

**THE PERTH AND KINROSS COUNCIL (KINROSS TRAFFIC MANAGEMENT) ORDER 1999
(NO 11/99)**

AMENDMENT TO AUGUST 2004

EXPLANATORY NOTES

		AMENDING ORDERS	OPERATIVE FROM
1	[] ¹ words inserted by) [] ² words substituted by)	The Perth and Kinross Council (Kinross Traffic Management) (Variation) Order 2000 (2/00)	1 February 2000
2	[] ³ words inserted by)	The Perth and Kinross Council (Kinross Traffic Management) (Variation) (No 1) Order 2000	11 December 2000
3	[] ⁴ words substituted by)	The Perth and Kinross Council (Special Parking Area and Permitted Area) (Traffic Regulation) (Variation No 1) Order 2002	1 October 2002
4	[] ⁵ words substituted by)	The Perth and Kinross Council (Kinross Traffic Management) (Variation) (No 1) Order 2004	9 August 2004
5	[] ⁶ words substituted by) [] ⁷ words inserted by)	The Perth and Kinross Council (Perth and Kinross Area) (Waiting and Loading) Order 2003	26 August 2004

**THE PERTH AND KINROSS COUNCIL
ROAD TRAFFIC REGULATION ACT 1984**

**THE PERTH AND KINROSS (KINROSS TRAFFIC MANAGEMENT) ORDER 1999
(NO 11/99)**

The Perth and Kinross Council in exercise of the powers conferred on them by Sections 1(1) and (2), 2(1) to (3), and 4(2) of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 (which Act of 1984 is hereinafter referred to as "the Act") and of all other powers enabling them in that behalf and after consultation with the Chief Constable in accordance with Part III of Schedule 9 to the Act hereby make the following Order:-

PART I

GENERAL PROVISIONS

Commencement and Citation

1. This Order may be cited as "The Perth and Kinross Council (Kinross Traffic Management) Order 1998 and shall come into operation on the Twenty-third day of August Nineteen hundred and Ninety nine.

Interpretation

2. (i) In this Order except where the context otherwise requires, the following expressions have the meanings hereby assigned to them:

"Chief Constable" means the Chief Constable of Tayside;

"Council" means the Perth and Kinross Council;

"disabled person" means a disabled person of a description prescribed by Regulation 5 of the Disabled Persons (Badges for Motor Vehicles) Regulations 1982;

"disabled person's badge" has the meaning assigned to it by Regulation 4 of the Disabled Persons (Badges for Motor Vehicles) Regulations 1982;

"disabled person's vehicle" means a motor vehicle which:-

- (a) is driven by a disabled person, or
- (b) is used by an institution (as defined in the said Regulations of 1982) for carrying disabled persons as passengers, or
- (c) is otherwise used for carrying disabled persons as passengers and is either:-

- (i) a vehicle which is constructed or adapted for the carriage of not more than twelve passengers (exclusive of the driver) and is not a public service vehicle (as defined in Section 1 of the Public Passenger Vehicles Act 1981), or
- (ii) a dual purpose vehicle as defined in Regulation 3(2) of the Road Vehicles (Construction and Use) Regulations 1986 and is, in each case, a vehicle, which immediately before or after any period of waiting allowed by virtue of a provision of a kind required by Regulation 4 of the Local Authorities Traffic Orders (Exemptions for Disabled Persons) (Scotland) Regulations 1971 to be included in an Order under the Act of 1984, has been or is to be driven by a disabled person or, as the case may be, has been or is to be used for carrying disabled persons as passengers;

"goods" includes postal packets of any description and in so far as a bank is concerned cash or other valuables or valuable securities and **"delivering"** and **"collecting"** in relation to any goods includes checking the goods for the purpose of their delivery and collection and loading the goods on to or unloading the goods from a vehicle;

"post office letter box" includes any pillar box, wall box, or other box or receptacle provided by the permission or under the authority of the Postmaster General for the purpose of receiving postal packets, or any class of postal packets, for transmission by or under the authority of the Postmaster General;

"postal packet" means a letter, postcard, reply postcard, newspaper, printed packet, sample packet, or parcel, and every packet or article transmissible by post and includes a telegram;

"restricted day" means any day on which covered markets or car auctions take place at Kinross Covered Market, Bridgend, Kinross;

"restricted hours" means:

- (1) the hours between 8.30 am and 5.00 pm on covered market days;
- (2) the hours between 5.00 pm and 10.00 pm on car auction days.

