

**THE TAMESIDE METROPOLITAN BOROUGH (MILVERTON AVENUE, HYDE)
(EXPERIMENTAL PROHIBITION OF WAITING) ORDER 2020**

Please be aware that all representations sent in response to this Notice are public documents and may be viewed by anyone.

Tameside Metropolitan Borough Council made an Order on 12 November 2020 under the Road Traffic Regulation Act 1984, and all other enabling powers the effects of which will be to experimentally introduce a No Waiting at Any Time restrictions on:-

- a) Milverton Avenue - from its junction with Hattersley Road West to its junction with Washford Avenue (north side)
- b) Milverton Avenue - from its junction with Hattersley Road West to its junction with Halberton Close. (south side)

The above restrictions will be introduced for an experimental period of up to 18 months. The Council will in due course consider whether the provisions of the Experimental Orders should continue in force indefinitely or the existing conditions be reinstated. A copy of the proposed Order, plan and statement of reasons relating thereto, which come into operation on 23 November 2020, may be inspected online via <http://www.tameside.gov.uk/trafficregulationorders> or be sent to you at your request by e-mailing trafficoperations@tameside.gov.uk asking for the Milverton Avenue, Hyde deposited documents.

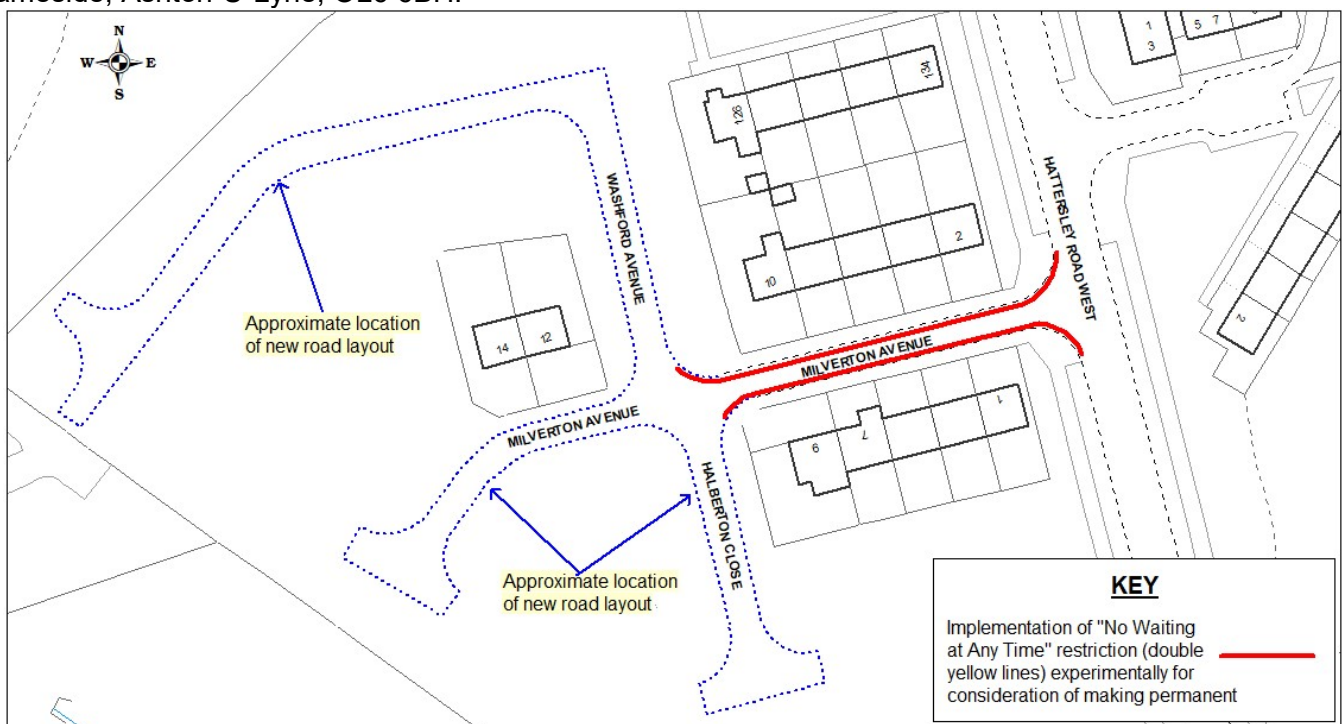
Objections to the restrictions being continued in force indefinitely must be submitted in writing stating the grounds on which they are being made to the undersigned or by e-mail to trafficoperations@tameside.gov.uk, by no later than 10 April 2021, full name and postal address must be included. Objections may be published.

