

**BOROUGH OF TELFORD AND WREKIN
COURT STREET, HIGH STREET & PARK AVENUE, MADELEY
(PROHIBITION OF WAITING, RESTRICTION OF WAITING & DESIGNATED TAXI
RANK) ORDER 2012**

THE BOROUGH OF TELFORD AND WREKIN 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 This Order shall come into operation on 8th October 2012 and may be cited as The Borough of Telford and Wrekin (Court Street, High Street & Park Avenue, Madeley) (Prohibition Of Waiting, Restriction of Waiting & Designated Taxi Rank) Order 2012.

2 (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) 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;

"Driver" in relation to a Vehicle waiting in a Taxi rank, means the person driving the Vehicle at the time it was left in the Taxi rank;

"Taxi" has the same meaning as in section 38 of the Town Police Clauses Act 1847;

"Traffic Warden" means a Traffic Warden employed by a police authority in pursuance of Section 95 of the Act of 1984;

"Vehicle" means a Vehicle of any description and includes a machine or implement of any kind drawn or propelled along road whether by animal or mechanical power;

"Permitted Hours" means the whole twenty four hours of every day; and

"Traffic Sign" means a sign of any size, colour and type prescribed or authorised under, or having effect as though prescribed or authorised under Section 64 of the Act of 1984.

(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.

- (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.

No Waiting At Any Time

- 3 Save as provided in Article 5 to this Order no person shall except upon the direction or with the permission of a police constable in uniform, cause or permit any Vehicle to wait at any time on the roads specified in Column One of Schedule One of this Order to the extent specified in Column Two of the said schedule.

Restriction of Waiting

- 4 Save as provided in Article 5 to this Order no person shall except upon the direction or with the permission of a police constable in uniform, cause or permit any Vehicle to wait for longer than 20 minutes with no return within 1 hour between the hours of 8.00am-6.00 p.m. on Mondays to Saturdays inclusive, on the roads specified in Column One of Schedule Two of this Order to the extent specified in Column Two of the said schedule.

- 5 (1) Nothing in Articles 3 or 4 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 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) a 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) a Vehicle, to be used for the purpose of delivering or collecting postal packets as defined in the Postal Services Act 2000;
 - (e) a Vehicle to be used for Fire Brigade, Ambulance or Police purposes.
- (2) Nothing in Article 3 or 4 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.
- (3) Nothing in Article 3 or 4 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 3 or 4 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 these 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).

Designation of Taxi Rank

- 6 The area on a road on a highway comprising the length of a road specified in Schedule Three to this Order and, unless otherwise so specified, bounded on one side by the edge of the carriageway is designated as a Taxi rank.
- 7 The limits of the Taxi rank shall be indicated on the carriageway by appropriate signs.

Vehicles for which Taxi Ranks are designated

- 8 The Taxi rank may be used, subject to the provisions of this Order,
- i) for the waiting for hire during the Permitted Hours by any Taxi.
 - ii) no vehicle other than a Taxi (save for the provisions of Article 13 below) is permitted to wait at the Taxi rank at any time
- 9 The Driver of a Vehicle referred to in Article 8 of this Order using a Taxi rank shall stop the engine as soon as the Vehicle is in position in the Taxi rank and shall not start the engine except when about to change the position of the Vehicle or to depart from the Taxi rank.
- 10 No person shall use a Taxi rank for the purposes of:-
- i) selling or advertising for sale the Taxi
 - ii) the selling or advertising for sale any article to any person in or near the Taxi rank
 - iii) the advertising or providing of any service or services
 - iv) carrying out or permitting the carrying out of any work of maintenance or repair
 - v) without prejudice to the provisions of the above for any other purpose then that of waiting for passengers

Manner of standing in Taxi ranks

- 11 The Driver of a Vehicle waiting in a Taxi rank shall cause it to so stand:-
- (a) in the case of a Taxi rank in relation to which special provisions as to the manner of standing of Vehicles in that place are specified in the Schedule to this Order so as to be in accordance with those provisions;
 - (b) in the case of any other Taxi rank on a road in a single line parallel to the edge of carriageway and so that the distance between the edge of the carriageway and the nearest wheel of the Vehicle is not more than 300 millimetres; and

(c) so that every part of the Vehicle is within the limits of the Taxi rank.

12 No person shall leave a Vehicle in a Taxi rank:-

- (a) unless it is a Vehicle specified in Article 2 of this Order; and
- (b) in a position other than that specified in Article 11 of this Order.

