

THE NORFOLK COUNTY COUNCIL (KING'S LYNN, WATERLOO STREET)
(PROHIBITION OF MOTOR VEHICLES AND RESTRICTED ZONE) ORDER 2015

The Norfolk County Council in exercise of their powers under Sections 1(1) 2(1) to (3), 3(2), 4(1) and 4(2) and 45 and 46 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 (hereinafter referred to as "the 2004 Act") 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:

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.

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

"Class 1, Class 2 and Class 3 vehicles" have the same meaning as in section 3 of The Use of Invalid Carriages on Highways Regulations 1988.

"Council" means The Norfolk County Council, their Permit Agent or their Enforcement Agent as defined in this Order;

"Civil Enforcement Officer" has the same meaning as in section 76 of the Traffic Management Act 2004;

"cycle" has the same meaning as section 192 of the Road Traffic Act 1988;

"Driver" in relation to a vehicle waiting in a parking place, means the person driving the vehicle at the time it was left in contravention of this Order, or the person deemed to be the driver under the terms of this Order;

"Disabled Person's Vehicles" has the same meaning as in the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;

"Disabled Persons Badge" has the same meaning as in the Disabled Persons (Badges for Motor Vehicles)(England) Regulations 2000; and

"Parking Disc" means a disc, issued by a local authority, complying with the requirements of the British Standard Specification for Parking Discs (BS No 3551 : 1970), but coloured blue and capable of showing the quarter hours period during which a period of waiting begins; and

for the purposes of this Order a vehicle shall be regarded as displaying a disabled person's badge in the relevant position, when

- (a) in the case of a vehicle fitted with a front windscreen
 - (i) the badge is exhibited facing forwards of the near side of and immediately behind the windscreen, and

- (ii) the parking disc is exhibited in the relevant position with the side which shows the time facing forwards or outwards and immediately behind the windscreen, and
- (b) in the case of a vehicle not fitted with a front windscreen the badge or disc is exhibited in a conspicuous position on the side of the vehicle;

"Enforcement Agent" means Norfolk County Council or their appointed person to administer such functions on their behalf pursuant to an Agreement under The Local Government Act 2000;

"Enforcement Authority" means the Council;

"General Directions" means the Traffic Signs Regulations and General Directions 2002;

"General Regulations 2007" means The Civil Enforcement of Parking Contraventions (England) General Regulations 2007;

"Hackney Carriage" has the same meaning as in Section 38 of the Town Police Clauses Act 1847;

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

"Permit Parking Place" means a length of road specified in Schedule 2 to this Order indicated by markings on the surface as an area where a vehicle lawfully permitted to use a KR03 Parking Permit may be stationed;

"the regulations" in Article 5 of this Order means The Disabled Persons (Badges for Motor Vehicles)(England) Regulations 2000" and The Local Authorities' Traffic Orders (Exemptions for Disabled Persons)(England) Regulations 2000;

PROHIBITION OF MOTOR VEHICLES

1. Save as provided in Articles 3, 4, and 5 of this Order, no person shall, except upon the direction of, or with the permission of a police constable in uniform, cause any vehicle to proceed at any time along the lengths of road specified in Schedule 1 to this Order.

RESTRICTED ZONE

2. Save as provided in Articles 3, 4 and 5 of this Order no person shall, except upon the direction of or with the permission of a police constable in uniform or Civil Enforcement Officer, cause any vehicle to wait at any time along the length of road specified in Schedule 1 to this Order.
3. Save as provided in Articles 4 and 5 of this Order, nothing in Articles 1 and 2 of this Order shall apply so as to prevent a person from causing a vehicle to proceed along the length of road specified in Schedule 1 to this Order if the vehicle being used:-
 - (i) requires access to private property situated adjacent to that length of road;

- (ii) is a Class 1, Class 2 or Class 3 vehicle.
4. Nothing in Articles 1 and 2 of this Order shall apply so as to prevent any person from causing a vehicle to proceed or wait along the lengths of road specified in that Article if the vehicle being used:
- (i) is for fire brigade, police or ambulance purposes;
 - (ii) is in the service of a local authority or water authority in pursuance of statutory powers or duties;
 - (iii) is in connection with the maintenance, improvement or reconstruction of that length of road or the laying, erection, alteration or repair in or adjacent to that length of road of any sewer, water, gas, or electricity apparatus or of any telecommunications apparatus as defined in the Telecommunications Act as 1984;
 - (iv) is for the provision of a universal postal service as defined in the Postal Services Act 2000;
 - (v) cannot conveniently be used for such purpose in any other road, to be used in connection with any of the following operations, namely –
 - (a) building, industrial or demolition operations;
 - (b) the removal of any obstruction to traffic;
 - (vi) requires access to load and unload.
 - (vii) is owned by a funeral director or owner of funeral vehicles and is in use as part of a funeral cortege;
 - (viii) being a vehicle lawfully permitted to use a KR03 Parking Permit, requires access to a permit parking place situated along the length of that road as specified in Schedule 2 to this Order;
 - (ix) is a hackney carriage, requiring access to wait upon an authorised taxi rank within the zone.
5. Nothing in Article 2 of this Order shall prohibit a person 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 in the lengths of road or on the side of roads referred to in that Article for a period not exceeding the time specified in the regulations. This Article does not apply to the lengths of road specified in Schedule 2 to this Order.
6. This Order shall come into operation on the 20th day of November 2015 and may be cited as The Norfolk County Council (King's Lynn, Waterloo Street)(Prohibition of Motor Vehicles and Restricted Zone) Order 2015.

7. Insofar as any provision of this Order conflicts with any provision of any previous Order relating to the lengths of road specified in this Order, that provision of this Order shall prevail.

SCHEDULE 1
In the Town of King's Lynn

Pedestrian Zone – At All Times
Restricted Zone – At All Times

- U20441 Waterloo Street - From its junction with the A148 Railway Road to its junction with the A148 Blackfriars Street

SCHEDULE 2
In the Town of King's Lynn

Permit Parking Places
Monday to Sunday – At All Times
Parking to be close by and parallel with the kerb
Waiting limited to those vehicles authorised to wait by display or electronic evidence of a KR03 Parking Permit

- U20441 Waterloo Street - From a point 15 metres east of its junction with the A148 Railway Road eastwards for a distance of 34 metres
South Side
- North Side - From a point 57 metres east of its junction with the A148 Railway Road eastwards for a distance of 27 metres

Dated this 9th day of November 2015

THE COMMON SEAL of THE
NORFOLK COUNTY COUNCIL
was hereunto affixed
in the presence of:-

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Head of Law

authorised to sign
on behalf of: HEAD OF LAW

