

Dated 23 July 2024

THE METROPOLITAN BOROUGH COUNCIL OF STOCKPORT

**THE METROPOLITAN BOROUGH COUNCIL OF STOCKPORT
(EDGELEY TO STOCKPORT ACTIVE TRAVEL FUND SCHEME) (PROHIBITION
OF WAITING/PROHIBITION AND RESTRICTION OF LOADING, LOADING BAYS)
(REVOCATION)
ORDER 2024**

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**THE METROPOLITAN BOROUGH COUNCIL OF STOCKPORT
(EDGELEY TO STOCKPORT ACTIVE TRAVEL FUND SCHEME) (PROHIBITION
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The Council of the Metropolitan Borough of Stockport ("the Council") in exercise of its powers under Section 1 (1), 2(1) to (3), 4(2) and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("the 1984 Act"), the Road Traffic Act 1991 ("the 1991 Act") and the Traffic Management Act 2004 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 1984 Act and with the 1991 Act, hereby makes the following Order:-

Interpretation

1. (1) In this Order:-

"Civil Enforcement Officer" means a person employed in accordance with section 63A of the 1984 Act as amended by the 2004 Act to carry out the functions referred to therein

"Disabled Persons" and "Disabled Person's Badge" have the same meaning as in the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000;

"Disabled Persons' Vehicle" has the same meaning as section 142 of the 1984 Act and which is a vehicle, which immediately before or after any period of waiting, has been or is to be driven by a disabled person or, as the case may be, used for carrying Disabled Person(s) as passenger(s);

"Hackney Carriage" means a hackney carriage licensed by a Local Authority to ply for hire.

"Higher Level Contravention" means the contravention of the Waiting and Loading restrictions of this Order.

"Lower Level Contravention" means the contravention of any other Articles of this Order

"Owner" in relation to a vehicle means the person by whom the vehicle is kept. In determining who was the Owner at any time it shall be presumed that the Owner was the person who is named in the vehicle registration document as the registered keeper of a goods light goods or passenger vehicle or the person who has the use of such a vehicle in the course of his employment and who is entitled to use such a vehicle as though he were the registered keeper thereof;

"Parking Disc" means a disc, issued by a Local Authority, 125 millimetres square, coloured blue or orange and capable of showing the quarter hour period during which a period of waiting begins.

"Parking Place" means any road or part of road authorised by this Order as a place where specified classes of vehicles may wait;

"Penalty Charge" has the same meaning as in section 82(1) of the 1991 Act and is £70 in respect of a Higher Level Contravention and £50 in respect of a Lower Level Contravention or such other charges as may be set by the Council under the provisions of section 74 of the 1991 Act in accordance with guidance given by the Secretary of State for Transport;

"Penalty Charge Notice" means a notice issued or served by a Civil Enforcement Officer pursuant to the provisions of section 66 of the 1991 Act;

"Relevant Position" in respect of a Disabled Person's Badge and Parking Disc has the same meaning as in the Local Authorities Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000.

- (2) The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
- (3) Unless the context otherwise requires any reference in this Order to a numbered Article or Schedule is a reference to an Article or Schedule so numbered in this Order
- (4) Any reference in this Order to any Act or Regulation shall be construed as a reference to that Act or Regulation as amended, applied, consolidated, re-enacted or as having effect by virtue of any subsequent Act or Regulation;
- (5) Words importing the singular meaning shall where the context so admits include the plural meaning and vice versa. Words of the masculine gender include the feminine and neuter genders

RESTRICTIONS

Prohibition of Waiting

2. Save as provided in Articles 5 and 6 no person shall, except upon the direction or with the permission of a constable in uniform or of a Civil Enforcement Officer, cause or permit any vehicle to wait at any time on the sides of lengths of road specified in Schedule 1 there will be and exemption for Hackney Carriages on the sides of lengths of road and for the times specified in Schedule 1.

Prohibition and Restriction of Loading/Unloading

3. No person shall, except upon the direction or with the permission of a constable in uniform or of a Civil Enforcement Officer cause or permit any vehicle to load or unload at any time and on the days and between the times specified on the sides of lengths of roads specified in Schedule 2.