If you wish to discuss the proposal please contact Ian Hall, Traffic Operations on 0161 342 3988

Any person wishing to question the validity of the Order or its provisions on the grounds that it or they are outside the Council's powers, or that the legal procedure has not been followed, may within 6 weeks from the date of the Order, apply to the High Court for that purpose.

Date 12 November 2020

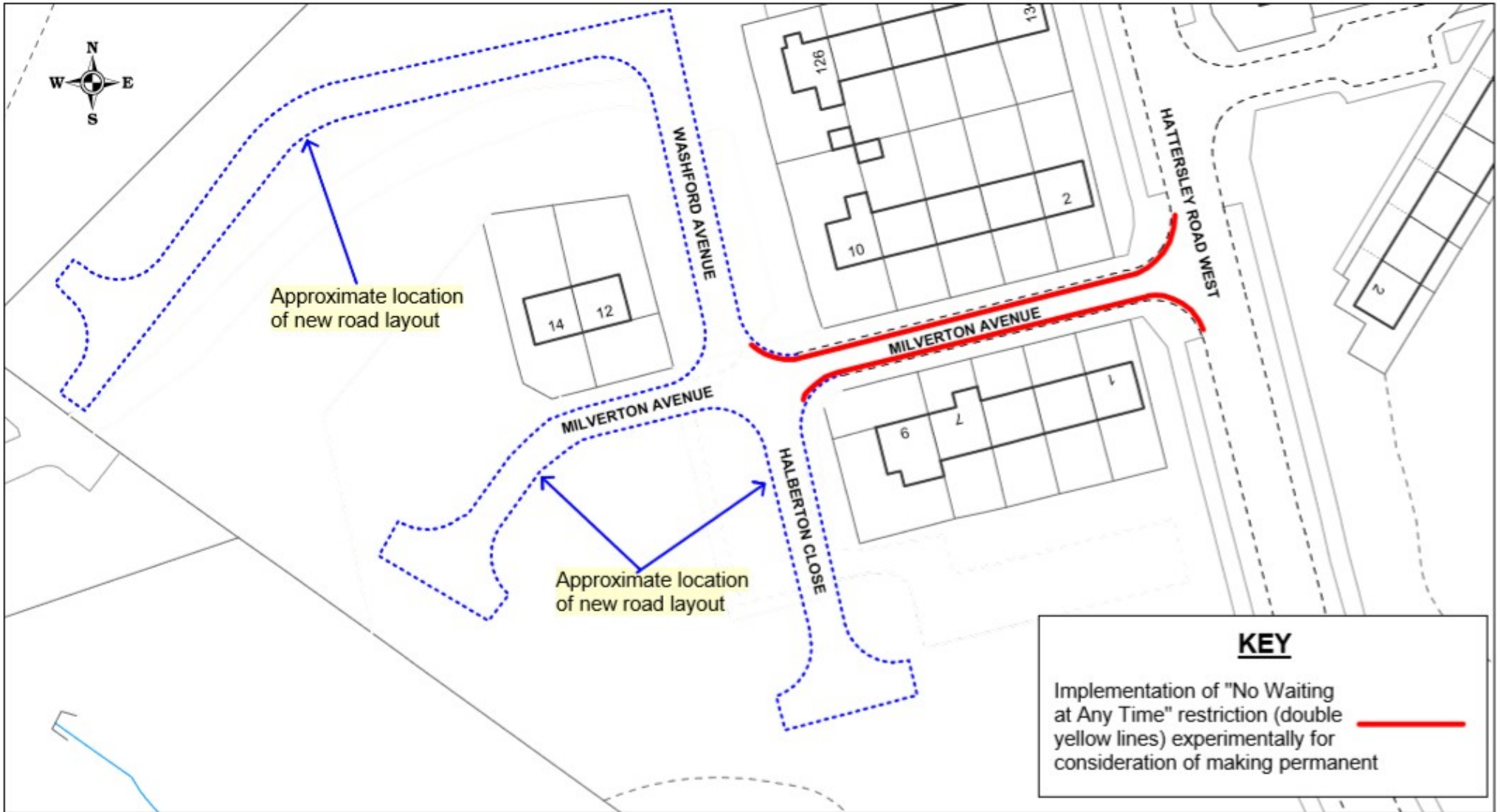
Emma Varnam, Assistant Director, Operations and Neighbourhoods, Tameside One, Market Place, Tameside, Ashton-U-Lyne, OL6 6BH.



