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HBE 2003/05

THE BOROUGH OF HYNDBURN
A678 BURNLEY ROAD ALTHAM
(RESTRICTED ROAD) (PROHIBITION OF WAITING)
ORDER 2003

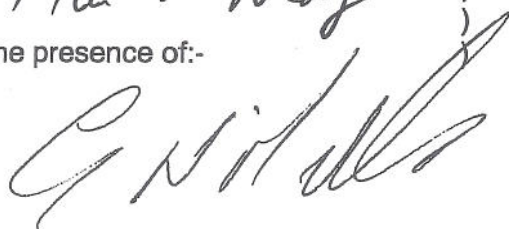
The Council of the Borough of Hyndburn pursuant to arrangements made under section 101 of the Local Government Act 1972 with the Council of the County of Lancashire in exercise of the powers of the said County Council under sections 1, 2, 4, 82(2) and 83(2) of, and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 as amended, and of all other enabling powers and, after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to that Act, and with those persons and organisations specified in the Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1966 hereby makes the following Order:-

1. This Order may be cited as the "Borough of Hyndburn A678 Burnley Road Altham (Restricted Road) (Prohibition of Waiting) Order 2003" and shall come into force on *the 24th May* 2004.
- ~~2. The road specified in Schedule 1 to this Order shall be a restricted road for the purposes of section 81 of the Road Traffic Regulation Act 1984.~~
3. Save as provided in Articles 5, 6 and 7 of this Order no person shall except upon the direction or with the permission of a police officer in uniform or of a traffic warden cause or permit any vehicle to wait at any time in the length and side of road specified in Schedule 2 to this Order.
4. The speed limit imposed by this Order shall, insofar as it relates to the length of road referred to in Article 2 of this Order, take precedence over any speed limit imposed by an Order which may have been made before the coming into force of this Order.
5. Nothing in Article 3 of this Order shall prohibit any person from causing or permitting any vehicle to wait in the length and side of road specified therein so long as may be necessary:-
 - (1) to enable a person to board or alight from the vehicle.
 - (2) to enable a vehicle if it cannot be conveniently used for such purpose in any other road to be used in connection with any wedding funeral building operation or demolition the removal of any obstruction in the length and side of road so specified or the laying erection alteration or repair in or near the said length and side of road of any main pipe or apparatus for the supply of gas water or electricity or of any telecommunications apparatus as defined in Section 4(3) of the Telecommunications Act 1984.
 - (3) to enable a vehicle to wait in the said length and side of road if it is bearing a livery which is used by a universal service provider vehicle engaged in the collection and/or delivery of letters in accordance with statutory duty for the provision of services for the conveyance of letters.

- (4) to enable a vehicle to be used in the said length and side of road for police ambulance fire brigade local authority sewerage or water undertakers purposes when used in pursuance of statutory powers or duties.
 - (5) if a vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or for such waiting as is necessary to prevent an accident.
 - (6) for the purpose of loading or unloading the vehicle while it is in actual use in connection with the delivery or removal of furniture to or from any premises fronting on to the said length and side of road **PROVIDED THAT** notice is given 24 hours in advance to the police and their consent obtained.
6. Nothing in Article 3 of this Order shall prohibit any person from causing or permitting any vehicle to wait in the length and side of road specified therein for so long as may be necessary to deliver to or collect from or load or unload goods at any premises fronting onto the said length and side of road **PROVIDED THAT** no vehicle so engaged shall wait for longer than 30 minutes outside the same premises without the permission of a police officer in uniform or a traffic warden and provided always that a police officer in uniform or a traffic warden may at any time require the driver of the vehicle to move it if it is reasonably necessary for the purpose of preventing obstruction.
7. Nothing in Article 3 of this Order shall render it unlawful to cause or permit any vehicle to wait for a period not exceeding 3 hours (not being a period separated by an interval of less than 1 hour from a previous period of waiting by the same vehicle in the same road or a part of the same road on the same day) in the length and side of road specified therein if there is displayed in the vehicle in the relevant position a disabled person's badge and a parking disc issued by any local authority in accordance with the provisions of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 or a badge having effect under those Regulations as if it were a disabled person's badge and the driver or other persons in charge of the vehicle marks on the said parking disc the time at which the period of waiting began.
8. For the purpose of this part of this Order:-

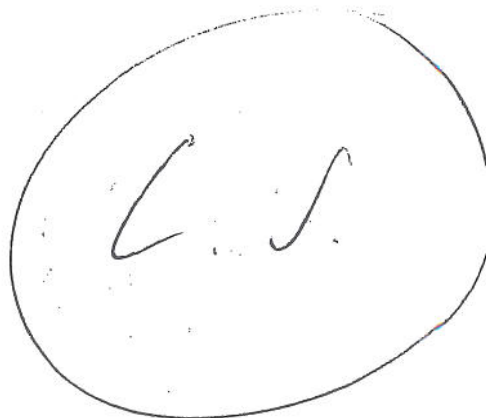
"parking disc" means a disc issued by a local authority, 125 millimetres square, coloured blue if issued on or after 1st April 2000, or orange if issued before that date and capable of showing the quarter hour period during which a period of waiting began
9. "relevant position" has the meaning given in regulation 4 of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000.
10. The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation of any restrictions or requirements imposed by any Regulations made or having effect as if made under the Act or by or under any other enactment.

THE COMMON SEAL of THE)
COUNCIL OF THE BOROUGH OF)
HYNDBURN was hereunto affixed)
the 14th day of May 2004)
in the presence of:-)



Solicitor for and on behalf of the Council

No. in Seal Book 12693



SCHEDULE 1

Restricted Road

A678 Burnley Road Altham

Between a point 40 metres north east of the centre line of Syke Side Bridge and a point 60 metres north east of the centre line of Altham Bridge, a distance of approximately 955 metres.

SCHEDULE 2

No Waiting At Any Time

A678 Burnley Road Altham

North side from a point 10 metres west of the centre line of Altham Lane for a distance of 29 metres in a westerly direction