

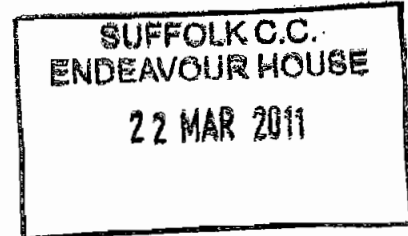


Memorandum

Scrutiny and Monitoring
- Legal Services

Your reference::
Our reference: 27994/HM/JC
Please ask for: Heather Miller
E-mail: heather.miller@suffolk.gov.uk
Ext: 4184
Date: 21 March 2011
From: Heather Miller

To: KAREN SMITH – Economy, Skills & Environment



**SUFFOLK COUNTY COUNCIL (PARISH OF BOXFORD) (VARIOUS ROADS)
(PROHIBITION OF WAITING) ORDER 201-**

I attach for your information a copy of the above draft order and the statement of reasons for making the order, along with copies of the notice of intention that will shortly be published in the local press.

Please arrange for copies of the notice to be displayed at the ends of the length(s) of road in question and at intermediate points if appropriate. They should be posted by 6 April 2011 and remain in position until 4 May 2011.

He Miller

**SUFFOLK COUNTY COUNCIL (PARISH OF BOXFORD) (VARIOUS ROADS)
(PROHIBITION OF WAITING) ORDER 201-**

Suffolk County Council proposes to make the above order under Sections 1, 2 and 4 of the Road Traffic Regulation Act 1984, as amended. The effect of the order will be to prohibit waiting at any time in Boxford:

- on Swan Lane/ Daking Avenue at and in the vicinity of the road junction;
- on Swan Lane/ Church Street/ Broad Street on either side of the bridge over the River Box and on short areas in the vicinity of the road junction; and
- on 3 short lengths of the south west side of Swan Street adjacent to Nos. 25 - 27, No. 33, and Nos. 37 - 41.

Exemptions to the waiting restrictions will allow a vehicle to wait for so long as may be necessary to board or alight; goods to be loaded or unloaded; for building, industrial or demolition works; for the maintenance of the roads or the services therein, and for certain other purposes specified in the order. There are also the usual exemptions for disabled persons' vehicles. Full details may be obtained from the Order.

A copy of the draft order and plan showing the road affected, together with the Council's reasons for the proposals, may be inspected free of charge at the address below, 9:00 a.m. - 5:00 p.m. Monday - Friday, also at Sudbury Library, Market Hill, 9:00 a.m. - 5:00 p.m. Monday; 9:30 a.m. - 7:30 p.m. Tuesday; 9:30 a.m. - 5:00 p.m. Wednesday, Thursday, Friday and Saturday; and 10:00 a.m. - 4:00 p.m. Sunday.

Objections or any other representations related to the waiting restrictions, specifying the grounds on which they are made, must reach Heather Miller (Legal Services) at the address below not later than 4 May 2011. Please bear in mind that any such correspondence cannot be regarded as confidential and may be inspected by any interested party.

Date: 6 April 2011


DAVID WHITE
Head of Legal Services

Suffolk County Council
Endeavour House
8 Russell Road
Ipswich
IP1 2BX

**SUFFOLK COUNTY COUNCIL (PARISH OF BOXFORD) (VARIOUS ROADS)
(PROHIBITION OF WAITING) ORDER 201-**

Suffolk County Council in exercise of its powers under Sections 1 (1) and (2), 2 (1) to (3) and 4 (2) of the Road Traffic Regulation Act 1984, as amended, (which said Act of 1984 is hereinafter referred to as 'the Act of 1984') and of all other enabling powers, after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act of 1984, hereby makes the following Order:

PART 1: INTERPRETATION

1. (1) In this Order:

'disabled person's vehicle' has the same meaning as in Section 142 of the Act of 1984;

'disabled person's badge' has the same meaning as in Regulation 2(1) of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000;

'parking disc' means a device that:

- (a) is 125 millimetres square and coloured blue;
- (b) has been issued by a local authority and has not ceased to be valid; and
- (c) is capable of showing the quarter-hour period during which a period of waiting has begun.

