

TAMESIDE METROPOLITAN BOROUGH COUNCIL
THE TAMESIDE METROPOLITAN BOROUGH
(VARIOUS STREETS, STALYBRIDGE TOWN CENTRE, STALYBRIDGE)
(RESTRICTION OF WAITING & TAXI RANK) ORDER 2012

THE TAMESIDE METROPOLITAN BOROUGH COUNCIL in exercise of its powers under Sections 1(1), 2(1), 2(2) and 4(2) of the Road Traffic Regulation Act 1984 ("the Act") and of Part IV of Schedule 9 to the said Act of 1984 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:-

"authorised parking place" means any parking place on a road authorised or designated by an Order made or having effect as if made under the Act of 1984;

"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;

"authorised taxi rank" means an area of the carriageway which is comprised within and indicated by a road marking complying with diagram 1028.2 in Schedule 6 of the Traffic Signs Regulations and General Directions 2002

"taxi" means a vehicle licensed under Section 37 of the Town Police Clauses Act 1847 or under any similar enactment;

"hours of operation" means the days and times specified on any of the suffixed signs to diagram 650.1, 650.2 or 650.3 in Schedule 2 of the Traffic Signs Regulations and General Directions 2002 as displayed on the authorised taxi rank;

(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 facia, 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.

(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 between the hours of 8am – 6pm, Monday – Saturday inclusive, on the sides of lengths of roads specified in Schedule 1 to this Order:-

(1) for a longer period than 1 hour; or

(2) if a period of less than 2 hours has elapsed since the termination of the last period of waiting, if any, by that vehicle on the same side of length of road.

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 on the sides of lengths of roads specified in Schedule 2 to this Order, at any time, except between the hours of midnight - 6am and 7pm – midnight.

(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, to wait on any of the sides of lengths of roads referred to in that Article between the hours of 8am – 6pm, Monday – Saturday inclusive.

4. Save as provided in Articles 5 and 6 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 wait on the authorised taxi rank on the sides of lengths of roads specified in Schedule 3 to this Order, between the hours of 7pm – 6am.

5. (1) Nothing in Article 2 shall render it unlawful for a person to cause or permit a vehicle to wait in the authorised taxi rank for so long as may be necessary to enable:-

(a) person to board or alight 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.
5. THE TAMESIDE METROPOLITAN BOROUGH (ARMENTIERS SQUARE AND TRINITY STREET, STALYBRIDGE)(RESTRICTION OF ACCESS AND TRAFFIC REGULATION) ORDER 1997 is hereby revoked.
6. THE TAMESIDE METROPOLITAN BOROUGH (ARMENTIERS SQUARE AND TRINITY STREET, STALYBRIDGE)(RESTRICTION OF ACCESS AND TRAFFIC REGULATION) (AMENDMENT No. 1) ORDER 1999 is hereby revoked.
7. THE TAMESIDE METROPOLITAN BOROUGH (VARIOUS LOCATIONS, TAMESIDE)(TAXI RANK) ORDER 2007 shall have the effect as though in Schedule 2 to that order the sides and length of road 'Back Grosvenor Street' were deleted therefrom.
8. THE TAMESIDE METROPOLITAN BOROUGH (STALYBRIDGE TOWN CENTRE) (PROHIBITION AND RESTRICTION OF WAITING AND LOADING) ORDER 2007 shall have the effect as though in Schedule 2 to that Order the sides of lengths of road specified in Schedule 4, Part 1 to this Order were deleted therefrom and the sides of length of road specified in Schedule 4, Part 2 to this Order were substituted therefore.
9. 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 21st day of September 2012 and may be cited as "**(VARIOUS STREETS, STALYBRIDGE TOWN CENTRE, STALYBRIDGE) (RESTRICTION OF WAITING & TAXI RANK) ORDER 2012**".

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


Borough Solicitor.

