

THE STRATHCLYDE REGIONAL COUNCIL (QUARRY STREET, HAMILTON)

(PEDESTRIAN PRIORITY) ORDER 1984 ✓

The Strathclyde Regional Council in exercise of the powers conferred on them by Sections 1(1), (2), (3), (3C) and (6) and 84D(1) of the Road Traffic Regulation Act 1967, as amended (hereinafter referred to as "the Act of 1967") and of all other powers enabling them in that behalf and after consultation with the Chief Constable of Strathclyde Police in accordance with Section 84C(1) of the Act of 1967, and being satisfied that for the purpose of preventing the likelihood of danger arising to persons or other traffic using the lengths of the roads aftermentioned it is requisite that section 1(5) of the Act of 1967 should not apply hereby make the following Order:-

PART I

Citation and Interpretation

1. This Order may be cited as "The Strathclyde Regional Council (Quarry Street, Hamilton) (Pedestrian Priority) Order 1984" and shall come into operation on the Twenty first day of May, Nineteen hundred and eighty four.

2. In this Order, the following expressions have the meanings hereby assigned to them:-

"Council" means The Strathclyde Regional Council;

"goods" includes postal packets of any description and "delivering" and "collecting" in relation to any goods includes checking the goods for the purpose of their delivery or collection;

"restricted road" means that length of Quarry Street, Hamilton extending from its junction with Lamb Street north eastwards to its junction with Cadzow Street;

"layby" means any area on the restricted road indicated by red paving blocks and enclosed by road studs and bollards;

"disabled person's badge" has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) Regulations 1975;

"disabled person's vehicle" has the same meaning as in the Local Authorities Traffic Orders (Exemptions for Disabled Persons) (Scotland) (Amendment) Regulations 1975;

"relevant position" has the same meaning as in section 4 of the Local Authorities Traffic Order (Exemptions for Disabled Persons) (Scotland) Regulations 1971;

"Telegraphic Line" has the same meaning as in the Telegraph Act, 1878;

"goods vehicle" has the same meaning as in Paragraph 2 of Schedule 5 of the Act of 1967;

"permit" means a permit issued by an authorised officer of the Council, which is displayed on the windscreen of a vehicle;

"designated area" means that area reserved for disabled persons' vehicles on the east side of the carriageway of Quarry Street, Hamilton extending from a point 14 metres north-east of the extended north-east kerbline of Lamb Street north-eastwards for a distance of 23 metres as indicated by a "disabled badge holders only" sign and red paving blocks and enclosed by road studs and bollards;

"disabled badge holders only" sign means that sign authorised to be used for the purpose of this order by the Secretary of State under Section 54(2) of the Act of 1967 in terms of the Traffic Signs Regulations and General Directions 1981, Schedule 2, diagram 661.

PART II

GENERAL RESTRICTIONS ON VEHICLES

3. No person shall (subject to the provisions of this order),
 - (a) drive or cause or permit to be driven any vehicle on the restricted road otherwise than on that part of the restricted road indicated by red paving blocks; or
 - (b) allow to remain at rest any vehicle on the restricted road otherwise than in a layby.

PART III

USE OF RESTRICTED ROAD

4. Save as provided in article 5 of this Order no person shall, except upon the direction or with the permission of a constable, drive or cause or permit to be driven any vehicle or cause or permit any vehicle to remain at rest in the restricted road.

PART IV

GENERAL EXEMPTIONS

5. Nothing in article 4 of this Order shall apply so as to prevent a vehicle from being driven or allowed to remain at rest in the restricted road provided that:-

(i) the vehicle is a hand cart or barrow or an electrically or mechanically propelled vehicle which is under the control of a pedestrian and is being used for the purpose of delivering or collecting goods to or from premises adjoining the restricted road or accessible from and only from that road; or

(ii) the vehicle is in the service of the Post Office and is delivering or collecting postal packets at premises or posting boxes adjoining the said restricted road or at premises or posting boxes accessible only from that road;
or

(iii) the vehicle is a goods vehicle delivering or collecting goods or merchandise or loading or unloading the vehicle at premises adjoining the restricted road or accessible from and only from that road providing that no vehicle shall (a) wait in any layby for a longer period than 30 minutes between the hours of 9 a.m. and 6 p.m., Monday to Saturday, inclusive, or (b) return if a period of less than 30 minutes has elapsed since the termination during the said hours of the last period of waiting of the vehicle in the road, or (c) wait for a longer period than 10 minutes at the same place without goods being loaded on to or unloaded from the vehicle; or

