

THE SURREY COUNTY COUNCIL
(VARIOUS ROADS IN RUNNYMEDE)
(PROHIBITION OF STOPPING OUTSIDE SCHOOLS) (NO.1)

ORDER 2004

ARRANGEMENT OF ARTICLES

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ARRANGEMENT OF SCHEDULES

FIRST SCHEDULE	Prohibition of Stopping Outside Schools in respect of Community Community Special Voluntary Controlled Voluntary Aided Foundation and Foundation Special Schools
SECOND SCHEDULE	Prohibition of Stopping Outside Schools in respect of Independent and Private Schools

I hereby certify that
this Order is a true copy
of the Original

Davis

For Head of Transportation Services
Surrey County Council

THE COUNTY COUNCIL OF SURREY ("the Council") in exercise of their powers under Sections 1(1) and 2(1) to (3) and 4(2) of the Road Traffic Regulation Act 1984 ("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

Commencement and citation

1 THIS Order shall come into operation on 8 November 2004 and may be cited as "The Surrey County Council (Various Roads in Runnymede) (Prohibition of Stopping Outside Schools) (No.1) Order 2004"

Interpretation

2 (1) In this Order the expression -

"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 vehicles and/or any parking place

"Community School" "Community Special School" "Voluntary Controlled School" "Voluntary Aided School" "Foundation School" and "Foundation Special School" have the same meanings as in Section 20 of the Schools Standards and Framework Act 1998

"Council" means Surrey County Council or its appointed agents

"carriageway" has the same meaning as in Section 329 of the Highways Act 1980

"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

"footway" has the same meaning as in Section 329 of the Highways Act 1980

"kerb-line" in relation to a length of road specified and described in either the First Schedule or the Second Schedule to this Order shall mean that imaginary line which is the projection of the line formed by the edge of the main carriageway of the aforesaid length of road adjacent to its junction with the side in question of any other

road

"Owner" means the person by whom the vehicle is kept and in determining who was the owner of a vehicle at any time it shall be presumed that the owner was the person in whose name the vehicle was at that time registered under the Vehicle Excise and Registration Act 1994

"Parking Attendant" means a person authorised by or on behalf of the Council to enforce the restrictions imposed by this Order

"Penalty Charge" means the charge set by the Council under the provisions of the Road Traffic Act 1991 which is to be paid to the Council following the issue of a Penalty Charge Notice within 28 days of the issue of that Notice

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

"school day" has the same meaning as in Section 579 of the Education Act 1996

"school term time" means those days of the year which have been determined as school days in accordance with Section 32 of the Education Act 2002 ("the 2002 Act") in respect of each of the Community or Community Special or Voluntary Controlled or Voluntary Aided or Foundation or Foundation Special Schools specified in the First Schedule to this Order or as determined by the Governing Body or Head Teacher of the Independent and/or Private Schools specified in the Second Schedule to this Order

"Waiver Certificate" means a certificate issued on behalf of the Council for the purposes of Article 4(i) of this Order 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) 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

PART II

PROHIBITION OF STOPPING OUTSIDE SCHOOLS

Prohibition on vehicles stopping outside schools

3 NO person shall cause or permit any vehicle to stop or remain at rest during school term time on any length of road specified in the schedules to this Order between 8.15am and 9.15am and between 2.30pm and 4.00pm on Mondays to Fridays inclusive

Exceptions and exemptions from the prohibition on vehicles stopping outside schools

4 NOTHING in Article 3 of this Order shall apply to -

- (a) any person causing or permitting a vehicle to stop or remain at rest -
 - (i) if that person is obliged to do so in order to avoid an accident
 - (ii) if that person is required to do so by law
- (b) anything done with the permission or at the direction of a police constable in uniform
- (c) any person who causes any vehicle to proceed in accordance with any prohibition restriction or requirement indicated by traffic signs placed by the Police pursuant to Section 66 or Section 67 of the Act
- (d) a vehicle which 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 THE prohibition imposed by this Order is in addition to and not in derogation of any prohibition restriction or requirement imposed by any other enactment and any exemption

or exception from the provisions of this Order is without prejudice to the provisions of any other enactment

PART III ENFORCEMENT

Contraventions

6 IF a vehicle is left without complying with any of the requirements of this Order then a contravention will have occurred and a penalty charge shall be payable. A Penalty Charge Notice showing the information required by the Road Traffic Act 1991 may then be issued by a Parking Attendant in accordance with the requirements of the Road Traffic Act 1991

