

Statement of Reasons

Cavendish Wharf is a development of 51 new dwellings sited on Bank Street, Ashton-under-Lyne on land opposite and adjacent to Cavendish Mill.

'No Waiting at Any Time' restrictions are proposed to prevent obstructive parking on Bentinck Street, Ashton-under-Lyne and within the entrance/turning head of the Cavendish Wharf development.

To further enhance road safety in and around the Cavendish Wharf development it is proposed to make Bank Street, Bentinck Street (from its junction with Higher Wharf Street to its junction with Bank Street) and Whalley Close a 20mph zone. By design the development has incorporated traffic calming features that supports this proposal.

TAMESIDE METROPOLITAN BOROUGH (BANK STREET AREA, ASHTON-UNDER-LYNE
(PROHIBITION OF WAITING ORDER) 2023

TAMESIDE METROPOLITAN BOROUGH (BANK STREET AREA, ASHTON-UNDER-
LYNE) (20MPH SPEED LIMIT ORDER) 2023

Tameside Metropolitan Borough Council proposes to make the above Orders under the Road Traffic Regulation Act 1984 the effects of which will be to introduce:-

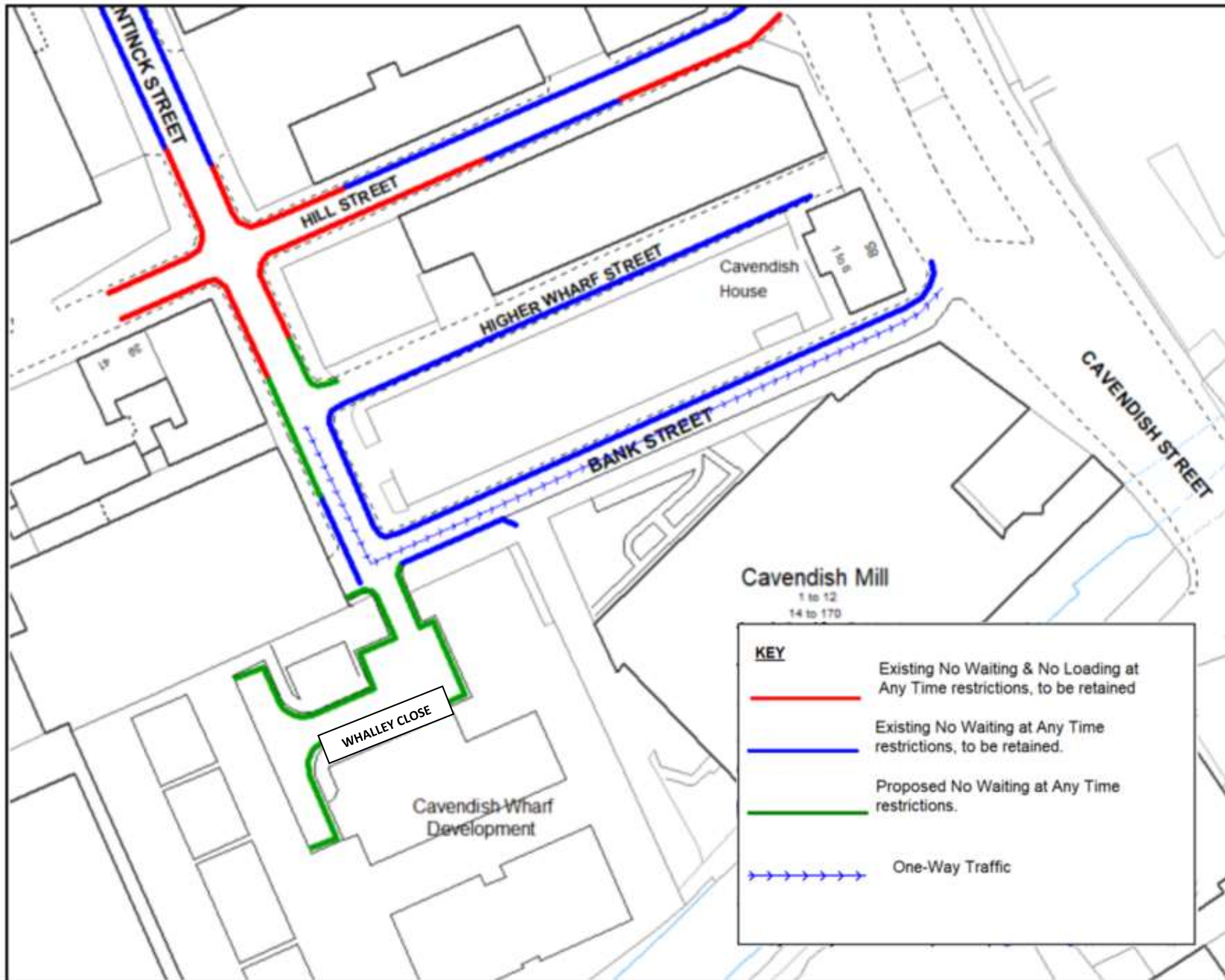
1.) No Waiting at Any Time restrictions on: - Bentinck Street (east side) from its junction with Higher Wharf Street, for a distance of 9 metres in a northerly direction; Bentinck Street (west side) from a point 15 metres south of its junction with Hill Street for a distance of 20 metres in a southerly direction; Whalley Close (east side) from its junction with Bank Street, up to and including it's southerly cul-de-sac end; Whalley Close (west side) from its junction with Bank Street, up to and including it's northerly cul-de-sac end.

