

THE EAST DUNBARTONSHIRE COUNCIL

(LENZIE)

**(NO STOPPING, WAITING AND LOADING RESTRICTIONS
CONSOLIDATION) ORDER 2013**

On 1 March 2013 the East Dunbartonshire Council made an Order under the Road Traffic Regulations Act 1984 which comes into operation on the 1 May 2013.

This Order consolidates the provisions of the orders detailed in the schedule below. A copy of the Order and plans showing the areas affected may be examined during normal office hours and without payment of fee at the offices of:-

- (i) The Head of Legal & Democratic Services, Broomhill Industrial Estate, Kilsyth Road, Kirkintilloch, G66 1TF;
- (ii) The Head of Roads & Neighbourhood Services, Broomhill Industrial Estate, Kilsyth Road, Kirkintilloch, G66 1TF (Telephone Enquiries to: 0141-574 - 5685);

and also at

- (iii) Lenzie Library, 13/15 Alexandra Avenue, Lenzie, G66 5BG;
- (iv) William Patrick Library, 2/4 West High Street, Kirkintilloch, G66 1AD.

Any person wishing to question the validity of the Order or any provision therein on grounds that the Order is not within the powers conferred by the Road Traffic Regulations Act 1984, or on the grounds that any requirement of that Act or of any relevant Regulation made thereunder has not been complied with in relation to the Order may, within 6 weeks from 1 March 2013 make application to the Court of Session for this purpose.

**Alistair J Crighton,
Head of Legal and Democratic Services
Broomhill Industrial Estate
Kilsyth Road
KIRKINTILLOCH
G66 1TF**

SCHEDULE

1. The Strathclyde Regional Council (Kirkintilloch Road, etc, Lenzie) (Waiting and Loading Restrictions) Order 1991
2. The East Dunbartonshire Council (Moss Road, Myrtle Avenue, Almond Drive and Alder Avenue, Lenzie) (Waiting and Loading Restrictions and No Stopping) Order 2000

THE EAST DUNBARTONSHIRE COUNCIL

(LENZIE)

(NO STOPPING, WAITING AND LOADING RESTRICTIONS CONSOLIDATION) ORDER 2013

The East Dunbartonshire Council in exercise of the powers conferred on them by sections 1(1), 2(1) to (3) and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 (“the Act”) and of all other enabling powers and after consultation with the Chief Constable of Strathclyde 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 East Dunbartonshire Council (Lenzie) (No Stopping, Waiting and Loading Restrictions Consolidation) Order 2013 and shall come into operation on 1 May 2013.
2. In this Order the following expressions have the meanings hereby assigned to them:-
 - “**vehicle**” unless the context otherwise requires, means a vehicle of any description and includes a machine or implement of any kind drawn or propelled along roads whether or not by mechanical power;
 - “**taxi**” has the same meaning as in Section 23(1) of the Civic Government (Scotland) Act 1982;
 - “**disabled person’s badge**” has the same meaning as in the Local Authorities Traffic Orders (Exemptions for Disabled Persons) (Scotland) Regulations 2002;
 - “**emergency services vehicle**” means a vehicle being used by the Police, Fire Brigade or Ambulance Services;
 - “**local authority**” means a Council constituted by Section 2 of the Local Government etc (Scotland) Act 1994;
 - “**Council**” means the East Dunbartonshire Council incorporated under the Local Government etc (Scotland) Act 1994;
3. Save as provided in Article 4 of this Order no person shall, except upon the direction or with permission of a police constable in uniform, cause or permit any vehicle to stop between the hours of 8:30 am and 9:30 am, 11:30 am and 1:30 pm, and between 2:30 pm and 3:30 pm, Monday to Friday inclusive in the lengths of roads specified in Schedule 1 to this Order.
4. Nothing in Articles 3 shall apply:-