Notice of penalty charge

7 IN the case of a vehicle in respect of which the penalty charge may have been incurred it shall be the duty of a Parking Attendant to attach to the vehicle in a conspicuous position a Notice which shall include the following particulars:

- (a) the grounds on which the Parking Attendant believes that a penalty charge is payable with respect to the vehicle and
- (b) the amount of the penalty charge which is payable and
- (c) that the penalty charge must be paid before the end of the period of twenty-eight days beginning with the date of the Notice and
- (d) that if the penalty charge is paid before the end of the period of fourteen days beginning with the date of the Notice the amount of the penalty charge will be reduced by the specified proportion and
- (e) that if the penalty charge is not paid before the end of the twenty-eight day period a Notice to the owner may be served by the Council on the person appearing to them to be the owner of the vehicle and
- (f) the address to which payment of the penalty charge must be sent

PROVIDED THAT in paragraph (d) above "specified proportion" means such proportion applicable to all cases as may be determined by the Local Authorities acting through the Joint Committee

Restriction on removal of Penalty Charge Notices

8 WHERE a Penalty Charge Notice has been attached to a vehicle in accordance with the provisions of this Order no person not being the driver of the vehicle a police constable in uniform or a traffic warden shall remove that Notice from the vehicle unless authorised to do so by the driver

Manner of payment of penalty charge

- 9 (1) The owner of a vehicle in respect of which the penalty charge has been incurred shall pay the penalty charge to the Council EITHER by cheque or postal order which shall be delivered or sent by post so as to reach the the Parking Manager Technical Services Department Runnymede Borough Council Civic Offices Station Road Addlestone Surrey KT15 2AH within twenty-eight days of the issue of the penalty charge OR in cash in person at either the said Administrative Centre or Help Shop not later than as aforesaid OR by credit card or debit card
- (2) If the penalty charge is paid before the end of the period of fourteen days beginning with the date of the Notice the amount of the penalty charge will be reduced by the specified proportion
- (3) If the owner fails to pay the penalty charge by the end of the twenty-eight day period a Notice to Owner may be served and if the charge is then not paid within a further period of twenty-eight days it may be increased by fifty per cent

If the fourteen or twenty-eight day periods referred to above fall on a day when the said Council Offices are closed the period within which payment shall be made shall be extended until 4.30 p.m. on the next full day on which the said Council Offices are open

FIRST SCHEDULE

COMMUNITY COMMUNITY SPECIAL VOLUNTARY CONTROLLED VOLUNTARY AIDED FOUNDATION AND FOUNDATION SPECIAL SCHOOLS

St Anne's Catholic Primary School	Free Prae Road, Chertsey (north west side), from the intersection of the north-west kerbline of Free Prae Road and the extension of the south-west building line of Lyndhurst south-westwards for a distance of 96 metres.
Meadowcroft Community Infants School	Little Green Lane, Chertsey (north side), from the intersection of the northern kerb line of Little Green Lane and the extension across Little Green Lane of the eastern building line of No. 18 Little Green Lane eastwards for a distance of 29 metres.
Pycroft Grange School	Pycroft Road, Chertsey (north east side) from the intersection of the north eastern kerb line of Pycroft Road and the north western kerb line of the access to the Rainbow Nursery north westwards for a distance of 75 metres.
Freemantles School	(south west side) (i) from the intersection of the south western kerb line of Pycroft Road and the extension across Pycroft Road of the south eastern building line of No. 123 Pycroft Road south eastwards for a distance of 24 metres ii) from the intersection of the south western kerb line of Pycroft Road and the extension across Pycroft Road of the north western building line of No. 107 Pycroft Road south eastwards for a distance of 27 metres.
Stepgates Community School	Stepgates, Chertsey (south side), from the intersection of the southern kerb line of Stepgates and the extension across Stepgates of the eastern building line of No. 30 Stepgates westwards for a distance of 24 metres.
Lyne and Long cross CE Infants School	Lyne Lane, Lyne (east side), from the intersection of the north eastern kerb line of Lyne Lane and the extension of the boundary line between Lyne and Long Cross School and Holy Trinity Church northwards to a point 2 metres north of the intersection of the eastern kerbline of Lyne lane and the extension of the north western boundary of The School House, distance of

