

**THE SURREY COUNTY COUNCIL**  
**(VARIOUS ROADS IN REIGATE AND BANSTEAD)**  
**(PROHIBITION OF WAITING) (RESTRICTED ZONE)**  
**ORDER 2019**

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SURREY COUNTY COUNCIL in exercise of their powers under Sections 1(1) and 2 (1) to (3) and 4 of the Road Traffic Regulation Act 1984 (hereinafter called "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:-

## **PART I**

### **GENERAL**

#### **Citation and commencement**

- 1        THIS Order may be cited as "The Surrey County Council (Various Roads in Reigate and Banstead) (Prohibition of Waiting) (Restricted Zone) Order 2019" and shall come into operation on 4 November 2019

#### **Interpretation**

- 2        (1)        In this Order unless the context otherwise requires the following expressions shall have the meanings hereby respectively assigned to them –
- “agents” means any person or persons authorised by or on behalf of the Council to supervise and/or enforce any prohibition and restriction on the waiting by vehicle and/or any parking place
- “Borough Council” means the Reigate and Banstead Borough Council
- “civil enforcement officer” has the same meaning as in Section 76 of the Traffic Management Act 2004
- “Council” means Surrey County Council or its appointed agents
- “disabled person’s badge” has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (S.I. 2000 No. 682)
- “disabled person’s vehicle” has the same meaning as in the Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 2000 (S.I. 2000 No. 683)
- “enactment” means any enactment whether public general or local and includes any Order byelaw rule regulation scheme or other instrument having effect by virtue of an enactment
- “goods” means goods of any kind whether animate or inanimate and “delivering” and “collecting” in relation to any goods or postal packets includes checking the goods or postal packets for the purpose of their delivery or collection
- “plans” means the drawings listed in the The Schedule created and retained by the Council for the purpose of this Order the drawing number of each of those drawings

being given in the first column of that Schedule

“postal packets” has the same meaning as in sub-section (1) of Section 125 of the Postal Services Act 2000

“road” includes part of a road and has the same meaning as in Section 142 of the Act

“traffic sign” means a sign of any size colour and type prescribed or authorised under or having effect as though prescribed or authorised under Section 64 of the Act

“Waiver Certificate” means a certificate issued on behalf of the Council for the purposes of Article 4(h) permitting a specified vehicle to wait in special circumstances on a length or lengths of a road or roads where the waiting of that vehicle would otherwise be restricted or prohibited

- (2) For the purpose of this Order a vehicle shall be regarded as displaying –
  - (a) a disabled person’s badge in the prescribed manner when –
    - (i) the badge is exhibited on the dashboard or fascia of the vehicle or
    - (ii) where the vehicle is not fitted with a dashboard or fascia the badge is exhibited in a conspicuous position on the vehicleso that the front of the badge is clearly legible from the outside of the vehicle
  - (b) a parking disc in the relevant position if –
    - (i) the disc is exhibited on the dashboard or fascia of the vehicle or
    - (ii) where the vehicle does not have a dashboard or fascia the disc is exhibited in a conspicuous position on the vehicle
- (3) Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended applied consolidated re-enacted by or as having effect by virtue of any subsequent enactment
- (4) Any reference in this Order to a road or a length of a road shall unless otherwise specified be construed as a reference to the whole width of that road or length of road
- (5) Any reference in this Order to a numbered Article Part Schedule or Section shall unless the context otherwise requires be construed as a reference to the Article Part Schedule or Section bearing that number in this Order

## **PART II**

### **WAITING PROHIBITIONS AND RESTRICTIONS**

#### **Prohibition and Restriction on waiting by vehicles**

- 3        SAVE as provided in Articles 4 5 6 7 8 and 9 of this Order no person shall except upon the direction or with the permission of a police constable in uniform or a civil enforcement officer cause or permit any vehicle to wait at the times and days indicated on the plans in such lengths of roads as identified as a restricted zone on the Plans

**Exceptions and exemptions from the Prohibition and Restriction on waiting by vehicles**

- 4        NOTHING in Article 3 of this Order shall render it unlawful to cause or permit any vehicle to wait in any of the lengths of roads specified 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 roads or
  - (iv) the laying erection alteration or repair in or in land adjacent to the said lengths of roads of any sewer or of any main pipe or apparatus for the supply of gas water or electricity or of any apparatus provided under the Telecommunications Act 1984
- (c) the vehicle if it cannot conveniently be used for such purposes in any other road to be used in the service of a local authority or of 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
- (e) the vehicle to take in petrol oil water or air from any garage situated in or adjacent to the said lengths of roads
- (f) the vehicle to wait at or near to any premises situated on or adjacent to the said lengths of roads 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
- (h) the vehicle is displaying in a prominent position behind the windscreen so that it is facing forwards and can be entirely and easily seen from the front of the vehicle a valid waiver certificate issued by a person duly authorised by the Council to wait in accordance with the terms and conditions prescribed by the said certificate