(iv) there is displayed on the windscreen of the vehicle a permit as provided for in Part V hereof and issued by an officer authorised by the Council indicating that that vehicle is authorised to be used in the said restricted road and further providing that no vehicle shall (a) wait in any layby for a longer period than 30 minutes between the hours of 9 a.m. and 6 p.m., Monday to Saturday, inclusive, or (b) return if a period of less than 1 hour has elapsed since the termination during the said hours of the last period of waiting of the vehicle in the road; or

- (v) the vehicle is being used in pursuance of statutory powers and duties and in particular, but without prejudice to the generality of the foregoing, it is being used in connection with police, fire brigade or ambulance purposes; or

- (vi) the vehicle cannot conveniently be used for such purpose in any other road and is being used in the restricted road in connection with any building operation or demolition, the removal of any obstruction to traffic, the maintenance, improvement or reconstruction of the road or the laying, erection, alteration, maintenance or repair in or adjacent to the said restricted road of any sewer or of any main pipe or apparatus for the supply of gas, water or electricity or of any telegraphic line or street lighting apparatus or any traffic sign or parking meter; or

- (vii) the vehicle 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; or

(viii) the vehicle is being used in connection with funeral operations or for bridal purposes; or

(ix) the vehicle is a disabled person's vehicle which displays in the relevant position a disabled person's badge issued by a local authority in exercise of its powers under section 21(1) of the Chronically Sick and Disabled Persons Act 1970 and further providing that no vehicle shall (a) wait other than in the designated area, (b) wait for a longer period than 2 hours between the hours of 9 a.m. and 6 p.m., Monday to Saturday, inclusive, or (c) return 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 the road.

PART V

ISSUE AND RE-ISSUE OF PERMITS AND CONDITIONS ATTACHING THERETO

6. (i) Issue and re-issue of permits shall be by an authorised officer of the Council.

(ii) Each permit will relate to one vehicle or company and permits will only be issued to occupiers of businesses and residents of Quarry Street and Lamb Street or any other person/body who can give justification for requiring entry to these streets.

- (iii) The number of permits issued to any one person or body will be at the discretion of an authorised officer of the Council.

- (iv) Permits will be renewed annually on request by the holder provided he/she has conformed to the conditions as laid down by the Regional Council. The expired permit must be surrendered before a new permit will be issued.

- (v) The permit must be prominently displayed on the windscreen of the vehicle in respect of which it has been issued. Any alteration to the Company name or vehicle registration covered by the permit must be reported as soon as possible by letter or in person to the authorised officer of the Council in order that satisfactory arrangements can be made.

- (vi) The permit is the property of and must be returned to the authorised officer of the Council when the holder vacates his/her premises. The permit is not transferrable.

- (vii) The permit allows access to Quarry Street (and Lamb Street) at all times but no vehicular access is permitted to Regent Way.

- (viii) Permit Holders are restricted to "Waiting and loading limited to 30 minutes - return prohibited within one hour" Monday to Saturday 9 a.m. to 6 p.m., on Quarry Street. Outwith these times there are no restrictions on waiting for permit holders.

- (ix) Parking by permit holders is only permitted in the areas provided. These areas will be delineated and enclosed by lines of road studs and bollards. Parking outwith these areas is not permitted at any time under any circumstances. The areas of blocks coloured grey or buff are solely for pedestrian use and any parking within these areas is prohibited. If there are no designated spaces available the vehicle must leave Quarry Street.

- (x) The loss or theft of a permit should immediately be reported to the authorised officer of the Council.

- (xi) In the event of any breach of any of the aforementioned conditions the permit relating to the offending vehicle may be withdrawn.

PART VI

AMENDMENT OF EXISTING ORDERS

7. The Orders specified in the Schedule to this Order shall have effect subject to the amendment specified in that Schedule.

Sealed with the Common Seal of The Strathclyde Regional Council and subscribed for them and on their behalf by James Hanlon and Robert Campbell, two of their members and, Iain McNaughton Stuart, their Depute Chief Executive, all at Glasgow on the Fourteenth day of May, Nineteen hundred and eighty four.

J Hanlon
Robert Campbell
Iain McNaughton Stuart

SCHEDULE

Orders to be Amended

Name of Order

Amendment

The Strathclyde Regional Council
(Hamilton Town Centre) (Traffic
Regulation and Revocation) Order 1978.

There shall be deleted
all reference to Schedule
IV.

The Burgh of Hamilton (Restrictions
on Unloading and Loading) (Town Centre)
Order 1974.

In the Schedule there shall
be deleted all reference to
"Quarry Street - New Cross
to Old Cross - East Side".