

TAMESIDE METROPOLITAN BOROUGH COUNCIL

THE TAMESIDE METROPOLITAN BOROUGH
(VARIOUS STREETS, WATER STREET, CROSS STREET AREA, HYDE)
(PROHIBITION OF WAITING & LOADING AND LOADING ONLY) (PART 1) ORDER 2011

THE TAMESIDE METROPOLITAN BOROUGH COUNCIL in exercise of its powers under Sections 1(1), 2(1), 2(2) and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("the Act") and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act hereby makes the following Order:-

1. (1) In this Order:-

"disabled person's badge" has the same meaning as in the Disabled Persons (Badges For Motor Vehicles)(England) Regulations 2000;

"disabled person's vehicle" means a vehicle which displays a disabled person's badge in accordance with the provisions of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 as amended, or under any succeeding legislation, and shall include a badge issued under regulations having effect in Scotland or Wales under Section 21 of the Chronically Sick and Disabled Person's Act 1970, and a recognised badge under Section 21A and B of the 1970 Act.

"parking disc" means a disc issued by a local authority, 125 millimetres square, coloured blue and capable of showing the quarter hour period during which a period of waiting begins;

(2) For the purpose of this Order a vehicle shall be regarded as displaying:-

(a) a disabled person's badge in the relevant position, when:-

- (i) the badge is exhibited on the dashboard or fascia of the vehicle so that the front of the badge is clearly legible from the outside of the vehicle or;
- (ii) where a vehicle is not fitted with a dashboard or fascia, the badge is exhibited in a conspicuous position on the vehicle, so that the front of the badge is clearly legible from the outside of the vehicle.

(b) a parking disc in the relevant position if;

- (i) the disc is exhibited on the dashboard or fascia of the vehicle and shows the quarter hour period during which a period of waiting began and that period is clearly legible from the outside of the vehicle or;
- (ii) where the vehicle does not have a dashboard or fascia, the disc is exhibited in a conspicuous position on the vehicle, so that, when marked to show the quarter hour period during which a period of waiting began and that period is clearly legible from the outside of the vehicle.

(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.

2. Save as provided in Article 3 to this Order no person shall except upon the direction or with the permission of a police constable in uniform or of a civil enforcement officer, cause or permit any vehicle to wait at any time on the sides of lengths of roads specified in the Schedules 1, 2 and 3 to this Order.

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3. (1) Nothing in Article 2 shall render it unlawful to cause or permit any vehicle to wait on the sides of lengths of roads referred to therein for so long as may be necessary to enable:-
- (a) persons to board or alight from a vehicle;
 - (b) 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, industrial or demolition operations;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance, improvement or reconstruction of the said sides of lengths of roads; or
 - (iv) the laying, erection, alteration or repair in, or the land adjacent to, the sides of lengths of roads of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or any electronic communications network as defined in the Communications Act 2003.
 - (c) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in the service of a local authority or any other Authority in the pursuance of statutory powers or duties;
 - (d) the vehicle, to be used for the purpose of delivering or collecting postal packets as defined in the Postal Services Act 2000;
 - (e) the vehicle to wait at or near to any premises situated on or adjacent to the sides of lengths of roads for so long as such waiting is reasonably necessary in connection with any wedding or funeral; or
 - (f) the vehicle to be used for Fire Brigade, Ambulance or Police purposes.
- (2) Nothing in Article 2 to this Order shall render it unlawful to cause or permit any vehicle to wait for so long as may be necessary for the purpose of enabling goods to be loaded onto or unloaded from the vehicle at any time on the sides of lengths of roads specified in Schedule 1 and 3 to this order.
- (3) Nothing in Article 2 to 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 and a parking disc (on which the driver, or person in charge of the vehicle, has marked the time at which the period of waiting began) to wait on any of the sides of lengths of roads referred to in Schedule 1 to this Order for a period not exceeding three hours (not being a period separated by an interval of less than one hour from a previous period of waiting by the same vehicle on the same side of length of road on the same day).
4. BOROUGH OF HYDE (PROHIBITION OF WAITING AT VARIOUS JUNCTIONS) ORDER, 1967 shall have the effect as though in the schedule to that Order, items 4 and 5 were deleted therefrom.
5. BOROUGH OF HYDE (CLAREDON STREET CAR PARK SERVICE ROAD) (PROHIBITION OF WAITING) ORDER, 1967 is hereby revoked.

