

THE COUNTY OF CUMBRIA (VARIOUS ROADS, SOUTH LAKE LAND AREA)  
(CONSOLIDATION OF TRAFFIC REGULATIONS) (ORDER 2002)  
VARIATION ORDER (CONISTON, HAWKSHEAD AND NEAR SAWREY –  
HIGH FURNESS) (PART) 2012

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 26 November 2012 and may be cited as The County of Cumbria (Various Roads, South Lakeland Area) (Consolidation of Traffic Regulations) (Order 2002) Variation Order (Coniston, Hawkshead and Near Sawrey – High Furness) (Part) 2012
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 Part VA: -**

**PART VA**

RESIDENTS ONLY PARKING

Residents Only Parking - Waiting Limited 1 Hour, Return Prohibited 1 Hour, 9.00 am – 6.00 pm and Waiting Unlimited between 6 pm – 9 am, Full Week

97A. Save as provided in Article 97B 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 wait: -

- (a) between the hours of 9 am and 6 pm each day, in the lengths of road or sides of road specified in Schedule 73A to this Order: -
  - (1) for a longer period than 1 hour; or
  - (2) if a period of less than 1 hour has elapsed since the termination during the said hour of the last period of waiting (if any) by that vehicle on the same length of road.
- (b) between the hours of 6 pm on one day and 9 am the following day, in the lengths of road or sides of road specified in Schedule 73A to this Order.

- 97B. (1) Nothing in Article 97A to this Order shall apply to a resident of premises specified in column 6 of Schedule 73A to this Order, who displays a valid permit of exemption issued in accordance with the provisions of Article 97C of this Order.
- (2) Nothing in Article 97A to this Order shall render it unlawful to cause or permit a vehicle to wait in the lengths of road or sides of road specified therein if the vehicle is: -
- (a) 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;
  - (b) 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;
  - (c) waiting to enable it to be used in connection with the removal of any obstruction to traffic;
  - (d) in the service of or employed by the post office and is waiting while postal packets addressed to premises adjacent to the parking area in which the vehicle is waiting are being unloaded therefrom, or are being delivered or while postal packets are being collected from the premises or posting boxes adjacent to the parking area in which the vehicle is waiting, or, is in use in connection with the serving of posting boxes adjacent to the parking area in which the vehicle is waiting;
  - (e) being used in connection with any building operation or demolition the maintenance, improvement or reconstruction of the parking area or the laying, erection, alteration or repair in or near the said parking area 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;
  - (f) in actual use in connection with the removal of furniture from one office or dwelling house to another or the removal of furniture from such premises to a depository or to such premises from depository;
  - (g) in actual use in connection with the removal of a coffin containing the remains of a deceased person to or from premises situated on or adjacent to that parking area.

### Application for Exemption Permits

- 97C. (1) Any resident whose normal residence is at premises specified in column 6 of Schedule 73A of this Order, who is the owner of a vehicle not exceeding 72" (1.83m) in height, being either a passenger vehicle, a goods vehicle, motor cycle with sidecar attached thereto, may apply to the Council for the issue of a permit for the leaving of that vehicle in the lengths of road or sides of road referred to in Article 97A 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 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 a person whose normal residence is at premises specified in column 6 of Schedule 73A to this Order and is the owner of a vehicle of a class specified in paragraph (1) and (2) of this Article may issue to that applicant a permit enabling the vehicle to park in the lengths of road or sides of road specified in Schedule 73A to this Order;

Provided that subject to the provisions of Articles 97D and 97E of this Order the Council shall not issue a permit to any resident which would be valid for any period to which any other permit issued to that resident extends.

