greenside: -

Greenside	NWAAT	North	From a point 29 metres west of its junction with Mount Street in a westerly direction for 18 metres.
Greenside	NWAAT	North	From a point 63 metres west of its junction with Mount Street in a westerly direction for 11 metres.
Greenside	NWAAT	South	From a point 52 metres west of the centre of its junction with Bankfield Road for a distance of 6 metres in a westerly direction.
Greenside	NWAAT	South	From a point 65 metres west of the centre of its junction with Bankfield Road for a distance of 14 metres in a westerly direction.
Greenside	NWAAT	South	From a point 105 metres west of the centre of its junction with Bankfield Road for a

distance of 62 metres in a westerly direction .

- (y) The entry in Part 1 (Kendal) of Schedule 52 "No Waiting At Any Time" which relates to High Tenterfell was deleted and replaced with the following: -

High Tenterfell	NWAAT	Both	From the centre of its junction with Greenside to its junction with Serpentine Road
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- (z) In the second reference in Part 1 (Kendal) of Schedule 52 "No Waiting At Any Time" which relates to Middle Lane, the figure of 47 was replaced with 59.

- (aa) The following was added to Part 1(Kendal) of Schedule 52 "No Waiting At Any Time" after the second reference to Middle Lane: -

Middle Lane	NWAAT	West	From a point 62m north of the Centre of its junction with Low Fellside for a distance of 5m in a north/north-westerly direction.
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- (bb) The following were added to Part 1 (Kendal) of Schedule 52 "No Waiting At Any Time" after the reference to Mint Bridge Road: -

Mount Pleasant	NWAAT	East (east of island)	From its junction with Cliff Brow for a distance of 32 metres in a northerly direction.
Mount Pleasant	NWAAT	South (south of island)	From its junction with High Tenterfell for a distance of 40 metres in an easterly direction.
Mount Pleasant	NWAAT	East	From a point 17 metres south of its junction with Cliff Brow for a distance of 23 metres in a south easterly direction.

- (cc) The following were added to Part 1 (Kendal) of Schedule 52 "No Waiting At Any Time" after the first reference to Queen's Road: -

Queen's Road	NWAAT	East	From its junction with Low Fellside for a distance of 49 metres in a southerly direction.
Queen's Road	NWAAT	East	From its junction with Serpentine Road for a distance of 18 metres in a north westerly direction.

- (dd) In the first reference to Serpentine Road in Part 1 (Kendal) of Schedule 52 "No Waiting At Any Time", the figure "16" was replaced with "5";

(ee) In the fourth reference to Serpentine Road in Part 1 (Kendal) of Schedule 52 "No Waiting At Any Time", the figures "130" and "85" were replaced with "100" and "104" respectively and all bracketed words deleted;

(ff) The following were added to Part 1 (Kendal) of Schedule 52 "No Waiting At Any Time" after the existing references to Serpentine Road: -

Serpentine Road	NWAAT	West	From its junction with Queen's Road for a distance of 20 metres in a northerly direction.
Serpentine Road	NWAAT	East	From the northern side of its junction with Sepulchre Lane for a distance of 20 metres in a southerly direction.
Serpentine Road	NWAAT	East	From the south side of its junction with Stoney Lane to the north side of its junction with Stoney Lane.
Serpentine Road	NWAAT	West	From the south side of its junction with Stoney Lane for a distance of 90 metres in a northerly direction.
Serpentine Road	NWAAT	West	From a point 24 metres in a southerly direction from its junction with Low Fellside for a distance of 13 metres.
Serpentine Road	NWAAT	East	From its junction with Low Fellside for a distance of 4 metres in a southerly direction.
Serpentine Road	NWAAT	East	From a point 25 metres south of its junction with Low Fellside for a distance of 20 metres in a southerly direction."

(hh) The following was added to Part 1 (Kendal) of Schedule 52 "No Waiting At Any Time" after the existing references to Low Fellside: -

Low Fellside	NWAAT	West	From its junction with Serpentine Road (north side) for a distance of 4 metres in a northerly direction.
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(ii) The following was added to Part 1 (Kendal) of Schedule 52 "No Waiting At Any Time" after the existing references to Stricklandgate: -

Summer Hill	NWAAT	South East	From a point 20 metres south west of its junction with Beast Banks for a distance of 5 metres in a south westerly direction.
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- (jj) The following was added to Part 1 (Kendal) of Schedule 53 "No Waiting 8.00 am – 6.00 pm, Full Week" after the existing reference to Bridge Street: -

Brigsteer Road	NW	North	From a point 128 metres west of its junction with Bankfield Road for a distance of 95 metres in a westerly direction.
Brigsteer Road	NW	North	From a point 245 metres west of its junction with Bankfield Road to a point 32 metres west of the centre of its junction with Underwood.
Brigsteer Road	NW	South	From a point 117 metres west of its junction with Bankfield Road to a point 32 metres west of the centre of its junction with Underwood."

