

THE NORFOLK COUNTY COUNCIL
(GREAT YARMOUTH (GORLESTON), HIGH STREET)
(GOODS VEHICLE LOADING BAY) ORDER 2011

The Norfolk County Council (hereinafter referred to as "the Council") in exercise of their powers under Section 1(1), 2(1) to (2), and 4(1) and 122 and Parts III and IV of Schedule 9 of the Road Traffic Regulation Act 1984 (hereinafter referred to "the Act"), 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:-

1. 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.

"authorised taxi rank" means any area of carriageway which is comprised within and indicated by a road marking complying with diagram 1028.2 in Schedule 6 to the Traffic Signs Regulations and General Directions 2002;

"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;

"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";

"Hackney Carriage" has the meaning as in Section 38 of the Town Police Clauses Act 1847;

"Motor Car", Motor Cycle" and Invalid Carriage" have the same meaning as in section 136 of the Act;

"prohibited area", in relation to a specified road, shall mean all that area of a specified road which is comprised within and indicated by a road marking complying with the General Directions;

"specified road" shall mean any length of road specified in the Schedule of this Order;

"specified time" shall mean any period of time specified in the Schedule of this Order;

"goods vehicle" shall mean any vehicle which is required to load and unload goods at its destination following commercial transport of those goods;

“goods vehicle loading bay” shall mean any prohibited area in any specified road at any specified time as detailed in the schedule of this Order.

2. Save as provided in Article 3 of this Order, no person shall, except upon the direction or with the permission of a police constable in uniform or of a Civil Enforcement Officer, cause or permit any vehicle, other than a goods vehicle to wait in any goods vehicle loading bay as specified detailed in the Schedule to this Order.
3. Nothing in Article 2 of this Order shall prohibit a person to cause or permit a vehicle to wait in a prohibited area -
 - (a) if the vehicle is being used for the removal of any obstruction to traffic; or
 - (b) if the vehicle is being used in the service of a local authority or with the permission of the Council in the exercise of statutory powers or duties and whilst being so used in such service it is necessary for the vehicle to wait in that prohibited area; or
 - (c) in any case where the person in control of the vehicle is required by law to stop, or is obliged to do so in order to avoid an accident, or is prevented from proceeding by circumstances beyond his control; or
 - (d) if the vehicle is being used for police, fire brigade or ambulance purposes;
 - (e) if the vehicle is being used for the provision of a universal postal service as defined in the Postal Services Act 2000.
4. This Order shall come into operation on the 11th day of November 2011, and may be cited as The Norfolk County Council (Great Yarmouth (Gorleston), High Street) (Goods Vehicles Loading Bay) Order 2011.
5. Insofar as any provision of this Order conflicts with any provision of any previous Order relating to the waiting of vehicles in the lengths of the specified roads as detailed in the Schedule to this Order, that provision of this Order shall prevail.

SCHEDULE

In the Town of Great Yarmouth (Gorleston)

<u>Specified Road</u>	<u>Days of Operation of Loading Bay</u>	<u>Hours of Operation of Loading Bay (Specified Time)</u>
C632 High Street West From a point 4 metres south of the midpoint of the U61206 Horseys Lane southwards for a distance of 38 metres	Monday to Sunday	At All Times

Dated this 9th day of November 2011

THE COMMON SEAL of)
THE NORFOLK COUNTY COUNCIL)
was hereunto affixed)

Head of Law

LP/SMK/Gorlestonloadbay