

HEREFORDSHIRE COUNCIL

NOTICE OF MAKING

PROHIBITION OF WAITING ORDERS

Notice is hereby given that Herefordshire Council ("the Council") in exercise of its powers of the Council under the relevant provisions of the Road Traffic Regulation Act 1984 ("the Act"), has made the Prohibition of Waiting Orders mentioned below:-

(C1263 MUCH BIRCH) (PROHIBITION OF WAITING, LOADING AND UNLOADING) (SCHOOL KEEP CLEAR) ORDER 2013

Prohibition of waiting, loading and unloading at any time:

1. Both sides.
 - a) From its junction with the northern kerb line of the A49, Hereford to Ross on Wye road for a distance of 107 metres in a north westerly direction.
2. South west Side.
 - a) From a point 270 metres north west of it junction with the northern kerb line of the A49 Hereford to Ross on Wye road for a distance of 20 metres in a north westerly direction.
 - b) From a point 347 metres north west of it junction with the northern kerb line of the A49 Hereford to Ross on Wye road for a distance of 18 metres in a north westerly direction.
 - c) From a point 440 metres north west of it junction with the northern kerb line of the A49 Hereford to Ross on Wye road for a distance of 20 metres in a north westerly direction.

No stopping on School Keep Clear at any time:

1. South west side.
 - a) From a point 136.5 metres north west of it junction with the northern kerb line of the A49 Hereford to Ross on Wye road for a distance of 29.5 metres in a north westerly direction.
 - b) From a point 183.5 metres north west of it junction with the northern kerb line of the A49 Hereford to Ross on Wye road for a distance of 33.5 metres in a north westerly direction.

(U73009/U73010 HAYMEADOW LANE, BURGHILL) (PROHIBITION OF WAITING, LOADING AND UNLOADING) ORDER 2013

Prohibition of waiting, loading and unloading at any time:

1. U73009, Haymeadow Lane, Burghill

West side - from its junction with C1103 to its junction with the centre line of the U73010, Haymeadow Lane, a total distance of 54 metres.
2. U73010, Haymeadow Lane, Burghill

North Side - from its junction with U73009, Haymeadow Lane for a distance of 8 metres in a south westerly direction.

There are various exemptions in both Orders (e.g. for emergency service vehicles).

The Orders will come into operation on **6th December 2013.**

Copies of the Orders, with plans and Statement of Reasons, are available for inspection at Brockington, 35 Hafod Road, Hereford. HR1 1SH (Tel: 01432- 260500), and at The Hereford Centre, Hereford Customer Services, Franklin House, 4

Commercial Road, Hereford, HR1 2BB. (tel: 01432 260500) during their normal opening hours (excluding Bank Holidays), or on the Councils website (www.herefordshire.gov.uk).

Photocopies of the same may be provided on payment of the photocopying charges of the Council.

If any person wishes to question the validity of the Orders, or of any of their provisions, on the grounds that it or they are not within the powers conferred by the Act or that any requirement of the Act or of any instrument made under the Act has not been complied with that person may do so by application to the High Court within six weeks from the date the relevant order was made.

Richard Ball
Assistant Director, Place Based Commissioning
Herefordshire Council

Balfour Beatty Living Places,
Unit 3,
Thorn Business Park,
Rotherwas Industrial Estate,
Hereford. HR2 6JT

28th November 2013 (not on press notice)

ROAD TRAFFIC REGULATION ACT 1984

HEREFORDSHIRE COUNCIL

(C1263 MUCH BIRCH) (PROHIBITION OF WAITING, LOADING AND UNLOADING) (SCHOOL KEEP CLEAR) ORDER 2013

The County of Herefordshire District Council ("known as Herefordshire Council") in exercise of its powers under sections 1 and 2 of the Road Traffic Regulation Act 1984 (referred to as "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 of the Act, hereby make the following Order:-

Citation

1. This Order shall come into operation on the 6th day of December 2013 and may be cited as the Herefordshire Council (C1263 Much Birch) (Prohibition of Waiting, Loading and Unloading) (School Keep Clear) Order 2013.

2. (1) In this Order, except where the context otherwise requires, the following expressions have the meanings hereby assigned to them:-

"Disabled Permit Holders" means a person who has been issued with a valid Disabled Person Badge;

"Disabled Person's Badge" has the same meaning as in The Disabled Persons (Badges for Motor Vehicles) Regulations 2000;

"Disabled Person's Vehicle" means a vehicle displaying a Disabled Persons Badge and Parking Disc.

"Driver", in relation to a vehicle waiting in a Parking Place, means the person driving the vehicle at the time it was left in the Parking Place.

"Parking Disc" has the same meaning as in the Disabled Persons (Exemptions for Disabled Persons) (England) Regulations 2000.

