

ROAD TRAFFIC REGULATION ACT 1984

LANCASHIRE COUNTY COUNCIL (COLLINGHAM PARK, LANCASTER, LANCASTER CITY) (REVOCATION & PROHIBITION OF WAITING) ORDER 2012

The County Council of Lancashire ("the Council") in exercise of its powers under Sections 1, 2 and, 4 of and Part 1V of Schedule 9 to the Road Traffic Regulation Act 1984, as amended ("the Act") and of all other enabling powers, after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act, hereby make the following Order: -

1. Definitions and Interpretation

For all the purposes of this Order the terms described in this Article shall have the meanings specified:

- a) "disabled person's vehicle" means a vehicle displaying a disabled person's badge in the circumstances prescribed in Regulations 13, 14, 15 or 16 of The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000.
- b) "disabled person's badge" means a badge which was -
 - i) issued, or has effect as if issued, to a disabled person or an institution under The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 or under regulations having effect in Scotland or Wales under Section 21 of the Chronically Sick and Disabled Persons Act 1970; and
 - ii) has not ceased to be in force.
- c) "parking disc" means a device which -
 - i) is 125 millimetres square and coloured blue, if issued on or after 1st April, 2000 or orange if issued before that date;
 - ii) has been issued by a local authority and has not ceased to be valid; and
 - iii) is capable of showing the quarter hour period during which a period of waiting has begun.
- d) A vehicle displays a disabled person's badge in the relevant position if -
 - i) the badge is exhibited on the dashboard or fascia of the vehicle, or
 - ii) 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 the outside of the vehicle.
- e) A vehicle displays a parking disc in the relevant position if -

- i) the disc is exhibited on the dashboard or fascia 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 that period is clearly legible from the outside of the vehicle.
- f) "Civil Enforcement Officer" means a person authorised by or on behalf of Lancashire County Council in accordance with Section 76 of the Traffic Management Act 2004.

2. Revocation

Revoke in full the "Lancashire County Council, (Collingham Park, Lancaster, Lancaster City), (Prohibition of Waiting), Order 2009.

3. Prohibition of Waiting

Save as is hereinafter provided 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 any day, on the lengths of roads, as specified in the Schedule to this Order.

4. Exemptions

Nothing in Article 3 of this Order shall render it unlawful to cause or permit any vehicle to wait in the lengths of road referred to therein for so long as may be necessary to enable :-

- a) a person to board or alight the vehicle;
- b) goods to be loaded onto or unloaded from the vehicle;
- c) if it cannot conveniently be used for such purpose in any other road to be used in connection with any of the following:-
 - i) building, industrial or demolition operations;
 - ii) the removal of any obstruction to traffic;
 - iii) the maintenance, improvement or reconstruction of the said lengths of road;
 - iv) the laying, erection, alteration or repair in or near land adjacent to the said lengths of road of any sewer or of any main, pipe or apparatus or the exercise of any other statutory power or duty for the maintenance and supply of gas, water or electricity or of any telecommunications system as defined in Section 4 of the Telecommunications Act 1984;
- d) the vehicle to be used for the purposes of a local authority in pursuance of statutory powers or duties if it cannot conveniently be used for such purpose in any other road;
- e) A Royal Mail liveried vehicle engaged in the collection and/or delivery of letters in accordance with the statutory provisions as defined in the Postal Services Act 2000;

- f) the vehicle to be used for fire brigade, ambulance or police purposes in pursuance of statutory powers or duties;
- g) the vehicle to wait at or near to any premises situated on or adjacent to the said lengths of road for so long as such waiting by the vehicle is reasonably necessary in connection with any wedding or funeral.

5. Exemption for disabled person's vehicle

Nothing in Article 3 of this Order shall render it unlawful to cause or permit any vehicle to wait in the lengths of road referred to therein 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 lengths of road on the same day) if the vehicle is a disabled person's vehicle which displays in the relevant position both a disabled person's badge and a parking disc marked to show the quarter hour period during which the period of waiting began.

6. Miscellaneous

The restriction imposed by this Order shall be in addition to and not in derogation of any restrictions or requirements imposed by any regulations made, or having effect as if made, under the Act or by or under any other enactment.

7. Commencement of Order

This Order shall come into force on the 6th February 2012 and may be cited as the "Lancashire County Council (Collingham Park, Lancaster, Lancaster City) (Revocation & Prohibition of Waiting) Order 2012'.

Dated this 1st day of February 2012.

THE COMMON SEAL of the Lancashire County Council was hereunto affixed following a decision made on 07/10/2011 by the Cabinet Member for Highways and Transport

Authorised Signatory



21273

Schedule

Collingham Park, Lancaster;

- i. South side, from a point 5 metres east of the centreline of Scotforth Road, for a distance of 30 metres in an easterly direction;
- ii. South-east side, from a point 85 metres east of the centreline of Scotforth Road, for a distance of 73 metres in a north-easterly direction;
- iii. North and west sides, from a point 5 metres east of the centreline of Scotforth Road, to a point 27 metres east of the centreline of Mulberry Lane;
- iv. East and south sides, from a point 15 metres south of the centreline of Beechwood Gardens, to a point 41 metres east of the centreline of Mulberry Lane;

Beechwood Gardens, Lancaster;

- i. South-east side, from a point 4 metres north-east of the centreline of Collingham Park, for a distance of 11 metres in a north-easterly direction;
- ii. North-west side, from a point 4 metres north-east of the centreline of Collingham Park, for a distance of 15 metres in a north-easterly direction;

Hazelwood Gardens, Lancaster, both sides, from a point 3 metres east of the centreline of Collingham Park, for a distance of 13 metres in an easterly direction;

Elmwood Gardens, Lancaster, both sides, from a point 3 metres east of the centreline of Collingham Park, for a distance of 14 metres in an easterly direction;

Mulberry Lane, Lancaster, both sides, from a point 4 metres north of the centreline of Collingham Park, for a distance of 14 metres in a north-westerly direction;

Oakwood Gardens, Lancaster;

- i. North side, from a point 4 metres west of the centreline of Collingham Park, at its northern junction, for a distance of 11 metres in a westerly direction;
- ii. South side, from a point 4 metres west of the centreline of Collingham Park, at its northern junction, for a distance of 25 metres in a westerly direction;
- iii. Both sides, from a point 3 metres west of the centreline of Collingham Park, at its southern junction, for a distance of 18 metres in a westerly direction;
- iv. East side, from a point 26 metres north of the south-westerly corner of its cul-de-sac end, for a distance of 23 metres in a northerly direction;