STATEMENT OF REASONS

THE TAMESIDE METROPOLITAN BOROUGH (MILVERTON AVENUE, HYDE) (EXPERIMENTAL PROHIBITION OF WAITING) ORDER 2020

The Experimental Traffic Regulation Order will introduce “No Waiting at Any Time “ restrictions along the entrance route into the estate. This will improve access for construction vehicles into the development, improve visibility for pedestrian and vehicular traffic, avoid congestion and enhance the general safety along Milverton Avenue, thereby reducing accident potential and allowing ease of movement for pedestrians and vehicles. This will enable the Council to assess any potential impact on all users of the road, The Experimental Traffic Regulation Order will be implemented for a maximum of 18 months to enable a judgement to be made on any possible long term impact on access for all users before consideration is given to make the Order permanent are not.



KEY

Implementation of "No Waiting at Any Time" restriction (double yellow lines) experimentally for consideration of making permanent



MILVERTON AVENUE
Introduction of Experimental Waiting Restrictions

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SCALE	1 : 750
DATE	10/11/2020
DRAWING No.	MilvertonAvHydExp
DRAWN BY	IH

TAMESIDE METROPOLITAN BOROUGH COUNCIL

THE TAMESIDE METROPOLITAN BOROUGH (MILVERTON AVENUE, HYDE) (EXPERIMENTAL PROHIBITION OF WAITING) ORDER 2020

THE TAMESIDE METROPOLITAN BOROUGH COUNCIL in exercise of its powers under Sections 1, 2, 4, 9, 10 and 11 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 Schedule 9 of the Act hereby makes the following Order:-

1. (1) In this Order:-

"disabled person's badge" has the same meaning as in the Disabled Persons (Badges For Motor Vehicles)(England) Regulations 2000;

"disabled person's vehicle" means a vehicle which displays a disabled person's badge in accordance with the provisions of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 as amended, or under any succeeding legislation, and shall include a badge issued under regulations having effect in Scotland or Wales under Section 21 of the Chronically Sick and Disabled Person's Act 1970, and a recognised badge under Section 21A and B of the 1970 Act;

"parking disc" means a disc issued by a local authority, 125 millimetres square, coloured blue 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) the badge is exhibited on the dashboard or fascia of the vehicle so that the front of the badge is clearly legible from the outside of the vehicle or;
- (ii) where a 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 the outside of the vehicle.

(b) a parking disc in the relevant position if;

- (i) the disc is exhibited on the dashboard or fascia of the vehicle and shows the quarter hour period during which a period of waiting began and that period is clearly legible from the outside of the vehicle or;
- (ii) 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 and that period is clearly legible from the outside of the vehicle.

(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 civil enforcement officer, 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 electronic communications network as defined in the Communications Act 2003.
 - (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 Article 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.

 - (3) 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 the Schedule to this Order 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)
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 23 day of November 2020 and may be cited as “**THE TAMESIDE METROPOLITAN BOROUGH (MILVERTON AVENUE, HYDE) (EXPERIMENTAL PROHIBITION OF WAITING) ORDER 2020**”

THE COMMON SEAL OF TAMESIDE
METROPOLITAN BOROUGH COUNCIL
was hereunto affixed on the 12 day of
November 2020 in the presence of

Borough Solicitor

SCHEDULE

No Waiting at Any Time

- | | | |
|----------------------------------|---|---|
| Milverton Avenue
(north side) | - | from its junction with Hattersley Road West to its junction with Washford Avenue |
| Milverton Avenue
(south side) | - | from its junction with Hattersley Road West to its junction with Halberton Close. |