

FALKIRK COUNCIL

THE FALKIRK COUNCIL (PROHIBITION OF WAITING) (ARNOTHILL, FALKIRK) ORDER 2019

Falkirk Council, in exercise of the powers conferred upon them by Section 1(1) and (2), 2(1) to (3), 4(1) and (2), 32(1), 35(1) and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 and all other powers enabling them in that behalf, and having satisfied themselves in accordance with Section 3 of the said Act of 1984, and after consultation with the Chief Constable in accordance with Part III of Schedule 9 to the said Act of 1984, hereby make the following Order:-

1. This Order may be cited as "The Falkirk Council (Prohibition of Waiting) (Arnothill, Falkirk) Order 2019" and shall come into operation on the 25 day of July, 2019

2. (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.
3. Save as provided in Articles 4 and 5 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.
4. Nothing in Article 3 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.

5. Nothing in Article 3 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 3 Day of June 2019

Head of Design, Roads and Transport
Falkirk Council
Abbotsford House
Davids Loan
FALKIRK
FK2 7YZ

SCHEDULE 1

Roads in Falkirk

Side and section of road on which Waiting is Prohibited at Any Time

Arnothill

On the west side thereof:

- a) from a point 39 metres or thereby south of the projected southern kerbline of Camelon Road, in a southerly direction for a distance of 12 metres or thereby.
- b) from the projected northern kerbline of Arnothill Lane, in a northerly direction for a distance of 22 metres or thereby.
- c) from a point 31 metres or thereby north of the projected northern kerbline of Arnothill Lane, in a northerly direction for a distance of 12 metres or thereby.

On the east side thereof:

- a) from the projected northern kerbline of Arnothill, in a northerly direction for a distance of 10 metres or thereby.

On the north side thereof:

- b) from the projected eastern kerbline of Arnothill, in an easterly direction for a distance of 10 metres or thereby.

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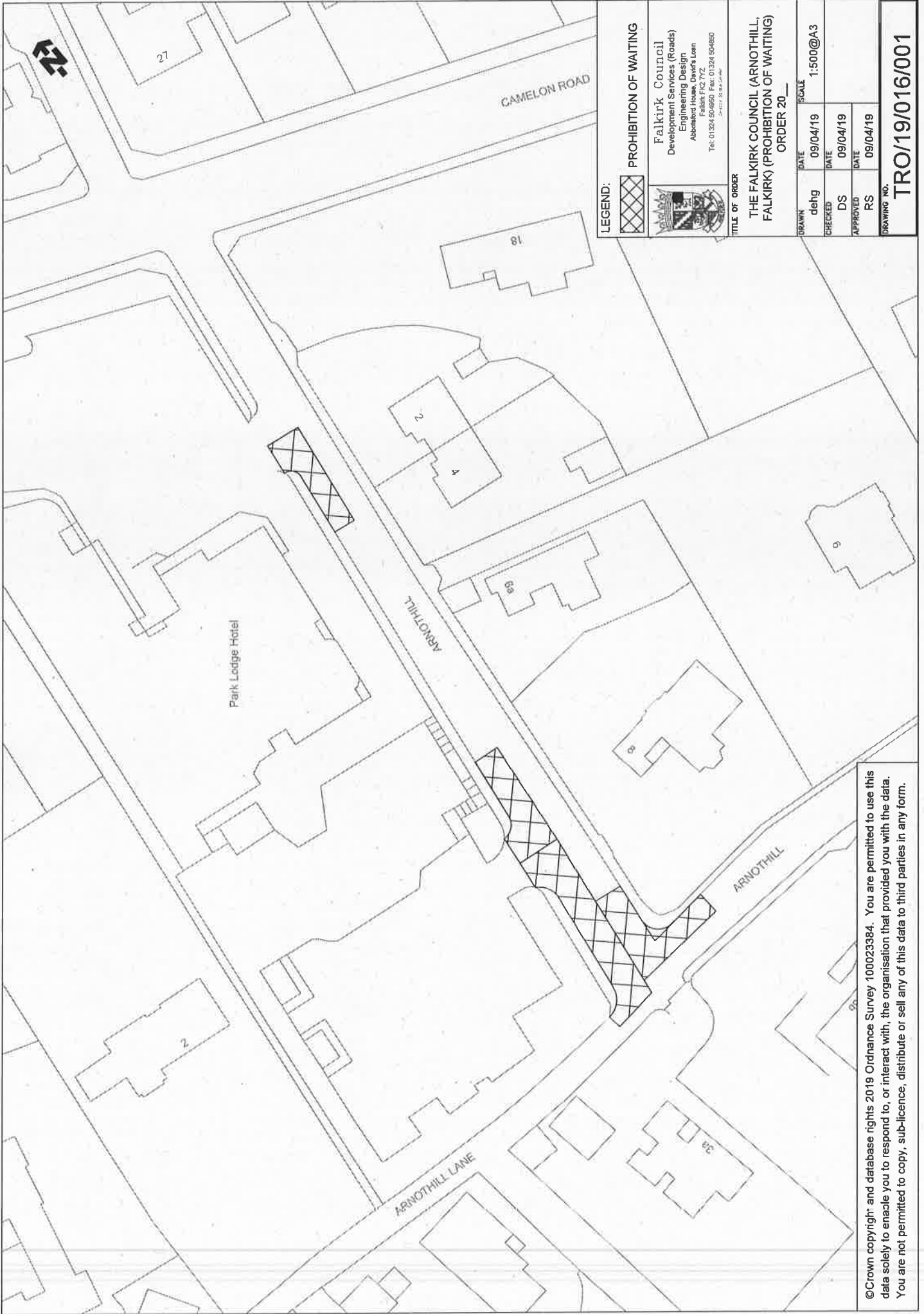
**THE FALKIRK COUNCIL (PROHIBITION OF WAITING)
(ARNOTHILL, FALKIRK) ORDER 2019**

Statement of Reasons for Making the Order


In the interests of road safety and to improve visibility for drivers and pedestrians, parking on sections of Arnothill will be prohibited


Head of Design, Roads and Transport

Falkirk Council
Abbotsford House
Davids Loan
FALKIRK
FK2 7YZ



LEGEND:

 **PROHIBITION OF WAITING**



Falkirk Council
 Development Services (Roads)
 Engineering Design
 Abbotsford House, David's Loan
 Falkirk FK2 7YZ
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TITLE OF ORDER

THE FALKIRK COUNCIL (ARNOTHILL,
 FALKIRK) (PROHIBITION OF WAITING)
 ORDER 20__

DRAWN	DATE	SCALE
dehg	09/04/19	1:500@A3
CHECKED	DATE	
DS	09/04/19	
APPROVED	DATE	
RS	09/04/19	

DRAWING NO.

TRO/19/016/001

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FALKIRK COUNCIL

The Council has made the below named Order under the Road Traffic Regulation Act 1984 as described in the Falkirk Herald of 2nd May 2019.

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 13/06/19– 25/07/19 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 13/06/19, make application for the purpose to the Court of Session.

THE FALKIRK COUNCIL (ARNOTHILL, FALKIRK)(PROHIBITION OF WAITING) ORDER 2019

THE FALKIRK COUNCIL (ON-STREET PARKING SPACES FOR DISABLED PERSONS)(REVOCATION NO. 643) ORDER 2019

THE FALKIRK COUNCIL (ON-STREET PARKING SPACES FOR DISABLED PERSONS)(REVOCATION NO. 642) ORDER 2019

Head of Design, Roads and Transport

Falkirk Council
Abbotsford House
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