

**DUMFRIES AND GALLOWAY COUNCIL
(MOFFAT CAR CLUB PARKING SPACES) ORDER 2014**

The Dumfries and Galloway Council (hereinafter referred to as 'the Council') in exercise of their powers under Sections 1, 32 and 35 of the Road Traffic Regulation Act 1984 and of all other powers and after consultation with the Chief Constable in accordance with Part III of Schedule 9 of that Act hereby make the following Order:-

1. Citation

This Order may be cited as the Dumfries and Galloway Council (Moffat Car Club Parking Spaces) Order 2014.

2. Commencement

The provisions of this Order shall come into force on 20 October 2014.

3. Interpretation

a) The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

b) In this Order, except where the context requires otherwise, the following expressions have the meanings hereby respectively assigned to them;

"Car Club Bay" means any Parking Place or Parking Bay which is signed or marked as being reserved for use by a Car Club vehicle,

"Car Club Vehicle" means a vehicle with the appropriate livery and displaying a car club parking sign owned or operated by a body approved by the Council for that purpose.

4. Save as provided for in Article 5 and 6 of this Order, this Order applies to all Car Club Bays marked with traffic signs and road markings in accordance with the Traffic Signs Regulations and Directions 2002 as amended at the location specified in the Schedule to this Order indicating an area within which no person shall cause any vehicle to wait at any time.

5. Nothing in Article 4 shall prohibit any person from causing a Car Club Vehicle from waiting in any Car Club Bay.

6. Nothing in Articles 4 or 5 of this Order shall prevent any person from causing or permitting a vehicle to wait in the lengths of road referred to in those articles for so long as it may be necessary:-

a) 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 lengths of roads so referred to or the laying, erection, alteration or repair in or near to any of the said lengths of road, of any sewer or of any main, pipe or apparatus as defined in sub-paragraph (1) of Schedule 2 of the Telecommunications Act 1984;

b) 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.

c) For Fire and Rescue Service, Police, Ambulance Service or other emergency service.

7. The restrictions imposed by this Order shall be in addition to and not in derogation of any restrictions or requirement imposed by any regulations made or having effect as if made under the Road Traffic Regulation Act 1984 as aforesaid or by or under any other enactment.

This Order, together with the Schedule annexed hereto is executed on behalf of and as authorised by Dumfries and Galloway Council by: Gillian McNaught Solicitor and Proper Officer at Dumfries on Eighth day of October 2014.

.....Gillian McNaught.....Proper Officer

Schedule

Road No./Street Name

Location

A701 High Street, Moffat

Space 01 - One space on the west side: from a point 1 metre south of the access to the Moffat House Hotel southwards for a distance of 2.4 metres or thereby.

Police Station access road off High Street, Moffat

Space 02 – One space on the southern side of the Police Station access road High Street.

This is the Schedule referred to in the foregoing Dumfries and Galloway Council (Moffat Car Club Parking Spaces) Order 2014

.....Gillian McNaught.....Proper Officer