- (kk) The following were added to Part 1 (Kendal) of Schedule 53 "No Waiting, 8.00 am – 6.00 pm, Full Week" after the references to Garden Road: -

Greenside	NW	South	From a point 167 metres west of the centre of its junction with Bankfield Road for a distance of 86 metres in a westerly direction.
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- (ll) The following were added to Part 1 (Kendal) of Schedule 53 "No Waiting, 8.00 am – 6.00 pm, Full Week" after the references to Highgate: -

High Tenterfell	NW	East	From the north side of the junction with Undercliff Road for a distance of 14 metres in a northerly direction.
High Tenterfell	NW	West	From the north side of the junction with Undercliff Road for a distance of 6 metres in a northerly direction.
High Tenterfell	NW	West	From a point 26 metres north of its junction with Undercliff Road for a distance of 22 metres in a northerly direction.

(mm) The following were added to Part 1 (Kendal) of Schedule 53 "No Waiting, 8.00 am – 6.00 pm, Full Week", after the existing references to Mintsfeet Road South: -

Mount Pleasant (south of island)	NW	North	From a point 22 metres south east of its junction with High Tenterfell for a distance of 11 metres in an easterly then northerly direction.
Mount Pleasant (south of island)	NW	North	From its junction with High Tenterfell for a distance of 5 metres in an easterly direction.

(nn) The following were added to Part 1 (Kendal) of Schedule 53 "No Waiting, 8.00 am – 6.00 pm, Full Week", after the existing references to Parr Street: -

Queen's Road	NW	East	From a point 49 metres south of its junction with Low Fellside for a distance of 201 metres in a southerly direction.
Queen's Road	NW	East	From a point 286 metres south of its junction with Low Fellside for a distance of 62 metres in a south easterly direction.
Queen's Road	NW	East	From a point 373 metres south of its junction with Low Fellside for a distance of 33 metres in a south easterly direction.
Queen's Road	NW	West	From a point 46 metres north of the centre of its junction with The Tram to its junction with Serpentine Road.
Queen's Road	NW	West	From a point 117 metres north west of the centre of its junction with The Tram for a distance of 6 metres in a northerly direction.
Queen's Road	NW	West	From a point 126 metres south of its junction with Low Fellside for a distance of 51 metres in a southerly direction.
Queen's Road	NW	West	From a point 7 metres south of its junction with Low Fellside for a distance of 5 metres in a southerly direction.

Queen's Road	NW	West	From a point 41 metres south of its junction with Low Fellside for a distance of 6 metres in a southerly direction.
Queen's Road	NW	West	From a point 75 metres south of its junction with Low Fellside for a distance of 5 metres in a southerly direction.
Queen's Road	NW	West	From a point 97 metres south of its junction with Low Fellside for a distance of 60 metres in a southerly direction.

(oo) The following were added to Part 1 (Kendal) of Schedule 53 "No Waiting, 8.00 am – 6.00 pm, Full Week", after the references to Sandylands Road: -

Serpentine Road	NW	East	From a point 45 metres south of its junction with Low Fellside for a distance of 40 metres in a southerly direction.
Serpentine Road	NW	East	From a point 14 metres north of its junction with Fell Brow Steps for a distance of 5 metres in a northerly direction.
Serpentine Road	NW	East	From a point 28 metres north of its junction with Fell Brow Steps for a distance of 5 metres in a northerly direction.
Serpentine Road	NW	West	From a point 40 metres south of its junction with Low Fellside for a distance of 15 metres in a southerly direction.
Serpentine Road	NW	West	From a point 134 metres south of its junction with Stoney Lane, in a southerly direction for 7 metres

(pp) The following was added to Part 1 (Kendal) of Schedule 53 "No Waiting, 8.00 am – 6.00 pm, Full Week", after the reference to Stricklandgate: -

Undercliff Road	NW	Both	From its junction with High Tenterfell for a distance of 10 metres in a westerly direction.
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Underwood NWAAT Both From its junction with Brigsteer Road for a distance of 20 metres in a southerly direction.

(qq) The following was added as Schedule 27A "Parking Places for Business Permit Holders Only": -

Schedule 27A Parking places for business permit holders only

Street Name	Restriction	Side of Street	Length	Exemption
Low Fellside	PP for business permit holders only	East	From a point 55 metres north of its junction with Allhallows Lane to a point 8 metres in a northerly direction.	Business Permit holders only

(rr) The following was inserted as Articles 62A to 62S and "Part IVA - PARKING PLACES FOR BUSINESS PERMIT HOLDERS ONLY": -

"PART IVA

PARKING PLACES FOR BUSINESS PERMIT HOLDERS ONLY

62A. Save as provided in Article 62R and 62S, no person shall, except upon the direction or with the permission of a Police Constable in uniform or of a parking attendant, cause or permit any vehicle to wait, at any time, in any parking place specified in Schedule 27A to this Order unless it is displaying a valid business permit issued in accordance with the following provisions of this Part of this Order.

