

THE NORFOLK COUNTY COUNCIL
(GREAT YARMOUTH, MARKET PLACE)
(PEDESTRIAN ZONE AND RESTRICTED ZONE) ORDER 2015

The Norfolk County Council (hereinafter referred to as "the Council") in exercise of their powers under Sections 1(1), 2(1) to (3), 3(2), 4(1) and 4(2) 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 (hereinafter referred to as "the 2004 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:

PART 1 – CITATION AND INTERPRETATION

1. This Order shall come into operation on the 27th day of March 2015 and may be cited as The Norfolk County Council (Great Yarmouth, Market Place)(Pedestrian Zone and Restricted Zone) Order 2015.

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.

"authorised parking place" means any parking place on a road authorised or designated by an order made or having effect as if made under the Act;

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

"Class 1, Class 2 and Class 3 vehicles" have the same meaning as in s3 of The Use of Invalid Carriages on Highways Regulations 1988.

"Cycle" has the same meaning as in section 192 of the Road Traffic Act 1988;

"Driver" in relation to a vehicle waiting in contravention of an Order, means the person driving the vehicle at the time it was left at that contravention;

"General Directions" shall mean The Traffic Signs Regulations and General Directions 2002";

"General Regulations 2007" shall mean The Civil Enforcement of Parking Contraventions (England) General Regulations 2007";

"Goods vehicle" shall mean any vehicle which is constructed or adapted for use as a goods vehicles and requires to load and unload goods at its destination following commercial transport of those goods;

"loading bay" shall mean any area of carriageway which is comprised within and indicated by a road marking complying with diagram 1028.3 in Schedule 6 to the Traffic Signs Regulations and General Directions 2002.

"Heavy Commercial Vehicle" shall have the same meaning as in section 138 of the Act.

PART II – PEDESTRIAN ZONE

3. Save as provided in Article 4 of this Order no person shall, except upon the direction of, or with the permission of a police constable in uniform, cause or permit any vehicle to proceed along the lengths of road specified in Schedule 1 to this Order.
4. Nothing in Article 3 of this Order shall apply so as to prevent any person from causing a vehicle to proceed along the lengths of road specified in that Article if the vehicle being used:
 - (a) is for fire brigade, police or ambulance purposes;
 - (b) is in the service of a local authority or water authority in pursuance of statutory powers or duties;
 - (c) is in connection with the maintenance, improvement or reconstruction of that length of road or the laying, erection, alteration or repair in or adjacent to that length of road of any sewer, water, gas, or electricity apparatus or of any telecommunications apparatus as defined in the Telecommunications Act 1984;
 - (d) is for the provision of a universal postal service as defined in the Postal Services Act 2000;
 - (e) cannot conveniently be used for such purpose in any other road, to be used in connection with any of the following operations, namely -
 - (i) building, industrial or demolition operations;
 - (ii) the removal of any obstruction to traffic.
 - (f) is an unriden cycle;
 - (g) is a goods vehicle requiring access to load and unload within the goods vehicle loading bay from 1600 hours to 1000 hours (overnight);
 - (i) is a Class 1, Class 2 or Class 3 vehicle;
 - (j) is a vehicle operated by a security firm requiring access for the loading and unloading of valuables;
 - (k) is a vehicle driven by an authorised Market Place Market Trader and requires access for the Market Trader to load monies from his Market Stall between the hours of 4.00 p.m. and 6.00 p.m.

PART III - RESTRICTED ZONE

5. Save as provided in Articles 6 and 7 of this Order no person shall, except upon the direction of or with the permission of a police constable in uniform or Civil Enforcement Officer, cause or permit any vehicle to wait, load or unload at any time along the lengths of road specified in Schedule 2 to this Order.

6. Nothing in Article 5 of this Order shall apply so as to prevent any person from causing a vehicle to wait along the lengths of road specified in that Article if the vehicle being used:
- (a) is for fire brigade, police or ambulance purposes;
 - (b) is in the service of a local authority or water authority in pursuance of statutory powers or duties;
 - (c) is in connection with the maintenance, improvement or reconstruction of that length of road or the laying, erection, alteration or repair in or adjacent to that length of road of any sewer, water, gas, or electricity apparatus or of any telecommunications apparatus as defined in the Telecommunications Act 1984;
 - (d) is for the provision of a universal postal service as defined in the Postal Services Act 2000;
 - (e) cannot conveniently be used for such purpose in any other road, to be used in connection with any of the following operations, namely -
 - (i) building, industrial or demolition operations;
 - (ii) the removal of any obstruction to traffic.
 - (f) is a vehicle operated by a security firm requiring to wait for the loading and unloading of valuables;
 - (g) is a vehicle driven by an authorised Market Place Market Trader for the duration required for the Market Trader to load monies from his Market Stall between the hours of 4.00 p.m. and 6.00 p.m.
7. Nothing in Article 5 of this Order shall apply so as to prevent any person from causing or permitting a goods vehicle to wait for the purposes of loading or unloading along the lengths of road specified in Schedule 2 from 1600 hours to 1000 hours (overnight).

PART VI - GENERAL

8. The following Orders will become revoked and replaced by this Order on the date of commencement of this Order as follows:-
- “The Norfolk County Council (Market Place, Great Yarmouth)(Prohibition of Driving) Order 1989” – in its entirety;
- “The Norfolk County Council (Market Place and Market Gates, Great Yarmouth)(Prohibition of Driving) Order 1995” – in its entirety;
- “The Norfolk County Council (Great Yarmouth, Theatre Plain)(Prohibition of Driving) Order 1998” – in its entirety.

9. Insofar as any provision of this Order conflicts with any provision of 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 Town of Great Yarmouth

Pedestrian Zone

Road	Length
C613 Market Place (Southern length of Market Place)	- From its junction with the C610 Market Place eastwards to its junction with the C613 Market Place
C613 Market Place/ Theatre Plain (Eastern length of Market Place)	- From a point 32 metres south of the centreline of its junction with the C621 St Nicholas Road southwards to the south side of Row 64
C610 Market Place/ King Street (Western length of Market Place)	- From its junction with the U60304 The Conge southwards to its junction with the U60465 Regent Street
U60469 Market Gates	- From its junction with the C613 Market Place eastwards for a distance of 15 metres

SCHEDULE 2

In the Town of Great Yarmouth

Restricted Zone

C613 Market Place (Southern length of Market Place) Both Sides	- From its junction with the C610 Market Place eastwards to its junction with the C613 Market Place
C613 Market Place/ Theatre Plain (Eastern length of Market Place) Both Sides	- From a point 32 metres south of the centreline of its junction with the C621 St Nicholas Road southwards to the south side of Row 64
C610 Market Place/ King Street (Western length of Market Place) Both Sides	- From its junction with the U60304 The Conge southwards to its junction with the U60465 Regent Street
U60469 Market Gates Both Sides	- From its junction with the C613 Market Place eastwards for a distance of 15 metres

Dated this 23rd day of March 2015

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

Head of Law

LP/SMC/GreatYarmouthMktPlaceRZPZorder2015