

**TEST VALLEY BOROUGH COUNCIL**

**ROAD TRAFFIC REGULATION ACT 1984**

**THE BOROUGH OF TEST VALLEY (TOWN CENTRE, ANDOVER)  
APPOINTMENT OF HACKNEY CARRIAGE STAND AND PROHIBITION AND  
RESTRICTION OF WAITING ORDER 2009**

**TEST VALLEY BOROUGH COUNCIL**

**ROAD TRAFFIC REGULATION ACT 1984**

**THE BOROUGH OF TEST VALLEY (TOWN CENTRE, ANDOVER)  
APPOINTMENT OF HACKNEY CARRIAGE STAND AND PROHIBITION AND  
RESTRICTION OF WAITING ORDER 2009**

The Borough Council of Test Valley as agent of Hampshire County Council (being the Traffic Authority) in exercise of its powers under the Local Government Miscellaneous Provisions Act 1976 and the Road Traffic Regulation Act 1984 ("the Act") as amended, Part IV of Schedule 9 to the Act, and of all other enabling powers, and after consultation with the Chief Officer of Police, hereby makes the following order:-

**PART I – GENERAL**

1. In this order

"the Council" means Hampshire County Council or, as the case may be, The Borough Council of Test Valley acting as Hampshire County Council's agents

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

"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, coloured orange or blue and capable of showing the quarter hour period during which a period of waiting begins

"Driver" in relation to a vehicle waiting in a parking place, means the person driving the vehicle at the time it was left in the parking place

"Scheduled local service" has the same meaning as in section 2 of the Transport Act 1985

"Coach" means a chartered long distance single-decker bus constructed to carry more than eight seated passengers in addition to the driver

"Bus" means a public service vehicle as defined by Section 1 of the Public Passenger Vehicles Act 1981 which is being used on a scheduled local service

"Hackney Carriage" has the same meaning as in the Local Government Miscellaneous Provisions Act 1976

"the Plan " means the Plan attach hereto and numbered 227552/EA/TRO/001.

2. Regulation 4 of the Local Authorities Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000 has effect for the purpose of defining the expression "relevant position" in this order.
3. The Prohibitions and restrictions imposed by this order shall be in addition to and not in derogation from any restriction or requirement imposed by any regulations made or having effect as if made under the Act or by or under any other enactment.

#### **PART II – APPOINTMENT OF HACKNEY CARRIAGE STAND**

4. The area of land shown with vertical lines on the Plan and numbered 6 in the legend on the Plan is hereby appointed to be a stand for two hackney carriages.

#### **PART III - AUTHORISATION AND USE OF PARKING PLACES/LOADING BAYS**

5. (i) Each of the parts of a road specified in schedule 1 to this order is authorised to be used subject to the following provisions of this order as a parking place/loading bay ("marked bay") for such classes of vehicles, on such days and during such hours as are specified in relation to that part of the road in the said schedule.  
(ii) Nothing in paragraph (i) of this article shall restrict the power of the Council to close any marked bay.
6. Where in schedule 1 to this order a marked bay is described as available for vehicles of a specified class, the driver of the vehicle shall not permit it to wait in that marked bay:-
  - a. unless it is of the specified class (and if a disabled person's vehicle it displays in the relevant position a disabled person's badge issued by any local authority); and
  - b. unless it is positioned wholly within the marked bay; and
  - c. for longer than the maximum permitted time period.

7. A driver of a vehicle shall not use a marked bay:-
  - a. so as unreasonably to prevent access to any premises adjoining the road, or the use of the road by other persons, or so as to be a nuisance;
  - b. when the Council has closed that marked bay.
8. No person shall use a vehicle, while it is in a marked bay, in connection with the sale of any article to persons in or near the marked bay or in connection with the selling or offering for hire of his skill or services.
9. Subject to the proviso hereto, when a vehicle is left in a marked bay in contravention of any of the provisions contained in article 6, article 7 or article 8 of this order a person authorised in that behalf by the Council may remove the vehicle or arrange for it to be removed from that marked bay; provided that when a vehicle is waiting in a marked bay in contravention of the provision of article 6(b) of this order, a person authorised in that behalf by the Council may alter or cause to be altered the position of the vehicle in order that its position shall comply with that provision.
10. Any person removing a vehicle or altering its position by virtue of the last preceding article of this order may do so by towing or driving the vehicle or in such other manner as he may think necessary and may take such measures in relation to the vehicle as he may think necessary to enable him to remove it or alter its position, as the case may be.
11. When a person authorised by the Council removes or makes arrangements for the removal of a vehicle from a marked bay by virtue of article 9 of this order, he shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.

#### **PART IV- RESTRICTION OF WAITING AND LOADING/UNLOADING**

12. Save as provided in articles 14 to 17 of this order, no person shall, except upon the direction or with the permission of a police constable in uniform or parking attendant, cause or permit any vehicle to wait or load/unload at any time on the sides of road specified in schedule 2 to this order.
13. Save as provided in articles 14 to 17 of this order, no person shall, except upon the direction or with the permission of a police constable in uniform or parking attendant, cause or permit any vehicle to wait at any time on the sides of road specified in schedule 3 to this order.