- 97D. (1) The following particulars shall be included in writing on a permit:-
- (a) a distinct identification mark (ie. Residents Permit)
  - (b) either (i) the registration mark of the vehicle in respect of which the permit has been issued or (ii) the address of the resident in respect of which the permit has been issued;
  - (c) an authentication that the permit has been issued by the Council;
  - (d) the period during which the permit shall remain valid being a period not exceeding 12 months
  - (e) the name of the street and town to which the permit applies.
- (2) At the discretion of the Council, short term permits may be issued to carers and shall be subject to the same provisions as those issued to residents.
- (3) At the discretion of the Council visitors permits may be issued to residents for the use of:-

- (a) visitors or carers providing care to residents or owners of premises specified in column 6 of Schedule 73A to this Order, and
  - (b) such visitors permits shall be identified with a distinct identification mark (ie. Visitors Permit) with particulars in writing on them as specified in Articles 97D(1)(b) to 97D(1)(e) inclusive; and
  - (c) such visitors 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
  - (d) such visitors 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
- (4) The Council may, at its discretion, waive the vehicle height requirement.

97E. At the discretion of the Council, a permit may be issued to any person who is not a resident for use on a vehicle when parked in the spaces set out in Schedule 73A to this Order.

Surrender, Withdrawal and Validity of Permits of Exemption

- 97F. (1) A 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 permit holder at the address shown by that person on the application for the permit, or at any other address believed to be that person's residence, 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 a resident or carer or visitor, as appropriate, at the address 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 97C(1) of this Order;

- (e) the issue of a duplicate permit by the Council under the provisions of Article 97G of this Order;
  - (f) the issue, contrary to any provision or requirement of Articles 97C to 97E inclusive, of a permit to the permit holder who was not thereby eligible to receive the said permit.
- (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 Permits of Exemption

- 97G. (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.
- (b) **The attached Schedule 73A “Residents Only Parking - Waiting Limited 1 Hour, Return Prohibited 1 Hour, 9.00 am – 6.00 pm and Waiting Unlimited between 6 pm – 9 am, Full Week”, was added as Schedule 73A thereto;**
- (c) **The entry in the attached Schedule 81 - Part 1 Miscellaneous “Loading Only Parking Place”, was added to Schedule 81 Part 1 thereto;**
- (d) **The entries in the attached Schedule 52 – Part 5 Miscellaneous “No Waiting At Any Time”, were added to Schedule 52 Part 5 thereto;**
- (e) **The entries in the attached Schedule 57 – Part 1 Miscellaneous “No Waiting 9 am – 6 pm, good Friday – 31<sup>st</sup> October”, were added to Schedule 57 Part 1 thereto;**
- (f) **The entries in Schedule 18 “Parking Places, Waiting Limited 1 Hour, Return Prohibited 1 Hour 9.00 am – 6.00 pm, Full Week”, which relate to Hawkshead only, were deleted in their entirety.**

- (g) The following entry in Schedule 38 “Waiting Limited 30 Minutes Return Prohibited within 30 Minutes, 9am – 6 pm, Good Friday – 31st October”, was deleted in its entirety: -

VILLAGE	STREET NAME	RESTRICTION	SIDE	RESTRICTED LENGTH
Coniston	Coppermines Lane (U5006)	WL 30MINS, RPW 30MINS	North-east	From a point 9m northwest of its junction with Yewdale Road (west side) in a northwesterly direction for a distance of 14m.

- (h) The following entry in Schedule 57 “No Waiting 9 am – 6 pm, Good Friday – 31<sup>st</sup> October” was deleted in its entirety: -

VILLAGE	STREET NAME	RESTRICTION	SIDE	RESTRICTED LENGTH
Coniston	Lake Road (U5011)	NW	South	From a point 65 metres east of its junction with Broughton/Station Road junction (East side) in a southeasterly direction for a distance of 32 metres.

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 16<sup>th</sup> day of November 2012

THE COMMON SEAL OF )

CUMBRIA COUNTY COUNCIL )

was hereunto affixed )

in the presence of:-

*CWJ*



29406

**Schedule 73A - Part 1 Miscellaneous**

**Residents Only Parking - Waiting Limited to 1 hour Return Prohibited within 1 hour 9am-6pm and Waiting Unlimited between 6 pm and 9 am, Full Week**

