

**THE NORFOLK COUNTY COUNCIL (CLENCHWARTON, SMALLHOLDINGS
ROAD, RECTORY DRIVE AND ST MARGARETS MEADOW)
PROHIBITION OF WAITING, LOADING AND UNLOADING) ORDER 2023**

The Norfolk County Council in exercise of their powers under Sections 1(1) and (2), 2(1) to (3), 4 and 122 and parts III and IV of Schedule 9 of the Road Traffic Regulation Act, 1984 (hereinafter referred to as "the Act") and the Traffic Management Act 2004 and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act hereby make the following Order:-

1. Citation and Commencement

This Order may be cited as The Norfolk County Council (Clenchwarton, Smallholdings Road, Rectory Drive and St Margarets Meadow) (Prohibition of Waiting, Loading and Unloading) Order 2023 and shall come into effect for all purposes on the 24th day of October 2023.

2. In this Order –

Any reference to any enactment shall be construed as a reference to that enactment as amended, applied, consolidated, re-enacted by or as having effect by virtue of any subsequent enactment. Where the context otherwise requires the following expressions have the meaning hereby respectively assigned to them.

"authorised parking place" means any parking place on a road authorised or designated by an order made or having effect as if made under the Act;

"Civil Enforcement Officer" has the same meaning as in Section 76 of the 2004 Act;

"Driver" in relation to a vehicle waiting in contravention of an Order, means the person driving the vehicle at the time it was left at that contravention;

"General Directions" shall mean The Traffic Signs Regulations and General Directions 2016"

"General Regulations" shall mean The Civil Enforcement of Road Traffic Contraventions (Approved Devices, Charging Guidelines and General Provisions) (England) Regulations 2022";

"Motor Car", Motor Cycle" and Invalid Carriage" have the same meaning as in section 136 of the Act;

"Penalty Charge" has the same meaning as in Part 1(2) and Part 2 of the General Regulations;

"Penalty Charge Notice" has the same meaning as in Part 1(2) and Part 2 of the General Regulations;

3. Save as provided in Article 4 of this Order no person shall, except upon the direction or with the permission of a police constable in uniform or of a Civil Enforcement Officer, cause or permit any vehicle to:-
 - (i) Wait, load or unload on Monday to Friday between 08.00 hours and 09.30 hours and 14.00 hours and 16.00 hours;along the length of road specified in the Schedule to this Order.
4. Nothing in Article 3 of this Order shall prohibit:-
 - (1) 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 -
 - (a) fire brigade, ambulance or police purposes;
 - (b) building, industrial or demolition operations;
 - (c) the removal of any obstruction to traffic;
 - (d) the maintenance, improvement or reconstruction of the said lengths of road or side of roads; or
 - (e) the laying, erection, alteration or repair in, or in land adjacent to, the said lengths of road or side of roads, of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any electronic communications apparatus as defined in the Communications Act 2003;
 - (f) the provision of a universal postal service as defined in the Postal Services Act 2011;
 - (g) in the service of a local authority or of a water authority in pursuance of statutory powers or duties;
 - (h) to wait when the person in control of the vehicle is required to stop by law, or is obliged to stop in order to avoid an accident or is prevented from proceeding by circumstance outside their control;
 - (2) Nothing in Article 3 of this Order shall apply to any vehicle owned by a funeral director or owner of funeral vehicles when in use as part of a funeral cortege.
3. Insofar as any provision of this Order conflicts with any provision of any previous Order relating to the lengths of road specified in the Schedule to this Order, that provision of this Order shall prevail.
4. Insofar as any provision of this Order conflicts with:-
 - (a) the effect of markings placed on the carriageway, conveying the existence of a 'bus stop clearway' complying with diagram 1025.1 in Schedule 7 Part 4 of the General Directions; or

- (b) the effect of markings placed on the carriageway and signs, conveying the existence of a toucan or equestrian crossing or an adjacent controlled area as specified in Schedule 14 of the General Directions; or
- (c) the effect of markings placed on the carriageway and signs, as specified in Schedule 14 of the General Directions conveying the existence of a:-
 - (i) Zebra Pedestrian Crossing or Zebra controlled area; or
 - (ii) Puffin Pedestrian Crossing or Puffin controlled area; or
 - (iii) Pelican Pedestrian Crossing or Pelican controlled area;

established as specified in s23(2) of the 1984 Act;

the effect of those markings shall prevail.

SCHEDULE
In the Parish of Clenchwarton


Prohibition of Waiting, Loading and Unloading - Monday to Friday 08.00-09.30 and 14.00-16.00

C80 Main Road (Southern side)	-	From its junction with U21059 Smallholdings Road for 10 metres westwards and 10 metres eastwards
U23047 Rectory Drive (Both sides)	-	From its junction with U21059 Smallholdings Road for 10 metres eastwards
U21059 Smallholdings Road (Eastern side)	-	From its junction with C80 Main Road for 74 metres southwards
U21059 Smallholdings Road (Western side)	-	From its junction with C80 Main Road for 147 metres southwards
U23046 St Margarets Meadow (Both sides)	-	From its junction U21059 Smallholdings Road for 10 metres westwards

Dated this 16th day of October 2023



Katrina Hulatt
Director Legal Services (nplaw) and Monitoring Officer

I hereby certify that this is a true copy of the original document.	
Signed	
Name	KATRINA HULATT
Position	DIRECTOR OF LEGAL SERVICES (NPLAW)
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Norfolk County Council	
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