"Schedule" means the Schedule to this Order;

"side" when used to describe a length of road means that part of a road (including any verge or footway) ex adverso the centre

line of the carriageway, in which is laid down appropriate markings in accordance with diagrams 1016.1, 1017 or 1018 of the Traffic Signs Regulations and General Directions 1981;

"taxi" has the meaning applied to it by Section 23 of the Civic Government (Scotland) Act 1982 and **"licensed"** in relation to a taxi means operating under a taxi licence as described in Section 10 of the Act of 1982;

- (ii) For the purposes of Articles 6 and 13 of this Order a vehicle shall be deemed to wait for more than thirty minutes or one hour respectively in a length of road if any point in that length of road is below the vehicle and its load (if any) throughout a period exceeding thirty minutes or one hour respectively whether or not the vehicle is moved during that period.
- (iii) In this Order all roads referred to by name lie within the Town or Burgh of Kinross unless otherwise specified.

PART II

PROHIBITIONS AND RESTRICTIONS

Driving

- 3(a) No person shall drive or cause or permit to be driven any vehicle in or upon the length of road specified in Part I of the Schedule.
- (b) Save as provided in Article 9 of this Order no person shall drive or cause or permit to be driven any vehicle in or upon that length of road specified in Part II of the Schedule.

One-Way Traffic

4. No person shall drive or cause or permit to be driven any vehicle in or upon the length of road specified in Column 1 of Part III of the Schedule otherwise than in the direction specified opposite to that length of road in Column 2 of the said part of the Schedule.

Weight

5. Save as provided in Article 8 of this Order no person shall drive or cause or permit to be driven any vehicle or vehicle and load whose weight exceeds 2 tonnes in or upon the length of road specified in Part IV of the Schedule.

Waiting

6. Save as provided in Articles 10, 11, 12, 13 and 14 of this Order no person shall, except upon the direction or with the permission of a [person duly authorised in that behalf by the Council]⁴, cause or permit any vehicle to wait:-
- (a) at any time in any of the lengths of road specified in Part V of the Schedule hereto;
- (b) between the hours of 8.00 am and 6.00 pm in any of the lengths of road specified in Part VI of the Schedule:-
- (i) for a period longer than one hour; or
- (ii) if a period of less than one hour has elapsed since the termination during the said hours of the last period of waiting of the vehicle in that length of road.
- (c) in any of the lengths of road specified in Part VII of the Schedule during the "restricted hours" on any "restricted day".
- [(d) between the hours of 8.30 am to 9.30 am and 3.00 pm to 4.00 pm in any of the lengths of road specified in Part VIA of the schedule.]¹

Loading and Unloading and Furniture Removals

7. Save as provided in Articles 14 or 15 of this Order no person shall, except upon the direction or with the permission of a [person duly authorised in that behalf by the Council]⁴, cause or permit any vehicle to wait at any time for the purpose of loading or unloading goods or furniture in any of the lengths of road specified in Part VIII of the Schedule.

PART III**EXEMPTIONS****From Weight Restrictions**

8. Nothing in Article 5 of this Order shall apply so as to prevent any person from causing or permitting any vehicle to be driven in that length of road specified at Part IV of the Schedule if the vehicle is:-
- (a) being used for the conveyance of persons, goods or merchandise to or from any premises situated on or adjacent to that length of road specified at Part IV of the Schedule;
 - (b) being used in connection with any building operation or demolition in or adjacent to that length of road, the removal of any obstruction to traffic in that length of road, the maintenance, improvement or reconstruction of that length of road, or the laying, erection, alteration or repair in or adjacent to that length of road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunication apparatus as defined in sub-paragraph 1(1) of Schedule 2 to the Telecommunications Act 1984;
 - (c) a disabled person's vehicle which is displaying in the relevant position a disabled person's badge issued by any Local Authority in exercise of its powers under Section 21(1) of the Chronically Sick and Disabled Persons Act 1970.

