

Dated 15 August 2019

**THE METROPOLITAN BOROUGH COUNCIL OF STOCKPORT (CONSOLIDATION
ORDER 2010 (SCHOOL KEEP CLEAR) (AMENDMENT) ORDER 2019) AND
(REVOCATION) ORDER 2019**

**V. Bates
Strategic Head of Service (Legal)
Town Hall
Stockport
SK1 3XE**

ZLA/PLA005/1518

**THE METROPOLITAN BOROUGH COUNCIL OF STOCKPORT (CONSOLIDATION
ORDER 2010 (SCHOOL KEEP CLEAR) (AMENDMENT) ORDER 2019) AND
(REVOCATION) ORDER 2019**

THE COUNCIL of the METROPOLITAN BOROUGH OF STOCKPORT ("the Council") in exercise of its powers under Sections 1(1), and 2(1) to (3) and Part (IV) of Schedule 9 of the Road Traffic Regulation Act 1984 ("the Act"), and of all other enabling powers, and after consultations with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act, hereby makes the following Order:-

1. The Interpretation Act 1978 shall apply for interpretation of this Order as it applies for the interpretation of an Act of Parliament.
2. The Metropolitan Borough Council of Stockport (Consolidation Order 2010 (School Keep Clear) (Amendment) Order 2019) order 2019 is hereby revoked.
3. Metropolitan Borough of Stockport (Permitted Parking Area & Special Parking Area) (Waiting Restrictions & Street Parking Places) Consolidation Order 2010 is amended as follows:- Remove Articles 8, 9 and 15 and replaced with Articles 8, 9, 15 and 15A as follows. Prohibition of stopping 8. Save as provided in Article 15A no person shall, except upon the direction or with the permission of a Civil Enforcement Officer or a police constable in uniform, cause or permit any vehicle to stop at any time in any clearway as on the plans. Exemptions 15. Nothing in Articles 10, 10A and 11 shall render it unlawful to telecommunications apparatus as defined in the Telecommunications Act 1984; (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 authority in pursuance of statutory powers or duties; (d) the vehicle of a universal service provider (as defined in sub-sections 4(3) and (4) of the Postal Services Act 2000) to be used for the purpose of delivering or collecting a postal packet as defined in Section 125(1) of 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 sides of lengths of roads; (f) the vehicle to wait at or near to any premises situated on or adjacent to the said sides of length of road for so long as such waiting by that vehicle is reasonably necessary in connection with any funeral; (g) the vehicle to be used for fire and rescue, ambulance or police purposes; (h) except where Article 13 applies, goods to be loaded onto or unloaded from the vehicle (or goods or merchandise to be delivered or collected); and (i) the vehicle being a hackney carriage to wait at a duly authorised hackney carriage stand. 15A. Nothing in Articles 8 and 9 of this Order shall render it unlawful for a person to cause or permit a vehicle to stop or wait in the school keep clear area:- (a) if the vehicle is being used for the removal of any obstruction to traffic; (b) if the vehicle is being used in the service of a local authority or a water authority in the exercise of statutory powers or duties or in connection with the laying, erection, alteration or repair of any main, pipe or apparatus for the supply of gas or electricity or of any telecommunications apparatus as defined in the Telecommunications Act 1984 and whilst being so used in such service or in such connection it is necessary for the vehicle to wait in that school keep clear area; (c) if the vehicle is being used for police, fire brigade or ambulance purposes; or (d) in any case where the person in control of the vehicle: (i) is required by law to stop; (ii) is obliged to

stop so as to prevent an accident; or (iii) is prevented from proceeding by circumstances beyond the driver's control.

4. This Order shall come into operation on the 16 August 2019 and may be cited as:-

The Metropolitan Borough Council of Stockport (Consolidation Order 2010 (School Keep Clear) (Amendment) Order 2019) and (Revocation) Order 2019

THE COMMON SEAL of the)
METROPOLITAN BOROUGH COUNCIL)
OF STOCKPORT was hereunto)
affixed this 15th August 2019)
in the presence of:)



Mayor

Anna Goote

Authorised Signatory

[Signature]