

08/2.1

**SOUTH LANARKSHIRE COUNCIL
(HOPE STREET, HAMILTON)
(WAITING AND LOADING RESTRICTION AND AMENDMENT)
ORDER 2008**

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 (Hope Street, Hamilton) (Waiting and Loading Restriction and Amendment) Order 2008" and shall come into operation on the 12th day of September 2008.

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;

"Council" means South Lanarkshire Council;

3. No Waiting and No Loading at any time

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 length of road specified in Schedule 1 to this Order.

4. Amendments

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

5. Exemptions to Waiting and Loading restrictions

Nothing in Article 3 of this Order shall:-

(a) prevent any person from causing or permitting a vehicle to wait in the length of the 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 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.

6. Signed for and on behalf of South Lanarkshire Council by Mr. Iain Urquhart, Executive Director, Enterprise Resources on the Twenty Ninth day of July, Two Thousand and Eight.



SCHEDULE 1

NO WAITING AND NO LOADING AT ANY TIME

<u>Length of road within the boundary of South Lanarkshire.</u>	<u>Length of Road Affected</u>	<u>Side</u>
Hope Street, Hamilton	From the extended north kerbline of Brandon Street, north-eastwards for a distance of 12 metres or thereby.	North-east

SCHEDULE 2

ORDERS TO BE AMENDED

<u>Name of Order</u>	<u>Extent of Amendment</u>
<p>South Lanarkshire Council (Various Street, Hamilton) (Waiting Restrictions and Amendment) Order 1998</p>	<p>In Schedule 3 where Hope Street, Hamilton appears for the first time replace:-</p> <p>"Both"</p> <p>with</p> <p>"North-west"</p> <p>and</p> <p>In Schedule 3 under the heading "<u>Length of Road within the boundary of South Lanarkshire</u>" add:-</p> <p>"Hope Street"</p> <p>and under the heading "<u>Length Affected</u>" add:-</p> <p>"From a point 12 metres north-east of the extended north kerbline of Brandon Street, north-eastwards for a distance of 10 metres or thereby."</p> <p>and under the heading "<u>Side Affected</u>" add:-</p> <p>"North-east"</p> <p>and</p> <p>In Schedule 3 under the heading "<u>Length of Road within the boundary of South Lanarkshire</u>" add:-</p> <p>"Hope Street"</p> <p>and under the heading "<u>Length Affected</u>" add:-</p> <p>"From a point 14 metres north-east of the extended north-west kerbline of Woodburn Grove north-eastwards to its termination, a distance of 48 metres or thereby."</p>

	<p>and under the heading "<u>Side Affected</u>" add:-</p>
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"North-east"