

THE NORFOLK COUNTY COUNCIL
(CROMER, THE GANGWAY) (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 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 (Cromer, The Gangway) (Clearway) Order 2020 and will come into operation on the 3rd day of February 2020.

2. In this Order:

(a) 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.

(b) Unless the context otherwise requires, the following expressions have the meaning hereby respectively assigned to them:

"bus stop clearway" means any markings placed on the carriageway specified by diagram 1025.1 at Part 4 of Schedule 7 of the General Directions conveying the existence of a bus stop/clearway as defined by Part 6 of Schedule 7 of the General Directions.

"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

"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;

"public service vehicle" shall have the same meaning as in section 1 of the Public Passenger Vehicles Act 1981;

"public passenger transport service shall have the same meaning as in section 63(10)(a) of the Transport Act 1985;

"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 which the permission of a police constable in uniform, cause or permit any vehicle to wait along any main carriageway or verge comprised in the lengths of road specified in the Schedule to this Order at any time.
4. Nothing in Article 3 of this Order shall render it unlawful to cause or permit any vehicle to wait in a main carriageway or verge for so long as may be necessary to enable the vehicle to be used in connection with any of the following purposes (provided that it cannot conveniently be used for such purpose in any other road):
 - (a) fire brigade, ambulance or police purposes;
 - (b) the service of a local 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 lengths of road specified in the Schedule to this Order;
 - (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;
 - (c) a public service vehicle in the course of a public passenger transport service to wait at a bus stop flag sign or a bus stop clearway to allow passengers to board and alight only.
6. Insofar as any provision of this Order conflicts with any previous Order relating to the length of road specified in the Schedule to this Order, that provision of this Order shall prevail.

SCHEDULE

In the Town of Cromer

Clearway Restriction

U10223 The Gangway	-	From the highway boundary line where The Gangway meets the esplanade southwards for a distance of 60 metres.
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Dated this 27th day of January 2020

THE COMMON SEAL of the)
NORFOLK COUNTY COUNCIL)
was hereunto affixed)
in the presence of:-)



Authorised to sign on behalf of
the Chief Legal Officer
Norfolk County Council
.....
Date: 27 / Jan / 2020

George Corle

Chief Legal Officer