- (a) so as to prevent any vehicle waiting in the said lengths of roads for so long as may be necessary to enable the vehicle, if it cannot be used for such purpose without so waiting, to be used in connection with any building operation or demolition being carried on adjacent thereto, the removal of any obstruction or potential obstruction to traffic, the maintenance, testing, alteration, repair or removal of any structure, works, or apparatus in, on, under or over the road;
 - (b) to an emergency services vehicle;
 - (c) to a vehicle being used in the service of the local authority or with the permission of the local authority in exercise of statutory powers and duties if it is necessary for the vehicle while being so used to wait in the said lengths of road;
 - (d) to a vehicle waiting in any case where the person in control of the vehicle:-
 - (i) is required by law to stop;
 - (ii) is obliged to do so in order to avoid an accident;
 - (iii) is prevented from proceeding by circumstances outwith his control and it is not reasonably practicable for him to drive or move the vehicle to a place not within the said lengths of roads.
5. Save as provided in Article 10 of this Order no person shall, except upon the direction or with the permission of a police constable in uniform, cause or permit any vehicle to wait at any time in the lengths of roads specified in Schedule 2 to this Order.
6. Save as provided in Article 10, 11 and 12 of this Order no person shall, except upon the direction or with the permission of a police constable in uniform, cause or permit any vehicle to wait at any time in any of the lengths of roads specified in Schedule 3 to this Order.
7. Save as provided in Articles 10, 13 and 14 of this Order no person shall, except upon the direction or with the permission of a police constable in uniform, cause or permit any vehicle to wait between the hours of 8:00 am. and 6:00 pm, Monday to Friday inclusive, in any of the lengths of roads specified in Schedule 4 to this Order.
8. Save as provided in Article 10, 15 and 16 of this Order no person shall, except upon the direction or with the permission of a police constable in uniform, cause or permit any vehicle to wait at any time in the length of road specified in Schedule 5 to this Order.
9. Save as provided in Articles 10, 15 and 16 of this Order no person shall, except upon the direction or with the permission of a police constable in uniform, cause or permit any vehicle to wait between the hours of 8:00 am and

6:30 pm, Monday to Saturday inclusive, in any of the lengths of roads specified in Schedule 6 to this Order.

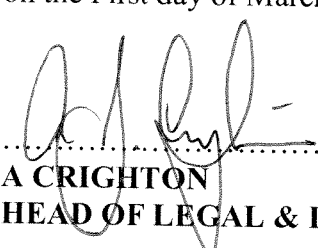
10. Nothing in Article 5, 6, 7, 8 and 9 of this Order shall :-
- (a) prevent any person from causing or permitting a vehicle to wait in any of the lengths of road referred to in that Article:-
 - (i) for so long as may be necessary to enable a person to board or alight from the vehicle or to load thereon or unload therefrom their personal luggage;
 - (ii) for so long as may be necessary to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any building operation or demolition, the removal of any obstruction to traffic, the maintenance, improvement or reconstruction of any of the lengths of roads so referred to, or the laying, erection, alteration or repair in or near to any of the said lengths of roads, of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity, or of any telecommunications apparatus as defined in the Telecommunications Act 1984;
 - (iii) to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in pursuance of statutory powers and duties and in particular, but without prejudice to the generality of the foregoing, to enable the vehicle to be used in connection with police, fire brigade and ambulance purposes;
 - (iv) if the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond their control or to such waiting being necessary in order to avoid an accident;
 - (v) if the vehicle is waiting in any of the lengths of roads while postal packets addressed to premises adjacent thereto are being unloaded from the vehicle or having been unloaded therefrom are being delivered or while postal packets are being collected from premises or posting boxes adjacent thereto;
 - (vi) for the purpose of loading or unloading the vehicle while the vehicle is standing at the kerb and is in actual use in connection with the removal of furniture from one office or dwelling house to another or the removal of furniture from such premises to a depository or to such premises from a depository;
 - (vii) to enable the vehicle to be used in connection with wedding and funeral operations.