VILLAGE	STREET NAME	RESTRICTION	SIDE	RESTRICTED LENGTH	EXEMPTIONS
Hawkshead	Northern Square (U5029)	PP, WL 1 HOUR, RPW 1 HOUR	West	An area of 18m x 2.5m, starting from a point 7 metres south of the south side of the connecting road between Main Street and the B5285 relief road (car park access road) in a southerly direction for a distance of 18 metres.	Residents of the Parishes of Claife, Hawkshead, Satterthwaite or Skelwith
Hawkshead	Northern Square (U5029)	PP, WL 1 HOUR, RPW 1 HOUR	North	An area 5m x 5m (to form two spaces), starting from a point located at the southwest corner of the second building west of its junction with Main Street (west side) ( a point approximately 10 metres west of the west side of said junction) in an easterly direction for a distance of 5 metres.	Residents of the Parishes of Claife, Hawkshead, Satterthwaite or Skelwith
Hawkshead	Northern Square (U5029)	PP, WL 1 HOUR, RPW 1 HOUR	North	An area 2.5m x 5m (to form one space) starting from a point located at the southwest corner of the fourth building west of its junction with Main Street (west side) (a point approx 20 metres west of the west side of said junction) in an easterly direction for a distance of 2.5 metres, a point next to the existing doctors parking place.	Residents of the Parishes of Claife, Hawkshead, Satterthwaite or Skelwith
Hawkshead	Southern Square (U5029)	PP, WL 1 HOUR, RPW 1 HOUR	East	An area of 7.5m x 5m (to form 3 spaces) in front of the west side of the buildings located 10 metres north of the Town Hall in a northerly direction for a distance of 7.5 metres to a point approx 10 metres south of Flag Street (north side).	Residents of the Parishes of Claife, Hawkshead, Satterthwaite or Skelwith



Hawkshead	Southern Square (U5029)	PP, WL 1 HOUR, RPW 1 HOUR	South	An area 5m x 11m (to form four spaces), located in front of the Town Hall (north side), starting from a point 3 metres east of the northwest corner of the Town Hall in an easterly direction for a distance of 11 metres (except for an area of 1m x 5m located in the centre of the parking place to allow pedestrian access to the existing telephone kiosk).	Residents of the Parishes of Claife, Hawkshead, Satterthwaite or Skelwith
Hawkshead	Southern Square (U5029)	PP, WL 1 HOUR, RPW 1 HOUR	South	An area 10m x 5m (to form four spaces), starting from a point 2.5 metres west of the west side of Main Street in a westerly direction for a distance of 10 metres to a point 2.5 metres east and parallel to the eastern side of the Town Hall building.	Residents of the Parishes of Claife, Hawkshead, Satterthwaite or Skelwith



**Schedule 81 Part 1 - Miscellaneous**

**Loading Only Parking Place**

<b>VILLAGE</b>	<b>STREET NAME</b>	<b>RESTRICTION</b>	<b>SIDE</b>	<b>RESTRICTED LENGTH</b>
Coniston	Coppermines Lane (U5006)	Loading Only	North-east	From a point 9m northwest of its junction with Yewdale Road (west side) in a north-westerly direction for a distance of 14m.

**Schedule 52 – Part 5 Miscellaneous**

**No Waiting At Any Time**

<b>VILLAGE</b>	<b>STREET NAME</b>	<b>RESTRICTION</b>	<b>SIDE</b>	<b>RESTRICTED LENGTH</b>
Coniston	Lake Road (U5011)	NWAAT	South	From a point 64 metres from its junction with the A593 in an easterly direction for a distance of 46m.

**Schedule 57 – Part 1 Miscellaneous**

**No Waiting 9am – 6pm Good Friday to 31<sup>st</sup> October**

VILLAGE	STREET NAME	RESTRICTION	SIDE	RESTRICTED LENGTH
Coniston	Shepherds Bridge Lane (C5005)	NW	East	From its junction with Tilberthwaite Avenue in a north-westerly direction for a distance of 138m.
Coniston	Shepherds Bridge Lane (C5005)	NW	West	From its junction with Tilberthwaite Avenue in a north-westerly direction for a distance of 100m.
Coniston	A593	NW	East	From a point 170m south of its junction with Lake Road in a southerly direction for a distance of 160m.
Coniston	A593	NW	West	From a point 215m south of its junction with Station Road in a southerly direction for a distance of 119m.