

HEREFORDSHIRE COUNCIL

NOTICE OF MAKING

(VICARAGE STREET, LEOMINSTER) (WAITING RESTRICTIONS) ORDER 2013 and (GREEN LANE, LEOMINSTER) (PROHIBITION OF WAITING) ORDER 2013

Notice is hereby given that Herefordshire Council ("the Council") in exercise of the powers of the Council under sections 1 and 2 of the Road Traffic Regulation Act 1984 ("the Act"), and of all other enabling powers has made the above-named Orders the effect of which will be to introduce waiting restrictions in Leominster as detailed below-

(VICARAGE STREET, LEOMINSTER) (WAITING RESTRICTIONS) ORDER 2013

Prohibition of waiting, loading and unloading at any time:

U93656 Vicarage Street, Leominster

- (i) North side - from its junction with the western kerb line of A44 Bridge Street for a distance of 32 metres in a westerly and then north westerly direction.
- (ii) South side - from its junction with the western kerb line A44 Bridge Street for a distance of 8.5 metres in a westerly direction.

Waiting limited to 2 hours (Monday to Saturday) (8am to 6pm) (no return permitted within 4 hours):

U93656 Vicarage Street, Leominster

- (i) South side - from a point 8.5 metres west of its junction with the western kerb line of A44 Bridge Street for a distance of 21 metres in a westerly and then north westerly direction.

(GREEN LANE, LEOMINSTER) (PROHIBITION OF WAITING) ORDER 2013

Prohibition of waiting at any time:

U93664 Green Lane, Leominster

- I. North side - from its junction with Oldfields Close for a distance of 15 metres in a westerly direction;
- II. North side - from its junction with the centre line of The Meadows to a point 49 metres of that junction.

The existing Order, The County of Hereford and Worcester (Green Lane, Leominster) (Prohibition of Waiting) Order 1997 will be revoked upon the making of this new Order.

There are various exemptions in both Orders (eg for emergency service vehicles)

The Orders will come into operation on 4th February 2013.

A copy of the Order, plan, and Statement of Reasons are available for inspection, at the Council's offices at Brockington, 35 Hafod Road, Hereford. HR1 1SH (Tel: 01432- 260256) and at Leominster Customer Service Centre, 11 Corn Square, Leominster. Herefordshire. HR6 8YP. (tel; 01432 260500) during their normal office hours 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 order was made.

Richard Ball
Assistant Director, Place Based Commissioning
Herefordshire Council

Amey Herefordshire
Unit 3
Thorn Business Park,
Rotherwas Industrial Estate,
Hereford. HR2 6JT

ROAD TRAFFIC REGULATION ACT 1984

HEREFORDSHIRE COUNCIL

(VICARAGE STREET, LEOMINSTER) (WAITING RESTRICTIONS) ORDER 2013

The County of Herefordshire District Council (known as "Herefordshire Council") in exercise of its powers under sections 1, 2 and 32 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 makes the following Order:-

1. This Order shall come into operation on the 4th February 2013 and may be cited as the Herefordshire Council (Vicarage Street, Leominster) (Waiting Restrictions) Order 2013

2. (1) In this Order:-

"Disabled Permit Holder" means a person who has been issued with a valid Disabled Person's Badge;

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

"Disabled Person's Vehicles" means a vehicle displaying a valid Disabled Person Badge and Parking Disc;

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

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

"Goods Vehicles" means a motor vehicle, the maximum gross weight of which does not exceed 3.5 tonnes, which is constructed or adapted for use for the carriage of goods or burden of any description, and is not drawing a trailer.

"Hackney Carriage Vehicles" means a vehicle (with driver in attendance of the vehicle at all times) plying for hire validly licensed by Herefordshire Council as a hackney carriage and displaying an authorised plate and has the same meaning assigned to it as stated in the Local Government (Miscellaneous Provisions) Act 1976

(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.

