STATUTORY INSTRUMENTS

2015 No. 1243

ROAD TRAFFIC

The A12 Trunk Road (Old London Road, Marks Tey, Essex) (Prohibition and Restriction of Waiting) Order 2015

Made - - - -	*13th February 2015*
Coming into force - -	*27th February 2015*

The Secretary of State for Transport makes the following Order in exercise of the powers conferred by sections 1(1), 2(1) and (2) and 4(1) and (2) of the Road Traffic Regulation Act 1984(**a**):

1. This Order may be cited as the A12 Trunk Road (Old London Road, Marks Tey, Essex) (Prohibition and Restriction of Waiting) Order 2015 and shall come into force on 27th February 2015.

2. In this Order –

"the trunk road" means the A12 Trunk Road known as Old London Road (A12 Service Road), Marks Tey in the County of Essex;

"traffic sign" means a sign of the size, colour and type prescribed or authorised under, or having effect as though prescribed or authorised under, section 64 of the Road Traffic Regulation Act 1984(**b**);

"parking disc" means a disc issued by a local authority 125 millimetres square and coloured blue, and capable of showing the quarter hour period during which a period of waiting began;

"relevant position" has the meaning given in regulation 4 of the Local Authorities Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000(**c**)

"disabled person's badge" has the meaning given in regulation 2(1) of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000(**d**)

"permit" means a valid residents parking permit issued by a local authority authorising the permit holder to wait on a side of the trunk road specified in part IV of the Schedule;

"permit holder" means a person to whom a permit has been issued;

"parking place" means a place on the side of the trunk road where vehicles, or vehicles of any class, may wait;

"qualifying resident" means an owner or occupier of a residential property whose usual place of abode is within a property specified in part IV of the Schedule;

"the Schedule" means the Schedule to this Order;

(**a**) 1984 c.27; sections 1(1) and 2(1) and (2) were amended by the New Roads and Street Works Act 1991 (c.22), section 168 and Schedule 8, paragraphs 17(2) and 18(2) and (3).
(**b**) 1984 c.27.
(**c**) S. I. 2000/683.
(**d**) S. I. 2000/682.

and a reference to an article followed by a number is a reference to an article in this Order which bears that number.

3. Subject to article 4 no person shall, except upon the direction of, or with the permission of, a constable, a parking attendant or a traffic officer in uniform, cause or permit any -

(a) vehicle to wait on a side of the trunk road specified in Part I of the Schedule at any time on any day;

(b) vehicle to wait on a side of the trunk road specified in Part II of the Schedule between 10.00 hours and 11.00 hours on any day other than a Saturday or Sunday;

(c) vehicle to wait on the side of the trunk road specified in Part III of the Schedule between 13.00 hours and 14.00 hours on any day other than a Saturday or Sunday;

(d) vehicle to wait in a parking place on the side of the trunk road specified in Part IV of the Schedule at any time on any day unless displaying a valid permit;

4. (1) Article 3 will not apply -

(a) so as to prevent a vehicle waiting on a side of the trunk road specified in the Schedule for so long as may be necessary -

(i) to enable the vehicle to be used in connection with: any building operation or demolition; the removal of any obstruction to traffic; the maintenance, improvement or reconstruction of that road; the laying, erection, inspection, maintenance, alteration, repair, renewal or removal in or near the trunk road of any sewer, main, pipe, conduit, wire, cable or other apparatus for the supply of gas, water, electricity or any telecommunications apparatus as defined in Schedule 2 to the Telecommunications Act 1984(**a**), or the placing, maintenance or removal of any traffic sign on or near that road;

(ii) to comply with any direction given by a traffic sign, or

(iii) if the vehicle is waiting owing to the driver being required to stop by law, prevented from proceeding due to circumstances beyond his or her control or for such waiting as is necessary to avoid an accident; or

(b) in relation to a vehicle being used—

(i) for police, fire and rescue authority, ambulance or traffic officer purposes,

(ii) in the service of a local authority or of a water authority in the pursuance of statutory powers or duties,

(iii) in the service of a water undertaker or sewage undertaker within the meaning of the Water Industry Act 1991**(b)**, or

(iv) for the purpose of providing a universal postal service as defined in section 125 of the Postal Services Act 2000**(c).**

(2) Article 3 will not apply in relation to a vehicle waiting on a side of the trunk road specified in the Schedule so long as may be necessary to enable –

(a) any person to enter or leave that vehicle, or

(b) goods to be loaded on or unloaded from that vehicle.

(3) Nothing in article 3 will render it unlawful to cause or permit a disabled person's vehicle to wait on the side of the trunk road specified in Part I of the Schedule for a period not exceeding three hours provided the vehicle displays in the relevant position –

(a) a disabled person's badge, and

(b) a parking disc (upon 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 side of the trunk

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(**a**) 1984 c. 12.
(**b**) 1991 c. 56.
(**c**) 2000 c. 26.

road referred to 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 that vehicle on that length of road on the same day).

5. The prohibitions, restrictions and requirements imposed by this Order are in addition to and not in derogation of any prohibition, restriction or requirement imposed by any other enactment and any exception to, or exemption from the provisions of this Order is without prejudice to the provisions of any other enactment.

Signed by authority of the Secretary of State for Transport

A Nugent

Woodlands, Manton Lane, Bedford
13th February 2015

A Team Leader in the in the Highways Agency