13 (1) Any person generally or specifically authorised by the Council may suspend the use of any Taxi rank or any part thereof whenever that person considers such suspension reasonably necessary:-

- (a) for the purposes of facilitating the movement of traffic or promoting its safety;
 - (b) for the purpose of any building operation, demolition or excavation in or adjacent to the Taxi rank or the maintenance, improvement or reconstruction of the Taxi rank or the laying, erection, alteration, removal or repair in or adjacent to the Taxi rank or road of any sewer or main, pipe or apparatus for the supply of gas, water or electricity or any telecommunications apparatus as defined in sub-paragraph 1(1) of Schedule 2 to the Telecommunications Act or Traffic Sign;
 - (c) on any occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed; or
 - (d) for the convenience of occupiers of premises adjacent to the Taxi rank at times of weddings, or funeral, or on other special occasions.
- (2) A Police Officer in uniform may suspend for not longer than twenty-four hours the use of a Taxi rank or any part thereof whenever that Police Officer considers such suspension reasonably necessary for the purpose of facilitating the movement of traffic or promoting its safety.
- (3) Any person suspending the use of a Taxi rank or any part thereof in accordance with paragraph (1) or paragraph (2) of this Article shall thereupon place or cause to be placed in or adjacent to that Taxi rank or part thereof the use of which is suspended, a Traffic Sign indicating that waiting by licensed Taxis is prohibited.
- (4) No person shall cause or permit a Vehicle to be left in any part of a Taxi rank during such period as there is in or adjacent to that part of the Taxi rank a Traffic Sign placed in pursuance of paragraph (3) of this Article:-

- (a) Provided that nothing in this paragraph shall render it unlawful to cause or permit any Vehicle being used for fire brigade, ambulance or police purposes to be left in any part of the Taxi rank during such period as it is referred to therein, or to any other Vehicle so left if that Vehicle is left with the permission:-
 - (i) of the person suspending the use of the Taxi rank or the part thereof in pursuance of paragraph (1) of this Article,
 - (ii) of a police officer in uniform or
 - (iii) of a Traffic Warden.

Alteration of position of Vehicle in Taxi ranks

- 14 Where a Vehicle is standing in a Taxi rank in contravention of the provisions of Article 11 of this Order, a Police Officer may alter or cause to be altered the position of the Vehicle in Order that its position shall comply with those provisions.

Removal of Vehicles from Taxi ranks

- 15 Where a Vehicle is standing in a Taxi rank in contravention of any of the provisions contained in Article 11 or Article 13(4) of this Order or when a Vehicle other than a Vehicle specified is left in a Taxi rank in contravention of the provisions of Article 12 of this Order, a Police Officer in uniform may remove or arrange for the removal of the Vehicle from that Taxi rank.
- 16 A Police Officer in uniform removing a Vehicle by virtue of Article 15 of this Order may do so by towing or driving the Vehicle or in such other manner as that the Police Officer may think necessary and may take such measures in relation to that Vehicle as may be thought necessary to enable the removal as aforesaid.

Safe custody of Vehicles removed from Taxi ranks

- 17 When a Police Officer removes or makes arrangements for the removal of a Vehicle from a Taxi rank by virtue of Article 15 of this Order, that Traffic Warden shall make such arrangements as may be reasonably necessary for the safe custody of that Vehicle.

Movement of Vehicles in a Taxi rank in an emergency

- 18 Any person generally or specifically authorised by the Council or a Police Officer, may move or cause to be moved, in case of emergency, to any place they think fit any Vehicle left in a Taxi rank.
- 19 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 COMMON SEAL OF THE BOROUGH OF TELFORD AND WREKIN

was hereunto affixed on the 21st day of September 2012
in the presence of:


MATTHEW CUMBERBATCH
LEGAL SERVICES
MANAGER

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26/09/12



SCHEDULE

Schedule One – (No waiting at any time)	
Column One	Column Two
Park Avenue (both sides), Madeley	From the extended eastern kerbline of Maddocks for a distance of 107 metres in an easterly direction to the junction with High Street.
High Street (north side), Madeley	From the junction with Park Avenue for a distance of 26 metres in an easterly direction.
High Street (south side), Madeley (Distances taken along centre of the road)	From a point 50 metres east of the junction with Park Avenue for a distance of 136 metres in an easterly direction.
	From the junction with Park Avenue for a distance of 50 metres in an easterly direction.
	From a point 72 metres east of the junction with Park Avenue for a distance of 112 metres in an easterly direction.
Court Street (both sides), Madeley (Distances taken along the centre of the road)	From a distance 19 metres south of the extended southern kerbline of Parkway for a distance of 82 metres in a southerly direction
Schedule Two – (Limited Waiting)	
Column One	Column Two
High Street (north side), Madeley (Distances taken along centre of the road)	From a point 26 metres east of the junction with Park Avenue for a distance of 24 metres in an easterly direction
Schedule Three – (Designated Taxi Rank)	
Column One	Column Two
High Street (south side), Madeley (Distances taken along centre of the road)	From a point 48 metres east of the junction with Park Avenue for a distance of 28 metres in an easterly direction