

THE GREATER MANCHESTER COUNTY (SERVICE AREA
OFF OLD STREET, ASHTON-UNDER-LYNE)
(PROHIBITION OF WAITING) (COUNTY) ORDER 1976

The Greater Manchester County Council in exercise of their powers under Section 1(1), (2) and (3) of the Road Traffic Regulation Act 1967, as amended by Part 1X 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:-

"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;

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

"parking disc" means a disc, issued by a Local Authority, complying with the requirements of the British Standard Specifications for parking discs (B.S. No. 4631:1970), coloured orange, and capable of showing the quarter hour period during which a period of waiting begins;

(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:-

(i) 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;

(ii) in the case of a vehicle not fitted with a front windscreen the badge is exhibited in a conspicuous position on the front or near-side of 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

APC037

permit any vehicle to wait at any time on the length of road specified in the Schedule to this Order.

3. Nothing in Article 2 of this Order shall render it unlawful to cause or permit any vehicle to wait on the length 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) to enable goods to be loaded on or unloaded from 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 length of road referred to or the laying, erection, alteration or repair in or near the said length 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) 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;
- (e) 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;
- (f) to enable the vehicle to take in petrol, oil, water or air from any garage situated on or adjacent to the length of road;
- (g) for the purpose of loading or unloading the vehicle while 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; or
- (h) to enable the vehicle if it is in the service of or employed by the Post Office to be used for the purposes of delivering or collecting postal packets as defined in Section 87 of the Post Office Act 1953.

Nothing in Article 2 of this Order shall render it unlawful to cause or permit any 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 at which the period of waiting began) to wait on the length of road referred to in the said Article 2 for a period not exceeding two hours not being a period separated by an interval of less than one hour from a previous period of waiting by the same vehicle in the same length of road.

5. This Order shall come into operation on the 1st day of November 1976 and may be cited as the Greater Manchester County (Service Area off Old Street, Ashton-under-Lyne) (Prohibition of Waiting) (County) Order 1976.

SCHEDULE

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

Service Area off Old Street, and to the rear of shops fronting Warrington Street, Ashton-under-Lyne.

DATED this 23rd day of September 1976.

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

D.J. Burton

Seal No 1974

Solicitor for County Secretary.