

227

TAMESIDE METROPOLITAN BOROUGH COUNCIL

**THE TAMESIDE METROPOLITAN BOROUGH (MARKET STREET AND WATERLOO
ROAD STALYBRIDGE)(PROHIBITION AND RESTRICTION OF WAITING) ORDER
2009**

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) 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 Persons 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 and coloured blue if issued on or after 1st. April 2001 or coloured orange if issued before that date 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,
or
- (ii) where the 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;
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, that period is clearly legible from the outside of the vehicle.

227

- (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 4 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 Schedule 1 to this Order
-
3. Save as provided in Article 4 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 between the hours of 8.00am and 6.00pm on Mondays to Saturdays inclusive on the sides of lengths of roads referred to in Schedule 2 to this Order: -
- (a) for a longer period than 1 hour or
- (b) if a period of less than 2 hours has elapsed since the termination during the said hours of the last period of waiting (if any) by that vehicle on the same side of length of road"
4. (1) Nothing in Article 2 or 3 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 on the sides of lengths of roads specified in Schedule 1 to this Order, at any time,
 - (3) Nothing in Article 3 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 on the sides of lengths of roads specified in Schedule 2 to this Order at any time.
 - (4) Nothing in Articles 2 or 3 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 Schedules 1 and 2 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)
- 5 THE TAMESIDE METROPOLITAN BOROUGH (STALYBRIDGE TOWN CENTRE) (PROHIBITION AND RESTRICTION OF WAITING AND LOADING) ORDER 2007 shall have effect as though
- (a) Schedule 2 to that Order were amended in so far as the sides and lengths of road specified in Part 1 of Schedule 3 to this Order were deleted therefrom and the sides and lengths of road specified in Part 2 of Schedule 3 to this Order were substituted therefore
 - (b) Schedule 3 to that Order were amended in so far as the sides and lengths of road specified in Part 3 of Schedule 3 to this Order were deleted therefrom and the sides and lengths of road specified in Part 4 of Schedule 3 to this Order were substituted therefore
 - (c) Schedule 4 to that Order were amended in so far as the sides and lengths of road specified in Part 5 of Schedule 3 to this Order were deleted therefrom and the sides and lengths of road specified in Part 6 of Schedule 3 to this Order were substituted therefore
- 6 THE TAMESIDE METROPOLITAN BOROUGH (WATERLOO ROAD STALYBRIDGE)(PROHIBITION OF WAITING) ORDER 1993 is hereby revoked
- 7 THE TAMESIDE METROPOLITAN BOROUGH (VARIOUS LOCATIONS, TAMESIDE) (TAXI RANK) ORDER 2007 shall have effect as though
- (d) Schedule 3 to that Order were amended in so far as the sides and lengths of road specified in Part 7 of Schedule 3 to this Order were deleted therefrom
 - (e) Article 3 to that Order were numbered Article 3 (1)
 - (f) The following new Article 3(2) were inserted after Article 3(1) to that Order
- 3 (2) Save as provided in Article 7 to this Order no person shall except

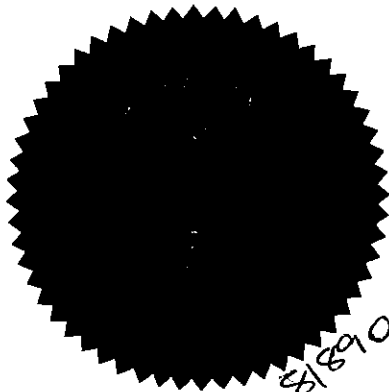
upon the direction of or with the permission of a police constable in uniform or a civil enforcement officer, cause or permit any vehicle other than a taxi to stop on the authorised taxi rank on Market Street (south side) from a point 4 metres north west of its junction with Chapel Street for a distance of 35 metres in a westerly direction, between the hours of 7.00pm and 6.00am on Monday to Sunday inclusive

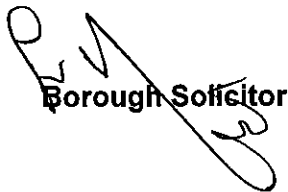
The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation from any restrictions or requirement imposed by any regulations made or having effect as if made under the said Act of 1984 or by or under any other enactment.

The Order shall come into operation on the 3rd day of December 2009 and may be cited as

"THE TAMESIDE METROPOLITAN BOROUGH (MARKET STREET AND WATERLOO ROAD STALYBRIDGE) (PROHIBITION AND RESTRICTION OF WAITING) ORDER 2009".

THE COMMON SEAL OF TAMESIDE
METROPOLITAN BOROUGH COUNCIL
was hereunto affixed on the 3rd day of December 2009
in the presence of




Borough Solicitor

01/12/09

SCHEDULE 1

No waiting at any time

Waterloo Road (north side)	(a)	from its junction with Queen Street for a distance of 10 metres in an easterly direction
	(b)	from its junction with King Street for a distance of 30 metres in an westerly direction
Waterloo Road (south side)	(a)	from its junction with Spring Street in an easterly direction to its junction with Market Street

SCHEDULE 2

Waiting restricted to 1 hour, no return within 2 hours Monday to Saturday 8am to 6pm

Waterloo Road (north side)	from a point 10 metres east of its junction with Queen Street to a point 30 metres west of its junction with King Street
---------------------------------------	--

SCHEDULE 3

Part 1 (deletion)

Market Street (South side)	from its junction with Water Street for a distance of 55 metres in an easterly direction
Market Street (South side)	from a point 20 metres east of its junction with Melbourne Street to a point 38 metres west of that junction

Part 2 (substitution) (No Waiting at Any Time)

Market Street (South side)	from its junction with Water Street for a distance of 39 metres in an easterly direction
Market Street (South side)	from a point 20 metres east of its junction with Melbourne Street to a point 23 metres west of that junction
Market Street (South side)	from its junction with Chapel Street for a distance of 4 metres in a north westerly direction

Part 3 (deletion)

Market Street (South side)	from a point 38 metres west of its junction with Melbourne Street to a point 55 metres east of its junction with Water Street
----------------------------	---

Part 4 (substitution) (Waiting restricted to 1 hour no return within 2 hours, Monday to Saturday 8.00am to 6.00pm)

Market Street (South side)	from a point 23 metres west of its junction with Melbourne Street to a point 39 metres east of its junction with Water Street
----------------------------	---

Market Street (South side)	from a point 4 metres north west of its junction with Chapel Street for a distance of 35 metres in a westerly direction
---------------------------------------	--

Part 5 (deletion)

Market Street (South side)	from its junction with Water Street to of its junction with Harrop Street
----------------------------	---

Part 6 (No Waiting Monday to Saturday 9am to 6pm)

Market Street (South side)	from its junction with Water Street to its junction with Chapel Street
----------------------------	--

Market Street (South side)	from a point 39 metres west of its junction with Chapel Street to its junction with Harrop Street
----------------------------	---

Part 7 (deletion)

Market Street (South side)	from a point 4 metres north west of its junction with Chapel Street for a distance of 35 metres in a westerly direction
----------------------------	---

SEALING NUMBER 81890
(To be completed by Sealing Officer)

TAMESIDE LEGAL SERVICES

SEALING AUTHORITY

I certify that this document should be sealed under the following authority:- (*delete as necessary*)

1. Resolution of Stalybridge D.A. Committee on

10 June 2009

OR

2. Delegated Power exercised by
On

Signed John Lysaght Nominated Officer

Dated 2-12-09
