

TAMESIDE METROPOLITAN BOROUGH COUNCIL

TAMESIDE METROPOLITAN BOROUGH
(ST PETERSFIELD AREA, ASHTON UNDER LYNE)
(PROHIBITION OF WAITING & LOADING ONLY) (EXPERIMENTAL) ORDER 2013

THE TAMESIDE METROPOLITAN BOROUGH COUNCIL in exercise of its powers under Sections 1(1), 2(1), 2(2), 4(2), 9, 10 and 11 of the Road Traffic Regulation Act 1984 ("the Act") and of Part IV of Schedule 9 to the said Act and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III Schedule 9 to the Act hereby makes the following Order:-

1. (1) In this Order:-

"A designated loading bay" is a section of carriageway set aside purely for the purposes of loading and unloading, and is comprised within and indicated by a road marking complying with diagram 1028.3 in Schedule 6 of the Traffic Signs Regulations and General Directions 2002; and with a sign(s) complying with diagram 660.4 in Schedule 2 of the Traffic Signs Regulations and General Directions 2002.

"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, that period is clearly legible from the outside of the vehicle.

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(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 8am and 6pm Monday - Friday on the sides of lengths of roads specified in Schedule 2 to this Order.
4. (1) Nothing in Articles 2 or 5 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 Articles 2 or 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 1 and 2 to this Order at any time.
- (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

referred to in Schedule 1 or 2 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. 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 within the designated loading only bay on the sides of lengths of road as specified in Schedule 3 to this Order except for the purpose of enabling goods to be loaded onto or unloading from the vehicle.
6. The parts of the road specified in Schedule 3 to this Order are authorised to be used as designated loading bays for the loading and unloading of goods and merchandise to or from premises situated on or adjacent to the length of road on which the bay is situated, during such days and such hours as are specified in relation to that part of the road in the said Schedule, and the position in which vehicles may wait shall be wholly within the designated loading bay.
7. GREATER MANCHESTER COUNTY (CAVENDISH STREET/OLDHAM ROAD AREA, ASHTON-UNDER-LYNE) (PROHIBITION AND RESTRICTION OF WAITING) (COUNTY) ORDER 1982 shall have the effect as though in Schedule 1 to that Order "Cross Street, both sides" is deleted therefrom.
8. THE TAMESIDE METROPOLITAN BOROUGH (ST. PETERSFIELD, ASHTON-UNDER-LYNE) (PROHIBITION OF WAITING AND LOADING ONLY) ORDER 2007 is hereby revoked.
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 7th day of October 2013 and may be cited as "TAMESIDE METROPOLITAN BOROUGH COUNCIL (ST PETERSFIELD AREA, ASHTON UNDER LYNE)(PROHIBITION OF WAITING & LOADING ONLY) (EXPERIMENTAL) ORDER 2013

THE COMMON SEAL OF TAMESIDE
METROPOLITAN BOROUGH COUNCIL
was hereunto affixed on the 23rd day
of September 2013 in the presence of


Borough Solicitor



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SCHEDULE 1

(NO WAITING AT ANY TIME)

BENTINCK STREET (east side)	from its junction Cotton Street East to its junction Fleet Street
BENTINCK STREET (west side)	from its junction with Fleet Street to a point 9 metres north west of its junction of Old Street
BENTINCK STREET (west side)	from a point 20 metres south of its junction with Brook Street East for a distance of 3 metres in a southerly direction
CROSS STREET (both sides)	from its junction with Cavendish Street to its junction with Bentinck Street.
FLEET STREET (both sides)	from its junction with the un named adopted highway between Stamford Street West and Fleet Street to its junction with its junction with Bentinck Street
FLEET STREET (both sides)	from its junction with Portland Street South to its junction with Welbeck Street South
OLD STREET (north side)	from its junction with Cavendish Street in a south westerly direction upto and including its turning head at Bentinck Street
OLD STREET (south side)	from its junction with Cavendish Street to a point 18 metres south west of that junction.
OLD STREET (south side)	from a point 39 metres south west of its junction with Cavendish Street to and including its junction with Bentinck Street.
PORTLAND STREET SOUTH (both sides)	from its junction with Stamford Street West to its junction with Fleet Street
ST. PETERS STREET (both sides)	from its junction with Welbeck Street South upto and including its cul de sac end.
STAMFORD STREET WEST (south side)	from its junction with Margaret Street to its junction with the un named adopted highway between Stamford Street West and Fleet Street
STAMFORD STREET WEST (north side)	from its junction Margaret Street to a point 93 metres south west of its junction with Bentinck Street.
STAMFORD STREET WEST (north side)	from a point 81 metres south west of its junction with Bentinck Street to a point 68 metres south west of that junction.
STAMFORD STREET WEST (north side)	from a point 53 metres south west of its junction with Bentinck Street to a point 41 metres south west of that junction.
STAMFORD STREET WEST (north side)	from a point 26 metres south west of its junction with Bentinck Street to its junction with the un named adopted highway between Stamford Street West and Fleet Street
the un named adopted highway between Stamford Street West and Fleet Street (both sides)	from its junction with Stamford Street West to its junction with Fleet Street
WELBECK STREET SOUTH (west side)	From its junction with Fleet Street to its junction with Hodgson Street
WELBECK STREET SOUTH (east side)	from its junction with Fleet Street to a point 11 metres north west of its junction with Stamford Street West
WELBECK STREET SOUTH (east side)	From a point 26 metres northwest of its junction with Stamford Street West to a point 51 metres south of its junction with Brook Street East.

SCHEDULE 2

(NO WAITING MON – SAT, 8AM – 6PM)

FLEET STREET (both sides)	from its junction with Booth Street for a distance of 50 metres in an easterly direction
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SCHEDULE 3

(LOADING ONLY)

OLD STREET (south side)	From a point 18 metres south west of its junction with Cavendish Street for a distance of 21 metres in a south westerly direction.
STAMFORD STREET WEST (north side)	From a point 93 metres south west of its junction with Bentinck Street to a point 81 metres south west of that junction.
STAMFORD STREET WEST (north side)	From a point 68 metres south west of its junction with Bentinck Street to a point 53 metres south west of that junction.
STAMFORD STREET WEST (north side)	From a point 41 metres south west of its junction with Bentinck Street to a point 26 metres south west of that junction.