PROVIDED THAT a waiver certificate may be cancelled at any time at the sole discretion of the Council and shall thereupon immediately cease to be valid and that a notification of such

cancellation shall be sent by post to the holder of the certificate at any address which the Council believes to be that person's address and the certificate shall forthwith be surrendered to the Council

- 5      NOTHING in Article 3 of this Order shall render it unlawful to cause or permit to wait in any case where the person in control of it –
- (a)      is required by law to stop
  - (b)      is obliged to stop in order to prevent an accident or
  - (c)      is prevented from proceeding by circumstances outside his control
- 6      NOTHING in Article 3 shall render it unlawful to cause or permit any vehicle to wait at or near to any premises situated on or adjacent to the said lengths of roads for so long as such waiting by that vehicle is reasonably necessary to enable the emptying of a septic tank to be undertaken by a private contractor or operator

#### **Exceptions and exemptions from the Prohibition on waiting by vehicles**

- 7      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 or in the prescribed manner 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 each separate length of road specified in Article 3 above for a period not exceeding three hours (not being a period separated by an interval of less than one hour from a previous period of waiting by the same vehicle on the same length of road)
- 8      NOTHING in Article 3 of this Order shall render it unlawful to cause or permit any vehicle to wait in any of the lengths of roads specified and described therein for so long as may be necessary to enable goods to be loaded on or unloaded from that vehicle

#### **Furniture removals**

- 9      NOTHING in Article 3 of this Order shall apply so as to restrict or prohibit the waiting loading and/or unloading of any vehicle while the vehicle is in actual use in any length of road identified on the plans in connection with the removal of furniture from one office or dwelling house to another or the removal of furniture from any such premises to a depository or to any such premises from a depository
- PROVIDED THAT this Article shall not apply to a vehicle waiting loading and/or unloading in any part of any length of road identified on the plans unless notice is given twenty-four hours in advance to the Council and a valid waiver certificate is obtained

**PART III**  
**SUPPLEMENTARY PROVISIONS**

**Saving in respect of pedestrian crossings**

- 10      NOTHING in the foregoing provisions of this Order shall be taken as authorising anything which would be a contravention of any Regulations made or having effect as if made under Section 25 of the Act

**Saving in respect of Hackney Carriages**

- 11      NOTHING in Article 3 of this Order shall render it unlawful to cause or permit hackney carriages to wait upon any stand for hackney carriages duly authorised under Section 63 of the Local Government (Miscellaneous Provisions) Act 1976  
PROVIDED THAT the said hackney carriages are waiting wholly within the limits of any said stand for hackney carriages

**Saving in respect of bus stop clearways**

- 12      INSOFAR as any provision contained in PART II of this Order conflicts with a provision which is contained in paragraph 1 of Part 6 and item 9 of Part 4 to Schedule 7 to the Traffic Signs Regulations and General Directions 2016 (S.I. 2016 No. 362) then the provision contained in the said paragraphs of the said Regulations shall prevail

**Saving with respect to other enactments**

- 13      INSOFAR as any provision of this Order conflicts with any provision that is contained in “THE BOROUGH OF REIGATE AND BANSTEAD (HIGH STREET, HORLEY) (PART) (PROHIBITION OF DRIVING AND (ONE-WAY TRAFFIC) ORDER 1991” as amended then the provision or provisions in the said Order of 1991 shall prevail
- 14      SUBJECT to the provisions contained in Article 10 Article 11 Article 12 and Article 13 of this Order the prohibitions restrictions and requirements imposed by this Order are in addition to and not in derogation of any prohibition restriction or requirement imposed by any other enactment and any exception or exemption from the provisions of this Order is without prejudice to the provisions of any other enactment