"Civil Enforcement Officer" means a person appointed in accordance with the provisions of Section 76 Traffic Management Act 2004

(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) in the case of a vehicle fitted with a dashboard or fascia panel, the badge is exhibited thereon so that the front of the badge is legible from outside the vehicle; and

(ii) in the case of a vehicle not fitted with a dashboard or fascia panel, the badge is exhibited in a conspicuous position on the vehicle so that the front of the badge is legible from outside the vehicle.

(b) a Parking Disc in the relevant position, when:-

(i) in the case of a vehicle fitted with a dashboard or fascia panel, the disc is exhibited thereon so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle; and

- (ii) in the case of a vehicle not so fitted, the disc is exhibited in a conspicuous position on the vehicle so that the front of the badge is legible from outside the vehicle.
3. Save as provided in Article 5 of this Order no person shall, except upon the direction or with the permission of a police officer or Civil Enforcement Officer in uniform cause or permit any vehicle to wait, load or unload at any time on those lengths of road specified in Schedule 1 to this Order and which for the purposes of identification only are shown on the attached plan.
4. Save as provided in Article 5b,c,d,e of this Order no person shall, except upon the direction or with the permission of a police officer or Civil Enforcement Officer in uniform cause or permit any vehicle to stop at any time on those lengths of road specified in Schedule 2 to this Order and which for the purposes of identification only are shown on the attached plan.

Exemptions

5. Where referred to in this Order nothing shall render it unlawful to cause or permit any vehicle to wait on the sides of those lengths of road referred to in the Schedule and relevant Articles hereto so long as may be necessary where:-
- a) the vehicle is waiting only for so long as is necessary to enable a person to board or alight from a vehicle;
 - b) the vehicle is used for fire brigade, police or ambulance purposes or a vehicle (other than a Passenger Vehicle) in the service of a local authority is being used in pursuance of statutory powers or duties;
 - c) the vehicle is in the service of or employed by the Post Office Company, or similar service vehicle, and is waiting while postal packets are being unloaded from the vehicle, or having been unloaded there from, are being delivered or while postal packets are being collected or is in use in connection with the servicing of telephone kiosks in the said lengths of roads;
 - d) the vehicle, not being a Passenger Vehicle, is waiting only for so long as may be reasonably necessary to enable it to be used for the purpose of any building operation, demolition or excavation or the maintenance, improvement or reconstruction of any said lengths of road or the laying erection, alteration, removal or repair of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or any telegraphic line or traffic sign in any said lengths of road;
 - e) the vehicle not being a Passenger Vehicle is in actual use in connection with the removal of furniture from one office or dwelling house to another or the removal of furniture from such premises to a depository or to such premises from a depository;

Miscellaneous

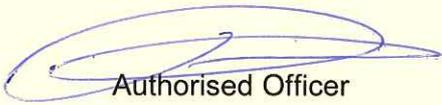
6. References to any statutory provision herein shall include reference to any statutory modification substitution or re-enactment thereof.

Dated this 26th day of November 2013

5936

THE COMMON SEAL of
the **COUNTY OF HEREFORDSHIRE**
DISTRICT COUNCIL was hereunto
affixed **BY ORDER**




