

THE NORFOLK COUNTY COUNCIL
(KING'S LYNN, SATURDAY MARKET PLACE AREA)
(RESTRICTED ZONE) ORDER 2014

The Norfolk County Council in exercise of their powers under Sections 1(1) 2(1) to (3), 3(2), 4(1) and 4(2) and 32(1) and 35(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 (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. This Order shall come into operation on the 19th day of September 2014 and may be cited as The Norfolk County Council (Saturday Market Place Area)(Restricted Zone) Order 2014.

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.

"agent" means a person or organisation appointed by the Council or Enforcement Authority to authorise and issue a permit to an authorised vehicle to wait in the permit parking place specified in Article 7 of this Order;

"authorised taxi rank" means any area of the parking place 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 vehicle" means a vehicle which has received prior authority and which displays a permit from the Council or its agent to wait in the permit parking place in accordance with Article 7 of this Order;

"Bus" has the same meaning as in Regulation 22(2) of the Traffic Signs Regulations and General Directions 2002;

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

"Council" means Norfolk County Council;

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

"Disabled Person's Vehicles" has the same meaning as in the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;

"Disabled Persons Badge" has the same meaning as in the Disabled Persons (Badges for Motor Vehicles)(England) Regulations 2000; and

"Parking Disc" means a disc, issued by a local authority, complying with the requirements of the British Standard Specification for Parking Discs (BS No 3551 : 1970), but coloured blue and capable of showing the quarter hours period during which a period of waiting begins; and

for the purposes of this Order a vehicle shall be regarded as displaying a disabled person's badge in the relevant position, when

- (a) in the case of a vehicle fitted with a front windscreen
 - (i) the badge is exhibited facing forwards of the near side of and immediately behind the windscreen, and
 - (ii) the parking disc is exhibited in the relevant position with the side which shows the time facing forwards or outwards and immediately behind the windscreen, and
- (b) in the case of a vehicle not fitted with a front windscreen the badge or disc is exhibited in a conspicuous position on the side of the vehicle.

"driver" in relation to a vehicle waiting in contravention of this Order means the person driving the vehicle at the time it was left at that contravention, or the person deemed to be the driver under the terms of this Order;

"Enforcement Authority" means the Council or its Agent

"Excursion or tour" has the same meaning as in s137(1) of the Transport Act 1985(a);

"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;

"Heavy Commercial Vehicle" has the same meaning as in section 138 of the Act;

"Motor vehicle" has the same meaning as in section 185 of the Road Traffic Act 1988";

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

'loading bay', in relation to Article 4 of this Order shall mean all that area which is comprised within and indicated by a road marking complying with the Traffic Signs Regulations and General Directions, 2002;

"permit parking place" means the length of road specified in Schedule 3 to this Order and indicated by a traffic sign where a vehicle in accordance with the provisions of this Order, may be stationed;

"Penalty Charge" has the same meaning as in section 2 of the General Regulations 2007;

"Penalty Charge Notice" has the same meaning as in section 8 of the General Regulations 2007;

"Private Service Vehicle" means a bus being used as part of an excursion or tour;

"Specified Road" means the lengths of road specified in Column 1 of Schedule 2 to this Order;

"Specified time" means the Days of Operation and Hours of Operation as specified in Columns 4 and 5 of Schedule 2 to this Order.

3. 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.

PART 2

RESTRICTED ZONE

4. Save as provided in Articles 5, 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 any vehicle to wait, load or unload at any time along the lengths of Restricted Zone specified in Schedule 1 to this Order.
5. Nothing in Article 4 of this Order shall prohibit a person to cause or permit a vehicle to wait in a prohibited area during the specified time:-
 - (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.
 - (f) the vehicle 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 maintenance, improvement or reconstruction of the said lengths of road or side of roads; or
- (iii) the laying, erection, alteration or repair in, or in land adjacent to, the said lengths of road or side of roads, 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.

PART 3

LOADING AND BUS PARKING

6. Nothing in Article 4 of this Order shall apply to prevent any person from causing a vehicle to wait within the Restricted Zone:-
- (i) for the purposes of loading and unloading within the signed loading bays along the Specified Road during the Specified time in Schedule 2 to this Order;
 - (ii) for private service vehicles to wait within the signed bay along the Specified Road during the Specified time in Schedule 2 to this Order;

PART 4

PERMIT PARKING

7. Nothing in Article 4 of this Order shall apply to prevent any person from causing an authorised vehicle to wait in the authorised permit parking place as specified in Schedule 3 to this Order in accordance with this Order.

SCHEDULE 1

In the town of King's Lynn

Restricted Zone – At All times

- U20412 High Street - From its junction with the U20514 Saturday Market Place northwards for a distance of 20 metres
- U20502 Queen Street - From its junction with the U20508 College Lane south-eastwards to its junction with the U20514 Saturday Market Place/U20510 St Margaret's Place
- U20510 St Margaret's Place - From a point 38 metres north of its junction with the U20511 Priory Lane north-westwards to its junction with the U20514 Saturday Market Place
- U20514 Saturday Market Place - From its junction with the U20510 St Margaret's Place/U20502 Queen Street eastwards to its junction with the U20513 Church Street

IN THE TOWN OF KING'S LYNN

SCHEDULE 2

1	2	3	4	5	6
Parts of road authorised as Specified Road	Position in which vehicles may wait	Classes of Vehicles	Days of Operation of parking place Specified Time	Hours of Operation of parking place Specified Time	Maximum period for which vehicles may wait
U20514 Saturday Market Place North Side From a point 4 metres east of the mid-point of its junction with the U20412 High Street eastwards for a distance of 13 metres	Wholly within the markings placed on the carriageway	Private Service Vehicle being used as part of an excursion or tour	Monday to Sunday	At All Times	Waiting limited to 20 minutes with no return within 1 hour No Idling permitted
U20514 Saturday Market Place North Side From a point 4 metres east of the mid-point of its junction with the U20412 High Street eastwards for a distance of 13 metres	Wholly within the markings placed on the carriageway	All	Monday to Sunday	At All Times	Waiting limited to that required for the purposes of loading and unloading to a maximum duration of 20 minutes with no return within 1 hour
U20412 High Street East Side From a point 5 metres north of its junction with the U20514 Saturday Market Place northwards for a distance of 13 metres	Wholly within the markings placed on the carriageway	All	Monday to Sunday	At All Times	Waiting limited to that required for the purposes of loading and unloading to a maximum duration of 20 minutes with no return within 1 hour

Dated this 15th day of September 2014

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

Head of Law

LP/SMC/King'sLynnSMPRestrictedZone2014