**THE NORFOLK COUNTY COUNCIL (MOTOR CARAVANS)**

 **(PROHIBITION OF WAITING) TRAFFIC REGULATION ORDER 2024**

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:-

**Citation and Commencement**

1. This Order may be cited as The Norfolk County Council (**Motor Caravans**) (Prohibition of Waiting) Traffic Regulation Order 2023 and shall come into effect for all purposes on the xxxxx day of xxxxxxxxxxxx 2024.

**Interpretation**

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;

"authorised taxi rank" means any area of carriageway which is comprised within and indicated by a road marking complying with diagram 1028.5 in Schedule 7 to the Traffic Signs Regulations and General Directions 2016;

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

“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”;

“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;

"**motor caravan**" means

1. a vehicle of category M with living accommodation which contains the following equipment as a minimum –
2. Seats and table;

(b) Sleeping accommodation which may be converted from the seats;

(c) Cooking facilities;

(d) Storage facilities; and

(ii) a motor vehicle which is constructed or adapted for the carriage of passengers and their effects, and which contains, equipment, the facilities which are reasonably necessary for enabling the vehicle to provide mobile living accommodation for its users;

“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;

 “prescribed hours” in relation to a restricted street means the time period set out in column 8 of the Schedule to this Order;

“restricted street” means any street within the Norfolk County Council as specified in the Schedule to this Order;

“street” has the same meaning as in section 6 of the Road Traffic Regulation Act 1984 and includes any part of a street;

**Prohibition of waiting in restricted streets**

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 **motor caravan** to wait during the prescribed hours in any restricted street as specified in the Schedule to this Order.

**Miscellaneous exceptions**

4. Nothing in Article 3 of this Order shall prohibit a person to cause or permit any **motor caravan** to wait in the lengths of road or on the side of roads referred to therein for so long as may be necessary to enable -

1. goods to be loaded on to or unloaded from the **motor caravan**;
2. a person to board or alight from the **motor caravan**;

provided that the length of road is not an authorised taxi rank or authorised parking place.

5. Nothing in Article 3 of this Order shall prohibit a person to cause or permit any motor caravan to wait in the length of road or on the side of roads referred to therein for so long as may be necessary to enable the **motor caravan**, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any of the following operation~~s~~, namely:

1. to wait when the person in control of the **motor caravan** 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. while the **motor caravan** is waiting whilst any gate or barrier at the entrance to premises or car parks, to which the **motor caravan** requires access or from which it has emerged is being opened or closed, if it is not reasonably practicable for the **motor caravan** to wait other side than on the carriageway while such gate or barrier is being opened or closed;

(c) while the **motor caravan** is waiting for so long as may be necessary in connection with the taking in of petrol, oil, water or air, if any such taking in cannot be effected unless the **motor caravan** waits in the place in which it is waiting.

6. 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.

7. Insofar as any provision of this Order conflicts with:

1. 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
2. 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
3. the effect of markings placed on the carriageway and signs, as specified in Schedule 14 of the General Directions conveying the existence of a:-
4. Zebra Pedestrian Crossing or Zebra controlled area; or
5. Puffin Pedestrian Crossing or Puffin controlled area; or
6. 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

Motor caravans – Prohibition of Waiting

|  |  |  |  |
| --- | --- | --- | --- |
| 1 | 2 | 3 | 4 |
| **Road** | **Parish** | **Restricted Street** | **Prescribed hours** |
| U14288 Beach Road | Salthouse | Both sides for its entire length | 6.30pm – 8.30am Monday to Sunday |

Dated this day of 2024

Director of Legal Services (npLaw)

*CMcGHKS/6805780(SalthousePLA314PoWtgMotorCaravans)24*