

FALKIRK COUNCIL

THE FALKIRK COUNCIL (BANK STREET/RASHIEHILL ROAD, SLAMANNAN) (PROHIBITION AND RESTRICTION ON WAITING) (AMENDMENT No1) (TRO/14/038) ORDER 2015

The FALKIRK COUNCIL in exercise of the powers conferred on it under Sections 1(1) and (2), 2(1) to (3), 4(2), 32(1), 35(1), 49 and 53 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984, as amended, (hereinafter referred to as "the 1984 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 1984 Act, hereby make the following Order:-

1. This Order may be cited as "The Falkirk Council (Bank Street/Rashiehill Road, Slamannan)(Prohibition and Restriction on Waiting)(Amendment No1) Order 2015" and shall come into operation on the 7 day of May, Two Thousand and Fifteen.
2. This Order shall revoke The Falkirk Council (Bank Street/Rashiehill Road, Slamannan)(Prohibition and Restriction on Waiting) Order 2004 in so far as it relates to Bank Street, Item 5 in Schedule 2.
3. (1) In this Order, except where the context otherwise requires, the following expressions have the meaning hereby respectively assigned to them:-
 - (a) "disabled person's badge" has the same meaning as in regulation 2(1) of the Disabled Persons (Badges for Motor Vehicles)(Scotland) Regulations 2000, as amended;
 - (b) "relevant position" means
 - (i) in the case of a vehicle fitted with a dashboard or facia panel, so that Part 1 of the badge is legible from outside the vehicle; or
 - (ii) in the case of a vehicle not fitted with a dashboard or facia panel in a conspicuous position on the vehicle so that Part 1 of the badge is legible from outside the vehicle;
 - (c) "road" has the same meaning as in Section 151 of the Roads (Scotland) Act 1984 and includes any verge or footway.
- (2) The restrictions imposed by this Order shall be in addition to and not in derogation of any restrictions or requirements imposed by any regulations made or having effect as if made under the Act of 1984 or by any other enactment.
- (3) The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
4. Save as provided in Articles 5 and 6 of this Order, no person shall, except upon the direction or with the permission of a police constable in uniform or a traffic warden, cause or permit any vehicle to wait at any time on the lengths of roads specified in Schedule 1 to this Order and shown on the plan annexed hereto.

5. Nothing in Article 4 of this Order shall prevent any person from causing or permitting a vehicle to wait on the lengths of roads referred to in that Article for so long as it may be necessary:-
- (a) to enable persons to board or alight from the vehicle; or
 - (b) to enable goods to be loaded onto or unloaded from the vehicle; or
 - (c) 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 the lengths of road so referred to or the laying, erection, alteration, or repair in or near to the said lengths of road, of any sewer or any main, pipe or apparatus for the supply of gas, water or electricity, or of any telecommunication apparatus as defined in sub-paragraph 1(1) of Schedule 2 to the Telecommunications Act 1984, or cleansing, ambulance, fire brigade or police purposes; or
 - (d) 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 or duties;
 - (e) if the vehicle is in actual use in connection with a funeral undertaking.
6. Nothing in Article 4 shall apply to:-
- (a) any vehicle which is not causing an obstruction and lawfully displays in the relevant position a disabled person's badge issued by a local authority in exercise of the powers under Section 21(1) of the Chronically Sick and Disabled Persons Act 1970;
 - (b) any vehicle being used by a medical practitioner visiting patients on professional calls when such a vehicle bears, in a conspicuous position, the appropriate identification badge.

DATED THIS 23 DAY OF MARCH TWO THOUSAND AND FIFTEEN

Head of Roads and Design
Abbotsford House
Davids Loan
Falkirk
FK2 7YZ

Schedule 1

Roads in Falkirk

No waiting at any time

Bank Street

On the north side thereof:

- a) from a point 8 metres or thereby west of the projected western kerblines of Rashiehill Road in a westerly direction for a distance of 140 metres or thereby.