From Driving Prohibition

9. Nothing in Article 3(b) of this Order shall apply so as to prevent any person from causing or permitting any vehicle to be driven in that length of road specified in Part II of the Schedule if the vehicle is:-
- (a) a public service bus;
 - (b) any other vehicle being used for Police, Fire Brigade and Ambulance emergency purposes or is a motor vehicle in the service of a Local Authority and is being used in pursuance of statutory powers and duties;
 - (c) any vehicle being used in connection with any building operation, demolition or excavation in or adjacent to that length of road, the removal of any obstruction to traffic in that length of road, the maintenance, improvement or reconstruction of that length of road, or the laying, erection, alteration or repair in or adjacent to that length of road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunication apparatus as defined in sub-paragraph 1(1) of Schedule 2 to the Telecommunications Act 1984;

- (d) being used for the conveyance of persons, goods or merchandise to or from any premises situated on adjacent to that length of road.

**From Waiting Prohibitions and Restrictions
Personal Access, Statutory Undertakings, Funerals**

10. Nothing in Article 6 of this Order shall prevent any person from causing or permitting a vehicle to wait in any of the lengths of road specified in Parts V, VI, [VIA]¹ and VII of the Schedule hereto for so long as may be necessary:-
- (a) to enable a person to board or alight from the vehicle or to load thereon or unload therefrom his personal luggage;
 - (b) 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, demolition or excavation, the removal of any obstruction to traffic, the maintenance, improvement or reconstruction of any of the lengths of road so specified or the laying, erection, alteration or repair in or near to any of the said lengths of road so specified of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or any telegraphic line as defined in the Telegraphic Act 1878;
 - (c) to enable the vehicle to be used for Police, Fire Brigade or Ambulance purposes or to enable any vehicle in the service of a local authority to be used in pursuance of statutory powers and duties;
 - (d) to enable a vehicle (being a vehicle in the service of the Post Office) to deliver postal packets to premises adjacent to that length of road or to collect postal packets from premises or post office letter boxes adjacent to that length of road;
 - (e) to enable a vehicle in the service of a funeral undertaker to be used in connection with a funeral.

Doctors, Disabled Persons, Taxis, Accidents Etc

11. Nothing in Article 6 of this Order shall prevent any person from causing or permitting a vehicle to wait in any of the lengths of road specified in Parts V, VI, [VIA]¹ and VII of the Schedule hereto if the vehicle is:-
- (a) a disabled person's vehicle which is not causing an obstruction and which is displaying in the relevant position a disabled person's badge issued by any Local Authority in exercise of its powers under Section 21(1) of the Chronically Sick and Disabled Persons' Act 1970;
 - (b) A licensed taxi waiting upon a duly appointed stance for taxis;

- (c) waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid an accident;
- (d) left by the driver thereof who is a general medical practitioner or a nurse/midwife or a practising veterinary surgeon, and on which is displayed in the relevant position a badge recognised by the [Council]⁴, while visiting patients on professional calls or, in the case of a general medical practitioner or a practising veterinary surgeon near his surgery premises while they are being used for consulting purposes.

Sundays

- 12. Nothing in Article 6 of this Order shall prevent any person from causing or permitting a vehicle to wait in any of the lengths of road specified in Part VI of the Schedule hereto on a Sunday.

Goods Delivery and Collection

- 13. Nothing in Article 6 of this Order shall prevent any person from causing or permitting a vehicle to wait in any of the lengths of road specified in Parts V, VI and VII of the Schedule hereto to enable the vehicle to be used for the purpose of delivering goods to or collecting goods from premises adjoining these lengths of road: PROVIDED (1) that a vehicle engaged in delivering or collecting goods shall not wait in any of the lengths of road specified in Parts V and VII of the Schedule hereto for a period of more than thirty minutes at the same place; and (2) that no person shall cause or permit a vehicle to wait at any time in terms of this Article in any of the lengths of road specified in Part VIII of the Schedule.
- 14. Nothing in Article 7 of this Order shall prevent any person from causing or permitting a vehicle to wait in any lengths of road referred to in that Article if the vehicle is in the service of the Post Office and is being used for the purpose of delivering postal packets to or collecting postal packets from any premises or Post Office letter boxes situated on or adjacent to any of the said lengths of road.