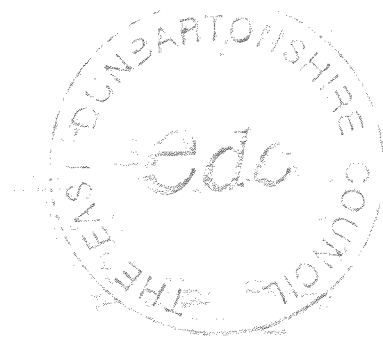
- (b) apply to a licenced taxi waiting in a taxi stance during any period for which that stance has been designated by the Council under the Civic Government (Scotland) Act 1982.
- 11. Nothing in Article 6 of this Order shall prevent any person from causing or permitting a vehicle to wait in the lengths of roads referred to in that Article between the hours of 9:30 am and 11:30 am, 1:30 pm and 2:30 pm, and between 3:30 pm and 8:30 am, Mondays to Friday inclusive
 - (a) for so long as may be necessary for the purpose of delivering or collecting goods or merchandise or loading or unloading the vehicle at premises adjoining that road provided that no vehicle engaged in delivering or collecting goods or merchandise or being loaded or unloaded shall wait for a longer period than 30 minutes in the same place and no such vehicle shall wait for a longer period than 10 minutes in the same place without goods being loaded onto or unloaded from the vehicle;
 - (b) notwithstanding anything in paragraph (a) of this Article the driver waiting for the purpose of delivering or collecting goods or merchandise or loading or unloading the vehicle shall move the same on the instruction of a police constable in uniform whenever such moving may be reasonably necessary for the purpose of preventing an obstruction.
- 12. Nothing in Article 6 of this Order shall apply to any vehicle between the hours of 9:30 am. and 11:30 am, 1:30 pm and 2:30 pm, and between 3:30 pm and 8:30 am, Monday to Friday inclusive, which is not causing an obstruction and which displays a disabled person's badge.
- 13. Nothing in Article 7 of this Order shall prevent any person from causing or permitting a vehicle to wait in the lengths of roads referred to in that Article between the hours of 8:00 am and 8:30 am, 9:30 am and 2:30 pm, and between 3:30 pm and 6:00 pm, Mondays to Friday inclusive
 - (a) for so long as may be necessary for the purpose of delivering or collecting goods or merchandise or loading or unloading the vehicle at premises adjoining that road provided that no vehicle engaged in delivering or collecting goods or merchandise or being loaded or unloaded shall wait for a longer period than 30 minutes in the same place and no such vehicle shall wait for a longer period than 10 minutes in the same place without goods being loaded onto or unloaded from the vehicle;
 - (b) notwithstanding anything in paragraph (a) of this Article the driver waiting for the purpose of delivering or collecting goods or merchandise or loading or unloading the vehicle shall move the same on the instruction of a police constable in uniform whenever such

moving may be reasonably necessary for the purpose of preventing an obstruction.

14. Nothing in Article 7 of this Order shall apply to any vehicle between the hours of 8:00 am. and 8:30 am, 9:30 am and 2:30 pm, and between 3:30 pm and 6:00 pm, Monday to Friday inclusive, which is not causing an obstruction and which displays a disabled person's badge.
15. Nothing in Article 8 and 9 of this Order shall prevent any person from causing or permitting a vehicle to wait in the lengths of roads referred to in that Article:-
 - (a) for so long as may be necessary for the purpose of delivering or collecting goods or merchandise or loading or unloading the vehicle at premises adjoining that road provided that no vehicle engaged in delivering or collecting goods or merchandise or being loaded or unloaded shall wait for a longer period than 30 minutes in the same place and no such vehicle shall wait for a longer period than 10 minutes in the same place without goods being loaded onto or unloaded from the vehicle;
 - (b) notwithstanding anything in paragraph (a) of this Article the driver waiting for the purpose of delivering or collecting goods or merchandise or loading or unloading the vehicle shall move the same on the instruction of a police constable in uniform whenever such moving may be reasonably necessary for the purpose of preventing an obstruction.
16. Nothing in Article 8 and 9 of this Order shall apply to any vehicle which is not causing an obstruction and which displays a disabled person's badge.
17. The Order specified in Schedule 7 to this Order shall have effect subject to the amendments specified in that Schedule.
18. The Orders specified in Schedule 8 to this Order are hereby revoked.

