

**STAFFORDSHIRE COUNTY COUNCIL
ROAD TRAFFIC REGULATION ACT 1984**

**(YOXALL ROAD A515, LAY-BYS, KING'S BROMLEY)
(RESTRICTION OF WAITING) ORDER 2008**

The Staffordshire County Council ("the Council") in exercise of its powers under sections 1(1), 2(1) to (3) and 4(2) of 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 make the following Order:-

1. This Order shall come into operation on 30th May 2008 and may be cited as the Staffordshire County Council (Yoxall Road A515, Lay-Bys, King's Bromley) (Restriction of Waiting) Order 2008.

2. (1) In this Order -

"authorised cab rank" means any area of carriageway which is comprised within and indicated by a road marking complying with diagram 1028.2 in Schedule 6 of the Traffic Signs Regulations and General Directions 2002 ("the 2002 Regulations");

"authorised parking place" means any parking place on a road authorised or designated by an Order made or having effect as if made under the Act of 1984;

"bus stop area" means any area of carriageway in any of the lengths of road or on the side of road specified in Schedule 1, intended for the waiting of buses, which is comprised within and indicated by a road marking complying with either diagram 1025.1, 1025.3 or 1025.4 in Schedule 6 to the 2002 Regulations;

"disabled person's badge" has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 as amended by the Disabled Persons (Badges for Motor Vehicles) (England) (Amendment) Regulations 2000;

"disabled person's vehicle" has the same meaning as in the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;

"hackney carriage" has the same meaning as in Schedule 1, Part III, Section 3(3) of the Vehicle Excise and Registration Act 1994;

"parking disc" means a disc, issued by a local authority, coloured blue, and complying with the requirements of British Standard Specification No. 6571: Part 7, and the requirements of The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 as amended by the Disabled Persons (Badges for Motor Vehicles) (England) (Amendment) Regulations 2000.

"school bus" has the same meaning as in Section 46(3) of the Public Passenger Vehicles Act 1981;

"authorised bus stop" means a bus stop authorised by the highway authority for the waiting of buses (as distinct from setting down and/or picking up passengers only);

"local service" has the same meaning as in Section 2 of the Transport Act 1985.

(2) For the purpose of this Order a vehicle shall be regarded as displaying:-

(a) a disabled person's badge in the relevant position if :-

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

(ii) in the case of a vehicle not fitted with a dashboard or fascia panel the badge is exhibited in a conspicuous position on the vehicle so that Part I of the badge is legible from outside the vehicle.

(b) a parking disc in the relevant position, when the disc is exhibited thereon with the side which shows the time facing forwards or outwards and immediately behind the windscreen or side window nearest to the kerb.

(3) Except where otherwise stated, any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order.

3. Save as provided in Article 4 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 on any day between the hours of midnight to 7.00 a.m. and 7.00 p.m. to midnight on the lengths of road specified in the Schedule to this Order -

(a) for a longer period than 1 hour; or,

(b) if a period of less than 2 hours has elapsed since the termination during the said hours of the last period of waiting (if any) by that vehicle on the same side of road or length of road.

4. (1) Nothing in Article 3 of this Order shall render it unlawful to cause or permit any vehicle to wait in the lengths of road or on the side of road referred to therein for so long as may be necessary to enable :-

(a) a person to board or alight from the vehicle;

(b) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any of the following operations, namely:-

(i) building, industrial or demolition operations;

(ii) the removal of any obstruction to traffic;

(iii) the maintenance, improvement or reconstruction of the said lengths of road or side of road; or

(iv) the laying, erection, alteration or repair in, or in land adjacent to the said lengths of road or side of road of any apparatus for the supply of gas or electricity or of any telegraphic line as defined in paragraph 1(1) of the Telecommunications Code contained in Schedule 2 to the Telecommunications Act 1984; any sewers and pipes or apparatus for the supply of water; or for resource mains and also any floods defence works or land drainage works.

(c) 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 or the Environment Agency in pursuance of statutory powers or duties;

(d) the vehicle to be used for the purpose of providing a universal postal service by a universal service provider, as both defined in the Postal Services Act 2000.

(e) the vehicle to take in petrol, oil, water or air from any garage situated on or adjacent to the said lengths of road or side of road;

(f) the vehicle to wait at or near to any premises situated on or adjacent to the said side or any of the said lengths of road for so long as such waiting by that vehicle is reasonably necessary in connection with any wedding or funeral; or

(g) the vehicle to be used for fire brigade, ambulance or police purposes.

(2) Nothing in Article 3 of this Order shall render it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's badge to wait on the side of road or in the lengths of road referred to in that Article.

5. Insofar as any provision of this Order conflicts with a provision which is contained in an Order made or having effect as if made under the Act of 1984, and existing at the time when this Order comes into operation, and which imposes a restriction or prohibition on waiting by vehicles other than express carriages in a bus stop area or grants an exemption from such restriction or prohibition, that provision of that Order shall prevail.
6. The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any regulations made or having effect as if made under the Act of 1984 or by or under any other enactment.

SCHEDULE

Lengths and side of road in the District of Lichfield:

Lay-by 1 – the entire length of the lay-by which is situated on the north-western side of Yoxall Road A515 approximately 397 metres north of its junction with Alrewas Road A513, King's Bromley.

Lay-by 2 – the entire length of the lay-by which is situated on the north-western side of Yoxall Road A515 approximately 856 metres north of its junction with Alrewas Road A513, King's Bromley.

The Common Seal of the
STAFFORDSHIRE COUNTY COUNCIL
was hereunto affixed to this deed
20th day of May 2008
in the presence of:-

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Authorised Signatory