6. THE TAMESIDE METROPOLITAN BOROUGH (VARIOUS STREETS, HYDE) (PROHIBITION OF WAITING AND LOADING) ORDER 1999 shall have the effect as though in Schedule 1 to that Order the following side of length of road were deleted therefrom:-
- a) Cross Street (south east side) - from its junction with Market Street to its junction with Great Norbury Street.
 - b) Water Street (north east side) - from a point 25 metres north west of Greenfield Street to its junction with Milk Street.
7. THE BOROUGH OF HYDE (WATER STREET) (PROHIBITION OF WAITING) (AMENDMENT) ORDER 2007 is hereby revoked.
8. THE TAMESIDE METROPOLITAN BOROUGH (VARIOUS STREETS, HYDE) PROHIBITION OF WAITING AND LOADING) (AMMENDMENT NO.1) ORDER 2001 shall have the effect as though in Schedule 1, Part 2 to that Order the side of length of road "Water Street" were deleted therefrom.
9. THE TAMESIDE METROPOLITAN BOROUGH (OLD COURT STREET HYDE) (PROHIBITION OF WAITING) ORDER 2009 is hereby revoked.
10. THE TAMESIDE METROPOLITAN BOROUGH (GREENFIELD STREET, WATER STREET, AND CORPORATION STREET, HYDE) (LOADING ONLY) ORDER 2007 shall have the effect as though:-
- i) in Schedule 1 to that Order the side of length of road "Corporation Street" were deleted therefrom.
 - ii) Part 2 of Schedule 2 to that Order were deleted therefrom.
4. The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation from any restrictions or requirement imposed by any regulations made or having effect as if made under the said Act of 1984 or by or under any other enactment.

The Order shall come into operation on the 24th day of September 2012 and may be cited as "THE TAMESIDE METROPOLITAN BOROUGH (VARIOUS STREETS, WATER STREET, CROSS STREET AREA, HYDE) (PROHIBITION OF WAITING & LOADING AND LOADING ONLY) ORDER 2011".

THE COMMON SEAL OF TAMESIDE
METROPOLITAN BOROUGH COUNCIL
was hereunto affixed on the 18th September 2012
in the presence of


Borough Solicitor





84015

SCHEDULE 1

No Waiting at Any Time

- | | | |
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| Water Street
(east side) | - | From its junction with Milk Street to its junction with Manchester Road. |
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SCHEDULE 2

No Waiting and Loading at Any Time

- | | | |
|--|---|--|
| Hyde Bus Station
south west entrance
(south east side) | - | from its junction with Market Street to its junction with the Clarendon Street Car Park Service Road. |
| Hyde Bus Station
south west entrance traffic
island. | - | on the north west side of the south westerly bound carriageway for the whole length of the south east face of the traffic island situated between Market Street and the Clarendon Street Service Road. |
| Clarendon Street Car Park
Service Road. to the rear of
17 to 41 Market Street
(north-east side) | - | from its junction with the Hyde Bus Station south west entrance road for a distance of 48 metres in a south easterly direction. |
| Clarendon Street Car Park
Service Road. to the rear of
17 to 41 Market Street
(south-west side) | - | from its junction with the Hyde Bus Station south west entrance road for a distance of a distance of 5 metres in a south easterly direction. |
| Cross Street
(south east side) | - | from its junction with Water Street to its junction with Great Norbury Street. |
| Water Street
(west side) | - | from its junction with Manchester Road to its junction with Greenfield Street. |
| Water Street
(east side) | - | from its junction with Corporation Street for a distance of 6 metres in a northerly direction. |
| Water Street
(east side) | - | from a point 36 metres north west of its junction with Corporation Street to a point 7 metres north of its junction with Greenfield Street. |
| Water Street
(east side) | - | from a point 25 metres north of its junction with Greenfield Street to its junction with Milk Street. |
| Old Court Street
(both sides) | - | from its junction with Water Street to its junction with Milk Street. |

SCHEDULE 3

Loading Only

- | | | |
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| Clarendon Street Car Park Service
Road. to the rear of 17 to 41
Market Street (south-west side) | - | from a point 5 metres south-east of its junction with the Hyde Bus Station south west entrance for a distance of 73 metres in a south easterly direction. |
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