Sealed with the Common Seal of the Council and subscribed for them and on their behalf by Alistair J Crighton, Head of Legal and Democratic Services at Kirkintilloch on the First day of March in the year Two thousand and thirteen.


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A CRIGHTON
HEAD OF LEGAL & DEMOCRATIC SERVICES



SCHEDULE 1

NO STOPPING

8:30AM TO 9:30AM, 11:30AM TO 1:30PM AND 2:30PM TO 3:30PM

MONDAYS TO FRIDAYS

Lengths of Road in East Dunbartonshire within
Lenzie

Side of Road to which
Restriction Applies

Moss Road

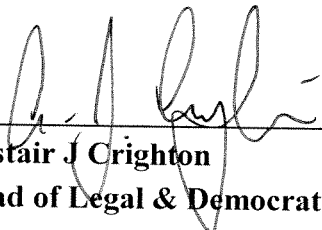
1. From the extended south kerbline of Almond
Drive southwards for a distance of 42 meters.

West

Myrtle Avenue

1. From the extended west kerbline of Moss
Road eastwards for a distance of 43 meters.

South



Alistair J Crighton
Head of Legal & Democratic Services

SCHEDULE 2

NO WAITING AND NO LOADING
AT ANY TIME

Lengths of Road in East Dunbartonshire within
Lenzie

Side of Road to which
Restriction Applies

Fern Avenue

1. From the extended southwest kerbline of Kirkintilloch Road southwestwards for a distance of 15 meters

Both

Kirkintilloch Road

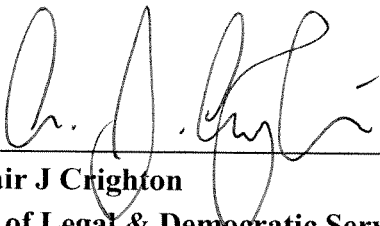
1. From a point 65 meters southeast of the extended northwest kerbline of Fern Avenue northwestwards to a point 15 meters northwest of the extended northwest kerbline of Fern Avenue.

Both

Moncrieff Avenue

1. From the extended northeast kerbline of Kirkintilloch Road northeastwards for a distance of 15 meters.

Both



Alistair J Crighton
Head of Legal & Democratic Services

SCHEDULE 3

NO WAITING AT ANY TIME.

