

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



**PANT STREET, ST THOMAS, SWANSEA**

**ORDER 2016**

**DVT-214619/HEN**

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

**CYNGOR DINAS A SIR ABERTAWE**

**PANT STREET, ST THOMAS, SWANSEA**

**(REVOCATIONS) (PROHIBITION OF WAITING AT ANY TIME) (ONE HOUR  
LIMITED WAITING NO RETURN WITHIN TWO HOURS MONDAY TO SATURDAY  
8AM TO 6PM PERMIT HOLDERS EXEMPT)**

**ORDER 2016**

**THE COUNCIL OF THE CITY AND COUNTY OF SWANSEA** (hereinafter called "the Council") in exercise of its powers under Sections the Road Traffic Regulation Act 1984, as amended (hereinafter referred to as "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 7<sup>th</sup> August 2016 and may be cited as The Council of the City and County of PANT STREET, ST THOMAS, SWANSEA traffic regulation order 2016.

Definitions

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

"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;

“police community support officer” has the same meaning as in section 38 of the Police Reform Act 2002;

“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;

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

“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

“parking disc” means a disc issued by a Local Authority complying with the requirements of the British Standard Specifications for Parking Discs to comply with the European Blue Badge Scheme being a disc coloured blue and capable of showing the quarter hour period during which a period of waiting begins

“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;

“permit” means a permit issued by the Council in respect of certain classes of vehicle;

“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 pay and display ticket 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 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**

6. Save as provided in Articles 7 and 8 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 at any time on the length or lengths of the road or roads referred to in Schedule 1 hereto.

### **Exemptions**

7. Nothing in Article 6 of this Order shall render it unlawful to cause or permit any vehicle to wait 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
- (e) vehicles picking up and dropping off passengers

8. Nothing in Article 6 of this Order shall render it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a Disabled Persons Badge and a Perking 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 lengths or sides of roads referred to in the Article for a period not exceeding 3 hours (not being a period separated by an interval of less than 1 hour from the previous period of waiting by the same vehicle on the same length or side of road on which that vehicle had previously been waiting).

**SECTION 3 – ONE HOUR LIMITED WAITING NO RETURN WITHIN TWO HOURS,  
MONDAY TO SATURDAY 8.00AM TO 6.00PM PERMIT HOLDERS  
EXEMPT**

9. Save as provided in Article 10 and 11 of this order no person shall, except upon the direction or with the permission of a civil enforcement officer, police community support officer, a police officer in uniform, a traffic warden or a person authorised by the Council, cause or permit any vehicle to stop on any of the length or lengths of the road or roads for more than one hour and no return within two hours, 8.00am to 6.00pm referred to in Schedule 2 hereto.

**Exemptions**

10. Nothing in Article 9 of this Order shall render it unlawful to cause or permit any vehicle to wait on the sides or lengths of the 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 to be used for the purpose of delivering or collecting postal packets as defined in Section 37 of the Post Office Act 1953

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

(f) vehicles picking up and dropping off passengers

(g) a vehicle displaying a correct parking permit in the relevant position

11. Nothing in Article 9 of this Order shall render it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a Disabled Persons Badge and a Perking 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 lengths of sides of roads referred to in the Article for a period not exceeding 3 hours (not being a period separated by an interval of less than 1 hour from the previous period of waiting by the same vehicle on the same length of side of road on which that vehicle had previously been waiting).

## **REVOCATION**

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



## **SCHEDULES**

### **SCHEDULE 1**

#### **PROHIBITION OF WAITING AT ANY TIME**

##### **DANYGRAIG ROAD**

###### **South side**

From a point 8 metres west of its junction with Pant Street to a point 8 meters east of that junction

##### **WERN FAWR ROAD**

###### **North Side**

From a point 5 metres west of its junction with Pant Street to a point 8 meters east of that junction

##### **PANT STREET**

###### **Both Sides**

- 1) From its junction with Dan y Graig Road to a point 8 meters south of that junction.
- 2) From its junction with Wern Fawr Road to a point 5 meters north of that junction.

### **SCHEDULE 2**

#### **ONE HOUR LIMITED WAITING NO RETURN WITHIN TWO HOURS MONDAY TO SATURDAY 8AM TO 6PM PERMIT HOLDERS EXEMPT**

##### **PANT STREET**

###### **West side**

From a point 39 metres south of its junction with the southern kerb line of DanyGraig Road to a point 99 metres south of that point

###### **East Side**

From a point 99 metres south of its junction with the southern kerb line of DanyGraig Road to a point 1559 metres south of that point

01/08/2016

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

was hereunto affixed

in the presence of

*Larry Moore*



Head of Legal, Democratic Services and Procurement/  
Authorised Signatory