

THE EAST DUNBARTONSHIRE COUNCIL
(MILNGAVIE ROAD AND ROMAN DRIVE, BEARSDEN)
(WAITING AND LOADING RESTICTIONS) ORDER 2014

On 7 January 2014 the East Dunbartonshire Council made an Order under the Road Traffic Regulations Act 1984 which comes into operation on Monday, 3 March 2014.

The proposed Order was advertised in the Milngavie & Bearsden Herald on 11 October 2013 and the effect of the order is as advertised in said Notices.

A copy of the Order and a plan showing the area affected may be examined during normal office hours and without payment of fee at the offices of:-

1. The Director of Governance & Regulation, Broomhill Industrial Estate, Kilsyth Road, Kirkintilloch, G66 1TF;
2. The Director of Neighbourhood Services, Broomhill Industrial Estate, Kilsyth Road, Kirkintilloch, G66 1TF (Telephone Enquiries to: 0300-123-4510);

and also at

3. Brookwood Library, 166 Drymen Road, Bearsden, G61 3RG;
4. Westerton Library, 82 Maxwell Avenue, Bearsden, G61 1NZ.

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 7 January 2014 make application to the Court of Session for this purpose.

Diane I Campbell
Director of Governance & Regulation
Broomhill Industrial Estate
Kilsyth Road
KIRKINTILLOCH
G66 1TF

THE EAST DUNBARTONSHIRE COUNCIL
(MILNGAVIE ROAD AND ROMAN DRIVE, BEARSDEN)
(WAITING AND LOADING RESTRICTIONS) ORDER 2014

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 (Milngavie Road and Roman Drive, Bearsden) (Waiting and Loading Restrictions) Order 2014" and shall come into operation on Monday, 3rd March 2014.

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;

"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 5 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 1 to this Order.

4. Save as provided in Article 5, 6 and 7 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 Saturday inclusive, in the length of road specified in Schedule 2 to this Order :-

(a) for a period longer than 2 hours ; or

- (b) if a period of less than 1 hour has elapsed since the last period of waiting of the vehicle in the said length of road.

5. Nothing in Article 3 and 4 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.
6. Nothing in Article 4 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 2 hours 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.
7. Nothing in Article 4 of this Order shall apply to any vehicle which is not causing an obstruction and which displays a disabled person's badge.

Sealed with the Common Seal of the Council and subscribed for them and on their behalf by Michael Smith, Legal Services Manager at Kirkintilloch on the Seventh day of January in the year Two thousand and fourteen.


.....
Michael Smith
Legal Services Manager



SCHEDULE 1

NO WAITING AND NO LOADING AT ANY TIME.

Lengths of Road in East Dunbartonshire within
Bearsden

Side of Road to which
Restriction Applies

Milngavie Road (A81)

1. From the extended northeast kerbline of Hillfoot Drive northeastwards for a distance of 48 metres.

Northwest

2. From a point 105 metres northeast of the extended northeast kerbline of Hillfoot Drive northeastwards for a distance of 15 metres.

Northwest

Roman Drive

1. From the extended northwest kerbline of Milngavie Road (A81) westwards for a distance of 33 metres.

North

2. From the extended northwest kerbline of Milngavie Road (A81) westwards for a distance of 25 metres.

South and Southwest


.....
Michael Smith
Legal Services Manager

SCHEDULE 2

WAITING LIMITED TO 2 HOURS
8AM – 6PM
MONDAYS TO SATURDAYS.
NO RETURN WITHIN 1 HOUR.

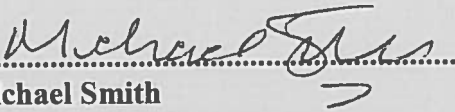
Lengths of Road in East Dunbartonshire within
Bearsden

Side of Road to which
Restriction Applies

Milngavie Road (A81)

1. From a point 48 metres northeast of the
extended northeast kerbline of Hillfoot Drive
northeastwards for a distance of 57 metres.

Northwest


.....
Michael Smith
Legal Services Manager