

**THE COUNCIL OF THE CITY
AND COUNTY OF SWANSEA
CYNGOR DINAS A SIR ABERTAWE**



**PYLE ROAD, CASWELL BAY ROAD, OLDWAY,
BISHOPSTON, SWANSEA**

ORDER 2012

DVT-1593/JKJ

“civil enforcement officer” has the same meaning as in Section 63A of the Act of 1984 and by virtue of Section 76 of the 2004 Act a civil enforcement officer appointed under Section 63A of the Act of 1984 is a civil enforcement officer in relation to parking contraventions;

“Council” means the Council of the City and County of Swansea;

“disabled person’s vehicle” has the same meaning as in the Local Authorities’ Traffic Orders (Exemption for Disabled Persons) (Wales) Regulations 2000;

“disabled person’s badge” has the same meaning as in the Disabled Persons (Badges for Motor Vehicles)(Wales) Regulation 2000;

“hackney carriage” means a vehicle standing or plying for hire for which a hackney carriage licence has been issued by the Council;

“traffic Warden” means a traffic warden employed by a police authority in pursuance of sections 95 and 96 of the Act of 1984 and any powers or functions given to a traffic warden in this order may also be exercised by a police officer in uniform;

“loading bay” means an area of the highway designated by road markings complying with the Traffic Signs Regulation and General Directions 2002 or any previous version of the same for the loading and unloading of vehicles servicing businesses in the immediate area of the bay;

“No Return” in relation to a Parking Place where waiting is limited by time and day of the week means no return within the stated time and day of the week to a parking place in the same road or a Controlled Parking Zone as the Parking Place vacated;

“parking disc” means a disc and time clock (where appropriate) issued by a Local Authority complying with the requirements of the British Standard Specifications for Parking Discs to comply with the European Blue Badge

position on the vehicle so that the whole of the information on the front of the ticket is clearly legible from outside the vehicle;

- (d) a waiver means exhibited on the windscreen, dashboard or fascia of the vehicle or, where the vehicle does not have a windscreen, dashboard or fascia, in a conspicuous position on the vehicle so that the whole of the information on the front of the waiver is clearly legible from outside the vehicle;

“waiver” means a waiver issued by the Council in respect of vehicles being used for building maintenance repair shop fitting or other industrial or demolition operations and the Council may charge for such waiver such charge to be determined from time to time by resolution of the Council or relevant Committee thereof

Interpretation

3. Except where otherwise stated, any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order
4. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the Interpretation of an Act of Parliament
5. The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation of any other prohibition or restriction whether made under the Act of 1984 or otherwise

SECTION 2 – PROHIBITION OF WAITING AT ANY TIME

Prohibition of Waiting at any time

(d) public service vehicles when waiting at an authorised bus stop to set down or pick up passengers

(e) vehicles picking up and dropping off passengers

8. Nothing in Article 6 of this Order shall make 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 of which the period of waiting began) to wait on the side of the road or roads referred to in the said Article for a period not exceeding three hours (not being a period separated by an interval of less than one hour from the previous period of waiting by the same vehicle on the same side of the road or roads).

SECTION 3 – PARKING PLACES

9. Regulation Of A Permit Parking Place

- A (i) The holder of a Permit shall not park in any Parking Place
- (a) other than in the street named on the Permit except in the case of a Controlled Parking Zone where the permit allows the holder to park in any of the designated bays within the C.P.Z. and
 - (b) without a the valid Permit being displayed in the relevant position on the vehicle

(iv) for the convenience of occupiers of premises adjacent to the Parking Place at times of weddings or funerals

(v) any person herein authorised to suspend the use of the Parking Place or any part thereof in accordance with the provisions of this Article shall thereupon place or cause to be placed in that Parking Place or as the case may be in that part thereof the use of which is suspended a traffic sign of any size colour and type prescribed or authorised under Section 64 of the Act of 1984 indicating that the waiting by vehicles is prohibited

C No persons shall cause or permit any vehicle to wait in any part of the Parking Place during such period as there is in or adjacent to that part of the Parking a traffic sign placed in pursuance of Article 3.B (v) of this Order

provided that nothing in this Article shall apply:

(i) in respect of any vehicle being used for fire brigade ambulance or police purposes when the presence of the said vehicle is essential to the carrying out of their duties

(ii) to anything done with the permission of a Police Constable in uniform or a civil enforcement Officer or a person authorised by the Council or the person suspending the use of the Parking Place or part thereof in pursuance of this Order

The Council may at any time require an applicant for a Permit or a holder of a Permit to produce to an Officer of the Council such evidence in respect of an application for a Permit made to them as they may reasonably require to verify any particulars or information given to them or in respect of any Permit issued by them as they may reasonably require to verify that the Permit is valid

