TAMESIDE METROPOLITAN BOROUGH COUNCIL

THE TAMESIDE METROPOLITAN BOROUGH (SHEFFIELD ROAD, HYDE) (PROHIBITION OF WAITING AND LOADING) ORDER 2003

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 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 area of carriageway which is comprised within and indicated by a road marking complying with the relevant diagram in Schedule 6 of the Traffic Signs Regulations and General Directions 2002, together with the complying sign in Schedule 2 of the Regulations, authorised or designated by an Order made or having effect as if made under the Act of 1984;

" a recognised timing point" is the location where a public service vehicle may wait to ensure adherence to a published timetable or local service registration and includes departure and terminal points, provided that this Order shall only apply to those bus timing points which have been approved, in writing, by the police and Highway Authority.

"disabled person's badge" has the same meaning as in the Disabled Persons (Badges For Motor Vehicles)(England) Regulations 2000, or the Chronically Sick & Disabled Persons Act 1970.

"disabled person's vehicle" has the same meaning as in the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;

"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) 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

HYO 268

(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.

(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 traffic warden, cause or permit any vehicle to wait at any time on the sides of 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 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 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 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 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

the Schedule to this Order, at any time, except between the hours of 7.00am to 9.00am and 4.30pm to 6.00pm, Monday to Saturday inclusive.

(3) Nothing in Article 2 to this Order shall render it unlawful to cause or permit any vehicle:

(a) to wait upon an authorised parking place

(4) 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 at which the period of waiting began) to wait on any of the sides of 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 on the same side of length of road on the same day) providing that in respect to the sides of the lengths of road 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..

4 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 19th.day of January 2004 and may be cited as **"THE TAMESIDE METROPOLITAN BOROUGH (SHEFFIELD ROAD, HYDE.(PROHIBITION OF WAITING AND LOADING) ORDER 2003".**

THE COMMON SEAL OF TAMESIDE
METROPOLITAN BOROUGH COUNCIL
was hereunto affixed on the8th. day of January 2004
in the presence of

[redacted]

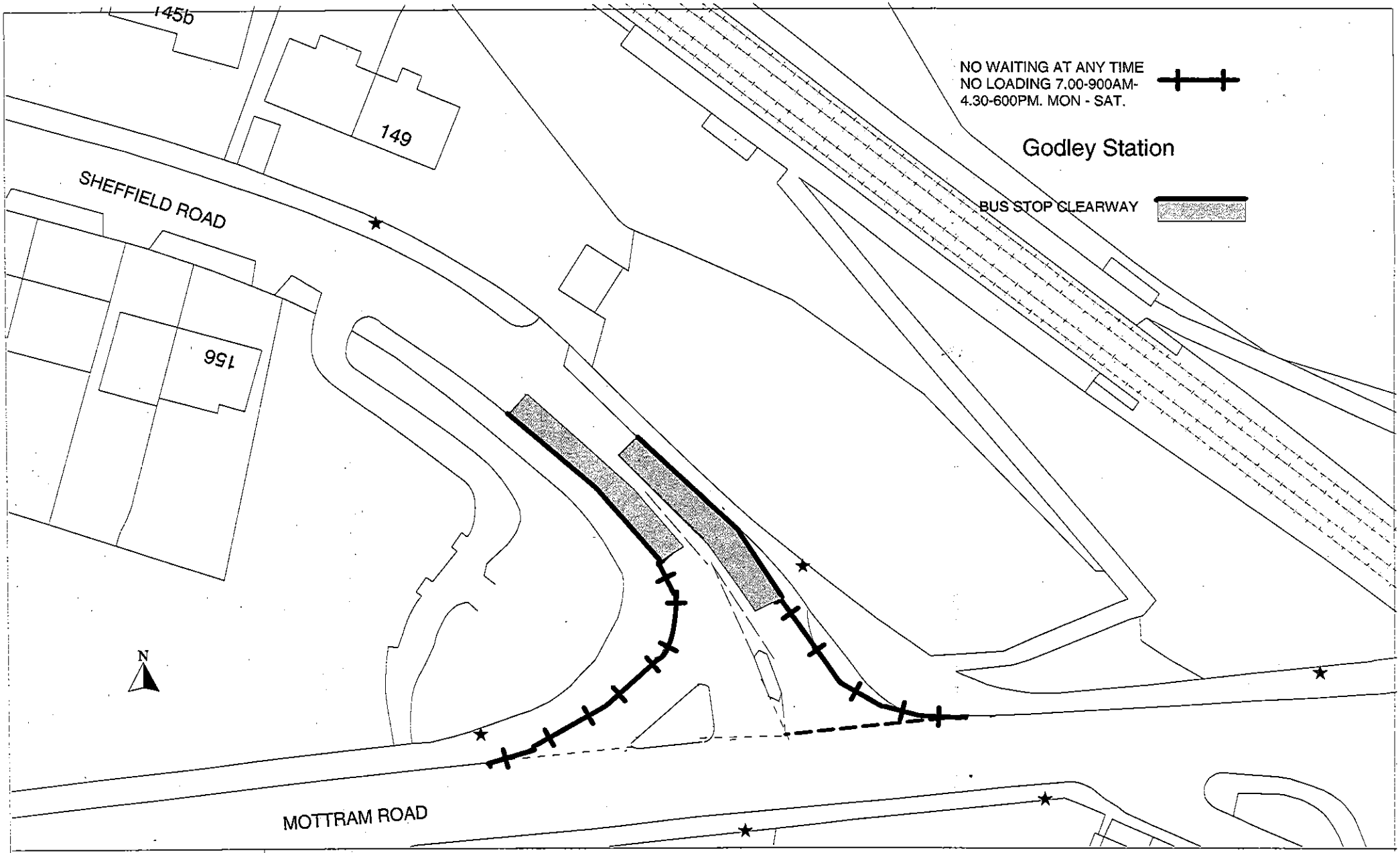
16387

Borough Solicitor

SCHEDULE

(No waiting at any time and no loading 7.00 – 9.00am and 4.30 - 6.00pm Monday to Saturday.

SHEFFIELD ROAD	
(west side)	From the junction with Mottram Road for a distance of 20 metres in a northerly direction.
(east side)	from the junction with Mottram Road for a distance of 15 metres in a northerly direction.



Engineering Service Tameside MBC Council Offices Wellington Road, Ashton-Under-Lyne Tameside, OL6 6DL	SHEFFIELD ROAD. HYDE. PROHIBITION OF WAITING/LOADING/BUS STOP CLEARWAYS			
	Drawn By : AHS	Scale :1 : 500	Date : 17/9/2003	Report : T/11/5912/R/01

SEALING NUMBER..... 76387 .....

(To be completed by Sealing Officer)

Issue No: 3

Issue Date: 1.4.98

TAMESIDE LEGAL SERVICES

SEALING AUTHORITY

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

1. Resolution of ~~Committee on~~

OR

SHEFFIELD ROAD – HYDE.

2. Delegated Power exercised by CABINET DEPUTY.

on 12/05/03.

Signed ..... John Lyssell .....
Nominated Officer

Dated ..... 5-1-04 .....

misc/ka/dw0303