Authorised Officer

SCHEDULE 1

PROHIBITION OF WAITING, LOADING AND UNLOADING AT ANY TIME

C1263 Much Birch

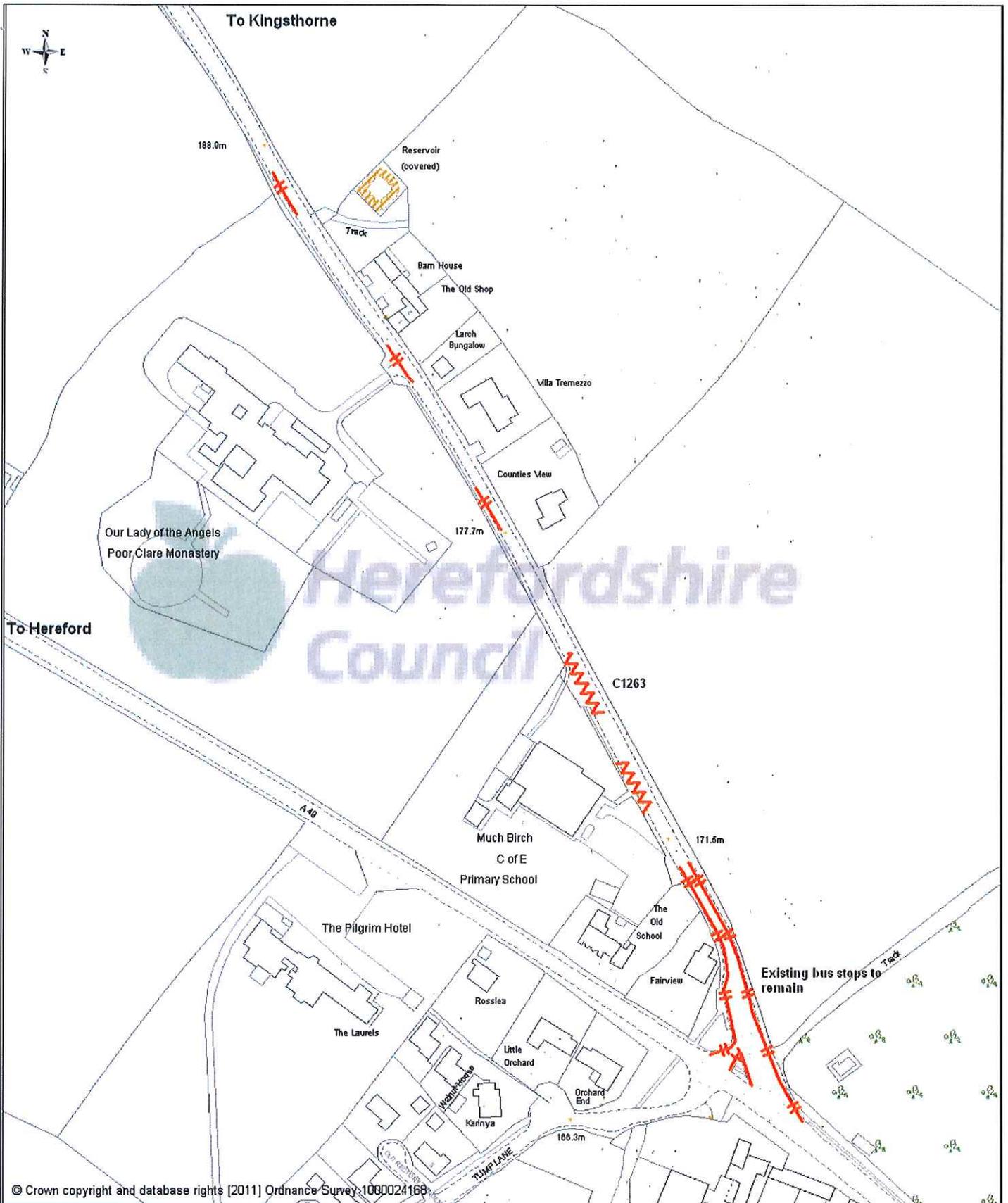
1. Both sides.
 - a) From its junction with the northern kerb line of the A49, Hereford to Ross on Wye road for a distance of 107 metres in a north westerly direction.
2. South west Side.
 - a) From a point 270 metres north west of it junction with the northern kerb line of the A49 Hereford to Ross on Wye road for a distance of 20 metres in a north westerly direction.
 - b) From a point 347 metres north west of it junction with the northern kerb line of the A49 Hereford to Ross on Wye road for a distance of 18 metres in a north westerly direction.
 - c) From a point 440 metres north west of it junction with the northern kerb line of the A49 Hereford to Ross on Wye road for a distance of 20 metres in a north westerly direction.

SCHEDULE 2

NO STOPPING ON SCHOOL KEEP CLEAR AT ANY TIME

C1263 Much Birch

1. South west side.
 - a) From a point 136.5 metres north west of it junction with the northern kerb line of the A49 Hereford to Ross on Wye road for a distance of 29.5 metres in a north westerly direction.
 - b) From a point 183.5 metres north west of it junction with the northern kerb line of the A49 Hereford to Ross on Wye road for a distance of 33.5 metres in a north westerly direction.



© Crown copyright and database rights [2011] Ordnance Survey 1000024168

Proposed:- Prohibition of Waiting, Loading and Unloading.  No stopping on School Keep Clear Markings 		PROJECT TITLE C1263 Much Birch School Proposed prohibition of waiting, loading and unloading Order	G J Hughes Places and Communities Directorate. Herefordshire Council Brockington, 35 Hafod Road, Hereford, HR1 1SH Tel: (01432) 260780 Fax: (01432) 261983
Drawn: ALJ Design: ALJ Chkd: Appd: Date: April 2013	Proposed restrictions - Consultation stage		Drawing No. HD/T/C1263/1635/1
		Scale 1:1250 @ A3	

HEREFORDSHIRE COUNCIL

STATEMENT OF REASONS

HEREFORDSHIRE COUNCIL

**(C1263 MUCH BIRCH) (PROHIBITION OF WAITING, LOADING
AND UNLOADING) (SCHOOL KEEP CLEAR) ORDER**

The Council considers making the above order desirable for avoiding danger to persons or other traffic using the road or any other road or for preventing the likelihood of such danger arising.

The Council reserves the right to produce an amended or further statement in the context of any public inquiry into objections to these proposals.

Richard Ball
Assistant Director Place Based Commissioning