(ii) On receipt of an application for a Permit the Council upon being satisfied that

(a) the applicant is a person who resides in a road or the Controlled Parking Zone referred to in the Schedules to this Order or is a person who falls within the categories of persons eligible for the granting of Permit as may be determined from time to time by the Council

(b) the application is made in respect of an eligible vehicle as defined in paragraph (iii) of this Article

shall issue to the applicant a Permit in respect of that vehicle subject to no more than two Permits being issued in respect of any particular residence

(iii) For the purposes of this Article "eligible vehicle" means:

(a) a passenger vehicle which is a motor vehicle constructed solely for the carriage of passengers and their effects and adapted to carry not more than twelve passengers exclusive of the driver and not drawing a trailer

(b) a goods vehicle the weight of which does not exceed 3500kg unladen

(c) solo motor cycle or moped

- (f) the withdrawal of the Permit by the Council
- (vi) A Permit shall cease to be valid at the expiration of the date stated thereon or on the occurrence of any of the events set out in paragraph (v) of this Article whichever is the earlier
- (vii) The Council may by notice in writing served on a Permit holder by sending the same to the Permit holder at the address shown by that person on the application for the Permit or at any other address believed to be that person's abode withdraw a permit if it appears to the Council that any of the events set out in paragraph (v) of this Article has occurred and the permit holder shall surrender the Permit to the Council within forty eight hours of the receipt of the aforementioned notice
- (viii) A Permit shall be in writing and shall include the following particulars:
 - (a) the registration mark of the vehicle in respect of which the Permit was issued except when such Permit is issued to a resident whose vehicle is owned by a bona fide motor trader and which vehicle does not exceed 3500 kg unladen weight in such cases the registration mark will be replaced with the words "MOTOR TRADER" or relevant company name.
 - (b) the expiry date of the permit pursuant to paragraph (vi) of this Article
 - (c) an indication that the Permit was issued by the Council
 - (d) the name of the street or Controlled Parking Zone in which the applicant resides

F Charges

B. Alteration of position of a vehicle in a parking place

Where any vehicle is standing in a parking place in contravention of the provisions of Article 4.A. above, the Council or police officer in uniform may alter or cause to be altered the position of the vehicle in order that its position shall comply with those provisions.

C. Movement of a vehicle in a parking place in an emergency

A police officer in uniform or a civil enforcement officer may move or cause to be moved or remove or cause to be removed, in case of emergency, to any place he/she thinks fit, any vehicle left in a parking place and shall provide for the safe custody of the vehicle

D. Suspensions of use of parking place

(1) Any person duly authorised by the Council may suspend the use of a parking place or any part thereof whenever they consider such suspension reasonably necessary:-

(a) for the purpose of facilitating the movement of traffic or promoting its safety;