NO LOADING

8:30AM TO 9:30AM, 11:30AM TO 1:30PM AND 2:30PM TO 3:30PM

MONDAYS TO FRIDAYS

Lengths of Road in East Dunbartonshire within
Lenzie

Side of Road to which
Restriction applies

Alder Avenue

1. From the extended west kerblines of Moss Road westwards for a distance of 17 meters.

North

2. From the extended west kerblines of Moss Road westwards for a distance of 15 meters.

South

Almond Drive

1. From the extended west kerblines of Moss Road westwards for a distance of 15 meters.

Both

Moss Road

1. From the extended north kerblines of Alder Avenue northwards for a distance of 10 meters.

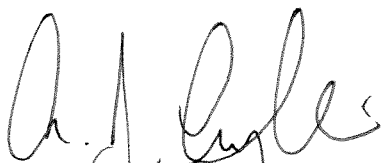
West

2. From the extended south kerblines of Alder Avenue southwards for a distance of 15 meters.

West

3. From the extended north kerblines of Almond Drive northwards for a distance of 15 meters.

West



Alistair J Crighton
Head of Legal & Democratic Services

SCHEDULE 4

NO WAITING
8:00AM TO 6:00PM
MONDAYS TO FRIDAYS
NO LOADING
8:30AM TO 9:30AM AND 2:30PM TO 3:30PM
MONDAYS TO FRIDAYS

Lengths of Road in East Dunbartonshire within
Lenzie

Side of Road to which
Restriction applies

Moss Road

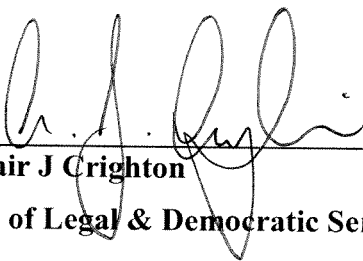
1. From the extended north kerbline of Myrtle Avenue northwards for a distance of 40 meters.

East

Myrtle Avenue

1. From the extended east kerbline of Moss Road eastwards for a distance of 54 meters.

North



Alistair J Crighton
Head of Legal & Democratic Services

SCHEDULE 5

NO WAITING AT ANY TIME

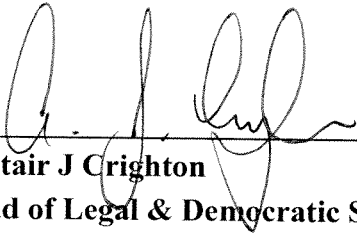
Lengths of Road in East Dunbartonshire within
Lenzie

Side of Road to which
Restriction applies

Kirkintilloch Road

1. From a point 15 meters northwest of the
extended northwest kerblineline of Fern Avenue
northwestwards for a distance of 45 meters.

Both



Alistair J Crighton
Head of Legal & Democratic Services

SCHEDULE 6

NO WAITING

8:00AM – 6:30PM

MONDAYS TO SATURDAYS

Lengths of Road in East Dunbartonshire within
Lenzie

Side of Road to which
Restriction applies

Heath Avenue

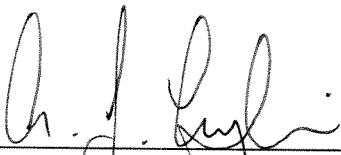
1. From the extended west kerbline of
Kirkintilloch Road westwards for a distance of
18 metres.

Both

Kirkintilloch Road

1. From the extended southeast kerbline of
Heath Avenue southeastwards for a distance of
55 meters or thereby.

Southwest



Alistair J Crighton
Head of Legal & Democratic Services

SCHEDULE 7

ORDER TO BE AMENDED

Name of Order

The Burgh of Kirkintilloch (Prohibition of Waiting) Order 1971

Extent of Amendment

In the First Schedule delete all reference to "Kirkintilloch Road (West Side)" and all reference to "Heath Avenue"

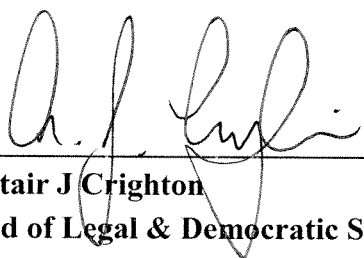


Alistair J Crighton
Head of Legal & Democratic Services

SCHEDULE 8

ORDERS TO BE REVOKED

1. The Strathclyde Regional Council (Kirkintilloch Road, etc, Lenzie) (Waiting and Loading Restrictions) Order 1991
2. The East Dunbartonshire Council (Moss Road, Myrtle Avenue, Almond Drive and Alder Avenue, Lenzie) (Waiting and Loading Restrictions and No Stopping) Order 2000



Alistair J Crighton
Head of Legal & Democratic Services

The East Dunbartonshire Council

(Lenzie)
(No Stopping, Waiting and Loading Restrictions Consolidation)
Order 2013

Statement of Reasons for Proposing to Make the Above Order

It is considered necessary to make the above order to ease understanding and enforcement of the existing parking restrictions.