(2) For the purpose of this Order a vehicle shall be regarded as displaying:

- (a) a disabled person's badge is in the relevant position when:
 - (i) the badge is exhibited on the dashboard or fascia of the vehicle; or
 - (ii) where the vehicle is not fitted with a dashboard or fascia, the badge is exhibited in a conspicuous position on the vehicle;

so that the front of the badge is clearly legible from the outside of the vehicle;

- (b) a parking disc is in the relevant position when:
 - (i) the disc is exhibited on the dashboard or fascia of the vehicle; or
 - (ii) where the vehicle is not fitted with a dashboard or fascia, the disc is exhibited in a conspicuous position on the vehicle;

so that, when marked to show the quarter-hour period during which a period of waiting began, that period is clearly legible from the outside of the vehicle.

- (3) Except where otherwise stated, any reference in this Order to a numbered Article or to a Schedule is a reference to the Article bearing that number or to the Schedule in this Order.
2. The restrictions, prohibitions and requirements imposed by this Order are in addition to and not in derogation of any restriction, prohibition or requirement imposed by any other enactment and any exception or exemption to the provisions of this Order is without prejudice to the provisions of any other enactment.

PART 2: WAITING RESTRICTIONS

3. Except as provided in Article 4 no person shall, except upon the direction or with the permission of a police constable in uniform or of a traffic warden, cause or permit any vehicle to wait at any time on the length or sides of road specified under Type 1 in the Schedule.
4. (1) Nothing in Article 3 shall make it unlawful to cause or permit any vehicle to wait on the length or sides of road referred to therein for so long as may be necessary to enable:
- (a) a person to board or alight from the vehicle;
 - (b) goods to be loaded or unloaded from the vehicle;
 - (c) 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 length or sides of road; or
 - (iv) the laying, erection, alteration or repair in or on land adjacent to the said length or sides of road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications system as defined in the Telecommunications Act 1984;
 - (d) the vehicle, if it cannot conveniently be used for such purposes in any other road, to be used in the service of a local authority or of a water authority in pursuance of statutory powers or duties.
- (2) Nothing in Article 3 shall make it unlawful 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 on the length or sides of road specified therein for a period not exceeding three hours (not being a period separated by an interval of less than one hour from a previous period of waiting by the same vehicle on the same side of road on the same day).

SCHEDULE

Waiting Restrictions

Type 1: No Waiting at Any Time

ROAD	SIDE(S)	DESCRIPTION	TYPE
Church Street / Swan Street (C717)	West	From the northern boundary wall of St Mary's Church in Church Street in a generally northerly and then north-westerly direction to a point adjacent to a point north of the post office doorway in Swan Street, a distance of 28 metres.	1
Church Street/ Broad Street (C749)	East and South East	From the northern boundary wall of St Mary's Church in Church Street in a generally northerly and then easterly direction to a point adjacent to the boundary between Nos. 1 and 3 Broad Street, a distance of 35 metres.	1
Daking Avenue (U8366)	Both	From its junction with Swan Street in a south-westerly direction for a distance of 12 metres.	1
Swan Street (C717)	North East	(a) From a point 1 metre south east of the boundary between Nos. 2 and 4 in a north-westerly direction for a distance of 17 metres.	1
		(b) From a point 12 metres south east of the boundary between No. 2 and No. 4 in a north-westerly direction for a distance of 7 metres.	1
	South West	(a) From a point 8 metres south east of the centre of the private access road between Nos. 25 and 27a in a north-westerly direction for a distance of 18 metres.	1
		(b) From a point 36 metres north west of the centre of the private access road between Nos. 25 and 27a in a north-westerly direction for a distance of 6 metres (to cover the frontage of the butcher's shop at No.33).	1
		(b) From a point 11 metres south east of the centre of the private access road between 39 Weavers Court and 41 Swan Street in a north-westerly direction for a distance of 19 metres.	1
		(d) From a point 28 metres north of the centre of its junction with Daking Avenue in a south-easterly direction for a distance of 45 metres.	1

PART 3: CITATION

5. This Order may be cited as the Suffolk County Council (Parish of Boxford) (Various Roads) (Prohibition of Waiting) Order 201- and shall come into operation on *.

Date:

The COMMON SEAL of SUFFOLK)
COUNTY COUNCIL was affixed)
in the presence of:)

(An authorised Officer of the Council)