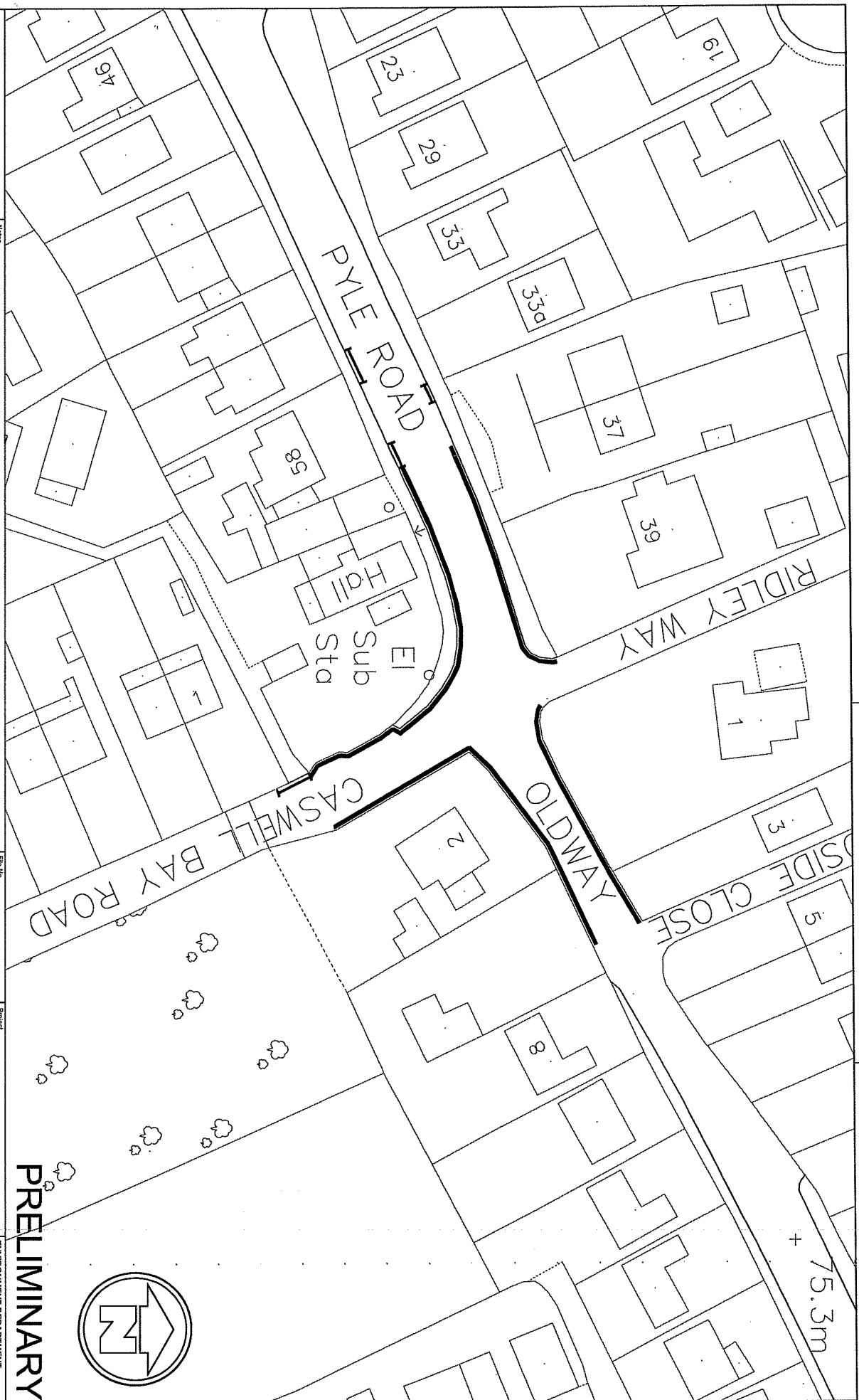
(b) for the purpose of any building operation, demolition or excavation adjacent to the parking place provided that a waiver issued by the Council is displayed in the relevant position on the vehicle, the maintenance, improvement or reconstruction of the highway or the cleansing of gullies in or adjacent to the parking place, the laying, erection, alteration or repair in or adjacent to the parking place or any sewer or any main, pipe, or apparatus for the supply of gas, water or electricity or of any

No person shall cause or permit a vehicle to wait in a parking place or any part thereof during which such period as the Council or a police officer in uniform or a civil enforcement officer has suspended that parking place or part thereof and exhibits notice of such suspension on or near that parking place.

SECTION 4 – REVOCATION

11. REVOCATIONS

The existing Traffic Orders are revoked insofar as they are inconsistent with the proposals hereinafter contained which relate to the length or lengths of road or roads referred to in the schedule hereto.



PRELIMINARY



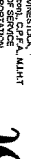
Notes:

- 1 THIS IS A CAD DRAWING AND SHOULD NOT BE USED FOR CONSTRUCTION
- 2 All dimensions in millimetres unless otherwise stated.
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KEY:-

- Proposed 'Prohibition of Waiting At Any Time'
- Proposed 'H' Bar Road Marking

Rev	Details	Dr	Cd	Av	Date

File No. E1.12.1002		Project	
General Ledger Code: 01.251.91554.915071.00000.C02921		Caswell Bay Road, Oldway and Pyle Road, Bishopston, Swansea	
Drawn: RUL	Date: APR12	Title	
Checked: HM	Date: APR12	Proposed Traffic Regulation Order	
Approved: MST	Date: APR12		
Scale @ A3 1:500			
<div>ENVIRONMENT DEPARTMENT</div> <div>CRESS WINTERICK, M.H.T. HEAD OF SERVICE SWANSEA COUNCIL 65 CIVIC CENTRE, SWANSEA, SA1 3SN Tel: (01792) 69270 Fax: (01792) 69270</div> <div>CITY AND COUNTY OF SWANSEA</div> <div>DINA'S A SIR ABERTAVE</div> <div>Drawing No. E1.12.1002.001</div> <div>A stylized logo of a bird, possibly a swan or heron, facing right, with its wings spread. It is the official logo of Swansea Council.</div> <div>Rev.</div>			

Dated this 6th day of September 2012

**THE COMMON SEAL OF THE
COUNCIL OF THE CITY AND
COUNTY OF SWANSEA**

was hereunto affixed

in the presence of



104,512

D. J. Smith.

~~Head of Legal, Democratic Services and Procurement/~~
Authorised Signatory