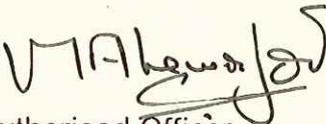
- b) a Parking Disc in the relevant position, when:-
- (i) in the case of a vehicle fitted with a dashboard or fascia panel, the disc is exhibited thereon so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle; and
 - (ii) in the case of a vehicle not so fitted, the disc is exhibited in a conspicuous position on the vehicle so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle.
3. Save as provided in Articles 5 (a)(c)(d)(e)(f)(g) of this Order no person shall, except upon the direction or with the permission of a Police Officer or of a Civil Enforcement Officer in uniform, cause or permit any vehicle to wait, load or unload at any time on those lengths of road as mentioned in Schedule 1 hereto
4. Save as provided in Articles 5 and 6 of this Order no person shall, except upon the direction or with the permission of a Police Officer or of a Civil Enforcement Officer in uniform, cause or permit any vehicle to wait for more than 2 hour, between the times shown, on the lengths of road as mentioned in Schedule 2 hereto
5. Nothing in Articles 3 and 4 of this Order (where stated above) shall render it unlawful to cause or permit any vehicle to wait in the sides of those lengths of road referred to in the said Articles for so long as may be necessary to enable:-
- (a) a person to board or alight from the vehicle;
 - (b) goods to be loaded onto and/or unloaded from the vehicle;
 - (c) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any building operation or demolition, the removal of any obstruction to traffic, the maintenance, improvement or reconstruction of the side of those lengths of road referred to, or the laying, erection, alteration or repair in or near the said sides of those lengths of road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity, or of any telecommunications apparatus as defined in the Telecommunications Act 1984;
 - (d) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in pursuance of statutory powers or duties, including, for the avoidance of doubt, any vehicle being used to undertake highway surveys;
 - (e) the vehicle to be used for the purpose of delivering or collecting postal packets;
 - (f) the vehicle to be used for the purpose of removing furniture and effects from one office or dwelling house to another, or to such premises from a depository or from such premises to a depository, provided notice is given twenty-four hours in advance to the police, their consent is obtained and such reasonable conditions as they may impose are complied with;
 - (g) the vehicle to be used for fire brigade, police or ambulance purposes.
6. Nothing in Article 4 of this Order shall render it unlawful to cause or permit a Disabled Person's Vehicle which displays in the relevant position a Disabled

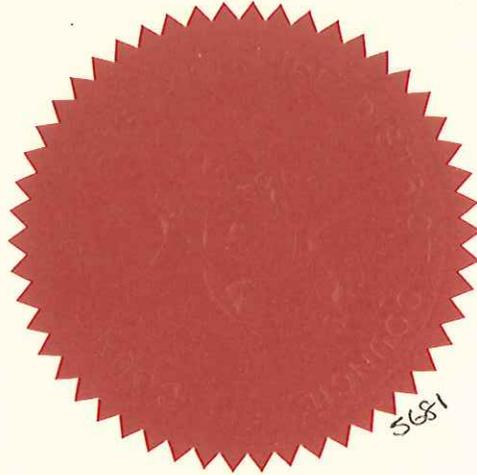
Person's Badge, and a Parking Disc (on which the Driver, or other person in charge of the vehicle, has marked the time at which the period of waiting began) to wait without limitation in the said sides of those lengths of road referred to in Schedule 2.

7. The restrictions, prohibitions and requirements imposed by this Order are in addition to and not in derogation of any restriction, prohibition or requirement imposed by any other enactment and any exception or exemption to the provisions of this Order is without prejudice to the provisions of any other enactment.
8. References to any statutory provision herein shall include reference to any statutory modification or re-enactment thereof.

Dated 23 January 2013

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:

U93656 Vicarage Street, Leominster

- (i) North side - from its junction with the western kerb line of A44 Bridge Street for a distance of 32 metres in a westerly and then north westerly direction.
- (ii) South side - from its junction with the western kerb line A44 Bridge Street for a distance of 8.5 metres in a westerly direction.