Conditions of Use of a Business Parking Place

62B. The driver of a vehicle shall not permit it to wait in a parking place specified in Schedule 27A to this order during the prescribed hours, unless the vehicle is:-

- (a) of a class specified in Article 4 of this Order, and
- (b) wholly within the limits of the parking place as marked on the carriageway by broken white lines conforming to diagram 1032 in Schedule 6 to the 1994 Regulations and is parked parallel to the kerb with the near side of the vehicle adjacent to the edge of the carriageway

or in the case of a vehicle waiting on the right-hand side of a one-way street is parked parallel to the kerb with the offside of the vehicle adjacent to the edge of the carriageway or wholly within the limits of the parking place as marked on the highway by broken white lines conforming to diagram 1032 in Schedule 6 to the 1994 Regulations.

- 62C. The driver of a motor vehicle shall not use a parking place specified in Schedule 27A to this Order: -
- (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;
 - (b) when closed under the provisions of Article 40 of this Order.
- 62D. The driver of a motor vehicle using a parking place shall stop the engine as soon as the vehicle is in position in the parking place, and shall not start the engine except when about to change the position of the vehicle in or to depart from the parking place.
- 62E. No person shall use a vehicle, while it is in a parking place, in connection with the sale of any article to persons in or near the parking place or in connection with the selling or offering for hire of his skill or services.
- 62F. The driver of a vehicle shall on the arrival of the vehicle at a parking place specified in Schedule 27A to this Order, during the period of waiting, exhibit on the vehicle in accordance with the provisions of this Part of this Order a business parking permit
- 62G. The business parking permit shall be exhibited in the relevant position on the vehicle
- 62H. When a business parking permit has been displayed in a vehicle in accordance with the foregoing provisions of this Order, no person shall remove the parking permit from the vehicle unless authorised to do so by the driver of the vehicle.
- 62I. The driver of a two wheeled motor cycle not having a side car attached thereto shall be exempt from the provisions of Articles 62F and 62G of this Order.
- 62J. Subject to the provisions hereto, where a police officer in uniform or a parking attendant is of the opinion that any of the provisions contained in this Part of the Order have been contravened or not complied with in respect of a vehicle left in a parking place, he may remove or cause to be removed the vehicle from the parking place and, where it is so removed he shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle
- 62K. Provided that when a vehicle is waiting in a parking place in contravention of the provisions of Article 62E, a person authorised in that behalf by the Council may alter or cause to be altered the position of the vehicle in order that its position shall comply with that provision.

Application for Business Permits

- 62L. (1) Any owner of premises the postal address of which is specified in Column 1 of Schedule 27A, who is the owner of such vehicles as are passenger vehicles, motor cycles, motor cycles with side cars attached thereto, disabled persons' vehicles and goods vehicles, may apply to the Council for the issue of a business parking permit for the leaving of that vehicle in the lengths of road or sides of road referred to in Schedule 27A of this Order, any such application shall be made on a form issued by the Council and obtainable from such office as the Council shall require, and shall include the particulars and information required by such form.
- (2) The Council may require an applicant for a business permit to produce to an Officer of the County Council such evidence in respect of the application as they may reasonably require to verify any particulars or information given to them.
- (3) The Council, upon being satisfied that an applicant is an owner of premises whose normal residence is at premises the postal address of which is specified in Column 1 of Schedule 27A, and is the owner of a vehicle of a class specified in paragraph (1) of this Article may issue to that applicant one business permit permitting them to park in the business parking places specified in Schedule 27A.
- 62M. Subject to the provisions set out in Articles 62N, 62O and 62P, of this Order, no more than one parking permit shall be granted in respect of any business.
- 62N. The following particulars shall be included in writing on a business permit:-
- (a) a distinct identification mark (ie. Business Permit)
 - (b) either (i) the registration mark of the vehicle in respect of which the business permit has been issued or (ii) the address of the business in respect of which the business permit has been issued;
 - (c) an authentication that the business permit has been issued by the Council;
 - (d) the period during which the business permit shall remain valid being a period not exceeding 12 months
 - (e) the area, name of street or parking place to which the permit applies.
- 62O. Notwithstanding the provisions set out in Articles 62L, 62M and 62N of this Order, the Council may, at its discretion, issue more than one business permit per business and may waive the vehicle height requirement.