## **THE SCHEDULE**

### **LIST OF PLANS**

Drawing No	Date Drawn	Rev'n	Date Revised	Rev'n	Date Revised	Rev'n	Date Revised	Rev'n	Date Revised	Rev'n	Date Revised	Rev'n	Date Revised	Rev'n	Date Revised	Rev'n	Date Revised
3282/R&B/18000	08/12	A	02/15	B	07/16	C	10/16	D	08/17	E	01/19	F	10/19				
3282/R&B/18001	08/12	A	07/16	B	08/17												
3282/R&B/18002	08/12	A	07/16														
3282/R&B/18003	08/12	A	02/15	B	07/16												
3282/R&B/18004	08/12	A	02/15	B	07/16	C	01/19										
3282/R&B/18005	08/12	A	02/15	B	07/16	C	10/19										
3282/R&B/18006	08/12	A	02/15	B	07/16												
3282/R&B/18007	08/12	A	02/15	B	08/17	C	01/19	D	10/19								
3282/R&B/18008	08/12	A	02/15	B	08/17												
3282/R&B/18009	08/12	A	02/15	B	07/16												
3282/R&B/18010	08/12	A	02/15	B	07/16												
3282/R&B/18011	08/12	A	02/15	B	07/16	C	08/17	D	10/19								
3282/R&B/18012	08/12	A	07/16														
3282/R&B/18013	08/12	A	08/17														
3282/R&B/18014	08/12																
3282/R&B/18015	08/12																
3282/R&B/18016	08/12																
3282/R&B/18017	08/12																
3282/R&B/18018	08/12	A	01/19														
3282/R&B/18019	08/12																
3282/R&B/18020	08/12	A	02/15														
3282/R&B/18021	08/12																
3282/R&B/18022	08/12	A	08/17	B	10/19												
3282/R&B/18023	08/12	A	08/17	B	10/19												
3282/R&B/18024	08/12	A	02/15	B	07/16	C	08/17	D	10/19								

3282/R&B/18025	08/12	A	02/15	B	07/16	C	08/17										
3282/R&B/18026	08/12																
3282/R&B/18027	08/12	A	07/16														
3282/R&B/18028	08/12																
3282/R&B/18029	08/12																
3282/R&B/18030	08/12																
3282/R&B/18031	08/12	A	10/19														
3282/R&B/18032	08/12	A	02/15														
3282/R&B/18033	08/12	A	02/15	B	10/19												
3282/R&B/18034	08/12	A	02/15	B	08/17	C	10/19										
3282/R&B/18035	08/12	A	01/19														
3282/R&B/18036	08/12	A	02/15	B	01/19												
3282/R&B/18037	08/12																
3282/R&B/18038	08/12																
3282/R&B/18039	08/12	A	07/16														
3282/R&B/18040	08/12	A	07/16	B	08/17												
3282/R&B/18041	08/12	A	07/16	B	01/19												
3282/R&B/18042	08/12	A	07/16	B	01/19	C	10/19										
3282/R&B/18043	08/12	A	07/16														
3282/R&B/18044	08/12																
3282/R&B/18045	08/12	A	07/16														
3282/R&B/18046	08/12	A	10/19														
3282/R&B/18047	08/12																
3282/R&B/18048	08/12	A	08/17	B	01/19	C	10/19										
3282/R&B/18049	08/12	A	02/15	B	07/16	C	01/19	D	10/19								
3282/R&B/18050	08/12	A	07/16														
3282/R&B/18051	08/12	A	08/17	B	01/19	C	10/19										
3282/R&B/18052	08/12	A	07/16	B	10/19												
3282/R&B/18053	08/12	A	02/15	B	07/16	C	01/19										
3282/R&B/18054	08/12	A	08/17	B	10/19												
3282/R&B/18055	08/12	A	10/19														
3282/R&B/18056	08/12	A	02/15	B	07/16	C	01/19	D	10/19								









[illegible]

Executed as a Deed by Surrey County Council on 30 October 2019

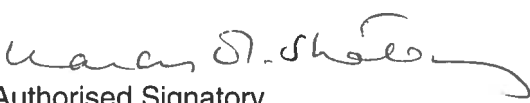
EXECUTED AS A DEED by )

Affixing THE COMMON SEAL of )

SURREY COUNTY COUNCIL )

In the presence of and attested by: )



  
Authorised Signatory

**SURREY COUNTY COUNCIL**

**DATE: 30 October 2019**

No. IN SEALING  
REGISTER .....27108.....

ORDERED TO  
BE SEALED  
**Reigate and Banstead Local  
Committee**  
4 March 2019  
ITEM 8  
Minute Ref: 55/19

**ROAD TRAFFIC REGULATION ACT 1984**  
**SECTIONS 1 (1) AND 2 (1) TO (3) AND 4**

**THE SURREY COUNTY COUNCIL**  
**(VARIOUS ROADS IN REIGATE AND**  
**BANSTEAD) (PROHIBITION OF WAITING)**  
**(RESTRICTED ZONE) ORDER 2019**