Loading Bay at all times

- 4 The sides of lengths of road specified in Schedule 3 are authorised to be used, subject to the provisions of Article 5 as a loading bay area, for all classes of vehicle, in such positions and on such days and during the permitted hours as specified in relation to that part of the road for the purposes of loading and unloading only.

Exemptions

5. Nothing in Articles 2 and 3 shall render it unlawful to cause or permit any vehicle to wait on the sides of lengths of road referred to in those Articles for so long as it 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 sides of lengths of road; or
 - (iv) the laying, erection, alteration or repair, in or on land adjacent to the said sides of lengths of road, of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of and 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 to be used for the purpose of delivering or collecting postal packets as defined in Section 125 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 road;
 - (f) the vehicle to wait at or near to any premises situated on or adjacent to the said sides of lengths of road for so long as such waiting by that vehicle is reasonably necessary in connection with any wedding or funeral;
 - (g) the vehicle to be used for fire brigade, ambulance or police purposes; or
- 6 Nothing in Article 2 shall render it unlawful to cause or permit a disabled person's vehicle which displays, in the relevant position, a disabled person's badge, and a parking disc (on which the driver or other person in charge of the vehicle has marked the time at which the period of waiting began) to wait on the sides of lengths of road referred to in that Article for a period not exceeding 3 hours (not being a period separated by an interval of less than 1 hour from a previous period of waiting by the same vehicle on the same side of length of road on the same day).

CONTRAVENTION OF ORDER

7. **Contravention**

If a vehicle is left in a parking place during the permitted hours or in any road or length of road in contravention or without complying with the requirements of this Order a contravention shall have occurred and the penalty charge shall be payable and/or the vehicle may be removed from that location.

8. **Penalty Charge Notice**

In the case of vehicle in respect of which a penalty charge may have been incurred, it shall be the duty of a Civil Enforcement Officer to issue a penalty charge notice which shall include the information required by the 1991 Act.

9. **Manner of payment of Penalty Charge**

The owner of the vehicle in respect of which the penalty charge has been incurred shall pay the penalty charge to the Council as indicated on the penalty charge notice.

10. **Indications as evidence**

The particulars given in the penalty charge notice attached to a vehicle in accordance with this Article shall be treated as evidence in any proceedings relating to failure to pay such penalty charge.

11. **Removal of vehicle**

Where a Civil Enforcement Officer has removed or caused to be removed a vehicle in accordance with the provisions of Article 7 :-

- (a) he shall provide for the safe custody of the vehicle;
- (b) the Council shall be entitled to recover from the person responsible such charges in respect of the removal, storage and disposal of the vehicle as it might prescribe from time to time;
- (c) the provisions of the 1984 Act shall apply to the disposal of such vehicles removed by or on behalf of the Council pursuant to this Article.
- (d) Nothing in Article 10 shall apply in respect of a vehicle displaying in a relevant position a valid disabled person's badge.

12. **Restriction on removal of notices**

Where a penalty charge notice has been attached to a vehicle in accordance with the provisions of Article 8, no person, not being the driver of the vehicle, a police constable in uniform, a Civil Enforcement Officer or some other person duly authorised by the Council, shall remove the notice from the vehicle unless authorised to do so by the driver.

