

THE TAMESIDE METROPOLITAN BOROUGH COUNCIL

(ELIZABETH STREET, HYDE)(PROHIBITION OF WAITING) ORDER 1989

THE TAMESIDE METROPOLITAN BOROUGH COUNCIL in exercise of its powers under Sections 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 1975:

"disabled person's badge" has the same meaning as in The Disabled Persons (Badges for Motor Vehicles) Regulations 1975:

"disabled person's vehicle" has the same meaning as in The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) (Amendment) Regulations 1975:

"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.

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 the Schedule to this Order.

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 therein 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 to wait for so long as may be necessary for the

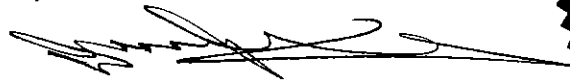
purpose of enabling goods to be loaded on or unloaded from the vehicle on the sides of the lengths of roads specified in the Schedule to this Order, at any time.

- (3) 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.
- (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 person 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 two 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 the Schedule to this Order such period lies entirely within the period during which the exemption as to loading and unloading specified in paragraph (2) of this Article applies.

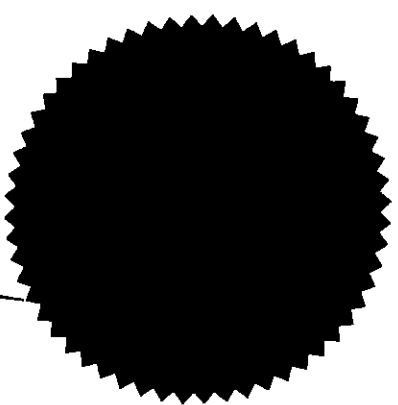
The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation from any restrictions or requirement imposed by any regulations made or having effect as if made under the said Act of 1984 or by or under any other enactment.

The Order shall come into operation on the **3 MAY 1990** day of
and may be cited as "THE TAMESIDE
METROPOLITAN BOROUGH COUNCIL ELIZABETH STREET, HYDE (PROHIBITION OF
WAITING) ORDER 1989".

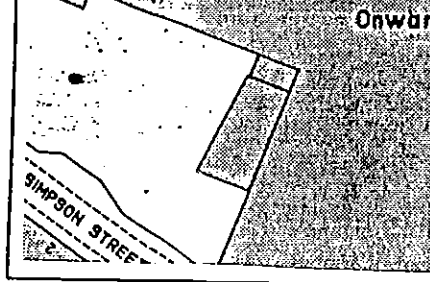
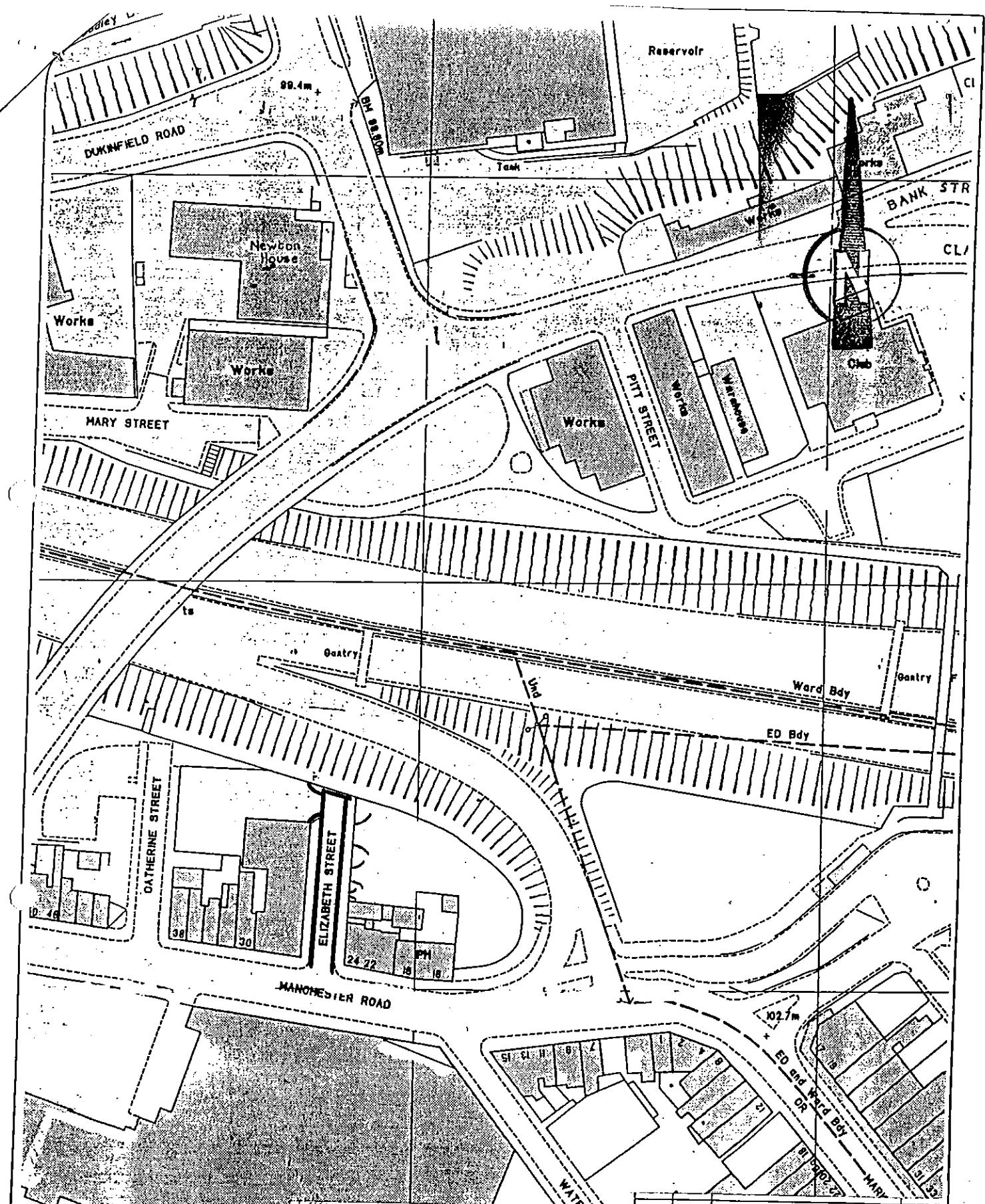
GIVEN UNDER THE COMMON SEAL OF
THE TAMESIDE METROPOLITAN BOROUGH
COUNCIL on the **27th**
day of **April** 19**90**



Director of Policy Services



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LAT.5.86

Title
ELIZABETH STREET HYDE
PROPOSED PROHIBITION OF
WAITING

Drn. _____ Date. _____ Scale. **1:1250**
 Trd. _____
 Chkd. _____ Drg. no. _____

| Rev. | Date | Initials |
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Tameside MBC
 DEPARTMENT OF ENGINEERING
 AND TRANSPORTATION

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