

Dated: 19 August 2021

**THE METROPOLITAN BOROUGH COUNCIL OF STOCKPORT**

**THE METROPOLITAN BOROUGH COUNCIL OF STOCKPORT  
(LADYBRIDGE ROAD, CHEADLE HULME) (PROHIBITION OF WAITING)  
(REVOCATION) ORDER 2021**

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**THE METROPOLITAN BOROUGH COUNCIL OF STOCKPORT (LADYBRIDGE  
ROAD, CHEADLE HULME) (PROHIBITION OF WAITING) (REVOCATION)  
ORDER 2021**

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);

"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 / her employment and who is entitled to use such a vehicle as though he / she 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 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;

### **Prohibition of Waiting**

2. Save as provided in Articles 3 and 4 no person shall, except upon the direction 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 the Schedule

### **Exemptions**

3. 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 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
  - (h) goods to be loaded onto or unloaded from the vehicle.
4. 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**

**5. 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.

**6. 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.

**7. 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.

**8. 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.

**9. Removal of vehicle**

Where a Civil Enforcement Officer has removed or caused to be removed a vehicle in accordance with Article 6 or any other Article of this Order,

- (a) he / she 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 as amended shall apply to the disposal of such vehicles removed by or on behalf of the Council pursuant to this Article.
- (d) Nothing in Article 6 or any other Article of this Order shall apply in respect of a vehicle displaying in a relevant position a valid disabled person's badge.

**10. Restriction on removal of notices**

Where a penalty charge notice has been attached to a vehicle in accordance with the provisions of Article 7, 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.

## **REVOCATIONS**

- 11.** The restrictions in Schedule 2 to this Order are hereby revoked.

## **COMMENCEMENT & CITATION**

- 12.** This Order shall come into operation on the and may be cited as The Metropolitan Borough Council of Stockport (Ladybridge Road, Cheadle Hulme) (Prohibition of Waiting) (Revocation) Order 2021.

## **SCHEDULE 1**

### **No Waiting at any Time**

Ladybridge Road North West Side: From the intersection of the north eastern kerb line of Queens Road, for a distance of 268 meters in a north easterly direction.

Ladybridge Road South East Side: From the intersection of the north eastern kerb line of Lorna Road, for a distance of 174 meters in a north easterly direction.

Ladybridge Road South East Side: From the intersection of the north eastern kerb line of Lorna Road, to the intersection of the western kerb line of Station Road.

Lorna Road South West Side: From the intersection of the south easterly kerb line of Ladybridge Road, for a distance of 13.5 meters in a south easterly direction.

Lorna Road North East Side: From the intersection of the south easterly kerb line of Ladybridge Road, for a distance of 11 meters in a south easterly direction.

Croft Road South West Side: From the intersection of the southern kerb line of Ladybridge Road, for a distance of 15.5 meters in a south easterly direction.

Croft Road North East Side: From the intersection of the southern kerb line of Ladybridge Road, for a distance of 13.5 meters in a south easterly direction.

Meadway Road East Side: From the intersection of the northern kerb line of Ladybridge Road, for a distance of 24.5 meters in a northerly direction.

Meadway Road West Side: From the intersection of the northern kerb line of Ladybridge Road, for a distance of 22 meters in a northerly direction.

Access Road to Ladybridge Court Both Sides: From the intersection of the western kerb line of Ladybridge Road, for a distance of 7 meters in a north westerly direction.

Vaudrey Drive North East Side: From the intersection of the northern kerb line of Ladybridge



Road, for a distance of 3 meters in a north westerly direction.  
 Vaudry Drive South West Side: From the intersection of the northern kerb line of Ladybridge Road, for a distance of 3 meters in a north westerly direction.  
 Queens Road North East Side: From the intersection of the northern kerb line of Ladybridge Road for a distance of 57 meters in a north westerly direction.  
 Queens Road South West Side: From the intersection of the northern kerb line of Albert Road for a distance of 54 meters in a north westerly direction.  
 Station Road East Side: From the intersection of the southern kerb line of Ladybridge Road to the intersection of the northern kerb line of Warren Road

## SCHEDULE 2 Revocations

### Revoke No Waiting At Any Time

Meadway Road

East Side:

From the intersection of the northern kerb line of Ladybridge Road, for a distance of 24.5 meters in a northerly direction.

