

THE NORFOLK COUNTY COUNCIL
(ORMESBY ST MARGARET WITH SCRATBY, VARIOUS ROADS)
(PROHIBITION OF WAITING) ORDER 2011

The Norfolk County Council (hereinafter referred to as "the Council") in exercise of their powers under Sections 1(1), 2(1), 2(2) 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 (hereinafter referred to "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 7th day of November 2011 and may be cited as The Norfolk County Council (Ormesby St Margaret with Scratby, Various Roads) (Prohibition of Waiting) Order 2011.

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.

"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 s76 of the 2004 Act;

"Disabled Person's 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. 4631: 1970), but coloured blue and capable of showing the quarter hours period during which a period of waiting begins; and

for the purpose of this Order a vehicle shall be regarded as displaying

- (a) a disabled person's badge in the relevant position, when
 - (i) in the case of a vehicle fitted with a front windscreen, the badge is exhibited thereon with the obverse side facing forwards on the near side of and immediately behind the windscreen, and
 - (ii) in the case of a vehicle not fitted with a front windscreen the badge is exhibited in a conspicuous position on the front or near side of the vehicle, and
- (b) a parking disc in the relevant position, when the disc is exhibited thereon with the side which shows the time facing forwards or outwards and immediately behind the windscreen or side window nearest to the kerb;

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

"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 Directions 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 1984 Act;

"the regulations" in Article 4(5) of this Order means The Disabled Persons (Badges for Motor Vehicles)(England) Regulations 2000" and The Local Authorities' Traffic Orders (Exemptions for Disabled Persons)(England) Regulations 2000;

"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;

"the 1997 Regulations" shall mean the Zebra, Pelican and Puffin Pedestrian Crossing Regulations 1997.

- 3.(1) Save as provided in Article 4 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 to wait:-
- (i) at any time along the lengths of road specified in Schedule 1 to this Order;
 - (ii) at any time from 1st May to 30th September along the lengths of road specified in Schedule 2 to this Order;
 - (iii) on Monday to Sunday from 0800 hours to 2000 hours from 1st May to 30th September along the lengths of road specified in Schedule 3 to this Order.

- (2) The following Orders will become revoked on the date of commencement of this Order as follows:-

"The County of Norfolk (Great Yarmouth Rural Parishes)(Prohibition of Waiting) Order 1977" – insofar as it refers to the Parish of Ormesby St Margaret with Scratby;

"The County of Norfolk (Great Yarmouth Rural Parishes)(Prohibition of Waiting) Order 1978" – Schedule 3 in its entirety.

“The County of Norfolk (Great Yarmouth Rural Parishes)(Prohibition of Waiting) Order 1979” – insofar as it refers to the Parish of Ormesby St Margaret with Scratby;

“The Norfolk County Council (Borough of Great Yarmouth)(Prohibition of Waiting) Order 1984” (No 45) – in its entirety;

“The Norfolk County Council (Ormesby St Margaret)(Prohibition of Waiting) Variation Order 1998” – in its entirety;

“The Norfolk County Council (Ormesby St Margaret with Scratby Rottenstone Lane) (Prohibition of Waiting) Order 2004” – in its entirety;

“The Norfolk County Council (Ormesby St Margaret, Cromer Road and Wapping) (Prohibition of Waiting) Order 2011” – in its entirety

“The Norfolk County Council (Ormesby St Margaret with Scratby, Beach Road) (Prohibition of Waiting) Order 2008” – in its entirety;

“The Norfolk County Council (Ormesby St Margaret)(Prohibition of Waiting) Order 1997” – in its entirety;

“The Norfolk County Council (Ormesby St Margaret)(Prohibition of Waiting) Order 2000” – in its entirety.

4.(1) Nothing in Article 3 of this Order shall prohibit a person to cause or permit any vehicle to wait in the lengths of road or on the side of roads referred to therein for so long as may be necessary to enable -

(a) goods to be loaded on to or unloaded from the vehicle;

(b) a person to board or alight from the vehicle;

provided that the length of road is not an authorised taxi rank or authorised parking place.

(2) Nothing in Article 3 of this Order shall prohibit a person to cause or permit any vehicle to wait in the length of road or on the side of roads referred to therein for so long as may be necessary to enable -

(a) 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, namely -

(i) building, industrial or demolition operations;

(ii) the removal of any obstruction to traffic;

(iii) the maintenance, improvement or reconstruction of the said lengths of road or side of roads; or

- (iv) 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;
 - (v) the provision of a universal postal service as defined in the Postal Services Act 2000;
 - (b) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in the service of a local authority or a water authority in pursuance of statutory powers or duties;
- (3) Nothing in Article 3 of this Order shall apply to any vehicle owned by a funeral director or owner of funeral vehicles when in use as part of a funeral cortege.
- (4) Nothing in Article 3 of this Order shall prohibit a person to cause or permit any vehicle -
- (a) to wait upon an authorised parking place, or
 - (b) being a hackney carriage, to wait upon an authorised taxi rank.
- (5) Nothing in Article 3 of this Order shall prohibit a person to cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's badge, and a parking disc (on which the driver, or other person in charge of the vehicle, has marked the time at which the period of waiting began) to wait in the lengths of road or on the side of roads referred to in that Article for a period not exceeding the time specified in the regulations.
5. 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.
6. Insofar as any provision of this Order conflicts with:-
- (a) the effect of markings placed on the carriageway, as specified under Regulation 29(1) of the General Directions conveying the existence of a 'bus stop/clearway' as defined by Part 1 of Schedule 19 of the General Directions; or
 - (b) the effect of markings placed on the carriageway, as specified under Regulation 27(1) of the General Directions conveying the existence of a toucan or equestrian crossing or an adjacent controlled area as defined by Sign 1001.3 in Schedule 6 of the General Directions; or