13. The restrictions in Schedule 4 to this Order are hereby revoked

COMMENCEMENT & CITATION

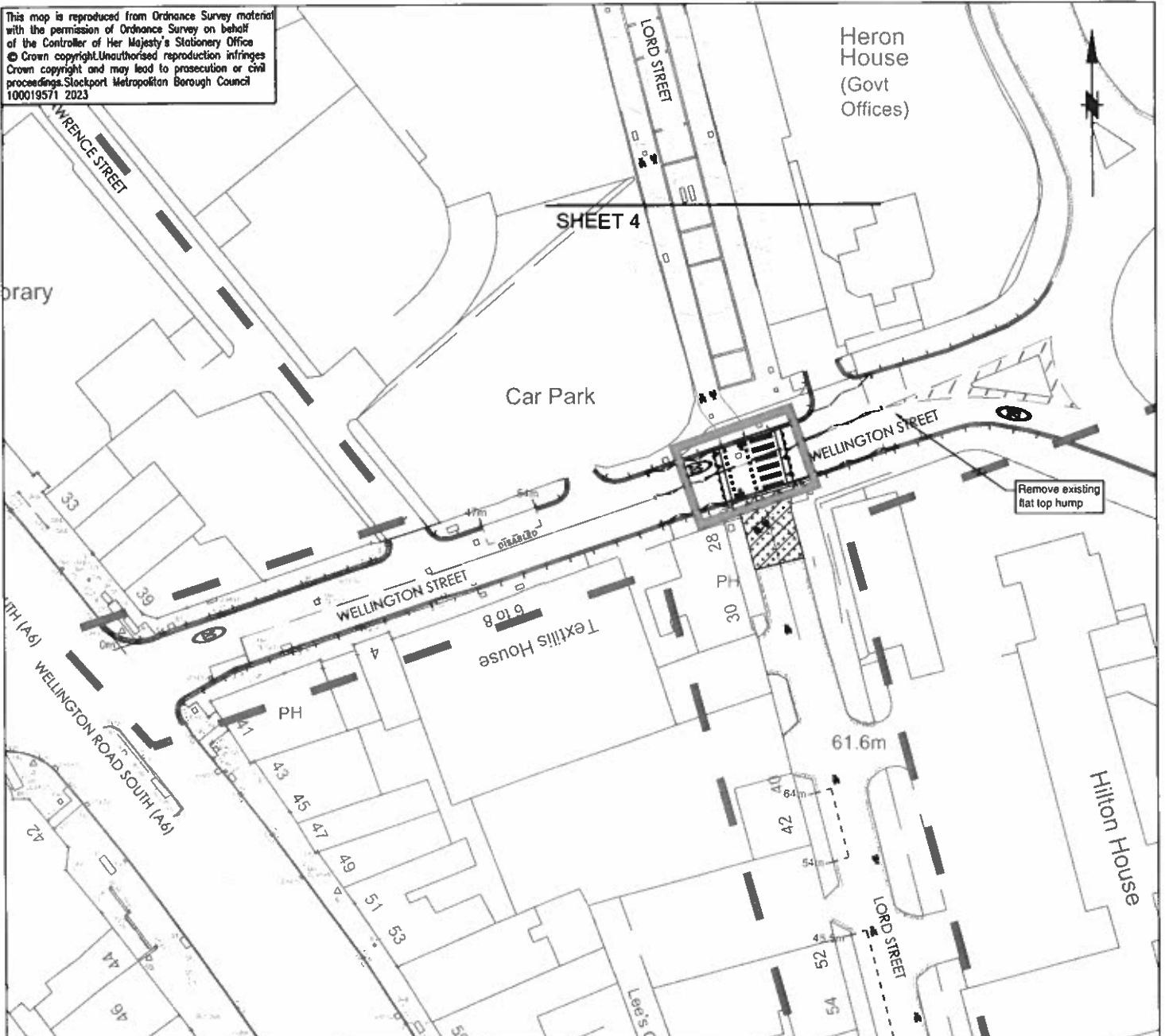
14. This Order shall come into operation on the 24 July 2024 and may be cited as The Metropolitan Borough Council of Stockport (Edgeley to Stockport Active Travel Fund) (Prohibition of Waiting, Prohibition and Restriction of Loading , Loading Bays) (Revocation) Order 2024

