

WILTSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984
TRAFFIC MANAGEMENT ACT 2004

THE COUNTY OF WILTSHIRE (VARIOUS ROADS, AMESBURY)
(PROHIBITION AND RESTRICTION OF WAITING) ORDER 2008

The Council of the County of Wiltshire in exercise of its powers under Sections 1, 2, 4, and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("the Act") as amended and the Traffic Management Act 2004 (hereinafter referred to as "the Act of 2004") as amended 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. The following Orders are hereby revoked:-

The County of Wiltshire (Various Roads, Amesbury) (Prohibition and Restriction of Waiting) Order 1985

The County of Wiltshire (Various Roads, Amesbury) (Prohibition and Restriction of Waiting) Order 1985 (Amendment No. 1) Order 1996

The County of Wiltshire (Various Roads, Amesbury) (Prohibition and Restriction of Waiting) Order 1985 (Amendment No. 2) Order 1997

The County of Wiltshire (Various Roads, Amesbury) (Prohibition and Restriction of Waiting) Order 1985 (Amendment No. 3) Order 2003

The County of Wiltshire (Various Roads, Amesbury) (Prohibition and Restriction of Waiting) Order 1989

The County of Wiltshire (Various Roads, Amesbury) (Prohibition and Restriction of Waiting) Order 1989 (Amendment No. 1) Order 1996

2. Save as provided in Articles 5, 6, 7 and 8 of 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 in any of the lengths of road specified in Schedule 1 to this Order.
3. Save as provided in Articles 5, 6, 7 and 8 of 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 8 am and 6 pm from Monday to Saturday in any of the lengths of road specified in Schedule 2 to this Order.
4. Save as provided in Articles 5, 6, 7 and 8 of 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 9 am and 5 pm from Monday to Friday in the length of road specified in Schedule 3 to this Order.

5. Nothing in Articles 2, 3 and 4 of this Order shall render it unlawful to cause or permit any vehicle to wait in any of the lengths of road referred to in those Articles for so long as may be necessary to enable:-
- (a) a person to board or alight from a vehicle;
 - (b) goods to be loaded onto or unloaded from a vehicle providing that loading is carried out in one continuous operation;
 - (c) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used for the purpose of any building operation, demolition or excavation, or the maintenance or improvement or reconstruction of the said road or any works connected with any sewer, main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus;
 - (d) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in the service of the local authority in pursuance of statutory powers or duties;
 - (e) the vehicle of a universal service provider (as defined in Section 4(3) and (4) of the Postal Services Act 2000) to be used for the purpose of delivering and/or collecting mail;
 - (f) the vehicle to be used in the service of the Police, Fire & Rescue Service or Ambulance Service;
 - (g) the vehicle to be used in any case where the person in control of the vehicle:
 - (i) is required by law to stop or wait or is permitted to stop or wait by a Police Constable in uniform;
 - (ii) is obliged to stop so as to prevent an accident, or
 - (iii) is prevented from proceeding by circumstances outside his control;
 - (h) a security vehicle to be used in the course of delivering or collecting cash to/from properties in any of the lengths of road referred to in the Schedules to this Order and being a vehicle specifically designed for that purpose.
6. Nothing in Articles 2, 3 and 4 of this Order shall apply to any vehicle:-
- (i) being used as part of a wedding or funeral cortege or otherwise in connection with a wedding or funeral; or
 - (ii) being licensed as a hackney carriage whilst waiting at a duly authorised taxi rank as marked on the carriageway.

7. Nothing in Articles 2, 3 and 4 of 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 other person in charge of the vehicle has marked the time at which the period of waiting began) to wait in any of the lengths of road 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 in the same length of road).
8. Nothing in Articles 2, 3 and 4 of this Order shall prevent any person from causing or permitting any vehicle to wait in any of the lengths of road referred to in those Articles provided permission has been obtained from Salisbury District Council by means of a waiver to be displayed in the front or nearside of the vehicle which includes information to enable the driver to be contacted in an emergency and providing that an obstruction is not caused by so doing and that the vehicle is moved if the driver is requested to do so by a Police Officer in uniform or Civil Enforcement Officer.
9. Where a vehicle has been left in contravention of the restrictions imposed by this Order, a Penalty Charge shall be incurred, the amount of which will be set by Wiltshire County Council under the provisions of the Act of 2004 relating to the Civil Enforcement Areas and Special Enforcement Areas.
10. Where a Penalty Charge is payable, a Penalty Charge Notice shall be issued by a Civil Enforcement Officer in accordance with the Act of 2004.
11. The Penalty Charge shall be paid within 28 days payable to Salisbury District Council under the terms referred to in the said Notice.
12. Where a notice has been attached to a vehicle in accordance with the provisions of the Act of 2004, no person not being the driver of the vehicle or duly authorised representative of the Council shall remove the notice from the vehicle unless authorised to do so by the driver.
13. The prohibitions imposed by this Order shall be in addition to and not in derogation of any restriction, prohibition or requirement imposed by any Regulations or Orders made or having effect as if made under the Act, or by or under any other enactment.
14. In this Order, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:-
 - "delivering" and "collecting" in relation to any goods includes checking the goods for the purpose of their delivery or collection
 - "disabled person's vehicle" means a vehicle lawfully displaying a disabled person's badge;
 - "disabled person's badge" means a badge issued by a local authority in the form prescribed by Regulations 7 and 11 of The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000