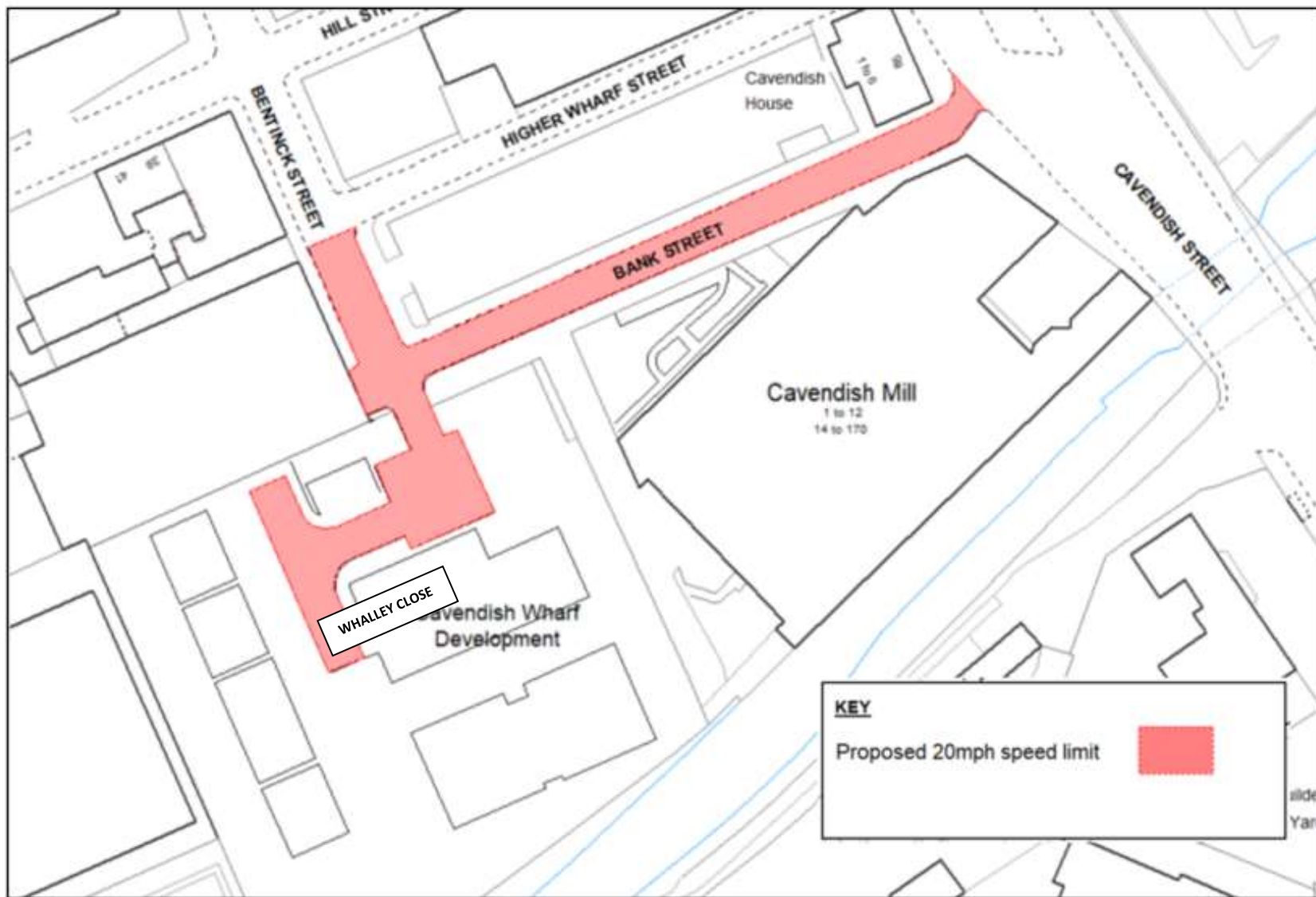
2.) A 20 miles per hour speed limit on: - Bank Street, for its entire length; Bentinck Street, from its junction with Higher Wharf Street to its junction with Bank Street; Whalley Close, for its entire length.

