

THE TAMESIDE METROPOLITAN BOROUGH COUNCIL

(SWAN STREET, FLETCHER STREET AND THE SERVICE ROAD LINKING
SWAN STREET WITH OLD CROSS STREET, ASHTON UNDER LYNE)
(PROHIBITION OF WAITING AND ONE WAY TRAFFIC) ORDER 1992

THE TAMESIDE METROPOLITAN BOROUGH COUNCIL in exercise of its powers under Section 1(1) and (2), 2(1) to (3) and 4(2) 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 of the Act, hereby makes the following Order :-

1. (1) In this Order :-

"authorised cab rank" means any area of carriageway which is comprised within and indicated by a road marking complying with diagram 1028.1 in Schedule 2 of the Traffic Signs Regulations and General Directions 1981:

"disabled person's badge" has the same meaning as in The Disabled Persons (Badges for Motor Vehicles) Regulations 1982:

"disabled person's vehicle" has the same meaning as in The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 1986:

"hackney carriage" has the same meaning as in Section 38(1) of the Vehicles (Excise) Act 1971:

"parking disc", means a disc, issued by a local authority, complying with the requirements of the British Standard Specification for Parking Discs (BS No. 4631:1970), but coloured orange, 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) in the case of a vehicle fitted with a front windscreen, the badge is exhibited thereon with the obverse side facing forwards on the near side of and immediately behind the windscreen, and

(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, and

b) a parking disc in the relevant position, when the disc is exhibited thereon with the side which shows the time facing forwards or outwards and immediately behind the windscreen or side window nearest to the kerb.

c) 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.

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2. Save as provided in Article 3 no person shall, except upon the direction or with the permission of a police constable in uniform or of a traffic warden, cause or permit any vehicles to wait at any time on the sides of the lengths of roads specified in Schedule 1 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 the lengths of roads referred to in Schedule 1 for so long as may be necessary to enable -
- a) a person to board or alight from the 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 the lengths of roads, or
 - (iv) the laying, erection, alteration or repair in, or in 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 telecommunications apparatus as defined in the Telecommunications Act 1984.
 - 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 a water authority in pursuance of statutory powers or duties,
 - d) the vehicle to be used for the purpose of delivering or collecting postal packets as defined in Section 87 of the Post Office Act 1953
 - e) the vehicle to take in petrol, oil, water or air from any garage situated on or adjacent to the sides of lengths of roads;
 - f) 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 by that vehicle is reasonably necessary in connection with any wedding or funeral, or
 - g) the vehicle to be used for fire brigade, ambulance or police purposes
- (2) Nothing in Article 2 shall render it unlawful to cause or permit any vehicle being a hackney carriage, to wait upon an authorised cab rank.

(3) Nothing in Article 2 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 on or unloaded from the vehicle on the sides of the lengths of roads specified in Schedule 1 to this Order, at any time.

(4) Nothing in Article 2 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 other persons in charge of the vehicle, has marked the time at which the period of waiting began) to wait on any side of the lengths of roads referred to in those Articles 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 in the same side of length of roads on the same day) provided that in respect of the sides of the lengths of roads specified in Schedule 1 to this Order such period lies entirely within the period during which the exemption as to loading and unloading specified in paragraph (3) of this Article applies.

4. Save as provided in Article 5 of this Order no person shall, except upon the direction or with the permission of a police constable in uniform or a traffic warden, cause or permit any vehicle to proceed in the lengths of road specified in column 1 of Schedule 2 to this Order in a direction other than that specified in relation to each length of road in column 2 of that Schedule.

5. Nothing in Article 4 of this Order shall apply to the driving of any mechanical road cleansing vehicle being used in pursuance of statutory powers or duties.

6. The Greater Manchester County (Fletcher Street, Ashton Under Lyne) (Traffic Regulation) (County) Order 1980 shall hereby be revoked.

7. The Borough of Ashton Under Lyne (Various Streets) (Consolidation of Waiting Restrictions) Order 1972 shall have effect as though in Schedule 3 to that Order the side of length of road specified in Schedule 3 to this Order was deleted therefrom.

8. The Borough of Ashton Under Lyne (Various Roads) (Consolidation of Waiting Restrictions) Order 1973 shall have effect as though in Schedule 3 to that Order the sides of length of roads specified in Schedule 4 to this Order was deleted therefrom.

9. The Tameside Metropolitan Borough Council (Penny Meadow Side Roads, Ashton Under Lyne) (Prohibition and Restriction of Waiting) Order 1990 shall have effect as though :-

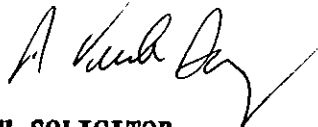
a) In Schedule 1 to that Order the side of length of road specified in Schedule 5 to this Order was deleted therefrom.

b) Schedule 2 to that Order was deleted therefrom.

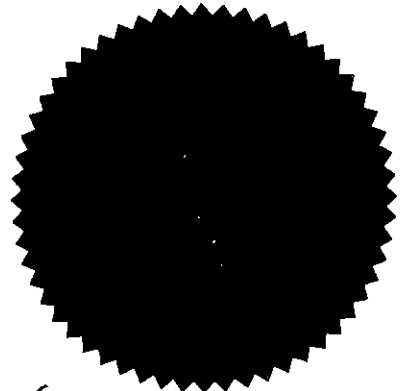
The Prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation from any restrictions or requirement imposed by any regulations made or having effect as if made under the said Act of 1984 or by or under any other enactment.

The Order shall come into operation on the 23 day of NOVEMBER 1992 and may be cited as the "THE TAMESIDE METROPOLITAN BOROUGH COUNCIL (SWAN STREET, FLETCHER STREET AND THE SERVICE ROAD LINKING SWAN STREET WITH OLD CROSS STREET, ASHTON UNDER LYNE) (PROHIBITION OF WAITING AND ONE WAY TRAFFIC) ORDER 1992"

THE COMMON SEAL OF
TAMESIDE METROPOLITAN BOROUGH
COUNCIL was hereunto affixed in the
presence of



A. V. D. J.
BOROUGH SOLICITOR



647955

SCHEDULE 1

No Waiting at Any Time

- | | |
|--|---|
| Fletcher Street | - from its junction with Swan Street to and around its cul-de-sac end |
| Swan Street | - from its junction with Penny Meadow to its junction with the Service Road Linking Swan Street with Old Cross Street |
| Service Road linking Swan Street with Old Cross Street to the rear of the properties no's 2 to 28 Old Street | - from its junction with Swan Street to its junction with Old Cross Street |
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SCHEDULE 2

One-Way

- | | |
|-------------|--|
| Swan Street | - from its junction with Cork Street to its junction with Penny Meadow in that direction |
|-------------|--|

SCHEDULE 3

Fletcher Street - (south side) between a point 5 yards from its junction with Market Street and a point 5 yards from its junction with Swan Street

SCHEDULE 4

Fletcher Street - (north side) between its junctions with Market Street and Swan Street

Swan Street - (west side) between its junctions with Penny Meadow and Cork Street

Swan Street - (east side) between its junction with Penny Meadow and the point 5 metres south of that junction

SCHEDULE 5

- | | |
|----------------------------|--|
| Swan Street
(east side) | - from a point 5 metres south of its junction with Penny Meadow for a distance of 37 metres in a southerly direction |
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