- (c) the effect of markings placed on the carriageway, as specified under s3(1) of the 1997 Regulations conveying the existence of a:-
- (i) Zebra Pedestrian Crossing or Zebra controlled area; or
 - (ii) Pelican Pedestrian Crossing or Pelican controlled area; or
 - (iii) Puffin Pedestrian Crossing or Puffin controlled area
- and established as specified in s23(2) of the 1984 Act;

the effect of those markings shall prevail.

SCHEDULE 1

In the Parish of Ormesby St Margaret with Scratby

Prohibition of Waiting – At Any Time

- | | |
|---------------------------------------|---|
| U69895 Appleton Drive
Both Sides | - From its junction with the U69842 Spruce Avenue southwards for a distance of 12 metres |
| C452 Beach Road
Both Sides | - From a point 72 metres north-east of the centreline of its junction with the C643 Scratby Road north-eastwards for a distance of 172 metres |
| U69811 Claymore Gardens
Both Sides | - From its junction with the C640 Station Road northwards for a distance of 15 metres |
| C591 Cromer Road
North Side | - From the mid-point of its junction with the C460 Station Road westwards for a distance of 90 metres |
| Both Sides | - From a point 21 metres east of the centreline of its junction with the C447 Filby Lane westwards for a distance of 75 metres |
| U69873 Dene Avenue
Both Sides | - From its junction with the U69380 North Road eastwards for a distance of 12 metres |
| C447 Filby Lane
Both Sides | - From its junction with the C591 Cromer Road southwards for a distance of 43 metres |
| U69839 Firs Avenue
Both Sides | - From its junction with the U69379 North Road westwards for a distance of 20 metres |
| U62336 Millview
Both Sides | - From its junction with U69379 North Road eastwards for a distance of 10 metres |
| U69379 North Road
West Side | - From a point 18 metres south of the mid-point of its junction with the U69839 Firs Avenue northwards for a distance of 44 metres |
| | - From the mid-point of its junction with the U62336 Millview northwards for a distance of 30 metres |

U69379 North Road East Side	<p>From the centreline of its junction with the U69379 West Road northwards for a distance of 23 metres</p> <ul style="list-style-type: none"> - From a point 25 metres south of the mid-point of its junction with the U62336 Millview northwards for a distance of 48 metres
U69380 North Road Both Sides	<ul style="list-style-type: none"> - From its junction with C591 Cromer Road northwards for a distance of 92 metres - From its junction with the U69379 West Road south-eastwards for a distance of 50 metres
Private Road North-east Side	<ul style="list-style-type: none"> - From its junction with the U69379 North Road northwards for a distance of 24 metres
U69842 Spruce Avenue Both Sides	<ul style="list-style-type: none"> - From a point 15 metres north-east of the centreline of its junction with U69895 Appleton Drive south-westwards for a distance of 30 metres
C460 Station Road Both Sides	<ul style="list-style-type: none"> - From its junction with U69380 North Road eastwards to a point 13 metres east of the centreline of its junction with the U69811 Claymore Gardens
U69496 Wapping South Side	<ul style="list-style-type: none"> - From its junction with the C460 Station Road/C591 Cromer Road north-westwards for a distance of 110 metres
U69379 West Road West Side	<ul style="list-style-type: none"> - From its junction with the C591 Cromer Road northwards for a distance of 85 metres
East Side	<ul style="list-style-type: none"> - From its junction with the C591 Cromer Road northwards for a distance of 39 metres - From the mid-point of its junction with the U69280 North Road southwards for a distance of 25 metres

SCHEDULE 2

In the Parish of Ormesby St Margaret with Scratby

Prohibition of Waiting – At Any Time – 1st May to 30th September

C452 Beach Road Both Sides	<ul style="list-style-type: none"> - From its junction with the C452 Rottenstone Lane westwards to a point 14 metres east of the mid-point of its junction with Scroby Court
South Side	<ul style="list-style-type: none"> - From a point 10 metres east of the mid-point of its junction with the U62075 Beach Drive eastwards for a distance of 74 metres

- C452 California Lane South Side - From its junction with the C643 Scratby Road eastwards for a distance of 375 metres
- C452 Rottenstone Lane Both Sides - From its junction with Beach Road to its junction with California Road

SCHEDULE 3

In the Parish of Ormesby St Margaret with Scratby

Prohibition of Waiting – Monday to Sunday – 0800 hrs to 2000 hrs – 1st May to 30th September

- U69281 California Lane Both Sides - From the mid-point of its junction with the C452 Rottenstone Lane eastwards for a distance of 260 metres
- C452 California Lane South Side - From the mid-point of its junction with the C452 Rottenstone Lane westwards for a distance of 11 metres

Dated this 4th day of November 2011

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

Head of Law