

**2010 No. 392**

**ROAD TRAFFIC AND VEHICLES**

**The Waiting Restrictions (Lurgan) (No. 2) Order (Northern  
Ireland) 2010**

*Made* - - - - 30th November 2010

*Coming into operation* - 22nd December 2010

The Department for Regional Development<sup>(a)</sup> makes the following Order in exercise of the powers conferred by Article 4(1), (2) and (3) of the Road Traffic Regulation (Northern Ireland) Order 1997<sup>(b)</sup> and now vested in it<sup>(c)</sup>.

The Department has consulted such persons as it considered appropriate in compliance with paragraphs 1 and 2 of Schedule 1 to that Order.

The Department has published a Notice in compliance with paragraphs 1 and 3 of that Schedule.

No written objection or other representation has been received.

**Citation, commencement and interpretation**

**1.**—(1) This Order may be cited as The Waiting Restrictions (Lurgan) (No. 2) Order (Northern Ireland) 2010 and shall come into operation on 22nd December 2010.

(2) In this Order—

“medical practitioner” means a registered person within the meaning of the Medical Act 1983<sup>(d)</sup>

“postal packet” means a letter, parcel, packet or other article transmissible by post as defined in section 125 of the Postal Services Act 2000<sup>(e)</sup>;

“universal service provider” has the same meaning as in section 4(3) and (4) of the Postal Services Act 2000.

**Parts of road on which vehicles must not wait**

**2.** Save as provided in Article 3 a person shall not cause or permit a vehicle to wait at any time on the lengths of road specified in Schedules 1 and 2.

---

(a) S.I. 1999/283 (N.I. 1) Article 3(1)

(b) S.I. 1997/276 (N.I. 2)

(c) S.R. 1999 No. 481 Article 6(d) and Schedule 4 Part IV

(d) 1983 c. 54

(e) 2000 c. 26

## Exceptions

3.—(1) Nothing in Article 2 shall render it unlawful for a person to cause or permit a vehicle to wait on the carriageway of the lengths of road specified in Schedules 1 or 2 where the person in control of it is prevented from proceeding by circumstances beyond that person's control or to avoid an accident or for so long as may be reasonably necessary to enable—

- (a) a person to board or alight from a vehicle provided that such boarding or alighting does not cause the vehicle to wait in the same place for more than 2 minutes;
- (b) the vehicle to be used in an emergency by a medical practitioner, or for fire and rescue, ambulance, police or customs purposes or for the purposes of the security forces;
- (c) the vehicle to be used by or on behalf of a universal service provider for the purposes of the delivery to, or collection from, premises adjacent to the length of road of postal packets;
- (d) the vehicle, if it cannot conveniently be used for such purpose outside that length of road, to be used—
  - (i) in connection with any building, repair or demolition operations;
  - (ii) in connection with the removal of any obstruction to traffic;
  - (iii) by or on behalf of a district council or a government department in pursuance of statutory powers or duties;
  - (iv) by or on behalf of a sewerage undertaker or a water undertaker in connection with the discharge of that undertaker's functions;
  - (v) in connection with the discharge of the functions of the holder of a licence granted under Article 10 of the Electricity (Northern Ireland) Order 1992(a) or of a licence granted under Article 8 of the Gas (Northern Ireland) Order 1996(b); or
  - (vi) in connection with the laying, erection, alteration or repair of any electronic communications apparatus as defined in Schedule 2 to the Telecommunications Act 1984(c);

(2) Nothing in Article 2 shall render it unlawful to cause or permit a vehicle to wait on the carriageway of a part of a road specified in Schedule 1 for so long as may be reasonably necessary to enable goods to be loaded or unloaded from the vehicle.

(3) For the purposes of paragraph (1)(a) a vehicle shall be deemed to wait in the same place for more than 2 minutes if any one part of the carriageway is below any part of the vehicle or its load (if any) throughout the period exceeding 2 minutes whether or not the vehicle is moved during that period.

