

TAMESIDE METROPOLITAN BOROUGH (ST ALBANS AVENUE, ASHTON-UNDER-LYNE) (SCHOOL ENTRANCE PROHIBITION OF STOPPING) ORDER 2022

**THE TAMESIDE METROPOLITAN BOROUGH
(ST ALBAN'S AVENUE AREA, ASHTON UNDER LYNE)
(PROHIBITION OF WAITING) ORDER 2022**

Statement of Reasons

Concerns have been raised regarding parking at the opening and closing times of Holden Clough Primary School on St Albans Avenue, Ashton-under-Lyne. Parking currently occurs through the bend to the east of the school opposite the pedestrian entrance which can prevent vehicles from getting through and at the junctions of the adjacent side roads.

The proposed orders will improve visibility for pedestrians and vehicular traffic, reduce congestion and enhance personal safety around the school entrance and at the junctions of Westminster Avenue, Exeter Drive and St David's Close with St Alban's Avenue.

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






1.) No Stopping Monday-Friday 8am-5pm in school entrance area	
St Albans Avenue (west side)	from a point 8 metres north of the unnamed access road to Alban Court for a distance of 70 metres in a north-easterly direction.
2.) No Waiting at Any Time restrictions on:	
St Albans Avenue (east side)	from a point 10 metres north-east of its junction with Westminster Avenue to a point 32 metres north-west of its junction with St David's Close.
Westminster Avenue (both sides)	from its junction with St Albans Avenue for a distance of 15 metres in a south-easterly direction.
Exeter Drive (both sides)	from its junction with St Albans Avenue for a distance of 15 metres in an easterly direction.
St David's Close (both sides)	From its junction with St Albans Avenue for a distance of 15 metres in a southerly direction.

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 Hill Street 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. The statutory consultation period is 28 days ending on the 9 June 2022. If you wish to discuss the proposals please contact Joanne Biddle on 0161 342 2879.

Date: 12 May 2022

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

KEY

-  Existing School Keep Clear markings to be retained
-  Existing No Waiting at Any Time restrictions to be retained
-  Proposed School Keep Clear markings (No Stopping Mon-Fri 8am-5pm in school entrance area)
-  Proposed No Waiting at Any Time Restrictions
-  Proposed Bus Stop Clearway



TAMESIDE METROPOLITAN BOROUGH COUNCIL

**THE TAMESIDE METROPOLITAN BOROUGH
(ST ALBANS AVENUE, ASHTON-UNDER-LYNE) (SCHOOL ENTRANCE
PROHIBITION OF STOPPING) ORDER 2022**

THE TAMESIDE METROPOLITAN BOROUGH COUNCIL in exercise of its powers under Sections 1(1), 2(1), 2(2) and 4(2) 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. In this Order:-

“school entrance area” means any area of carriageway of a specified road, which is comprised within and indicated by a road marking complying with diagram 1027.1 in Schedule 7 of the Traffic Signs Regulations and General Directions 2016 (or any amendment thereof);

“specified hours” means the hours between 8am and 5pm on Monday to Friday inclusive;

“specified road” means any road or length of road specified in the Schedule to 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 stop during the specified hours in a school entrance area.

3. Nothing in Article 2 shall render it unlawful for any person to cause or permit any vehicle to stop in a school entrance area:-

- (a) if the vehicle is being used for the removal of any obstruction to traffic;
- (b) if the vehicle is being used in the service of a local authority or any other authority in exercise of statutory powers or duties and whilst being so used in such service or in such connection it is necessary for the vehicle to wait in the school entrance area;
- (c) if the vehicle is being used for police, fire brigade or ambulance purposes; or
- (d) in any case where the person in control of the vehicle:-
 - (i) is required by law to stop;
 - (ii) is obliged to stop so as to prevent an accident; or
 - (iii) is prevented from proceeding by circumstances beyond his control.

4. The Council are satisfied that for avoiding danger to persons or other traffic using the specified length of road, it is a requisite that Section 3(1) of the said Act 1984 shall not apply during the specified hours in relation to the sides of length of road specified in the schedule to this order.

The Order shall come into operation on the <> day of <> <> and may be cited as “**THE TAMESIDE METROPOLITAN BOROUGH (ST ALBANS AVENUE, ASHTON-UNDER-LYNE) (SCHOOL ENTRANCE PROHIBITION OF STOPPING) ORDER 2022**”

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

Borough Solicitor

SCHEDULE

No Stopping Mon – Fri, 8am to 5pm		
St Albans Avenue (west side)	-	from a point 8 metres north of the unnamed access road to Alban Court for a distance of 70 metres in a north-easterly direction.

TAMESIDE METROPOLITAN BOROUGH COUNCIL

THE TAMESIDE METROPOLITAN BOROUGH
(ST ALBANS AVENUE AREA, ASHTON-UNDER-LYNE)
(PROHIBITION OF WAITING) ORDER 2022

THE TAMESIDE METROPOLITAN BOROUGH COUNCIL in exercise of its powers under Sections 1(1), 2(1) and 2(2) 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 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 **"TAMESIDE METROPOLITAN BOROUGH (ST ALBANS AVENUE AREA) (PROHIBITION OF WAITING) ORDER 2022"**

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

Borough Solicitor

DRAFT

SCHEDULE

No Waiting at Any Time

- St Albans Avenue (east side) - from a point 10 metres north-east of its junction with Westminster Avenue to a point 32 metres north-west of its junction with St David's Close.
- Westminster Avenue (both sides) - from its junction with St Albans Avenue for a distance of 15 metres in a south-easterly direction.
- Exeter Drive (both sides) - from its junction with St Albans Avenue for a distance of 15 metres in an easterly direction.
- St David's Close (both sides) - From its junction with St Albans Avenue for a distance of 15 metres in a southerly direction.