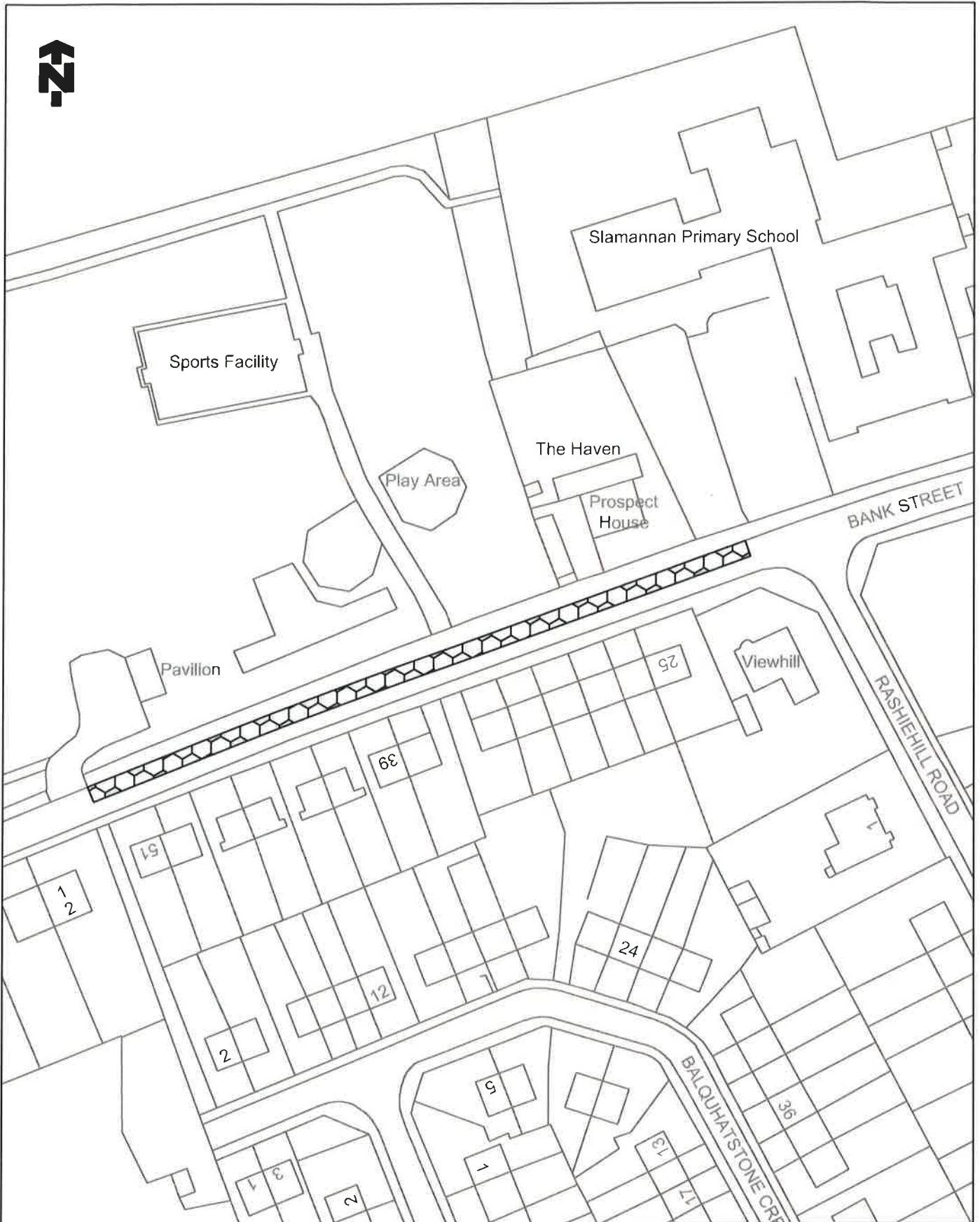
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(PROHIBITION AND RESTRICTION ON WAITING)
(AMENDMENT No1) ORDER 2015**

Statement of Reasons for Making the Order

In the interests of road safety, waiting on the north side of Bank Street will be prohibited on the approach to where the school crossing patrol officer operates. This will improve visibility for drivers and for pedestrians crossing the road.

Head of Roads and Design
Abbotsford House
Davids Loan
Falkirk
FK2 7YZ



TITLE OF ORDER
THE FALKIRK COUNCIL (BANK STREET/RASHIEHILL ROAD, SLAMANNAN)
(PROHIBITION AND RESTRICTION ON WAITING)
(AMENDMENT No1) ORDER 2015

LEGEND



NO WAITING AT ANY TIME



Falkirk Council
 Development Services (Roads)
 Engineering Design
 Abbotsford House, Dew's Loan
 Falkirk FK2 7YZ
 Tel: 01324 504850 Fax: 01324 504850
 Director: Rhona Gelder

SCALE

1:1000@A4

DRAWN

DEHG

DATE 11/12/14

CHECKED

RS

DATE 11/12/14

APPROVED

RS

DATE 11/12/14

DRAWING NO.

TRO/14/038/1

FALKIRK COUNCIL

THE FALKIRK COUNCIL (BANK STREET/RASHIEHILL ROAD, SLAMANNAN) (PROHIBITION AND RESTRICTION ON WAITING) (AMENDMENT NO.1) (NO.TRO/14/038) ORDER 2014

The Council has made the above named Order under the Road Traffic Regulation Act 1984 as described in the Falkirk Herald of 29/01/15.

1. Full details may be inspected at Abbotsford House, Davids Loan, Falkirk and One-Stop Shop, Callendar Sq, Falkirk, Mon-Fri between 9.30am – 4.30pm, between 26/03/15 - 07/05/15 and <http://www.tellmesotland.gov.uk/>.
2. Any person wishing to question the validity of the order or any of its provisions on the grounds that it is not within the powers of the relevant Act or that a requirement of any such enabling Act or of any relevant regulations made thereunder has not been complied with may, within 6 weeks from 26/03/15, make application for the purpose to the Court of Session.

Head of Roads & Design

Falkirk Council
Abbotsford House
Davids Loan
FALKIRK
FK2 7YZ