

Dated the 27 March 2025

THE METROPOLITAN BOROUGH COUNCIL OF STOCKPORT

**THE METROPOLITAN BOROUGH COUNCIL OF STOCKPORT (GREAT MOOR
JUNIOR AND INFANT SCHOOLS) (PROHIBITION OF WAITING) (SCHOOL
CLEARWAY) AND (REVOCATION) ORDER 2025**

**V. Bates
Assistant Director (Legal & Democratic
Governance)
Monitoring Officer
Town Hall
Stockport
SK1 3XE**

**THE METROPOLITAN BOROUGH COUNCIL OF STOCKPORT (GREAT MOOR
JUNIOR AND INFANT SCHOOLS) (PROHIBITION OF WAITING) (SCHOOL
CLEARWAY) AND (REVOCATION) ORDER 2025**

The Metropolitan Borough Council of Stockport ("the Council") in exercise of its powers under Section 1 (1), 2(1) to (3) and 4(2) of the Road Traffic Regulation Act 1984 as amended ("the 1984 Act"), and the Road Traffic Act 1991 as amended ("the 1991 Act") and the Traffic Management Act 2004 ("the 2004 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 1984 Act and with 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);

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

"Lower Level Contravention" means the contravention of this Order in respect of any Articles of this Order other than the Waiting and Loading restrictions

"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.

"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 77 of the 2004 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 72 of the 2004 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.

"School Keep Clear Area" means any area of carriageway of a specified road which is comprised within and indicated by a road marking complying with Diagram 1027.1 in Schedule 6 of the Traffic Signs Regulations 2002 and signed by Diagram 642.2A in Schedule 2 of the Traffic Signs Regulations 2002;

"Specified Hours" means the hours between 8.00 a.m. 5pm Monday to Friday;

"Specified Road" means any road or length of road specified in Schedule 1 to this Order.

- (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

Prohibition of Waiting

2. Save as provided in Articles 4 and 5 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 2.

School Clearway

3. Save as provided in Article 7 no person shall, except upon the direction or with the permission of a police constable in uniform, or Civil Enforcement Officer cause or permit any vehicle to stop or wait during the specified hours in a school keep clear area in the specified road detailed in Schedule 1.

Exemptions

- 4 Nothing in Article 2 shall render it unlawful to cause or permit any vehicle to wait on the sides of lengths of road referred to in that Article 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 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 any 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
- (h) goods to be loaded onto or unloaded from the vehicle.
- 5 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 side 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).
- 6 Nothing in Article 3 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.

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 this Order:-

- 14.1 he shall provide for the safe custody of the vehicle;
- 14.2 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;
- 14.3 the provisions of the 1984 Act as amended shall apply to the disposal of such vehicles removed by or on behalf of the Council pursuant to this Article.
- 14.4 Nothing in Article 9 or any other Article 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.

REVOCATION OF EXISTING RESTRICTIONS

13. The restrictions in Schedule 3 to this Order are hereby revoked.

COMMENCEMENT & CITATION

14. This Order shall come into operation on the 28 March 2025 and may be cited as The Metropolitan Borough Council of Stockport (Great Moor Junior and Infant schools) (Prohibition of Waiting) (School Clearway) and (Revocation) order 2025

SCHEDULE 1

School Clearway

No Stopping Mon-Fri, 8am - 5pm on School Keep Clear Markings

Southwood Road, (North West side): From a point 2.5 metres north-east of its intersection with the projected north-eastern kerb line of Ripley Avenue, in a south-westerly direction for a distance of 81.5 metres.

Claremont Road (South West side): From a point 8.5 metres north-west of its intersection with the north-western kerb line of Southwood Road, in a north-westerly direction for a distance of 51.5 metres.

SCHEDULE 2

Prohibition of Waiting

No Waiting At Any Time

Southwood Road, (North West side): From a point 8.5 metres north-east of its intersection with the north-eastern kerb line of Claremont Road, in a south-westerly direction for a distance of 23.5 metres.

Claremont Road, (North East Side -West): From its intersection with the north-western kerb line of Southwood Road, in a north-westerly direction for a distance of 10 metres.

Claremont Road, (South West side - West): From its intersection with the north-western kerb line of Southwood Road, in a north-westerly direction for a distance of 8.5 metres

Cedar Road, (South West side): From its intersection with the south-eastern kerb line of Moorland Road (west), in a south-easterly direction for a distance of 6.5 metres.

SCHEDULE 3

Revocation

REVOCATION of Static Regulation Order for the following:

The Metropolitan Borough Council of Stockport (Great Moor Junior and Infant Schools) (Prohibition of Waiting) (School Clearway) and (Revocation) Order 2021 - **Entire order**