Furniture Removal

- 15. Nothing in Article 7 of this Order shall apply so as to restrict the loading or unloading of a vehicle while the vehicle is in actual use in connection with a removal of furniture for so long as may be necessary to conduct such removal from one office or dwellinghouse to another or from any premises to a depository or to such premises from a depository.

Public Service Bus

- 16. Notwithstanding the prohibitions and restrictions elsewhere provided in this Order, the driver of a public service bus may cause or permit that bus to wait in any length of road specified in the Schedule or Schedules to this Order at a

bus stop indicated by a road marking complying with either diagram 1025, 1025.1, 1025.2 or 1025.3 shown in the Traffic Signs Regulations and General Directions 1981 and a sign complying with either diagram 845, 846, 847 or 848 and relative supplementary plate all in terms of said Regulations and General Directions 1981 for a maximum period of 5 minutes or 10 minutes or 15 minutes as specified on the said sign and relative supplementary plate; And for the purpose of this Article "public service bus" means a public service vehicle being used in the provision of a local service within the meaning of the Transport Act 1985.

Revocation

17. The provision of:

The Tayside Regional Council (Kinross Traffic Management) Order 1984 is hereby revoked.

SIGNED at PERTH on the NINTH day of AUGUST NINETEEN HUNDRED and NINETY NINE.

(sgd) "John C Angus"
Head of Committee and Administrative Services

SCHEDULE

LENGTHS OF ROAD IN THE TOWN OR BURGH OF KINROSS

PART I

PROHIBITION OF DRIVING

CURATE WYND

A length of 1 metre extending southwards from a point 43 metres or thereby south of the extended south kerbline of Bowton Road.

PART II

PROHIBITION OF DRIVING EXCEPT FOR ACCESS

SWANACRE

Between its junction with Station Road and its junction with School Wynd.

PART III

ONE-WAY STREETS

Column 1

Column 2

PIPER ROW

Eastwards, that is to say from Swanacre towards High Street.

PART IV

WEIGHT RESTRICTION

KIRKGATE

The entire length of Kirkgate, including the length thereof which lies outwith the Burgh boundary.

PART V

NO WAITING AT ANY TIME

1. AVENUE ROAD

Both sides thereof for a distance of [25]⁵ metres or thereby eastwards from their intersections with the extended east kerbline of High Street.

- ~~[(a) Both sides thereof for a distance of 10 metres or thereby eastwards from their intersections with the extended east kerblines of High Street.~~
- (b) South leg – east kerblines thereof for a distance of 37 metres or thereby southwards from the intersection of Avenue Road]³

2. BRIDGEND INDUSTRIAL ESTATE ACCESS ROAD

Both sides thereof for a distance of [27]⁶ metres or thereby westwards from their intersections with the extended west kerblines of High Street.

3. BURNS BEGG STREET

- (a) North side thereof for a distance of 30 metres or thereby eastwards from its intersection with the extended east kerblines of High Street;
- (b) South side thereof for a distance of [21]⁶ metres or thereby eastwards from its intersection with the extended east kerblines of High Street.

[3A] CURATE WYND

- (a) East side thereof for a distance of 14 metres or thereby north of the intersection of the extended kerblines thereof with the extended north kerblines of Montgomery Street.]⁷

4. HIGH STREET

[(a) East side thereof:-

- (i) between a point 38 metres or thereby north of the intersection of the kerblines thereof with the extended north kerblines of Station Road and a point 100 metres or thereby south of the south end of the east parapet of the Old Railway Bridge
- (ii) for a distance of 36 metres or thereby north from a point 13 metres or thereby south of the intersection of the kerblines thereof and the extended south kerblines of the road leading to Kinross Police Station;]²

