

**THE EAST DUNBARTONSHIRE COUNCIL**

**(A809 DRYMEN ROAD, KIRK ROAD AND NEW KIRK ROAD, BEARSDEN)**

**(AMENDMENT TO WAITING AND LOADING RESTRICTIONS) ORDER 2015**

On 8 April 2015 the East Dunbartonshire Council made an Order under the Road Traffic Regulations Act 1984 which comes into operation on the Monday, 1 June 2015.

The proposed Order was advertised in the Milngavie & Bearsden Herald on 5<sup>th</sup> December 2014 and the effect of the order is as advertised in said Notice.

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

1. Legal Services, Directorate Finance & Shared Services, Broomhill Industrial Estate, Kilsyth Road, Kirkintilloch, G66 1TF;
2. Transportation & Access, Director of Neighbourhood Services, Broomhill Industrial Estate, Kilsyth Road, Kirkintilloch, G66 1TF;

and also at libraries below during their normal opening hours

3. Brookwood Library, 166 Drymen Road, Bearsden, G61 3RJ;
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 8 April 2015 make application to the Court of Session for this purpose.

**Michael Smith**  
**Legal Services Manager**  
**Directorate of Finance & Shared Services**  
**Broomhill Industrial Estate**  
**Kilsyth Road**  
**KIRKINTILLOCH**  
**G66 4TJ**

**THE EAST DUNBARTONSHIRE COUNCIL**

**(A809 DRYMEN ROAD, KIRK ROAD AND NEW KIRK ROAD – BEARSDEN  
TOWN CENTRE)**

**(AMENDMENTS TO WAITING AND LOADING RESTRICTIONS)  
ORDER 2015**

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 Police Scotland 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 (A809 Drymen Road, Kirk Road and New Kirk Road - Bearsden Town Centre) (Amendments to Waiting and Loading Restrictions ) Order and shall come into operation on 1 June 2015.
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;
  - “**Goods vehicle**” means a vehicle constructed or adapted for the use of conveyance of goods or burden of any description, but not including a dual purpose vehicle;
3. Save as provided in Articles 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 except goods vehicles to wait between the hours of 8:00 a.m. and 5:00 pm, Monday to Saturday inclusive, in any of the lengths of roads specified in Schedule 1 to this Order.
4. Save as provided in Articles 6 and 8 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 between the hours of 8:00 a.m. and 5:00 pm, Monday to Friday inclusive in any of the lengths of roads specified in Schedule 2 to this Order.

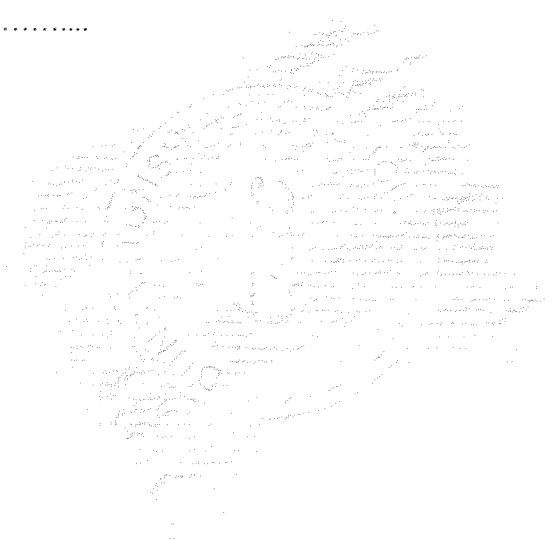
5. Save as provided in Articles 6 and 9 of this Order no person shall, except upon the direction or with the permission of a police constable in uniform, cause or permit any vehicle to wait between the hours of 8:00 am and 5:00 pm, Monday to Saturday inclusive in the lengths of roads specified in Schedule 3 to this Order:-
- (a) for a longer period than 20 minutes; or
  - (b) if a period of less than 1 hour has elapsed since the last period of waiting of the vehicle in any of the said lengths of roads.
- 6 Nothing in Articles 3, 4, and 5 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.
- 7. Nothing in Article 3 of this Order shall prevent any person from causing or permitting a goods 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.
- 8. 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 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.
- 9. Nothing in Article 5 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 20 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.

10. Between the hours of 8:00 am and 5:00 pm, Monday to Saturday inclusive, the lengths of roads described in Schedule 4 to this Order shall only be used, subject to subsections (a) and (b) below, for the leaving of a vehicle displaying a disabled person's badge :-
  - (a) for a maximum period of 3 hours; and
  - (b) if a minimum period of 1 hour has elapsed since the last period of waiting of the vehicle in any of the said lengths of roads.
  
11. The Order specified in the Schedule 5 to this Order shall have effect subject to the amendments specified in that Schedule 5

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 Eighth day of April in the year Two thousand and fifteen.