14. Nothing in articles 12 and 13 of this order shall render it unlawful to cause or permit any vehicle to wait on any of the sides of road referred to in that article for so long as may be necessary:-

- a. to enable a person to board or alight from the vehicle;
- b. to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with the following operations namely:-
  - i. the removal of any obstruction to traffic;
  - ii. the maintenance, improvement or reconstruction of the said sides of road;
  - iii. the laying, erection, alteration or repair in, or in land adjacent to, the said sides of road, of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or telecommunications;
- c. to enable 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. to enable the vehicle to be used in the service of the Post Office for the purpose of delivering or collecting postal packets as defined in the Postal Services Act 2000;
- e. to enable the vehicle to be used for fire and rescue service, ambulance or police purposes.

15. Nothing in this order shall:

- a. render it unlawful to cause or permit any vehicle to wait on any side of road if that vehicle is a hackney carriage waiting at an authorised hackney carriage stand;
- b. be deemed to authorise or permit any vehicle which is not a hackney carriage to wait at an authorised hackney carriage stand;

during any period that that stand is so authorised.

16. Nothing in this order shall

- a. render it unlawful to cause or permit any bus being used in the provision of a local service to wait on any side of road if that bus is waiting at a marked bus stop;

- b. be deemed to authorise or permit any vehicle which is not a bus being used in the provision of a local service to wait at a marked bus stop;

during any period that that bus stop is so authorised.

17. Nothing in this order shall:

- a. render it unlawful to cause or permit any 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 stop or wait in the disabled person's marked bay for a period not exceeding the maximum permitted
- b. be deemed to authorise or permit any vehicle which is not a disabled person's vehicle to stop or wait in the marked bay;

during any period that that bay is so authorised.

#### PART V - REVOCATIONS AND VARIATIONS

- 18. Each of the orders specified in column 1 of schedule 4 to this order is hereby revoked to the extent specified in relation to that order in column 2 of that schedule
- 19. Each of the orders specified in column 1 of schedule 5 to this order is hereby varied to the extent specified in relation to that order in column 2 of that schedule
- 20. This order shall come into operation on the *30<sup>th</sup> June* 2009 and may be cited as "The Borough of Test Valley (Town Centre, Andover) Appointment of Hackney Carriage Stand and Prohibition and Restriction of Waiting Order 2009"

GIVEN this *10<sup>th</sup>* day of *June* 2009

## SCHEDULES

### Schedule 1 – Parking places

Situation of Bay	Class of Vehicles	Type of bay	Hours of Operation of bay	Maximum period for which vehicles may wait
<u>Bridge Street</u> Those areas of land shown hatched and numbered 4 in the legend on the Plan	All vehicles	Loading/unloading only	All hours	No limit whilst loading/unloading
<u>Bridge Street</u> That area of land shown with "+" marks and numbered 10 in the legend on the Plan	All vehicles	Loading/unloading and limited coach waiting	All Hours	No limit whilst loading or unloading; 20 minutes for coaches whilst passengers board and alight
<u>Bridge Street</u> That area of land shown with horizontal and vertical lines and numbered 8 in the legend on the Plan	Buses	Bus Stop	All hours	For so long as may be necessary (a) to maintain the published timetable for the service; (b) to enable passengers to board or alight from the bus; or (c) to enable the crew of the bus to be changed
<u>London Street</u> That area of land shown with vertical lines and numbered 6 in the legend on the Plan	Hackney carriage	Hackney carriage stand	2000 hours to 0600 hours	No limit whilst waiting to pick up passengers
<u>Bridge Street</u> That area of land shown with cross-hatched lines and numbered 2 in the legend on the Plan	Hackney carriage	Hackney carriage stand	All hours	No limit whilst waiting to pick up passengers

<u>Bridge Street</u> That area of land shown stippled and numbered 3 in the legend on the Plan	Disabled Person's Vehicle	Disabled Person's Parking Bay	All hours	1 hour, return prohibited within 2 hours
<u>Winchester Street</u> That area of land shown hatched and numbered 4 in the legend on the Plan	All vehicles	Loading/unloading only	All hours	No limit whilst loading/unloading

**Schedule 2 - No Waiting, No Loading/Unloading at any time**  
**Shown shaded and numbered 1 in the legend on the Plan**

<b>Road</b>	<b>Extent</b>
Bridge Street	From its junction with Western Avenue east to its junction with Winchester Street except permitted vehicles in marked bays
Winchester Street	From its junction with Bridge Street to its junction with South Street except permitted vehicles in marked bay
Town Mill Road	That part of Town Mill Road from a line coincident with the southern boundary of Nos 22 to 30 Bridge Street northwards for a distance of 65 metres
London Street	That part of its length from a point west of a line contiguous with the eastern property boundary of No 5 London Street to its junction with Winchester Street and Bridge Street including the area shown with vertical lines on the Plan numbered 6 in the legend on the Plan except permitted vehicles in the authorised hackney carriage stand at permitted times