SCHEDULE 1

No Waiting at any Time

- Duke Street (North Side);** From the intersection of the south eastern kerbline of St Petersgate for a distance of 38 metres in a south easterly direction.
- Duke Street (North Side);** From the intersection of the western kerbline of Piccadilly for a distance of 5 metres in a north westerly direction.
- Duke Street (South Side);** From the intersection of the south eastern kerbline of St Petersgate to the intersection of the western kerbline of Piccadilly.
- Lord Street (West Side);** From the intersection of the north western kerbline of Norbury Street for a distance of 5.50 metres in a north westerly direction.
- Lord Street (West Side);** From a point 45.50 metres north west of the intersection of the north western kerbline of Norbury Street for a distance of 8.50 metres in a north westerly direction.
- Lord Street (Western/Northern/Eastern Sides);** From a point 64 metres north west of the intersection of the north western kerbline of Norbury Street for a distance of 28.50 metres in a north westerly direction, then in a north easterly direction for 6.0 metres, then in a south easterly direction to the intersection of the north western kerbline of Norbury Street.
- St Peter's Square (Both Sides);** From its intersection with the south eastern kerbline of St Petersgate (North east section) in a north westerly direction for a distance of 78 metres
- Piccadilly (North East Side);** From its intersection with the south eastern kerbline of St Petersgate (North east section) in a south easterly direction for a distance of 5.5 metres.
- Piccadilly (North East Side);** From a point 17 metres south east of the intersection of the south eastern kerbline of St Petersgate (North east section) in a south easterly direction to the intersection of the northern kerbline of Wellington Street.
- Piccadilly (South Western Side);** From its intersection with the projected south eastern kerbline of St Petersgate (North east section) to the intersection of the north western kerbline of Wellington Street.
- St Petersgate (North West Side);** From the intersection of the north eastern kerbline of Lawrence Street in a north easterly direction to the intersection of the south western kerbline of St Peters Square.
- St Petersgate (South East Side);** From the intersection of the north eastern kerbline of Lawrence Street for a distance of 2.50 metres in a north easterly direction.
- St Petersgate (South East Side);** From a point 25.5 metres north east of the intersection of the north eastern kerbline of Lawrence Street, to a point 19 metres north east of the intersection of the northern kerbline of Duke Street.
- St Petersgate (East Side);** From a point 53 metres north east of the intersection of the northern kerbline of Duke Street in a north easterly direction to the intersection of the south western kerbline of St Peters Square.
- Fletcher Street (South West Side);** From the intersection of the south eastern kerbline of St Petersgate for a distance of 10 metres in a south easterly direction.
- Fletcher Street (North East Side);** From the intersection of the south eastern kerbline of St Petersgate for a distance of 81 metres in a south easterly direction.
- Wellington Street (North West Side);** From the intersection of the north eastern kerbline of

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KEY (STATIC TRO)

- Proposed 'No Waiting at Any Time'
- Proposed 'No Waiting at Any Time' and 'No Loading at Any Time'
- Proposed 'No Loading Mon - Fri 7am - 10am / 4pm - 7pm and 'No Waiting at Any Time'
- Proposed 'Disabled Bay'
- Proposed 'Pay and Display Mon - Sat 8am - 6pm Maximum stay 1 Hour'
- Proposed 'Loading Bay'
- Proposed 'No Stopping Except Buses 7am - 7pm'
- Proposed 'Pay and Display Mon - Sat 8am - 6pm Maximum stay 1 Hour and taxi rank 6pm - 3am'
- Existing electric vehicle charging bay



STOCKPORT
 METROPOLITAN BOROUGH COUNCIL

HIGHWAYS AND TRANSPORTATION
 STOPFORD HOUSE
 STOCKPORT SK1 3XE

DRAWN APJ	ENGINEER APJ	CHECKED PH	APPROVED EMS
DATE 25/07/23	DATE 25/07/23	DATE 25/07/23	DATE 25/07/23
SCALE 1:500		SCG No.	
DRAWING NUMBER F_0297_1200_TRO_004			Revision

JOB TITLE
 EDGELEY TO STOCKPORT (ATF)

DRAWING TITLE
 PROPOSED STATIC TROS SHEET 4 OF 4

Wellington Road South for a distance of 47 metres in a north easterly direction.

Wellington Street (North West Side); From a point 54 metres north east of the intersection of the eastern kerblines of Wellington Road South to the intersection of the western kerblines of Piccadilly.

Wellington Street (South East Side); From its intersection with the north eastern kerblines of Wellington Road South to its intersection with the western kerblines of Piccadilly.

