

K75/6

THE GREATER MANCHESTER COUNTY (STAMFORD STREET
ASHTON-UNDER-LYNE) (RESTRICTION OF WAITING)
(COUNTY) ORDER 1975

The Greater Manchester County Council in exercise of their powers under Sections 1(1) (2) and (3) and 84D of the Road Traffic Regulation Act 1967, as amended by Part IX of the Transport Act 1968, Schedule 19 to the Local Government Act 1972 and Schedule 6 to the Road Traffic Act 1974 and of all other enabling powers, and after consultation with the Chief Officer of Police for the County of Greater Manchester in accordance with Section 84C(1) of the said Act of 1967, hereby make the following Order:-

- 1(1) In this Order the following expressions have the meanings hereby respectively assigned to them:-

"goods" includes postal packets of any description and "delivering" and "collecting" in relation to any goods includes checking the goods for the purpose of their delivery or collection;

"disabled person's vehicle " has the same meaning as in the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) (Amendment) Regulations 1975; and

"disabled person's badge" has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) Regulations 1975.

- (2) For the purposes of Article 4 of this Order a vehicle shall be regarded as displaying a disabled person's badge in the "relevant position" when:-

(a) in the case of a vehicle fitted with a front windscreen, the badge is exhibited thereon with the obverse side facing forwards on the nearside of and immediately behind the windscreen; and

(b) in the case of a vehicle not fitted with a front a windscreen, the badge is exhibited in a conspicuous position on the vehicle.

- (3) The Interpretation Act 1889 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

2. Save as provided in Articles 3 and 4 of this Order no person shall, except upon the direction or with the permission of a constable in uniform or a traffic warden, cause or permit any vehicle to wait between the hours of 8.00 a.m. and 7.00 p.m. on the south side of either of the lengths of road specified in Schedule 1 to this Order for a longer period than 1 hour or if a period of less than 2 hours has elapsed since a previous period of waiting by the same vehicle on the same side of length of road.
- AC/L030

3. Nothing in Article 2 of this Order shall render it unlawful to cause or permit any vehicle to wait on the south side of either of the lengths of road referred to in that Article for so long as may be necessary:-

- (a) to enable a person to board or alight from the vehicle;
- (b) for the purpose of delivering or collecting goods or merchandise or loading or unloading the vehicle;
- (c) to enable the vehicle if it cannot conveniently be used for such purpose in any other road to be used in connection with any funeral, building operation or demolition, the removal of any obstruction to traffic, the maintenance, improvement or reconstruction of the south side of either of the lengths of road referred to or the laying, erection, alteration or repair in or near the said sides of lengths of road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity, or of any telegraphic line as defined in the Telegraph Act 1878;
- (d) for the purpose of loading or unloading the vehicle whilst the vehicle is in actual use in connection with the removal of furniture from one office or dwellinghouse to another or the removal of furniture from such premises to a depository or to such premises from a depository;
- (e) to enable the vehicle if it cannot conveniently be used for such purpose in any other road to be used in pursuance of statutory powers or duties;
- (f) if the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid an accident; or
- (g) to enable the vehicle if it is in the service of or employed by the Post Office to be used for the purpose of delivering or collecting postal packets as defined in Section 87 of the Post Office Act 1953.

4. Nothing in Article 2 of this Order shall render it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's badge to wait on the south side of either of the lengths of road referred to in the said Article.

5. The Borough of Ashton-under-Lyne (Various Roads) (Consolidation of Waiting Restrictions) Order 1973 shall have effect as though:-

- (1) in Schedule 3 and in Schedule 7 to that Order the side of length of road specified in Part 1 of Schedule 2 to this Order were omitted; and
- (2) in Schedule 3 and in Schedule 7 to that Order the sides of lengths of road specified in Part 2 of Schedule 2 to this Order were included.
6. Subject to the provisions of Article 5 of this Order the restrictions imposed by this Order shall be in addition to and not in derogation from ~~any restriction or requirement imposed by any~~ regulations made or having effect as if made under the said Act of 1967 or by or under any other enactment.
7. This Order shall come into operation on the 10th November 1975 and may be cited as the Greater Manchester County (Stamford Street Ashton-under-Lyne) (Restriction of Waiting) (County) Order 1975.

SCHEDULE 1

Road in the Borough of Tameside in the County of Greater Manchester

- Stamford Street, Ashton-under-Lyne
- (a) between a point 15 metres east of Portland Street and a point 15 metres west of Bentinck Street;
 - (b) between a point 15 metres east of Bentinck Street and a point 20 metres west of Cavendish Street.

SCHEDULE 2

PART 1

Stamford Street

south side between its junctions with Portland Street and Lees Square.

PART 2

Stamford Street, South side

- (a) from its junction with Portland Street for a distance of 15 metres in an easterly direction;
- (b) from a point 15 metres west of Bentinck Street to a point 15 metres east of Bentinck Street;
- (c) from a point 20 metres west of Cavendish Street to Lees Square.

Dated this 3rd day of November 1975

THE COMMON SEAL of
THE GREATER MANCHESTER
COUNTY COUNCIL was
hereunto affixed in
the presence of:-

1376

DAVID BRINDLE

Solicitor, for County Secretary