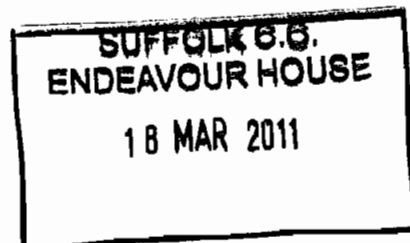




Memorandum

Scrutiny and Monitoring - Legal Services

Your reference:
Our reference: 27862/ST/JC
Please ask for: Sheina Thurston
E-mail: sheina.thurston@suffolk.gov.uk
Ext: 4189
Date: 17 March 2011
From: Sheina Thurston



To: KAREN SMITH – Economy, Skills & Environment

SUFFOLK COUNTY COUNCIL (CORNARD ROAD, SUDBURY AND HEAD LANE, RUGBY ROAD AND STANNARD WAY, GREAT CORNARD) (PROHIBITION OF WAITING) ORDER 20-

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 31 March 2011 and remain in position until 21 April 2011.

Sheina

**SUFFOLK COUNTY COUNCIL (CORNARD ROAD, SUDBURY,
AND HEAD LANE, RUGBY ROAD AND STANNARD WAY, GREAT CORNARD)
(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 lengths and side 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 lengths or side 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 lengths or side of road; or
 - (iv) the laying, erection, alteration or repair in or on land adjacent to the said lengths or side 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 lengths of roads referred to in that Article 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 roads on the same day).

PART 3: CITATION

5. This Order may be cited as the Suffolk County Council (Cornard Road, Sudbury, and Head Lane, Rugby Road and Stannard Way, Great Cornard) (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)

SCHEDULE

Waiting Restrictions

Type 1: No Waiting at Any Time

Sudbury

ROAD	SIDE	DESCRIPTION	TYPE
Cornard Road (B1508)	South East	From a point 39 metres north west of the centre of its junction with Lucas Road in a south-easterly direction for a distance of 19 metres.	1

Great Cornard

ROAD	SIDES	DESCRIPTION	TYPE
Head Lane (C732)	Both	From a point 27 metres north east of the centre of its junction with Rugby Road in a south-westerly direction for a distance of 53 metres.	1
Rugby Road (U8632)	Both	From its junction with Head Lane in a south-easterly direction for a distance of 15 metres.	1
Stannard Way (U8636)	Both	From its junction with Bures Road in an easterly direction for a distance of 24 metres.	1

**SUFFOLK COUNTY COUNCIL (CORNARD ROAD, SUDBURY,
AND HEAD LANE, RUGBY ROAD AND STANNARD WAY, GREAT CORNARD)
(PROHIBITION OF WAITING) ORDER 201-**

Statement of Reasons

Sudbury

Although there is available parking on Cornard Road, some vehicles are obstructing access for delivery vehicles to the hardware store. This means deliveries sometimes have to be made onto the road, which as this is a busy road can cause problems. The proposed waiting restriction is intended to prohibit parking at the access to the store, to ensure that delivery vehicles can manoeuvre in and out safely and to assist the safe through movement of vehicles in this area.

Great Cornard

At the Stannard way/ Bures Road and Head Lane/ Rugby Road junctions, parked vehicles are both causing visibility problems for manoeuvring traffic and obstructing through movement of traffic. It is therefore proposed to prohibit parking at these junctions to assist the safe movement of traffic.

**SUFFOLK COUNTY COUNCIL (CORNARD ROAD, SUDBURY,
AND HEAD LANE, RUGBY ROAD AND STANNARD WAY, GREAT CORNARD)
(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 on Cornard Road, Sudbury, at the access to the hardware store; on Stannard Way, Great Cornard near its junction with Bures Road; and on Head Lane and Rugby Road, Great Cornard, at and in the vicinity of the junction.

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 a set of plans showing the roads 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 21 April 2011. Please bear in mind that any such correspondence cannot be regarded as confidential and may be inspected by any interested party.

Date: 31 March 2011

DAVID WHITE
Head of Legal Services

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