ROAD TRAFFIC REGULATION ACT 1984
LANCASHIRE COUNTY COUNCIL
(GARDEN STREET, LYTHAM ST.ANNES, FYLDE BOROUGH)
(PART REVOCATION, PROHIBITION AND RESTRICTION OF WAITING PROHIBITION OF LOADING/UNLOADING AND LOADING/UNLOADING ONLY BAY) ORDER 2011

The County Council of Lancashire ("the Council") in exercise of its powers under Sections 1(1), 2(1) and (2), 4(1), (2) and (3) of and Part IV 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.

2. Part Revocation

That part of the "Lancashire County Council (Fylde Borough Area)(On Street Parking Places, Prohibition and Restriction of Waiting) Consolidation Order 2009" Schedule 12.088 – Item 1- Limited Waiting 2 Hours No Return Within 2 Hours Mon-Sat 9am-6pm on Garden Street, Lytham St Annes - north-east side from a point 32 metres north-west of its junction with St. Anne's Road West to its junction with St. George's Road is hereby revoked.

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 length of road specified in Schedule 1 to this Order

4. Prohibition of Loading / Unloading

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 to be loaded or unloaded between 9am and 5pm each day on the lengths of road specified in Schedule 2 to this Order.

5. Restriction 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 for a period exceeding 2 Hours with No Return Within 2 Hours, Monday – Saturday between 9am and 6pm each day on the lengths of road specified in Schedule 3 to this Order

6. Prohibition of Waiting Except for Loading / Unloading

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 between 8am and 6pm each day, other than for a vehicle being used to load or unload, in the length of road specified in Schedule 4 to this Order

7. Exemptions

Nothing in Articles 3, 4, 5 or 6 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 from the 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:-

   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 in 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;

c) 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;

d) the vehicle to be used for delivering or collecting postal packets as defined in Section 87 of the Post Office Act 1953;

e) the vehicle to be used for fire brigade, ambulance or police purposes in pursuance of statutory powers or duties;

f) 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.

8. Exemptions for Loading / Unloading

Nothing in Article 5 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 goods to be loaded or unloaded from the vehicle.

9. Exemption for disabled person's vehicle

Nothing in Article 5 of this Order shall render it unlawful to cause or permit any vehicle to wait in the lengths of roads referred to therein 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.

10. Miscellaneous

The prohibition/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.

11. Commencement of Order

This Order shall come into force on the 3rd October 2011 and may be cited as the "Lancashire County Council (Garden Street, Lytham St Annes, Fylde Borough) (Part Revocation, Prohibition And Restriction of Waiting, Prohibition of Loading / Unloading and Loading / Unloading Only Bay) Order 2011".

Dated this 21st day of September 2011.

THE COMMON SEAL of the
Lancashire County
Council was hereunto affixed
pursuant to
the Scheme of Delegation to Chief
Officers



20925

Authorised Signatory

Schedule 1 - No Waiting At Any Time, on any day, on –
Garden Street Lytham St Annes - north-east side, from the centreline of St Georges Road for a distance of 10 metres in a south-easterly direction.