**Schedule 3 – No waiting at any time**  
**Shown shaded and numbered 9 in the legend on the Plan**

<b>Road</b>	<b>Extent</b>
Town Mill Road	That part of Town Mill Road from a point 65 metres north of a line coincident with the southern boundary of Nos 22 to 30 Bridge Street to and including its cul-de-sac

**Schedule 4 – Revocations**

**Title of Order  
(Column 1)**

**Extent to be revoked  
(Column 2)**

The Borough of Test Valley  
(Various Roads, Andover)  
(Prohibition and Restriction  
of Waiting) Order 1987

Insofar as it relates to  
London Street

The Hampshire (Various  
Roads, Andover) (Disabled  
Persons Parking Places)  
Order 2001

Insofar as it relates to  
Bridge Street and Town  
Mill Road

The Hampshire (Various  
Roads, Andover)  
(Parking Places  
and Restriction of  
Waiting) Order 2003

Insofar as it relates to  
London Street, Bridge  
Street, and Town Mill Road

**Schedule 5 – Variations**

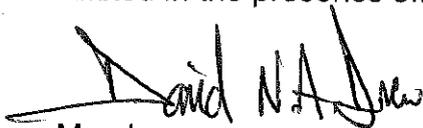
**Title of order  
(Column 1)**

**Variation  
(Column 2)**

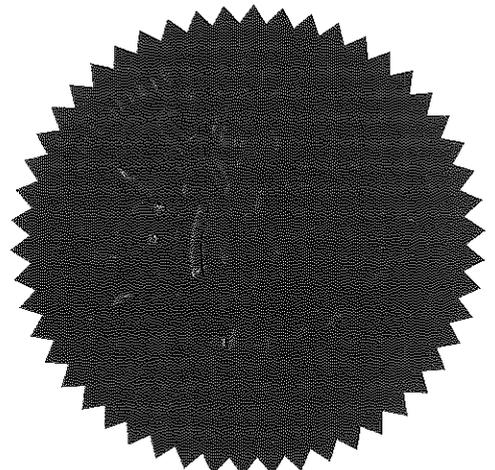
The Borough of Test Valley  
(Various Roads, Andover)  
(Prohibition and Restriction  
of Waiting) Order 1987

The prohibition of waiting in  
Schedule 1 to the order in  
respect of Winchester Street,  
Andover, shall read as follows  
"On both sides of its length  
from its junction with South  
Street southwards including  
the cul-de-sac but excluding  
the length referred to in Schedule  
3 hereto"

THE COMMON SEAL of THE BOROUGH )  
COUNCIL of TEST VALLEY was hereunto )  
Affixed in the presence of:- )

  
Member

  
Authorised Officer Signatory



19890



LEGEND	
1. [Empty box]	NO WAITING AT ANY TIME / NO LOADING AT ANYTIME
2. [Cross-hatched box]	NO STOPPING EXCEPT TAXI'S
3. [Diagonal lines box]	DISABLED BADGE HOLDERS ONLY - 1 HOUR MAXIMUM STAY
4. [Diagonal lines box]	LOADING ONLY AT ANY TIME
5. [Diagonal lines box]	NO ACCESS EXCEPT FOR AUTHORISED VEHICLES - NO WAITING LOADING IN MARKED BAYS ONLY
6. [Diagonal lines box]	NO WAITING EXCEPT TAXI'S 8pm - 6am
7. [Diagonal lines box]	EXISTING TRAFFIC REGULATION ORDERS TO REMAIN
8. [Diagonal lines box]	NO WAITING AT ANYTIME - NO LOADING AT ANYTIME. EXEMPTION FOR PUBLIC SERVICE VEHICLES
9. [Diagonal lines box]	NO WAITING AT ANYTIME
10. [Dotted box]	LOADING AND COACH DROP OFF POINT - 20 MINUTE STAY MAXIMUM
11. [Thick line]	20 mph ZONE



© Crown Copyright 2004  
HCC 100019180  
Reproduced from the Ordnance Survey map with the permission of the controller of Her Majesty's Stationary Office

<b>Hampshire County Council</b> ALISON QUANT BSc MSc MRTPI, DIRECTOR OF ENVIRONMENT, THE CASTLE, WINCHESTER.		<b>Engineering CONSULTANCY</b> Certificate No. FS 21845		<b>Mott Gifford</b> Stoneham Place Stoneham Lane Southampton Hampshire SO50, 9NW United Kingdom Tel +44 (0)23 8062 8500 Fax +44 (0)23 8062 8801		DESIGN: MAW CAD: DPS CHECKED: JN APPROVED: ADH	SCHEME: BRIDGE STREET/ LONDON STREET ANDOVER - HIGHWAYS IMPROVEMENT WORKS JOB No. 227552 SCALE @ A1: 1:500 @ A1 DATE: Aug. 07	DRAWING TITLE: PROPOSED TRAFFIC REGULATION ORDERS SHEET No. 1 of 2 DRG No. 227552/EA/TRO/001	REV: -- STATUS: P
REV.	AMENDMENT	DATE	DRAWN	CHKD	APPD				