

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

(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

Woodlands, Manton Lane, Bedford
13th February 2015

A Nugent
A Team Leader in the in the Highways Agency

PART I

Side of the trunk road in Marks Tey on which waiting is prohibited at all times, with exceptions:

south side

1. From a point 23 metres west of the centre line of the Leisure Centre access road to a point 99 metres west of the centre line of The Crescent.

north side

2. From a point 117 metres west of the centre line of the Leisure Centre access road to a point 125 metres west of the centre line of that access road.
3. From a point 176 metres west of the centre line of the Leisure Centre access road to a point 189 metres west of the centre line of that access road.
4. From a point 195 metres west of the centre line of the Leisure Centre access road to a point 201 metres west of the centre line of that access road.
5. From a point 211 metres west of the centre line of the Leisure Centre access road to a point 216 metres west of the centre line of that access road.
6. From a point 226 metres west of the centre line of the Leisure Centre access road to a point 234 metres west of the centre line of that access road.
7. From a point 242 metres west of the centre line of the Leisure Centre access road to a point 250 metres west of the centre line of that access road.
8. From a point 358 metres west of the centre line on the Leisure Centre access road to a point 395 metres west of the centre line of that access road.
9. From a point 410 metres west of the centre line of the Leisure Centre access road to the centre line of The Crescent.
10. From the centre line of The Crescent to a point 32 metres west of the centre line of The Crescent.
11. From a point 42 metres west of the centre line of The Crescent to a point 62 metres west of the centre line of The Crescent.
12. From a point 77 metres west of the centre line of The Crescent to a point 84 metres west of the centre line of The Crescent.
13. From a point 94 metres west of the centre line of The Crescent to a point 99 metres west of the centre line of The Crescent.

PART II

Side of the trunk road in Marks Tey on which waiting is prohibited between 10.00 hours and 11.00 hours other than on a Saturday or Sunday, with exceptions:

north side

14. From a point 23 metres west of the centre line of the Leisure Centre access road to a point 57 metres west of the centre line of that access road.
15. From a point 254 metres west of the centre line of the Leisure Centre access road to a point 288 metres west of the centre line of that access road.

PART III

Side of the trunk road in Marks Tey on which waiting is prohibited between 13.00 hours and 14.00 hours other than on a Saturday or Sunday, with exceptions:

north side

16. From a point 296 metres west of the centre line of the Leisure Centre access road to a point 358 metres west of the centre line of that access road.

PART IV

Side of the trunk road in Marks Tey on which waiting is restricted to vehicles displaying a permit, with exceptions:

north side

17. From a point 66 metres west of the centre line of the Leisure Centre access road to a point 74 metres west of the centre line of that access road.
18. From a point 83 metres west of the centre line of the Leisure Centre access road to a point 88 metres west of the centre line of that access road.
19. From a point 95 metres west of the centre line of the Leisure Centre access road to a point 100 metres west of the centre line of that access road.
20. From a point 110 metres west of the centre line of the Leisure Centre access road to a point 115 metres west of the centre line of that access road.
21. From a point 131 metres west of the centre line of the Leisure Centre access road to a point 146 metres west of the centre line of that access road.
22. From a point 152 metres west of the centre line of the Leisure Centre access road to a point 167 metres west of the centre line of that access road.
23. From a point 216 metres west of the centre line of the Leisure Centre access road to a point 226 metres west of the centre line of that access road.
24. From a point 395 metres west of the centre line of the Leisure Centre access road to a point 410 metres west of the centre line of that access road.
25. From a point 32 metres west of the centre line of The Crescent to a point 42 metres west of the centre line of The Crescent.

26. From a point 62 metres west of the centre line of The Crescent to a point 77 metres west of the centre line of The Crescent.
27. From a point 84 metres west of the centre line of The Crescent to a point 94 metres west of the centre line of The Crescent.

Qualifying residences: Numbers 158 – 226 inclusive, Old London Road, Marks Tey.

EXPLANATORY NOTE

(This note is not part of the Order)

The parking prohibitions and restrictions imposed by this Order will allow the safe and free flow of traffic on this narrow residential service road and provide parking for residents in designated areas.

The enforcement of parking restrictions will be undertaken by the North Essex Parking Partnership. Permanent residents of Old London Road may apply for a resident permit, enabling the permit holder to park their vehicle on Old London Road in any available designated parking place for permit holders. A permit does not entitle the permit holder to park where there are waiting restrictions (single/double yellow line/s) or to exceed time limits. Qualifying residents may also apply for visitor permits, to enable visitors to their property to park in a permit space for a limited time. For further information about the permit scheme please visit www.parkingpartnership.org or contact the North Essex Parking Partnership on 01206 282316, by email at parking@colchester.gov.uk or by writing to North Essex Parking Partnership, PO Box 5575, Town Hall, Colchester, CO1 9LT. Permits may be applied for online at the North Essex MiPermit Portal at <https://secure.mipermit.com/northern Essex>.