St Petersgate (North West Side); From its intersection with the north eastern kerblines of St Petersgate Square to a point 4 metres north east from its intersection with the north eastern kerblines of High Bank Side (south west section).

St Petersgate (South East Side); From its intersection with the north eastern kerblines of Piccadilly to its intersection with the southern kerblines of High Street.

St Petersgate (North West Side); From a point 2.5 metres south west from its intersection with the south western kerblines of North Place in a north easterly direction for a distance of 11 metres.

St Petersgate (North West Side); From its intersection with the projected southern kerblines of High Bank Side (north east section) in a south westerly direction for a distance of 25 metres.

NO WAITING EXCEPT FOR HACKNEY CARRIAGES 6PM – 3AM – ALL DAYS

St Petersgate (North West Side); From a point 4 metres north-east of the projected north-easterly kerblines of North Place in a north easterly direction for a distance of 36 metres.

SCHEDULE 2

Prohibition and Restriction of Loading

No Loading Mon – Fri 7am – 10am and 4pm – 7pm

Wellington Street (North West Side); From the intersection of the north eastern kerblines of Wellington Road South for a distance of 47 metres in a north easterly direction.

Wellington Street (North West Side); From a point 54 metres north east of the intersection of the eastern kerblines of Wellington Road South to the intersection of the western kerblines of Piccadilly.

Wellington Street (South East Side); From its intersection with the north eastern kerblines of Wellington Road South to its intersection with the western kerblines of Piccadilly.

No Loading At Any Time

St Petersgate (Both Sides); From its intersection with the north eastern kerblines of St Petersgate Square to a point 4 metres north east from its intersection with the projected north eastern kerblines of High Bank Side (south west section).

SCHEDULE 3

Loading Only Bay – All Days & Hours (Goods Vehicles)

Piccadilly (North East Side); From a point 5.50 metres south east of the intersection of the south eastern kerblines of St Petersgate for a distance of 11.5 metres in a south easterly direction.

St Petersgate (South East Side); From a point 19 metres north east of the intersection of the north eastern kerblines of Duke Street, for a distance of 34 metres in a north easterly direction

Fletcher Street (South West Side); From a point 10 metres south east of the intersection of the south eastern kerblines of St Petersgate for a distance of 16 metres in a south easterly direction.


St Petersgate (North-west side); From a point 2.5 metres south-west of the projected south-west kerblines of North Place for a distance of 12 metres in a south-westerly direction.

**SCHEDULE 4
Revocations**

Revoke all existing Static restrictions - St Petersgate (North east section), Both sides; from its junction the Lawrence Street to its junction with High Street.
Revoke all existing Static restrictions – Wellington Street, Both sides; From its junction with Wellington Road South (A6) to its junction with Piccadilly.
Revoke all existing Static restrictions – Lord Street, Both sides; From its junction with Norbury Street to its junction with Duke Street.
Revoke all existing Static restrictions – Duke Street, Both sides; From its junction with Piccadilly to its junction with St Petersgate (South west section).
Revoke all existing Static restrictions – St Peters Square, Both sides; From its junction with Piccadilly to its junction with Mersey Square.
Revoke all existing Static restrictions – Piccadilly, Both sides; From its junction with St Peters Square to its junction with Wellington Street.
Revoke No Waiting At any Time - Fletcher Street (Both Sides); From the intersection of the south eastern kerbline of St Petersgate for a distance of 10 metres in a south easterly direction.
Revoke Pay and Display Monday to Saturday 8.00am – 6pm Maximum Stay 60 mins - Fletcher Street (South West Side); From a point 10 metres south east of the intersection of the south eastern kerbline of St Petersgate for a distance of 16 metres in a south easterly direction.

The **COMMON SEAL** of the **COUNCIL**)
of the **METROPOLITAN BOROUGH**)
OF STOCKPORT was hereunto affixed)
this 23 July 2024)
in the presence of:-)




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Assistant Director Legal & Democratic Governance / Designated Authorised Signatory (legal officer)

IFAN ASLAM
.....
Print Name


.....
Authorised Signatory (legal officer)

JACONNELLY
.....
Print Name