A copy of the proposed Order, plan and statement of reasons relating thereto 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 and asking for the Bank Street/Bentinck Street/Cavendish Wharf deposited documents. Objections or comments to the proposals stating the grounds on which they are being made must be submitted in writing to the undersigned or by email to trafficoperations@tameside.gov.uk by no later than the 18 January 2024, full name and postal address must be included. If you wish to discuss the proposals please contact Joanne Biddle on 0161 342 2879.

Date: 21 December 2023

E Varnam; Assistant Director of Operations and Neighbourhoods; Tameside One, Market Place, Ashton-under-Lyne, OL6 6BH





TAMESIDE METROPOLITAN BOROUGH COUNCIL

**TAMESIDE METROPOLITAN BOROUGH
(BANK STREET AREA, ASHTON-UNDER-LYNE)
(PROHIBITION OF WAITING) ORDER 2023**

THE TAMESIDE METROPOLITAN BOROUGH COUNCIL in exercise of its powers under Sections 1(1), 2(1) and 2(2) and Part IV of Schedule 9 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:-

"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 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.
- (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 TAMESIDE METROPOLITAN BOROUGH (BANK STREET, BENTINCK STREET, PORTLAND STREET AND HILL STREET, ASHTON UNDER LYNE) (PROHIBITION OF WAITING AND LOADING) ORDER 2009 shall have the effect as though in Schedule 1 to that Order the sides and lengths of roads:

"Bank Street (north side) from its junction of Bentinck Street to it's junction with Cavendish Street."

"Bank Street (south side) from the extended westerly kerb line of Bentinck Street for a distance of 25m in an easterly direction."

"Bentinck Street (west side) from the extended southerly kerb line of Bank Street for a distance of 15 metres in a northerly direction."

"Bentinck Street (east side) from it's junction with Bank Street to it's junction with Higher Wharf Street." were deleted therefrom

5. 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 <date> day of <month and year> and may be cited as the **"TAMESIDE METROPOLITAN BOROUGH (BANK STREET AREA, ASHTON-UNDER-LYNE) (PROHIBITION OF WAITING) ORDER 2023"**

THE COMMON SEAL OF TAMESIDE
METROPOLITAN BOROUGH COUNCIL
was hereunto affixed on the <date> day of
<month and year> in the presence of

Authorised Signatory

SCHEDULE

No Waiting at Any Time

- | | |
|--------------------------------|---|
| Bank Street
(north side) | - from its junction of Bentinck Street to it's junction with Cavendish Street. |
| Bank Street
(south side) | - from a point 4 metres west of its junction with Cavendish Wharf for a distance of 26 metres in an easterly direction. |
| Bentinck Street
(east side) | - from its junction with Bank Street to a point 9 metres north of its junction with Higher Wharf Street. |
| Bentinck Street
(west side) | - from a point 15 metres south of its junction with Hill Street up to and including its junction with Bank Street. |
| Whalley Close
(east side) | - from its junction with Bank Street up to and including it's southerly cul-de-sac end. |
| Whalley Close
(west side) | - from its junction with Bank Street up to and including it's northerly cul-de-sac end. |

TAMESIDE METROPOLITAN BOROUGH COUNCIL

**TAMESIDE METROPOLITAN BOROUGH
(BANK STREET AREA, ASHTON-UNDER-LYNE)
(20 MPH SPEED LIMIT) ORDER 2023**

The Tameside Metropolitan Borough Council, in exercise of their powers under section 84(1)(a) and (2) and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984, and of all other enabling powers, after consultation with the chief officer of police in accordance with Part III of Schedule 9 to that Act, hereby make the following Order:-

1. No person shall drive any motor vehicle at a speed exceeding 20 miles per hour on the lengths of roads specified in the Schedule to this Order.
2. No speed limit imposed by this Order applies to the vehicles falling within Regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011 when used in accordance with Regulation 3(5) of those Regulations.
3. 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.

This Order will come into operation on <DATE> and may be cited as “**TAMESIDE METROPOLITAN BOROUGH (BANK STREET AREA, ASHTON-UNDER-LYNE) (20 MPH SPEED LIMIT) ORDER 2023**”.

THE COMMON SEAL OF TAMESIDE
METROPOLITAN BOROUGH COUNCIL
was hereunto affixed on the <DATE> day of
<month and year> in the presence of

Authorised Signatory

SCHEDULE

Bank Street	for its entire length.
Bentinck Street	from its junction with Higher Wharf Street to its junction with Bank Street.
Whalley Close	for its entire length.