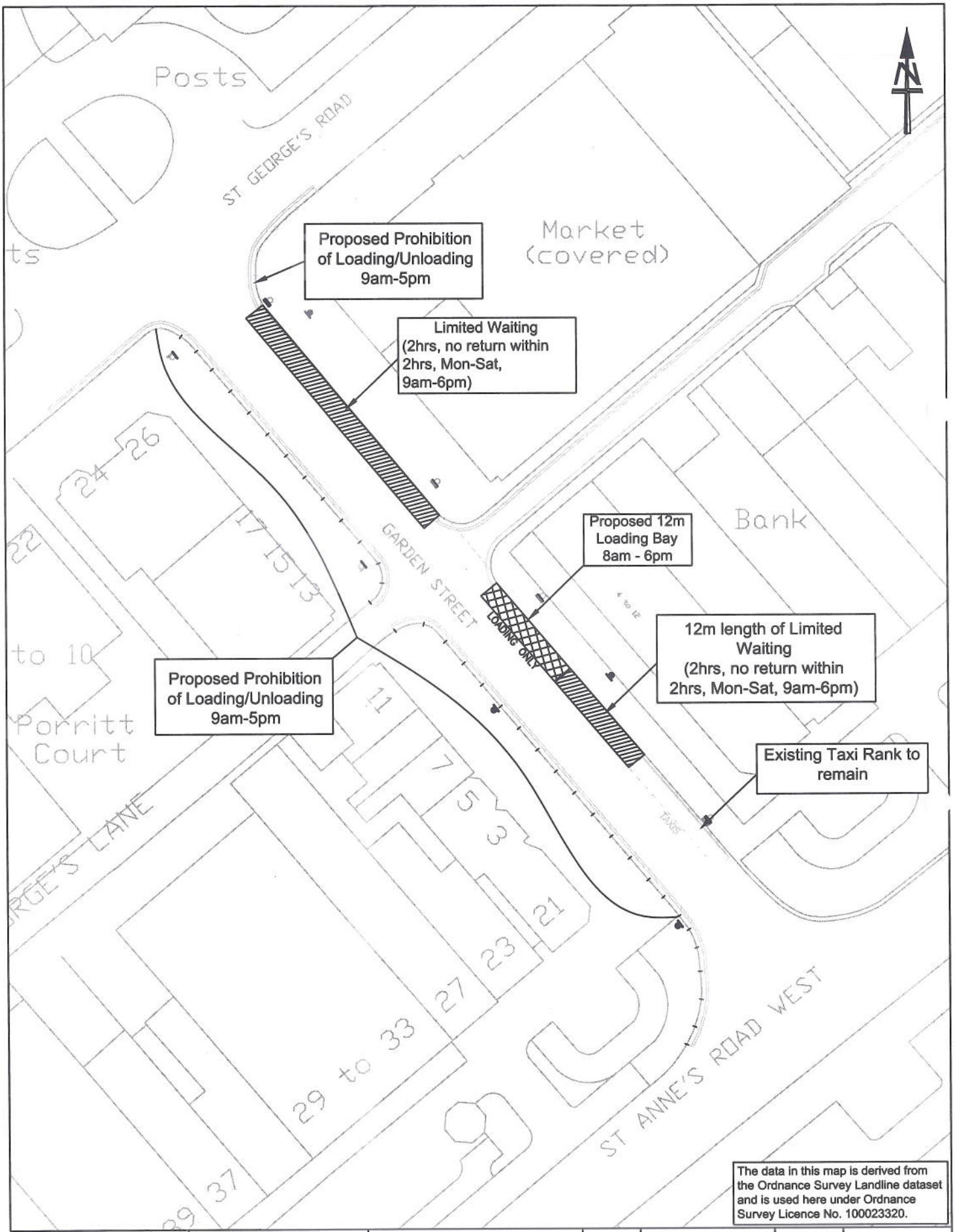
Schedule 2 No Loading / Unloading between 9am and 5pm each day on -

1. Garden Street Lytham St Annes, north-east side - from the centreline of St Georges Road for a distance of 10 metres in a south-easterly direction.
2. Garden Street Lytham St Annes - south-west side - from a point 15 metres north-west of the centre line of St Annes Road West in a north-westerly direction to its junction with St Georges Road.

Schedule 3 Limited Waiting for 2 Hours with No Return within 2 Hours, Monday – Saturday between 9am and 6pm each day on

1. Garden Street Lytham St Annes - north-east side - from a point 32 metres north-west of its junction with St Annes Road West for a distance of 12 metres in a north-westerly direction.
2. Garden Street Lytham St Annes - north-east side -from a point 56 metres north-west of its junction with St Annes Road West in a north-westerly direction to a point 10 metres south-east of the centre line of St Georges Road.

Schedule 4 - Loading/Unloading Only Bay between 8am and 6pm each day on
Garden Street Lytham St Annes - north-east side - from a point 44 metres north-west of its junction with St Annes Road West for a distance of 12 metres in a north-westerly direction.



The data in this map is derived from the Ordnance Survey Landline dataset and is used here under Ordnance Survey Licence No. 100023320.

Lancashire County Council

Jo Turton
Executive Director of Environment
Lancashire County Council
PO Box 100
County Hall, Preston
PR1 0LD

TITLE:
Garden Street, St Annes
Proposed TRO's

DATE	April 2010	SCALE	1:500
DRAWN BY	G P Lightbown	REV	-
DRAWING No: 724130 / 312 / 001			