“driver” in relation to a vehicle waiting on a road or length of road means the person driving the vehicle at the time it was left in that road or length of road;

“goods” includes postal packets of any description;

“hackney carriage” means a vehicle licensed under Section 37 of the Town Police Clauses Act 1847, or Section 6 of the Metropolitan Public Carriage Act 1869(b) or under any similar enactment;

“Civil Enforcement Officer” has the meaning defined in Article 76(1) of the Act of 2004;

“parking disc” has the same meaning as provided in the Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;

“relevant position” means:

- (1) A vehicle displays a disabled persons’ badge in the relevant position if:
 - (a) the badge is exhibited on the front windscreen, on the dashboard or fascia of the vehicle; or
 - (b) where the 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 outside the vehicle.

- (2) A vehicle displays a parking disc in the relevant position if:
 - (a) the parking disc is exhibited on the dashboard or fascia of the vehicle; or
 - (b) 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 the vehicle.

“taxi” has the same meaning given by Regulation 4 of the Traffic Signs Regulations and General Directions 2002 and “taxi rank” means an area of carriageway reserved for use by taxis waiting to pick up passengers

“telecommunications apparatus” has the same meaning as in Schedule 2 of the Telecommunications Act 1984

“waiver” means a document issued by Salisbury District Council to exempt a vehicle from a restriction under the terms and charges applicable at the time of issue.

15. This Order shall come into operation on 28th July 2008 and shall be cited as The County of Wiltshire (Various Roads, Amesbury) (Prohibition and Restriction of Waiting) Order 2008.

SCHEDULE 1

No Waiting at Any Time

<u>Road</u>	<u>Side</u>	<u>Description</u>
Antrobus Road	Both	From its junction with Earls Court Road to a point 42 metres north-east of that junction
Church Street	North-west	From its junction with Salisbury Street to a point 60 metres south-west of that junction
Church Street	South-east	From its junction with Salisbury Street to a point 36 metres south-west of that junction
Church Street	South-east	From a point 150 metres south-west of its junction with Salisbury Street to a point 158 metres south-west of that junction
Church Street	Both	From a point 95 metres south-west of its junction with Salisbury Street to a point 140 metres south-west of that junction
Countess Road	Both	From its junction with High Street to a point 30 metres north-west of that junction
Earls Court Road	North	From its junction with Smithfield Street to a point 38 metres south-east of that junction
Earls Court Road	North	From a point 40 metres west of its junction with Parsonage Road to a point 80 metres in a westerly direction
Earls Court Road	South	From its junction with Smithfield Street to the north-western end of the layby at The Arcade
Earls Court Road	South	From a point 40 metres west of its junction with Parsonage Road for a distance of 15 metres in a westerly direction
Earls Court Road	South	From a point 75 metres west of its junction with Parsonage Road to a point 80 metres in a westerly direction
Earls Court Road	Both	From a point 30 metres north-west of its junction with Antrobus Road to a point 25 metres south-east of that junction

<u>Road</u>	<u>Side</u>	<u>Description</u>
Edwards Road	Both	From its junction with Smithfield Street to a point 15 metres south-east of that junction
Flower Lane	North-west	From its junction with Salisbury Street to a point 55 metres south-west of that junction
Flower Lane	South-east	From a point 20 metres south-west of its junction with Salisbury Street to a point 65 metres south-west of that junction
High Street	North-west	From its junction with Countess Road to a point 30 metres south-west of that junction
High Street	North-west	From its junction with Salisbury Street to a point 20 metres north-east of that junction
High Street	South-east	From its junction with The Centre to a point 58 metres south-west of that junction
High Street	South-east	From a point 167 metres south-west of its junction with The Centre to its junction with Salisbury Street
High Street	South-east	From its junction with Salisbury Street for a distance of 39 metres in a north-easterly direction
High Street	South-east	From the eastern boundary of number 18 High Street for a distance of 23 metres in a north easterly direction
London Road	North-west	From its junction with Countess Road to its junction with Lords Croft
London Road	South-east	From its junction with Countess Road to a point 90 metres north east of that junction
Lords Croft	North-east	From its junction with London Road for a distance of 10 metres in a north-westerly direction
Lords Croft	North-east	At a point approximately 45 metres from its junction with London Road for a distance of approximately 25 metres in a north-westerly direction
Lords Croft	South-west	From its junction with London Road for a distance of 50 metres in a north-westerly direction

