

19/09

**South Lanarkshire Council
(Montrose Crescent, Hamilton)
(Waiting Restriction and Amendment)
Order 2018**

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 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 "South Lanarkshire Council (Montrose Crescent, Hamilton) (Waiting Restriction and Amendment) Order 2018" and shall come into operation on the 10th day of June 2019.

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 vehicle" has the same meaning as in The Local Authorities Traffic Orders (Exemptions for Disabled Persons) (Scotland) Regulations 1991;

"disabled person's badge" has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) Regulations 1982 as amended;

"Council" means South Lanarkshire Council;

"residents parking permit" ("permit") means a badge or disc issued by the Council, in accordance with the provisions of this Order, to a person who ordinarily resides in a dwelling house adjacent to the lengths of road specified in the schedule to this order

"telecommunications apparatus" is as defined in the Telecommunications Act 1984.

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

3. No Waiting between certain hours

Save as provided in Articles 6, 7 and 8 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 08:00 and 18:00, Monday to Friday, in the length of road specified in Schedule 1 to this Order.

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.

7. Exemptions to Waiting / Loading Restrictions

Nothing in Article 3 and 4 of this Order shall prevent any person from causing or permitting a vehicle to wait in the lengths of road referred to in the Article 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 :-

- (i) 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 ten minutes in the same place without goods being loaded onto or unloaded from the vehicle ;
- (ii) 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. Disabled Person's Vehicle

Nothing in Article 3 and 4 of this Order shall apply to any disabled person's vehicle which is not causing an obstruction and which displays a valid disabled person's badge issued by a local authority in exercise of its powers under Section 21 of the Chronically Sick and Disabled Persons Act 1970.

9. Permit Conditions

- (i) Issue and re-issue of permits shall be by an authorised officer of the Council.
- (ii) The number of permits issued to any one person or body will be at the discretion of an authorised officer of the Council.
- (iii) Permits will be renewed every two years or any time period designated by the Council on request by the holder provided he/she has conformed to the conditions as laid down by the Council. The expired permit must be surrendered before a new permit will be issued.
- (iv) The permit is the property of and must be returned to the authorised officer of the Council when the holder vacates his/her premises or on request by the Council. The permit is not transferable and must only be used during bona-fide visits to the property issued with the permit of a social or domestic nature.

- (v) The loss or theft of a permit should immediately be reported to the authorised officer of the Council.
- (vi) The permit is only valid in the Zone or Street named on the permit.
- (vii) The residents parking permit shall be displayed on the nearside of the vehicle, behind the glass of the windscreen, in such a position as to ensure that the front side of the permit is clearly visible to any person standing at the front or nearside of the vehicle.
- (viii) Vehicles displaying a permit must park on-street in accordance with the contents of the Highway Code.

In the event of any breach of any of the aforementioned conditions the permit relating to the offending vehicle or company or resident may be withdrawn.

10. Signed for and on behalf of South Lanarkshire Council by Mr. Michael McGlynn, Executive Director Enterprise Resources on the Twenty Third day of April, Two Thousand and Nineteen.

A handwritten signature in black ink, appearing to read 'Michael McGlynn', is written in a cursive style.

Schedule 1

**No Waiting
Monday to Friday
8am to 6pm**

<u>Length of Road within the boundary of South Lanarkshire</u>	<u>Length Affected</u>	<u>Side Affected</u>
Montrose Crescent, Hamilton	From the south-west kerbline of Saffronhall Crescent, south- westwards for a distance of 5 metres or thereby.	Both

Schedule 2

Permit Parking Only 8am to 6pm Monday to Friday, inclusive

<u>Length of Road within the boundary of South Lanarkshire</u>	<u>Length Affected</u>	<u>Side Affected</u>
Montrose Crescent, Hamilton	From a point 6 metres west of the extended west boundary of number 69/71 Montrose Crescent, eastwards, northwards and north-eastwards to a point 5 metres south-west of the extended south-west kerbline of Saffronhall Crescent, a distance of 205 metres or thereby. (measured along the centre line and taking in the turning circle)	Both
Montrose Crescent, Hamilton	From a point 46 metres south-west of the extended south-west kerbline of Saffronhall Lane, south-westwards to the extended north-east kerbline of Saffronhall Crescent, a distance of 30 metres or thereby.	South-east

Schedule 3

Orders to be amended

Name of Order

Extent of Amended

South Lanarkshire Council (Montrose Crescent/Guthrie Street, Hamilton)
(Consolidation) Order 2006

In **SCHEDULE 3**, where it appears for the first time, **delete:-**

"Montrose Crescent"

"From the south-west kerbline of Saffronhall Crescent, south-westwards for a distance of 30 metres or thereby."

"Both"



SCALE	1 : 1500
DATE	14/09/2018
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<p>Key to Restriction Types Displayed</p> <p>No Waiting</p> <p>Waiting permitted for Resident Permit Holders</p>	
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