Sealed with the Official Seal of the Department for Regional Development on 30th November 2010

(L.S.)

*D J Millar*  
A senior officer of the Department for Regional Development

---

(a) S.I. 1992/231 (N.I. 1)  
(b) S.I. 1996/275 (N.I. 2)  
(c) 1984 c. 12 as amended by 2003 c. 21 Sch. 3 para. 2(2)

## SCHEDULE 1

Article 2

### No Waiting at any Time

#### All in Lurgan

1. Market Street (south-easterly carriageway – north-east side) – from a point 69 metres north-west of its junction with Castle Lane for a distance of 12 metres in a north-westerly direction.
2. Market Street (north-westerly carriageway – south-west side) – from a point 62 metres north-west of its junction with Carnegie Street for a distance of 23 metres in a north-westerly direction.
3. Market Street (south-easterly carriageway – south-west side) – from a point 57 metres north-west of the opening in the central reservation opposite Castle Lane for a distance of 12 metres in a north-westerly direction.
4. Market Street (south-easterly carriageway – south-west side) – from a point 82 metres north-west of the opening in the central reservation opposite Castle Lane for a distance of 5 metres in a north-westerly direction.
5. Market Street (north-westerly carriageway – north-east side) – from a point 57 metres north-west of the opening in the central reservation opposite Carnegie Street for a distance of 13 metres in a north-westerly direction.
6. Market Street (north-westerly carriageway – north-east side) – from a point 83 metres north-west of the opening in the central reservation opposite Carnegie Street for a distance of 5 metres in a north-westerly direction.
7. Market Street (south-easterly carriageway – south-west side) – from its junction with the opening in the central reservation opposite Castle Lane for a distance of 22 metres in a north-westerly direction.
8. Market Street (north-westerly carriageway – north-east side) – from its junction with the opening in the central reservation opposite Carnegie Street for a distance of 22 metres in a north-westerly direction.
9. Church Place (south-easterly carriageway – north-east side) – from a point 15 metres south-east of its junction with Church Walk for a distance of 13 metres in a south-easterly direction.
10. Church Place (south-easterly carriageway – north-east side) – from a point 47 metres south-east of its junction with Church Walk for a distance of 6 metres in a south-easterly direction.
11. Church Place (westerly carriageway – south side) – from a point 37 metres east of its junction with Edward Street for a distance of 7 metres in an easterly direction.
12. Church Place (westerly carriageway – south side) – from a point 68 metres east of its junction with Edward Street for a distance of 18 metres in an easterly direction.
13. Church Place (south-westerly carriageway – all sides) – the traffic island between the War Memorial and Shankill Parish Church.
14. Parkview Street (south-east side) – from a point 33 metres north-east of its junction with Old Portadown Road for a distance of 7 metres in a north-easterly direction.

## SCHEDULE 2

Article 2

### No Waiting at any Time (including no loading or unloading)

All in Lurgan

1. Edward Street (north side) – from its junction with Church Place for a distance of 44 metres in a westerly direction.
2. Edward Street (south side) – from its junction with Church Place for a distance of 33 metres in a westerly direction.
3. Church Place (south side) – from its junction with Edward Street for a distance of 2 metres in an easterly direction.
4. Church Place (west side) – from its junction with Edward Street for a distance of 29 metres in a northerly direction.

## **EXPLANATORY NOTE**

*(This note is not part of the Order)*

This Order prohibits vehicles waiting on the lengths of road specified in Schedules 1 and 2 (Article 2). Vehicles are excepted from the prohibition in certain circumstances (Article 3).

A penalty charge (£60) is payable with respect to a vehicle involved in a contravention of the Order in accordance with the Traffic Management (Northern Ireland) Order 2005 and The Penalty Charges (Prescribed Amounts) Regulations (Northern Ireland) 2006.

Traffic signs indicating the effect of the Order will in due course be erected on the roads.