(b) West side thereof:

- (i) between a point 38 metres or thereby north of the intersection of the extended kerblines thereof with the extended north kerblines of Station Road and a point 11 metres or thereby south of the intersection of the west kerblines of High Street with the extended south kerblines of Swanacres;
- (ii) between points 25 metres or thereby north and 15 metres or thereby south of the intersection of the extended kerblines

thereof with the extended line of the south edge of the carriageway of Montgomery Street;

- (iii) between points 20 metres or thereby north and [42]⁵ metres or thereby south of the intersection of the extended kerbline thereof with the extended south kerbline of Smith Street;
- (iv) between a point 20 metres or thereby north of the intersection of the extended kerbline thereof with the extended north kerbline of the Industrial Estate Access Road and a point opposite a point 100 metres or thereby south of the south end of the east parapet of the Old Railway Bridge.

5. MILL STREET

- (a) **North side** thereof for a distance of [50]⁶ metres or thereby eastwards from its intersection with the extended east kerbline of High Street;
- (b) **South side** thereof for a distance of 26 metres or thereby eastwards from its intersection with the extended east kerbline of High Street.

6. MONTGOMERY STREET

- (a) **North side** thereof between its junction with High Street and its junction with Curate Wynd;
- (b) **South side** thereof between its junction with High Street and the intersection of the south kerbline of Montgomery Street with the extended east kerbline of Curate Wynd.

7. MUIRS

West side thereof for a distance of [64]⁶ metres or thereby southwards from a point 36 metres or thereby south of the intersection of the kerbline thereof with the extended south kerbline of Broom Road.

8. OLD CLEISH ROAD

- (a) **North side** thereof for a distance of 20 metres or thereby westwards from its intersection with the west edge of the carriageway of High Street;
- (b) **South Side** thereof for a distance of 30 metres or thereby westwards from its intersection with the west edge of the carriageway of High Street.

[8A] POLICE STATION (ACCESS ROAD)

- (a) **North side** thereof for a distance of 10 metres or thereby east of the east kerbline of High Street:

- (b) **South side** thereof for a distance of 10 metres or thereby east of the east kerbline of High Street.]¹

9. PIPER ROW

Both sides thereof for their entire lengths.

10. QUEICH PLACE

- (a) **Northwest side** thereof for a distance of 25 metres or thereby southwestwards from its intersection with the extended west kerbline of High Street;

- (b) **Southeast side** thereof for a distance of 18 metres or thereby southwestwards from its intersection with the extended west kerbline of High Street.

- L SANDPORT.*
- [10A. (a) **North side** thereof for a distance of 15 metres or thereby eastwards from the intersection of the extended kerbline thereof with the extended east kerbline of High Street.

- (b) **South side** thereof for a distance of 7 metres or thereby eastwards from the intersection of the extended kerbline thereof with the extended east kerbline of High Street.]⁷

11. SCHOOL WYND

- (a) **East side** thereof for a distance of [16]⁶ metres or thereby southwestwards from the intersection of the kerbline thereof with the extended south kerbline of Swanacre;

- (b) **West side** thereof for a distance of [12]⁶ metres or thereby southwestwards from the intersection of the kerbline thereof with the extended south kerbline of Swanacre.

12. SMITH STREET

- (a) **North side** thereof for a distance of 13 metres or thereby westwards from the intersection of the extended kerbline thereof with the extended west kerbline of High Street;

- (b) **South side** thereof for a distance of 10 metres or thereby westwards from the intersection of the extended kerbline thereof with the extended west kerbline of High Street.

13. STATION ROAD

- (a) **North side** thereof for a distance of [94]⁶ metres or thereby westwards from the intersection of the extended kerbline thereof with the extended west kerbline of High Street;
- (b) **South side** thereof for a distance of [52]⁶ metres or thereby westwards from the intersection of the extended kerbline thereof with the extended west kerbline of High Street.

14. SWANACRE

- (a) **North side** thereof for a distance of [48]⁶ metres or thereby westwards from the intersection of the extended kerbline thereof with the extended west kerbline of High Street;
- (b) **South side** thereof for a distance of [50]⁶ metres or thereby westwards from the intersection of the extended kerbline thereof with the extended west kerbline of High Street.