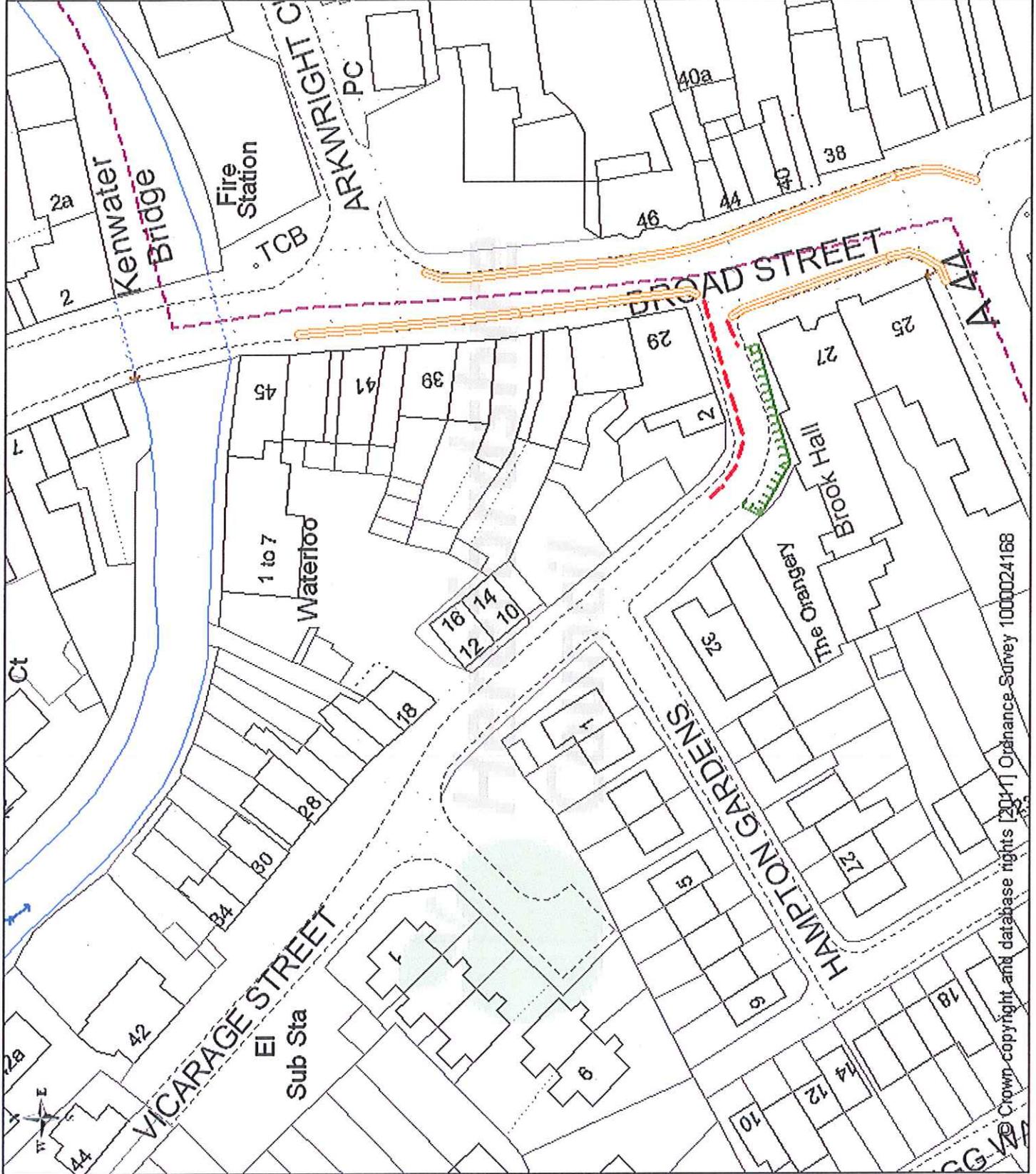
Schedule 2

Waiting limited to 2 hours (Monday to Saturday) (8am to 6pm) (no return permitted within 4 hours):

U93656 Vicarage Street, Leominster

- (i) South side - from a point 8.5 metres west of its junction with the western kerb line of A44 Bridge Street for a distance of 21 metres in a westerly and then north westerly direction.

Key	Proposed		Drawn: ALJ
	No Waiting/Loading and Unloading at Any Time	---	Design: ALJ
Waiting Limited to 2 hours (No return within 4 hours)			Chkd:
	Existing		Appd:
No Waiting at Any Time (Only adjacent restrictions shown for clarity)			Date: December 2012
			G J Hughes Places and Communities Directorate. Herefordshire Council Brockington, 35 Hafod Road, Hereford, HR1 1SH Tel: (01432) 260780 Fax: (01432) 261983
Vicarage Street, Leominster Proposed Waiting Restrictions			Creating Title
Confirmed Proposals			Scale 1:500
			Creating No. HD/1/LEO/1601/3/A4



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