**The Norfolk County Council**

**(****Cringleford, Woolhouse Way)**

**(School Keep Clearway) Order 2024**

The Norfolk County Council in exercise of their powers under Sections 1(1), 2(1), 2(2) and 4 and 122 and 122A 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. This Order may be cited as The Norfolk County Council (Cringleford, Woolhouse Way) (School Keep Clearway) Order 2024 and shall come into effect on the XX day of XXXXX 2024.

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.

“School Keep Clearway” means any markings placed on the carriageway specified by diagram 1027.1 at Part 4 of Schedule 7 of the General Directions conveying the existence of a school keep clearway as defined by Part 6 of Schedule 7 of the General Directions

"Carriageway" means a way constituting or comprised in a highway being a way (other than a cycle track) over which the public have a right of way for the passage of vehicles;

“Civil Enforcement Officer” has the same meaning as in section 2 of the 2022 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 2022” shall mean “The Civil Enforcement of Road Traffic Contraventions (Approved Devices, Charging Guidelines and General Provisions) (England) Regulations 2022”;

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 stop or wait from Monday to Friday between 8.00am and 4.30pm along the school keep clear markings in the area of carriageway specified in the Schedule to this Order which is comprised within and indicated by a road marking complying with diagram 1027.1 in Schedule 7 of the General Directions; and

4. Nothing in Article 3 of this Order shall render it unlawful to cause or permit any vehicle to wait in a length of road specified in the Schedules to this Order for so long as it may be necessary to enable the vehicle to be used in connection with any of the following purposes (provided that it cannot conveniently be used for such purpose in any other road):

(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;

(3) 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.

(6) Nothing in Article 3 (iii) of this Order shall prohibit a person to cause or permit:

1. a public service vehicle in the course of a public passenger transport service to wait at a bus stop flag sign or a bus stop clearway to allow passengers to board and alight only; and
2. a bus being used as a public service vehicle undertaking a local service to wait at an appointed bus stop along that length of road to permit passengers to board or alight the vehicle only.

5. 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.

SCHEDULE

Proposed School Keep Clear

No Stopping - Monday to Friday 8.00am – 4.30pm

|  |  |  |
| --- | --- | --- |
| Woolhouse Way | - | From a point 110 metres west of its junction with Davies Drive for 38.4 metres westwards. |

Dated this day of 2024

Director of Legal Services (Nplaw)

*ALW 17404956 (PJA134CringlefordSKC)24*