**TAMESIDE METROPOLITAN BOROUGH COUNCIL**

TAMESIDE METROPOLITAN BOROUGH

(ANNAN STREET AND LIME GROVE, DENTON)

(PROHIBITION OF WAITING AND LOADING ONLY)

ORDER 2020

THE TAMESIDE METROPOLITAN BOROUGH COUNCIL in exercise of its powers under Sections 1(1), 2(1), 2(2), 4(2), of the Road Traffic Regulation Act 1984 (“the Act”) and of Part IV of Schedule 9 to the said Act and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III 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 disables 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.

“A designated loading bay” is a section of carriageway set aside purely for the purposes of loading and unloading, and is comprised within and indicated by a road marking complying with Schedule 7, Part 4 Item 6 of the Traffic Signs and General Directions 2016; and with a sign complying with Schedule 4, Part 4, Item 5 of the Traffic Signs Regulations and General Directions 2016.

“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;

1. For the purpose of this Order a vehicle shall be regarded as displaying:-
2. a disabled person’s badge in the relevant position, when:-
3. the badge is exhibited on the dashboard or facia of the vehicle so that the front of the badge is clearly legible from the outside of the vehicle or;
4. where a vehicle is not fitted with a dashboard or facia, 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.
5. a parking disc in the relevant position if;
6. the disc is exhibited on the dashboard or facia 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;
7. where the vehicle does not have a dashboard or facia, 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.
8. 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 to this Order.

2. Save as provided in Article 4 to this Order no person shall except upon the direction or with the permission of a police constable in uniform or 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 1 to this Order.

3. Save as provided in Article 4 and 5 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 within the designated loading only bay on the sides of lengths of road as specified in Schedule 2 to this Order except for the purpose of enabling goods to be loaded onto or unloading from the vehicle.

4. (1) Nothing in Articles 2 and 3 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:-

1. persons to board or alight from a vehicle;
2. 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:-
3. building, industrial or demolition operations;
4. the removal of any obstruction to traffic;
5. the maintenance, improvement or reconstruction of the said sides of lengths of roads; or
6. 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.
7. 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;
8. the vehicle, to be used for the purpose of delivering or collecting postal packets as defined in the Postal Services Act 2000.
9. 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
10. the vehicle to be used for Fire Brigade, Ambulance or Police purposes.
11. Nothing in Articles 2 and 3 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 Schedules 1 and 2 to this Order, at any time.
12. 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 Schedule 1 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).
13. The parts of the road specified in Schedule 2 to this Order are authorised to be used as designated loading bays for the loading and unloading of goods and merchandise to or from premises situated on or adjacent to the length of road on which the bay is situated, during such days and such hours as are specified in relation to that part of the road in the said Schedule, and the position in which vehicles may wait shall be wholly within the limits of the designated loading bay.
14. THE TAMESIDE METROPOLITAN BROUGH (VARIOUS ROADS, DENTON) (PROHIBITION AND RESTRICTION OF WAITING, LOADING AND UNLOADING) ORDER 2008 shall have the effect as though in –
    * + - 1. Schedule 2 to that Order the sides and lengths of Road “Annan Street” were deleted therefrom.
          2. Schedule 5 to that Order the sides and lengths of Road:-

“Annan Street” north and south side were deleted therefrom

“Lime Grove, west and east side were deleted therefrom.

The prohibitions and restrictions imposed by the Order shall be in addition to and not in derogation from any restrictions or requirements 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 xx and may be cited as “TAMESIDE METROPOLITAN BOROUGH (ANNAN STREET AND LIME GROVE, DENTON) (PROHIBITION AND RESTRICTION OF WAITING AND LOADING ONLY) ORDER 2020

THE COMMON SEAL OF TAMESIDE

METROPOLITAN BOROUGH COUNCIL

was hereunto affixed on the

in the presence of

BOROUGH SOLICITOR

SCHEDULE 1

* No Waiting At Any Time

|  |  |
| --- | --- |
| **Annan Street** | |
| North Side | From a point 10 metres west of the projected westerly kerbline of Nelson Street in an easterly direction to and including its junction with Lime Grove. |
| South Side | From a point 15 metres east of its junction with Ashton Road to its junction with Lime Grove |
| **Lime Grove** | |
| Both Sides | From and including its junction with Annan Street for a distance of 25 metres in a southerly direction from its southerly kerbline of Annan Street. |

SCHEDULE 2

* Loading Only (24 hour)

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| --- | --- |
| **Annan Street** | |
| North Side | From a point 39 metres east of its junction Ashton Road for a distance of 11 metres in an easterly direction |