PART VI

**WAITING LIMITED TO ONE HOUR
RETURN PROHIBITED WITHIN ONE HOUR MONDAY TO SATURDAY
8 AM TO 6 PM**

HIGH STREET

- (a) **East side** thereof for a distance of 50 metres or thereby northwards from a point 38 metres or thereby north of the intersection of the kerbline thereof with the extended north kerbline of Station Road;
- (b) **West side** thereof:
 - (i) for a distance of 42 metres or thereby northwest from a point 38 metres or thereby north of the intersection of the extended kerbline thereof with the extended north kerbline of Station Road;
 - (ii) between a point 11 metres or thereby south of the intersection of the extended kerbline thereof with the extended south kerbline of Swanacre and a point 25 metres or thereby north of the intersection of the extended west kerbline of High Street with the extended line of the south edge of the carriageway of Montgomery Street;
 - (iii) between a point 15 metres or thereby south of the intersection of the extended kerbline thereof with the extended line of the south edge of the carriageway of Montgomery Street and a point 20 metres or thereby north of the intersection of the extended west kerbline of High Street with the extended south kerbline of Smith Street.

[PART VIA

**NO WAITING (MONDAY TO FRIDAY)
(8.30 AM to 9.30 AM AND 3.00 PM TO 4.00 PM)**

1. HIGH STREET

(a) **West side** thereof:

- (i) for a distance of 126 metres or thereby south from a point 36 metres or thereby south of the intersection of the extended kerbline thereof and the extend south kerbline of Green Road;

(b) **East side** thereof:

- (iii) from the intersection of the kerbline thereof with the extended south kerbline of Green Road southwards for a distance of 150 metres or thereby.]¹

PART VII

**OCCASIONAL NO WAITING
8.30 AM TO 5.00 PM ON COVERED MARKET DAYS
5.00 PM TO 10.00 PM ON CAR AUCTION DAYS**

1. HIGH STREET

- (a) **East side** thereof between a point 10 metres or thereby south of the intersection of the extended kerbline thereof with the extended line of the southwest side of Sandport and a point 25 metres or thereby south of the intersection of the east kerbline of High Street with the extended south kerbline of the Bridgend Industrial Estate Access Road;

- (b) **West side** thereof between a point [42]⁵ metres or thereby south of the intersection of the extended kerbline thereof with the extended south kerbline of Smith Street and a point 20 metres or thereby north of the intersection of the east kerbline of High Street with the extended north kerbline of the Bridgend Industrial Estate Access Road.

2. OLD CLEISH ROAD

- (a) **Northeast side** thereof for its entire length northwestwards then southwestwards from a point 20 metres or thereby west of its intersection with the west edge of the carriageway of High Street;
- (b) **Southwest side** thereof for its entire length northwestwards then southwestwards from a point 30 metres or thereby west of its intersection with the west edge of the carriageway of High Street.

**PART VIII
NO LOADING AT ANY TIME**

HIGH STREET

(a) East side thereof

- (i) between a point 38 metres or thereby north of the intersection of the kerbline thereof with the extended north kerbline of Station Road and a point 18 metres or thereby south of the intersection of the east kerbline of High Street with the extended south kerbline of Station Road;
- (ii) between a point 15 metres or thereby north of the intersection of the extended kerbline thereof with the extended north kerbline of Avenue Road and a point opposite a point 11 metres or thereby south of the intersection of the west kerbline of High Street with the extended south kerbline of Swanacres;
- (iii) between points 20 metres or thereby north and 23 metres or thereby south of the intersection of the extended kerbline thereof with the extended line of the north side of Parliament Square.

- (b) West side thereof** between a point 38 metres or thereby north of the intersection of the extended kerbline thereof with the extended south kerbline of Station Road and a point 20 metres or thereby south of the intersection of the extended west kerbline of High Street with the extended south kerbline of Station Road.

(sgd) "John C Angus"
Head of Committee and Administrative Services