

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



**MORFA ROAD, NEW CUT ROAD, STRAND &
POTTERY STREET**

ORDER 2016

THE COUNCIL OF THE CITY AND COUNTY OF SWANSEA

CYNGOR DINAS A SIR ABERTAWE

TRAFFIC REGULATION ORDER 2016

MORFA ROAD, NEW CUT ROAD, STRAND & POTTERY STREET

THE COUNCIL OF THE CITY AND COUNTY OF SWANSEA (“the Council”) in exercise of its powers under Sections 1 and 2 of the Road Traffic Regulation Act 1984, as amended (“the Act of 1984”) 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 and Section 124 of the Act of 1984 hereby make the following Order.

SECTION 1 – PRELIMINARY

Citation and commencement

1. This Order shall come into operation on 15/02/2016 and may be cited as the Council of the City and County of Swansea Boulevard Phase 2 Traffic Regulation Order 2015.

Definitions

2. In this order, except where the context otherwise requires, the following expressions have the meaning hereby respectively assigned to them:

“bus” shall have the same meaning as in Section 1 of the Public Passenger Vehicles Act 1981;

“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;

“Clearway” means a road on which vehicles are not allowed to stop apart from in an emergency situation.

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

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

“permit” means a licence issued by the Council giving permission in respect of a particular vehicle or individual;

“public service vehicle” means a vehicle carrying passengers for a fee and for the purposes of this Order public service vehicle refers to a large public service vehicle capable of carrying more than eight passengers;

“relevant position” in respect of:-

- (a) a disabled person’s badge and parking disc has the same meaning as in the Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (Wales) Regulations 2000; and
- (b) a permit 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 permit is clearly legible from outside the vehicle;
- (c) a waiver means, it must be 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;

“taxi” means a vehicle issued with a hackney carriage licence by the Council.

“waiver” means a permit 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
- 5.1 Unless the context otherwise requires words in the singular include the plural and in the plural shall include the singular.

SECTION 2 – PROHIBITION OF STOPPING EXCEPT BUSES

- 6.1 Save as provided in Articles 7 no person shall, except upon the direction or with the permission of a civil enforcement officer, police officer in uniform, or a person authorised by the Council, cause or permit any vehicle except buses, to stop on the length or lengths of the road or roads referred to in Schedule 3

Exemptions

7. Nothing in Article 6 of this Order shall render it unlawful to cause or permit any vehicle to stop on the side or sides or length or lengths of the road or roads specified therein for as long as may be necessary to enable:-
- (a) 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, maintenance, repair, shop fitting or other industrial or demolition operations with a waiver issued by the Council and displayed in the relevant position on the windscreen of the vehicle;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the laying, erection, alteration or repair in or on land adjacent to the said lengths or sides of the road of any sewer or any main pipe or apparatus for the supply of water, gas electricity or of any telecommunications apparatus as defined by the Telecommunications Act 1984
 - (iv) a vehicle being used for police, ambulance, fire brigade or other emergency purposes
 - (b) the vehicle if it cannot conveniently be used for such purpose in any other road, to be used in connection with the service of a local authority or of a water authority in pursuance of its statutory powers and duties.
 - (c) the vehicle of the Royal Mail or other universal services provider as defined in Section 4 of the Postal Services Act 2000 to be used for the purpose of delivering or collecting mail.
 - (d) public service vehicles when waiting at an authorised bus stop to set down or pick up passengers

SECTION 3 - PROHIBITION OF WAITING LOADING AND UNLOADING AT ANY TIME

8. Save as provided in Articles 7 no person shall, except upon the direction or with the permission of a civil enforcement officer, police officer in uniform, or a person authorised by the Council, cause or permit any vehicle to wait, load or unload at any time on the length or lengths of the road or roads referred to in Schedule 2

SECTION 4 – SCHEDULES

SCHEDULE 1

REVOCATIONS

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

SCHEDULE 2

CONTROLLED ZONE

PROHIBITION OF WAITING, NO LOADING / UNLOADING AT ANY TIME

New Cut Road

From a point 111 metres south of the southern kerblines of Strand to a point 76 metres south of the southern kerblines of Bridge Street.

(for clarity: the Controlled Zone will begin at the terminal point of the existing Clearway, which is 311 metres north of the northern kerblines of Quay Parade)

Strand

From its junction with the western kerblines of New Cut Road for a distance of 125 metres in a westerly direction.

(for clarity: the Controlled Zone will terminate at the starting point of the 1966 Controlled Zone)

Morfa Road

From its junction with the eastern kerblines of New Cut Road for a distance of 139 metres in a north easterly direction.

U/S-Y525

From its junction with the western kerbline of New Cut Road for a distance of 6 metres in a westerly direction.

Pottery Street

From its junction with the eastern kerbline of New Cut Road for a distance of 6 metres in a easterly direction.

SCHEDULE 3**NO STOPPING EXCEPT BUSES****New Cut Road****Eastern Kerbline**

From a point approximately 15 metres south to a point approximately 65 metres south of the southern kerbline of Morfa Road, a distance of 40 metres

Dated: 8/2/16

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

was hereunto affixed
in the presence of

D. J. Smith



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