  
.....  
**MICHAEL SMITH**  
**LEGAL SERVICES MANAGER**



SCHEDULE 1

NO WAITING AND NO LOADING  
8:00 AM – 5:00 PM  
MONDAYS TO SATURDAYS.  
(EXCEPT GOODS VEHICLES)


Lengths of Road in East Dunbartonshire within  
Bearsden

Side of Road to which  
Restriction Applies

Drymen Road (A809)

1. From a point 5 metres south of the extended  
south kerbline of Kirk Road southwards for a  
distance of 28 metres.

East

  
Michael Smith  
Legal Services Manager

SCHEDULE 2

NO WAITING AT ANY TIME.

8:00 AM – 5:00 PM

MONDAYS TO FRIDAYS.

Lengths of Road in East Dunbartonshire within  
Bearsden

Side of Road to which  
Restriction Applies

New Kirk Road

North

1. From a point 40 metres or thereby, east of the extended east kerbline of Drymen Road eastwards for a distance of 16 metres or thereby.

  
\_\_\_\_\_  
**Michael Smith**  
**Legal Services Manager**

SCHEDULE 3

WAITING LIMITED TO 20 MINUTES  
8:00 AM – 5:00 PM  
MONDAYS TO SATURDAYS  
NO RETURN WITHIN 1 HOUR


Lengths of Road in East Dunbartonshire within  
Bearsden

Side of Road to which  
Restriction Applies

Drymen Road

1. From a point 10 metres north of the extended  
north kerbline of New Kirk Road northwards  
for a distance of 20 metres.

East

  
\_\_\_\_\_  
Michael Smith  
Legal Services Manager



SCHEDULE 4

DISABLED PARKING  
8:00 AM TO 5:00 PM  
MONDAYS TO SATURDAYS  
MAXIMUM 3 HOURS NO RETURN WITHIN 1 HOUR.

Lengths of Road in East Dunbartonshire within  
Bearsden

Side of Road to which  
Restriction Applies

New Kirk Road

Drymen Road

1. From a point 33 metres south of the extended south kerblines of Kirk Road southwards for a distance of 13.2 metres.

East

New Kirk Road

1. From a point 9 metres or thereby east of the extended east kerblines of Drymen Road eastwards for a distance of 17 metres or thereby.

North

2. From a point 62 metres or thereby east of the extended east kerblines of Drymen Road eastwards for a distance of 8 metres or thereby.

North

3. From a point 53 metres southwest of the extended southwest kerblines of Kirk Road southwestwards for a distance of 5 metres or thereby.

Northwest

  
Michael Smith  
Legal Services Manager

SCHEDULE 5

ORDERS TO BE AMENDED

Name of Order

The East Dunbartonshire Council  
(Bearsden Town Centre)  
(Waiting and Loading Restrictions  
Consolidation)  
Order 2013

Extent of Amendment

In SCHEDULE 1, insert items :-

“Drymen Road

1. From the extended north kerbline of New Kirk Road northwards for a distance of 10 metres. – East side
2. From the extended south kerbline of Kirk Roads southwards for a distance of 5 metres. – East side”

In SCHEDULE 1, under the heading Kirk Road delete all reference to items 1, 2 & 3, and substitute the following :-

“Kirk Road

1. From the extended east kerbline of Drymen Road (A809) eastwards for a distance of 10 metres. – North side
2. From a point 22 metres east of the extended east kerbline of Drymen Road (A809) eastwards for a distance of 7 metres. – North side
3. From a point 35 metres east of the extended east kerbline of Drymen Road (A809) eastwards for a distance of 7 metres. – North side
4. From a point 69.5 metres east of the extended east kerbline of Drymen Road (A809) eastwards for a distance of 7 metres. – North side
5. From a point 15 metres northwest of the extended northwest kerbline New Kirk Road / Kirk Place southeastwards to the extended northwest kerbline of New Kirk Road / Kirk Place. – Northeast side
6. From the extended east kerbline of Drymen Road (A809) eastwards then southeastwards to the extended northwest kerbline of New Kirk Road / Kirk Place – South and Southwest side ”

Delete all reference to SCHEDULE 2

Delete all reference to SCHEDULE 4

Cont.

SCHEDULE 5


ORDERS TO BE AMENDED (Continued)

In SCHEDULE 10, under the heading Kirk Road delete all reference to item 1 and substitute the following :-

“Kirk Road

1. From a point 10 metres east of the extended east kerbline of Drymen Road (A809) eastwards for a distance of 12 metres. – North side
  
2. From a point 29 metres east of the extended east kerbline of Drymen Road (A809) eastwards for a distance of 6 metres. – North side
  
3. From a point 42 metres east of the extended east kerbline of Drymen Road (A809) eastwards for a distance of 27.5 metres. – North side
  
4. From a point 76.5 metres east of the extended east kerbline of Drymen Road (A809) eastwards then southeastwards to a point 15 metres northwest of the extended northwest kerbline of New Kirk Road / Kirk Place. – North side”

Delete all reference to SCHEDULES 11 and 12.

  
Michael Smith  
Legal Services Manager