M



84017

SCHEDULE 1

(1 HOUR LIMITED WAITING BETWEEN 8AM TO 6PM MON-SAT, NO RETURN WITHIN 2 HOURS)

| | | |
|------------------------------------|---|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Grosvenor Street (north side) | - | From its cul de sac end for a distance of 20 metres in an easterly direction. |
| Back Grosvenor Street (south side) | - | From a point 13 metres west of its junction with Trinity Street for a distance of 45 metres in a westerly direction. |
| Armentieres Square | - | From its northerly junction with the service area at the junction with Back Grosvenor Street and Armentieres Square for a distance of 20 metres in a northerly direction (more easily referred to as the lay-by to the rear of the shops on Melbourne Street) |

SCHEDULE 2

NO WAITING AT ANY TIME

| | | |
|-------------------------------------------------------------------------------|---|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Trinity Street (both sides) | - | From a point 70 metres north west of its junction with High Street to its junction with Corporation Street |
| Back Grosvenor Street (south side) | - | From its junction with Trinity Street for a distance of 13 metres in a westerly direction. |
| Back Grosvenor Street (south side) | - | From a point 58 metres west of its junction with Trinity Street to its junction with the Service Area at the junction of Back Grosvenor Street and Armentieres Square. |
| Back Grosvenor Street (north side) | - | From its junction with Trinity Street to its junction with Armentieres Square. |
| Service Area between Armentieres Square and Back Grosvenor Street (all sides) | - | From its junction with Back Grosvenor Street to its junction with Armentieres Square |
| Armentieres Square (west – north side) | - | From a point 20 metres north of its junction with the Service Area at the junction of Back Grosvenor Street and Armentieres Square to its junction with Trinity Street. |
| Armentieres Square (east – south side) | - | From its junction with Back Melbourne Street to its junction with Trinity Street. |

SCHEDULE 3

AUTHORISED TAXI RANK (NO WAITING, EXCEPT TAXIS 7PM – 6AM)

| | | |
|------------------------------------|---|----------------------------------------------------------------------------------------------------------------------|
| Back Grosvenor Street (south side) | - | from a point 13 metres west of its junction with Trinity Street for a distance of 45 metres in a westerly direction. |
|------------------------------------|---|----------------------------------------------------------------------------------------------------------------------|

SCHEDULE 4

| | | |
|--------------------------|--|---------------------------------------------------------------|
| PART 1 - Deletion | | |
| Grosvenor Street | | from its junction with Trinity Street in a westerly direction |

| | |
|-------------------------------------|---------------------------------------------------------------------------------------|
| (both sides) | up to and including its cul-de-sac end (approximately 45 west of Trinity Street) |
| <u>PART 2 – Substitution</u> | |
| Grosvenor Street (north side) | From a point 20 metres east of its cul-de-sac end to its junction with Trinity Street |
| Grosvenor Street (south side) | From its junction with Trinity Street up to and including its cul-de-sac end. |

Tameside MBC - Sealing Authority Form

About the Document

| | |
|------------------------------------|------------------------------------------------------------------------------------------------|
| Title of document (or description) | TMBC (VARIOUS STREETS, STALYBRIDGE TOWN CENTRE)(RESTRICTION OF WAITING & TAXI RANK) ORDER 2012 |
| Other main parties (if any) | |

About the Sealing Authority

| | |
|-------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Date of decision | 11 th July 2012 |
| Type of authority | Delegated decision of ___Robin Monk_____ * Key/Executive Decision of Cllr _____ |
| | *If the decision is a delegated decision, the person making the decision must sign the form or other evidence that they have taken the decision must be attached.. |

Contact details

| | |
|------------------------------------------|-------------------------|
| Please return documents/send queries to: | Lauren Redfern X3927 |
| Address to return to | 5.29 |

Special Sealing Requirements

Insert any special requirements here (eg requirements to seal plans initial etc).

Signed..... *Rob Monk* *
Date..... *14/3/12*

*If the decision has been taken by an officer, the officer taking the decision must sign the form or other evidence that they have taken the decision must be attached.

NUMBER IN SEAL REGISTER..... *84017* (to be completed by Sealing Officer)