Meadway Road

West Side:

From the intersection of the northern kerb line of Ladybridge Road, for a distance of 22 meters in a northerly direction.

Ladybridge Road

North Side:

From a point 18.5 meters south west of the intersection of the western kerb line of Meadway Road to a point 16 meters north east of the intersection of the eastern kerb line of Meadway Road.

Ladybridge Road

South Side:

From a point, 14.5 meters north east of the intersection of the north eastern kerb line of Croft Road for a distance of 50.5 meters in a south westerly direction.

Vaudrey Drive

North East Side:

From the intersection of the northern kerb line of Ladybridge Road, for a distance of 3 meters in a north westerly direction.

Vaudry Drive

South West Side:

From the intersection of the northern kerb line of Ladybridge Road, for a distance of 3 meters in a north westerly direction.

Queens Road

North East Side:

From the intersection of the northern kerb line of Ladybridge Road for a distance of 57 meters in a north westerly direction.

Queens Road

South West Side:

From the intersection of the northern kerb line of Albert Road for a distance of 54 meters in a north westerly direction.

Lorna Road

South West Side:

From the intersection of the southern kerb line of Ladybridge Road, for a distance of 13.5 meters in a south easterly direction.

Lorna Road

North East Side:

From the intersection of the southern kerb line of Ladybridge Road, for a distance of 11 meters in a south easterly direction.

Ladybridge Road

North East Side:

From a point, 55 meters north east of the intersection of the northern kerb line of Vaudrey Drive, for a distance of 128 meters in a south westerly direction.

**Revoke No Waiting Monday to Friday 7.00am to 10.00am and 4.00pm to 7.00pm and Saturday 8.00am to 9.30am and 12noon to 2pm**

Ladybridge Road

South East Side:

From a point, 13 meters north east of the intersection of the northern kerb line of Lorna Road, for a distance of 66 meters in a north easterly direction.

**Revoke No Waiting/No Loading/Unloading Monday to Friday 7.00am to 10.00am and 4.00pm to 7.00pm and Saturday 8.00am to 9.30am and 12noon to 2pm**

Ladybridge Road

South East Side:

From a point, 13 meters north east of the intersection with the northern kerb line of Lorna Road to the intersection of the western kerb line of Station Road.

Ladybridge Road

North West Side:

From the intersection of the north eastern kerb line of Vaudrey Drive, for a distance of 55 meters in a north easterly direction.

Ladybridge Road

North East Side:

From the intersection of the north eastern kerb line of Vaudrey Drive to the intersection of the south westerly kerb line of Queens Road.

**Revoke No Waiting at Any Time / No Loading / Unloading Monday to Friday 7.00am to 10.00am and 4.00pm to 7.00pm and Saturday 8.00am to 9.30am and 12noon to 2pm**

Station Road East Side:

From the intersection of the southern kerb line of Ladybridge Road to the intersection of the northern kerb line of Warren Road

The COMMON SEAL of the COUNCIL )  
of the METROPOLITAN BOROUGH OF )  
STOCKPORT was hereunto affixed )  
this day of 19 August ) 2021 )  
in the presence of:- )



*J. B. A. S.*

Head of Legal / ~~Designated~~ Authorised Signatory

*[Signature]*

Authorised Signatory







Key:

- No Waiting at Any Time
- Existing Bus Clearway

Ref	Date	Author	Rev	Notes

AMENDMENTS

**STOCKPORT**  
METROPOLITAN BOROUGH COUNCIL  
PLANNING  
10/13/20

Proposed TRO's

Drawing Title

Ladybridge Road - Cheshire

Ref	Date	Author	Rev	Notes

CP	NR	EPS	EPS
10/13/20	10/13/20	10/13/20	10/13/20
10/13/20	10/13/20	10/13/20	10/13/20
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