

06/34

**SOUTH LANARKSHIRE COUNCIL
(GUTHRIE STREET/BARRACK STREET, HAMILTON)
(LIMITED WAITING RESTRICTION, AMENDMENT AND REVOCATION)
ORDER 2006**

South Lanarkshire 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 "South Lanarkshire Council (Guthrie Street/Barrack Street, Hamilton) (Limited Waiting Restriction, Amendment and Revocation) Order 2006" and shall come into operation on the 18th day of September 2006.

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;

"disabled person's badge" has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) (Scotland) Regulations 2002;

"disabled person's vehicle" has the same meaning as in The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (Scotland) Regulations 2002;

"Council" means South Lanarkshire Council;

3. Limited Waiting

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 between the hours of 8.00am and 6.00pm inclusive, on the days shown in Column 8 and in the area of road specified in Columns 2, 3 and 4 of Schedule 1 to this Order:-

- (a) for a longer period than that shown in column 6, expressed in minutes; or
- (b) if a period of less than that shown in column 7, expressed in minutes, has elapsed since the last period of waiting of the vehicle in any of the said area of road.

4. Amendment

The Order specified in Schedule 2 to this Order shall have effect subject to the amendments specified in that Schedule.

5. Revocation

The Order specified in Schedule 3 to this Order is hereby revoked.

6. Exemptions to Waiting

Nothing in Article 3 of this Order shall :-

- (a) prevent any person from causing or permitting a vehicle to wait in any of the lengths of the road referred to in the 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 there from his 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 length of the road so referred to, or the laying, erection, alteration or repair in or near to any of the said length of the road, 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 his control or to such waiting being necessary in order to avoid an accident ;
 - (v) if the vehicle is in the service of or employed by a universal postal service provider and is waiting in any of the length of the road while postal packets addressed to premises adjacent thereto are being unloaded from the vehicle or having been unloaded there from 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 funeral or bridal operations.

(b) Nothing in Article 3 of this Order shall apply to any disabled person's vehicle which is not causing an obstruction and which displays a disabled person's badge.

7. Signed for and on behalf of South Lanarkshire Council by Mr. James Cannon, Head of Roads and Transportation, Enterprise Resources on the Fourth day of August, Two Thousand and Six.

A handwritten signature in cursive script that reads "James Cannon". The signature is written in dark ink and is positioned below the text of item 7.

SCHEDULE 1

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7	Column 8
Item No.	Length of Road within the boundary of South Lanarkshire	Length Affected	Side Affected	Total length	Waiting limited to	Return prohibited within	Days of the week on which the restrictions apply
1	Guthrie Street, Hamilton	From a point 14 metres south-east of the south-east kerbline of Almada Street, south-eastwards to a point 14 metres north-west of the north-west kerbline of Montrose Crescent, a distance of 79 metres or thereby.	Both	79	120	240	Monday to Saturday (inclusive)
2	Barrack Street, Hamilton	From a point 27 metres north-west of the extended north-west kerbline of Almada Street, north-westwards for a distance of 36 metres or thereby.	North-east	36	120	240	Monday to Saturday (inclusive)

SCHEDULE 2

ORDER TO BE AMENDED

<u>Name of Order</u>	<u>Extent of Amendment</u>
“The Burgh of Hamilton (Traffic Regulation) (Almada Street Area) Order 1973”	In the Second Schedule under the heading of Barrack Street replace column 3:- “Both” with “south-west”
	In the Second Schedule under the entry for Barrack Street add in the first column:- “Barrack Street” in the second column add:- “From the north-west kerbline of Almada Street, north-westwards for a distance of 27 metres or thereby.” in the third column add:- “north-east”
	In the Second Schedule under the new entry for Barrack Street add in the first column:- “Barrack Street” in the second column add:- “From a point 63 metres north-west of the north-west kerbline of Almada Street, north-westwards for a distance of 22 metres or thereby.” in the third column add:- “north-east”

SCHEDULE 3

ORDER TO BE REVOKED

<u>Name of Order</u>	<u>Extent of Revocation</u>
“The Burgh of Hamilton (Street Parking Places) Order 1966”	Revoke full order



Key to Restriction Types Displayed

- Limited Waiting
- No Waiting

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South Lanarkshire Council (Guthrie Street/Barrack Street, Hamilton) (Limited Waiting, Amendment and Revocation) Order 2006

SCALE	1 : 1250
DATE	22/05/2006
DRAWING No.	TEM/PU/IT/OC/142/01
DRAWN BY	S.H.