Surrender, Withdrawal and Validity of Parking Permits

- 62P. (1) A business permit holder may surrender a permit to the Council at any time and shall surrender a permit to the Council on the occurrence of any of the events set out in paragraph (3) of this Article.
- (2) The Council may, by notice in writing serve on the business permit holder at the address shown by that person on the application for the permit, withdraw a permit if it appears to the Council that any of the events set out in paragraph (3) of this Article has occurred and the permit holder shall surrender the permit to the Council within 48 hours of the receipt of the said Notice.
- (3) The events referred to in the foregoing provisions of this Article are:-
- (a) the expiry of the period for which the permit was issued;
 - (b) the permit holder ceasing to be the owner of business premises in respect of which the permit was issued;
 - (c) the permit holder ceasing to be the owner of the vehicle in respect of which the permit was issued;
 - (d) the vehicle in respect of which such permit was issued being adapted or used in such a manner that it is not a vehicle of a class specified in Article 4 of this Order;
 - (e) the issue of a duplicate permit by the Council under the provisions of Article 62Q of this Order;
- (4) A permit shall cease to be valid on the occurrence of any of the events set out in paragraph (3) of this Article.

Application for, and Issue of Duplicate Business Permits

- 62Q. (1) If a permit is mutilated or defaced or the figures or particulars on it have become illegible or the colour of the permit has become altered by fading or otherwise, the permit holder shall surrender it to the Council and may then apply to the Council for the issue to him of a duplicate permit.
- (2) If a permit is lost or destroyed the permit holder may apply to the Council for the issue of a duplicate.
- (3) The provisions of this Order shall apply to a duplicate permit and an application for such a permit as if it were a permit or, as the case may be, an application for a permit.
- (4) Any permit issued by virtue of the provisions of paragraph (1) or (2) of this Article shall be marked as a duplicate and upon the issue of a duplicate the permit which it duplicates shall become invalid.

General Exemptions

62R. Nothing in the foregoing provisions of this part of the Order shall apply to a vehicle waiting during the prescribed hours in a parking place specified in Schedule 27A to this Order if the vehicle is

- (a) waiting only so long as is necessary to enable a person to board or alight from the vehicle or to enable goods or merchandise to be loaded onto or unloaded from the vehicle;
- (b) waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accidents;
- (c) a vehicle used for police, fire brigade or ambulance purposes, or a vehicle (other than a passenger vehicle) in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties;
- (d) waiting to enable it to be used in connection with the removal of any obstruction to traffic;
- (e) in the service of or employed by the Post Office and is waiting while postal packets addressed to premises adjacent to the parking place in which the vehicle is waiting are being unloaded from the vehicle, or, having been unloaded therefrom, or are being delivered or while postal packets are being collected from premises or posting boxes adjacent to the parking place in which the vehicle is waiting or is in use in connection with the servicing of posting boxes adjacent to the parking place in which the vehicle is waiting;
- (f) being used by a statutory undertaker or its contractor in connection with any building operation or demolition, the maintenance, improvement or reconstruction of the parking place or the laying, erection, alteration or repair in or near the said parking place 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 Schedule 2 to the Telecommunications Act, 1984;
- (g) in actual use in connection with the removal of furniture from one office or dwellinghouse to another or the removal of furniture from such premises to a depository or to such premises from a depository;
- (h) in actual use in connection with the removal of a coffin containing the remains of a deceased person to or from premises situate on or adjacent to that parking place;
- (i) if goods are being sold or offered or exposed for sale from a vehicle by a person who is licensed by a local authority to sell goods from a stationary vehicle on a pitch situated in a parking place;

- (j) displaying in the relevant position a valid disabled person's badge or resident's permit.

62S. A disabled person's vehicle which displays in the relevant position a disabled person's badge shall be exempt from compliance with any limitation of time during which a vehicle may be left in the lengths of road or sides of road specified in Schedule 27A of this Order".

- (ss) The following was added to Part 1 (Kendal) of Schedule 91 "Prohibition of Driving (Except for Access): -

Kendal	A6 Station Road (Service Road in front of Hotel)	Prohibition of Driving	Both Sides	From its junction with Wildman Street for a distance of 35m in a north- easterly direction.
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- (tt) The reference to Station Road In Part 1 (Kendal) of Schedule 109 "One-Way Traffic" was deleted and replaced with the following: -

Station Road (Service Road in front of Hotel)	One-Way Traffic	Both Sides	From its junction with Wildman Street for a distance of 35m in a north- easterly direction.
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- (uu) The reference to Ann Street, Kendal in Schedule 110 "No Right Turns" was deleted.

- (vv) The following was added to Part 1 (Kendal) of Schedule 110A "Compulsory Left Turn": -

Ann Street	Compulsory Left Turn	From Ann Street to Wildman Street.
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4. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

Dated the 21st day of March 2003

C14318

THE COMMON SEAL OF)

CUMBRIA COUNTY COUNCIL)

was hereunto affixed)

in the presence of:-)

ASST HEAD OF LEGAL SERVICES

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