<u>Road</u>	<u>Side</u>	<u>Description</u>
Melor View	South-east	From a point 36 metres south-west of its junction with Wittenham View for a distance of 7 metres in a south-westerly direction
Melor View	South-west	From a point approximately 21 metres south-west of its junction with Tuckers Close for a distance of approximately 6 metres in a south-westerly direction
Parsonage Road	North-west	From its junction with Earls Court Road for a distance of 10 metres south-west of that junction
Raleigh Crescent	West	From a point 10 metres south-east of its junction with Purvis Close to a point 25 metres north-west of that junction
Access to Co-op (Salisbury Road)	Both	From its junction with the A345 Salisbury Road to a point 12 metres west of that junction
Salisbury Road	Both	From its junction with The Centre to a point 150 metres south of its junction with Smithfield Street
Salisbury Street	North-east	From a point 37 metres south-east of the boundary of numbers 3 and 5 Salisbury Street for a distance of 9 metres in a south-easterly direction
Salisbury Street	North-east	From a point 58 metres south-east of the boundary of numbers 3 and 5 Salisbury Street for a distance of 11 metres in a south-easterly direction
Salisbury Street	North-east	From a point 88 metres south-east of the boundary of numbers 3 and 5 Salisbury Street for a distance of 31 metres in a south-easterly direction
Salisbury Street	North-east	From a point 145 metres south-east of the boundary of numbers 3 and 5 Salisbury Street to its junction with the A345
Salisbury Street	South-west	From a point opposite a point 26 metres south-east of the boundary of numbers 3 and 5 Salisbury Street for a distance of 69 metres in a south-easterly direction

<u>Road</u>	<u>Side</u>	<u>Description</u>
Salisbury Street	South-west	From a point opposite a point 116 metres south-east of the boundary of numbers 3 and 5 Salisbury Street for a distance of 6 metres in a south-easterly direction
Salisbury Street	South-west	From a point opposite a point 145 metres south-east of the boundary of numbers 3 and 5 Salisbury Street to its junction with the A345
Salisbury Street	Both	From a point 7 metres north-west of the boundary of numbers 3 and 5 Salisbury Street to its junction with High Street / Church Street
Smithfield Street	Both	From its junction with The Centre to its junction with Earls Court Road
The Centre	Both	From its junction with London Road to its junction with Salisbury Road

SCHEDULE 2

No Waiting Monday to Saturday 8 am to 6 pm

<u>Road</u>	<u>Side</u>	<u>Description</u>
Church Street	North-west	From a point 60 metres south-west of its junction with Salisbury Street to a point 95 metres south-west of that junction
Church Street	South-east	From a point 50 metres south-west of its junction with Salisbury Street to a point 95 metres south-west of that junction
Countess Road	East	From a point 30 metres north-west of its junction with High Street to its junction with the roundabout on the Trunk Road A303
Countess Road	West	From a point 30 metres north-west of its junction with High Street to a point 155 metres south of its junction with the roundabout on the Trunk Road A303
Countess Road	West	From a point 102 metres south of its junction with the roundabout on the Trunk Road A303 northwards to that junction

<u>Road</u>	<u>Side</u>	<u>Description</u>
Earls Court Road	Both	From a point 38 metres south-east of its junction with Smithfield Street to a point 30 metres north-west of its junction with Antrobus Road
Flower Lane	North & south-east	From its junction with Salisbury Road to a point 65 metres south-west of its junction with Salisbury Street
Flower Lane	South & north-west	From its junction with Salisbury Road to a point 55 metres south-west of its junction with Salisbury Street
High Street	North-west	From a point 30 metres south-west of its junction with Countess Road to a point 20 metres north-east of its junction with Salisbury Street
Kitchener Road	North-west	From its junction with The Centre to a point 40 metres north-east of that junction
Kitchener Road	South-east	From its junction with The Centre to a point 110 metres north-east of that junction
Salisbury Road	Both	From a point 150 metres south of its junction with Smithfield Street for a distance of 80 metres in a south-easterly direction
School Lane	North-east	From its junction with Cold Harbour to a point 5 metres south-east of the cul-de-sac
School Lane	South-west	From a point 5 metres south-east of the cul-de-sac for a distance of 23 metres in a south-easterly direction including the turning head
School Lane	South-west	From a point 60 metres north-west of its junction with Smithfield Street to a point 50 metres north-west of that junction
School Lane	South-west	From a point 15 metres north-west of its junction with Smithfield Street to that junction
Smithfield Street and Cold Harbour	Both	From the junction of Smithfield Street with Earls Court Road to a point in Cold Harbour 110 metres from that junction

SCHEDULE 3

No Waiting Monday to Friday 9 am to 5 pm

<u>Road</u>	<u>Side</u>	<u>Description</u>
Church Street	North-west	From a point 140 metres south-west of its junction with Salisbury Street to a point 178 metres south-west of that junction

THE COMMON SEAL of the
WILTSHIRE COUNTY COUNCIL
was hereunto affixed this
16th day of July 2008
in the presence of:-



JR Gibson
Head of Legal &
Democratic Services

714455