Revocation of No Waiting at Any Time

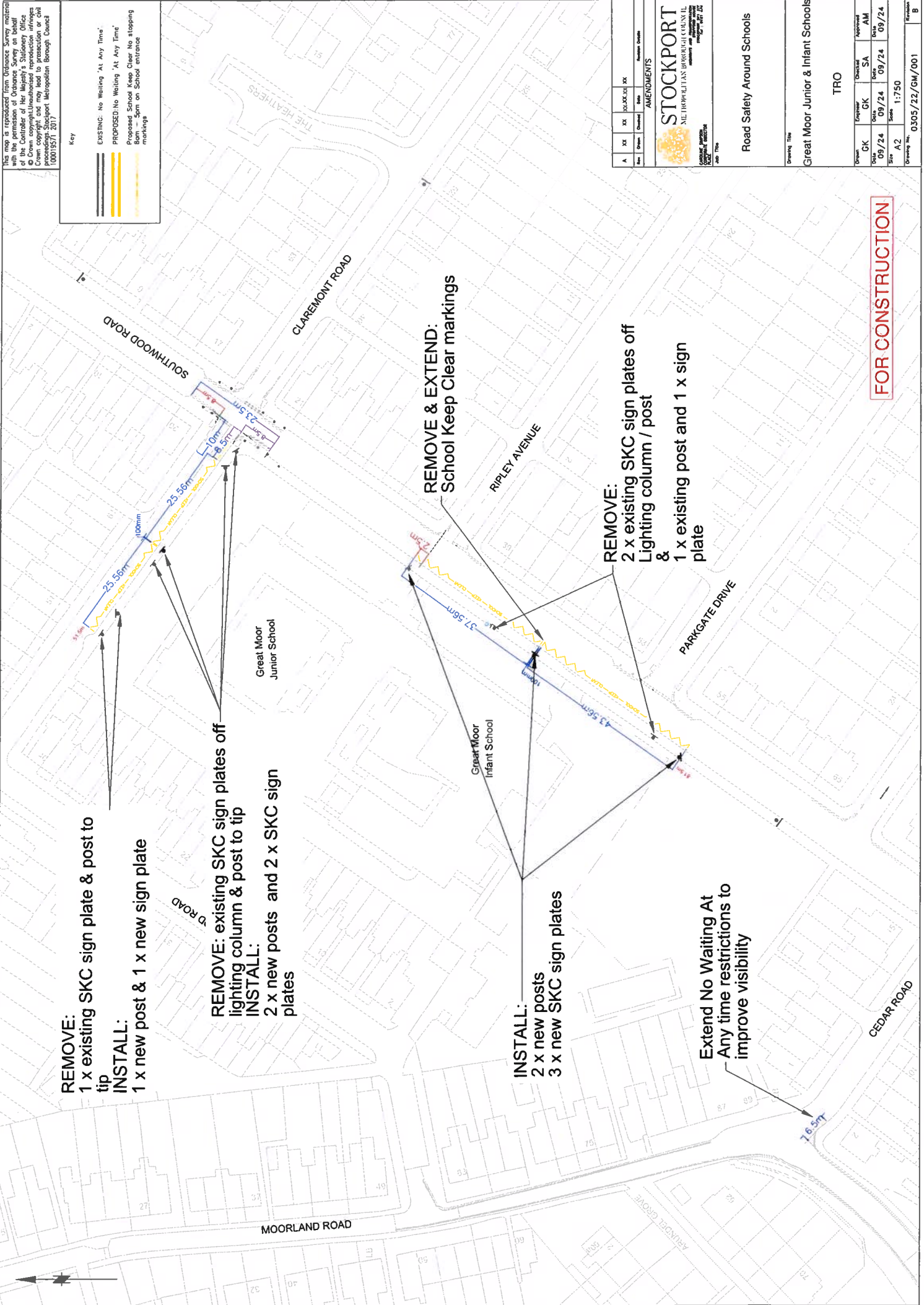
Claremont Road, (North East Side): From its intersection with the north-western kerb line of Southwood Road, in a north-westerly direction for a distance of 11 metres.

Cedar Road, (South West side): From its intersection with the south-eastern kerb line of Moorland Road (west), in a south-easterly direction for 3.5 metres.

This map is reproduced from Ordnance Survey material with the permission of Ordnance Survey on behalf of the Controller of Her Majesty's Stationery Office. © Crown copyright. Unauthorised reproduction infringes Crown copyright and may lead to prosecution or civil claims. Stockport Metropolitan Borough Council 1/0001957/1, 2017

Key

- EXISTING: No Waiting 'At Any Time'
- PROPOSED: No Waiting 'At Any Time'
- Proposed School Keep Clear No Stopping markings on School entrance



REMOVE:
1 x existing SKC sign plate & post to tip
INSTALL:
1 x new post & 1 x new sign plate

REMOVE: existing SKC sign plates off lighting column & post to tip
INSTALL:
2 x new posts and 2 x SKC sign plates

REMOVE & EXTEND:
School Keep Clear markings

INSTALL:
2 x new posts
3 x new SKC sign plates

Extend No Waiting At
Any time restrictions to improve visibility

REMOVE:
2 x existing SKC sign plates off Lighting column / post & 1 x existing post and 1 x sign plate

FOR CONSTRUCTION

Rev	Drawn	Checked	Date	Author	Details
A	KX	KX	09/09/24	AM	AMENDMENTS

STOCKPORT
METROPOLITAN BOROUGH COUNCIL
PLANNING AND TRANSPORT SERVICES
PLANNING AND TRANSPORT SECTION
10001957/1, 2017

Job Title: Road Safety Around Schools

Drawing Title: Great Moor Junior & Infant Schools

TRO

Drawn	Checked	Approved
GK	GK	SA
Date: 09/24	Date: 09/24	Date: 09/24
Scale: A2	Scale: 1:750	

Drawing No: 0305/22/GM/001

Revision: B

810326



The COMMON SEAL of the)
METROPOLITAN BOROUGH COUNCIL)
of STOCKPORT was hereunto affixed)
this 27 March 2025)
in the presence of:-)

J. Aslam.....

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

IFAN ASLAM.....
Print Name

S. Walsh.....
Authorised Signatory (legal officer)

SARAH WALSH.....
Print Name

