

THE NORFOLK COUNTY COUNCIL
(COLNEY, HETHERSETT LANE) (CLEARWAY) ORDER 2020

The Norfolk County Council (hereinafter referred to as "the Council") in exercise of their powers under Sections 1(1) and (2), 2(1) to (3), 3(2), 4(1), and 122 and parts III and IV of Schedule 9 of the Road Traffic Regulation Act, 1984, (hereinafter referred to as "the Act") and the Traffic Management Act 2004 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 make the following Order:-

1. This Order may be cited as The Norfolk County Council (Colney, Hethersett Lane) (Clearway) Order 2020 and shall come into effect for all purposes on the 25th day of January 2021.

2. In this Order –

Any reference to any enactment shall be construed as a reference to that enactment as amended, applied, consolidated, re-enacted by or as having effect by virtue of any subsequent enactment. Where the context otherwise requires the following expressions have the meaning hereby respectively assigned to them.

"carriageway" means a way constituting or comprised in a highway being a way (other than a cycle track) over which the public have a right of way for the passage of vehicles

"Civil Enforcement Officer" has the same meaning as in Section 76 of the 2004 Act;

"General Directions" means The Traffic Signs Regulations and General Directions 2016";

"lay-by" means any area of carriageway intended for the waiting of vehicles and bounded partly by a traffic sign of the type shown in diagram 1010 in Part 4 of Schedule 11 to the General Directions and partly by the outer edge of that carriageway on the same side of the road as that on which the sign is placed;

"main carriageway" means any carriageway comprised in a road, including any carriageway of a slip road, but excludes any lay-by;

"verge" means any part of a road which is not a carriageway.

3. Save as is provided in Articles 4 and 5 of this Order, no person shall, except upon the direction of or with the permission of a police constable in uniform or a Civil Enforcement Officer, cause or permit any vehicle to stop or wait along the main carriageway or verge comprised in the length of road specified in the Schedule to this Order.
4. Nothing in Article 3 of this Order shall prohibit a person to cause or permit any vehicle to wait in the length of road for so long as may be necessary to enable 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:
 - (a) fire brigade, ambulance or police purposes;

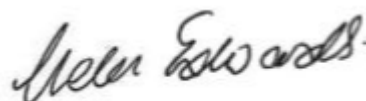
- (b) in the service of a local authority or of a water authority in pursuance of statutory powers or duties;
 - (c) any building operation or demolition;
 - (d) the removal of any obstruction to traffic;
 - (e) the maintenance, improvement or reconstruction of the road comprising or including that carriageway;
 - (f) the laying, erection, alteration or repair in, or in land adjacent to, the lengths of road specified in the Schedule to this Order, of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any electronic communications apparatus as defined by the Communications Act 2003;
 - (g) the provision of a universal postal service as provided for by section 30 of the Postal Services Act 2011.
5. Nothing in Article 3 shall apply to:
- (a) a vehicle waiting on a main carriageway while any gate or other barrier at the entrance to premises to which the vehicle requires access, or from which it has emerged, is opened or closed, if it is not reasonably practicable for the vehicle to wait otherwise than on that carriageway; or
 - (b) a vehicle waiting when the person in control of the vehicle is required to stop by law or is obliged to stop in order to avoid an accident or is prevented from proceeding by circumstance outside their control.
6. The Norfolk County Council (Colney, Hethersett Lane) (Main Carriageway Clearway) Order 2015 is hereby revoked.
7. Insofar as any provision of this Order conflicts with any previous Order relating to the lengths of road specified in the Schedule to this Order, that provision of this Order shall prevail.

SCHEDULE 1
In the Parish of Colney

Clearway Order

C182 Hethersett Lane - From its junction with the B1108 Watton Road southwards for a distance of 600 metres

DATED this 18th day of January 2021



Helen Edwards
Chief Legal Officer