	approximately 58 metres.
Thorpe Lea Primary School	Huntingfield Way, Egham (south east side), from a point 3 metres north east of the intersection of the south eastern kerb line of Huntingfield Way and the extension across Huntingfield Way of the north eastern kerb line of Langton Way south westwards for a distance of 53 metres.
Manorcroft Primary School	Wesley Drive, Egham (both sides), from the intersection of the north western kerb line of Wesley Drive and the extension across Wesley Drive of the south western kerb line of the access to Egham and District Bowling Club north westwards for a distance of 24 metres.
St Cuthbert's Catholic Primary School	Bagshot Road, Englefield Green (west side) (i) from a point 25 metres north of the intersection of the western kerb line of Bagshot Road and the extension across Bagshot Road of the boundary line between Nos. 1 and 2 Bagshot Road southwards for a distance of 49 metres ii) from a the intersection of the western kerb line of Bagshot Road and a line drawn at right angles to the centre line of carriageway from the intersection of the eastern kerb line of Bagshot Road and the extension of the boundary line between Tudor Gables and Pen Bryn southwards for a distance of 33 metres.
St Jude's CE School	Corby Drive, Engleford Green (north side), from a point 23 metres west of the intersection of the extensions of the northern kerb line of Corby Drive and the western kerb line of Bagshot Road westwards for a distance of 31 metres. (south side), from a point 32 metres west of the intersection of the extensions of the southern kerb line of Corby Drive and the western kerb line of Bagshot Road westwards for a distance of 44 metres.
Marshfields CE Infants School	Fletcher Close, Ottershaw (north side), from a point 12 metres south west of the intersection of the south eastern kerb line of Fletcher Close and the extension of the south western building line of No. 6 Fletcher Close south westwards and north westwards for a distance of 46 metres. (south side) from a point 8 metres south west of the intersection of the north western kerb line of Fletcher Close and the extension of south western building line of

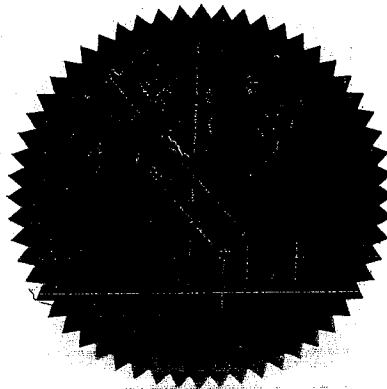
	No. 1 Fletcher Close south westwards and north westwards for a distance of 24 metres.
Christ Church CE Infants School	Christchurch Road, Virginia Water (south and south west sides), from the intersection of the south western kerb line of Christchurch Road and the extension across Christchurch Road of the south eastern kerb line of Woodside Way north westwards for a distance of 77 metres.
St Anne's Heath Junior School	Sandhill Lane, Virginia Water (south west side), from a point 4 metres south east of the intersection of the south west kerblines of Sandhills Lane and the extension of the south east boundary line of No. 26 The Orchard south eastwards for a distance of 63 metres.

SECOND SCHEDULE

INDEPENDENT AND/OR PRIVATE SCHOOLS

Meath Independent Special School	Brox Road, Ottershaw, (south east side), i) from a point 2 metres north east of the intersection of the south eastern kerb line of Brox Road and the extension across Brox Road of the south western building line of No. 108 Brox Road south westwards for a distance of 20 metres ii) from a point 10 metres north east of the intersection of the south eastern kerb line of Brox Road and the extension across Brox Road of the north eastern kerb line of Chaworth Close north eastwards for a distance of 21 metres.
TASIS The American School in Egham	Coldharbour Lane, Thorpe (north side), from a point 88 metres west of the intersection of the extensions of the northern kerb line of Coldharbour Lane and the south eastern kerb line of Coldharbour Close eastwards for a distance of 27 metres.

THE COMMON SEAL of THE COUNTY COUNCIL OF SURREY was hereunto affixed on 1 November 2004 in the presence of:-)
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[Handwritten signature]

Authorised Signatory

DATED 1 NOVEMBER 2004

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

SURREY COUNTY COUNCIL
(VARIOUS ROADS IN RUNNYMEDE)
(PROHIBITION OF STOPPING
OUTSIDE SCHOOLS) (NO.1)
ORDER 2004

SURREY COUNTY COUNCIL

No. IN SEALING
REGISTER

90131

ORDERED TO
BE SEALED

Rinnymede Local Committee
31.10.03. Item No. 12