

## FALKIRK COUNCIL

### THE FALKIRK COUNCIL (ON-STREET PARKING SPACE FOR DISABLED PERSONS) (NO.TRO/DB/19/083) ORDER 2019

Falkirk Council in exercise of their powers under the Road Traffic Regulation Act 1984, as amended (hereinafter referred to as “the 1984 Act”), the Disabled Persons’ Parking Places (Scotland) Act 2009 and of all other enabling powers, and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 of the 1984 Act, hereby make the following Order:-

1. This Order may be cited as “The Falkirk Council (On-Street Parking Space for Disabled Persons) (No.TRO/DB/19/083) Order 2019” and shall come into operation on the 6 day of August, Two Thousand and Twenty.
2. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
3. The effect of this Order will be to designate the section of road described in the Schedule hereto as a parking space for disabled persons’ vehicles.
4. In this Order “disabled person’s vehicle” means a vehicle lawfully displaying, in the relevant position, a disabled person’s badge issued by a local authority in exercise of its powers under S21(1) of the Chronically Sick and Disabled Persons Act 1970.
5. Any person duly authorized by the Council may suspend the use of a parking space designated in this Order or any part thereof whenever he considers such suspension reasonably necessary:-
  - (a) for the purpose of facilitating the movement of traffic or promoting its safety;
  - (b) for the purpose of any building operation, demolition or excavation in or adjacent to the parking place or the maintenance, improvement or reconstruction of the parking place or the laying, erection, alteration, removal or repair in or adjacent to the parking place of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or any telecommunication apparatus as defined in sub-paragraph 1(1) of Schedule 2 to the Telecommunications Act 1984, traffic sign, road marking or parking ticket machine;
  - (c) on any occasion on which it is likely by reason of some special attraction or procession that any street will be thronged or obstructed;
  - (d) for any other purpose which the Council may from time to time see fit and which has received their prior approval.
6. Any person suspending the use of a parking place designated in this Order or any part thereof in accordance with the provisions of Article 5 shall thereupon place or cause to be placed in or adjacent to any part of that parking place the use of which is suspended a traffic sign indicating that waiting by vehicles is prohibited.
7. No person shall cause or permit a vehicle to be left in any part of a parking place designated in this Order during such period as there is in or adjacent to that part of the parking place a traffic sign placed in pursuance of Article 6. Provided that nothing in this paragraph shall render it unlawful to cause or permit any vehicle being used for fire brigade, ambulance or police emergency purposes to be left or any other vehicle to be so left if that vehicle is left with the permission of the person suspending the use of the

parking place or the part thereof in pursuance of Article 5 or of a police constable in uniform or of a traffic warden.

8. (a) Every vehicle left in a parking place designated in this Order shall stand wholly within the limits of that parking place.
- (b) if the length or width of a parking place designated in this Order precludes compliance with the provisions of paragraph (a) hereof, such a vehicle shall stand in such a manner that the distance between the said kerb or edge of carriageway and the nearest wheels of the vehicle is not more than 0.3 metres.

**Dated this 19 day of June, 2020**

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**Head of Design, Roads and Transport**

Falkirk Council  
Abbotsford House  
Davids Loan  
FALKIRK  
FK2 7YZ

## **SCHEDULE**

### **Location of Parking Space for Disabled Person's Vehicles**

Jeffrey Terrace, Polmont

On the south side of Jeffrey Terrace from the projected west boundary line of 3 Jeffrey Terrace in an easterly direction for a distance of 7 metres or thereby.

**FALKIRK COUNCIL**

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(NO.TRO/DB/19/083) ORDER 2019**

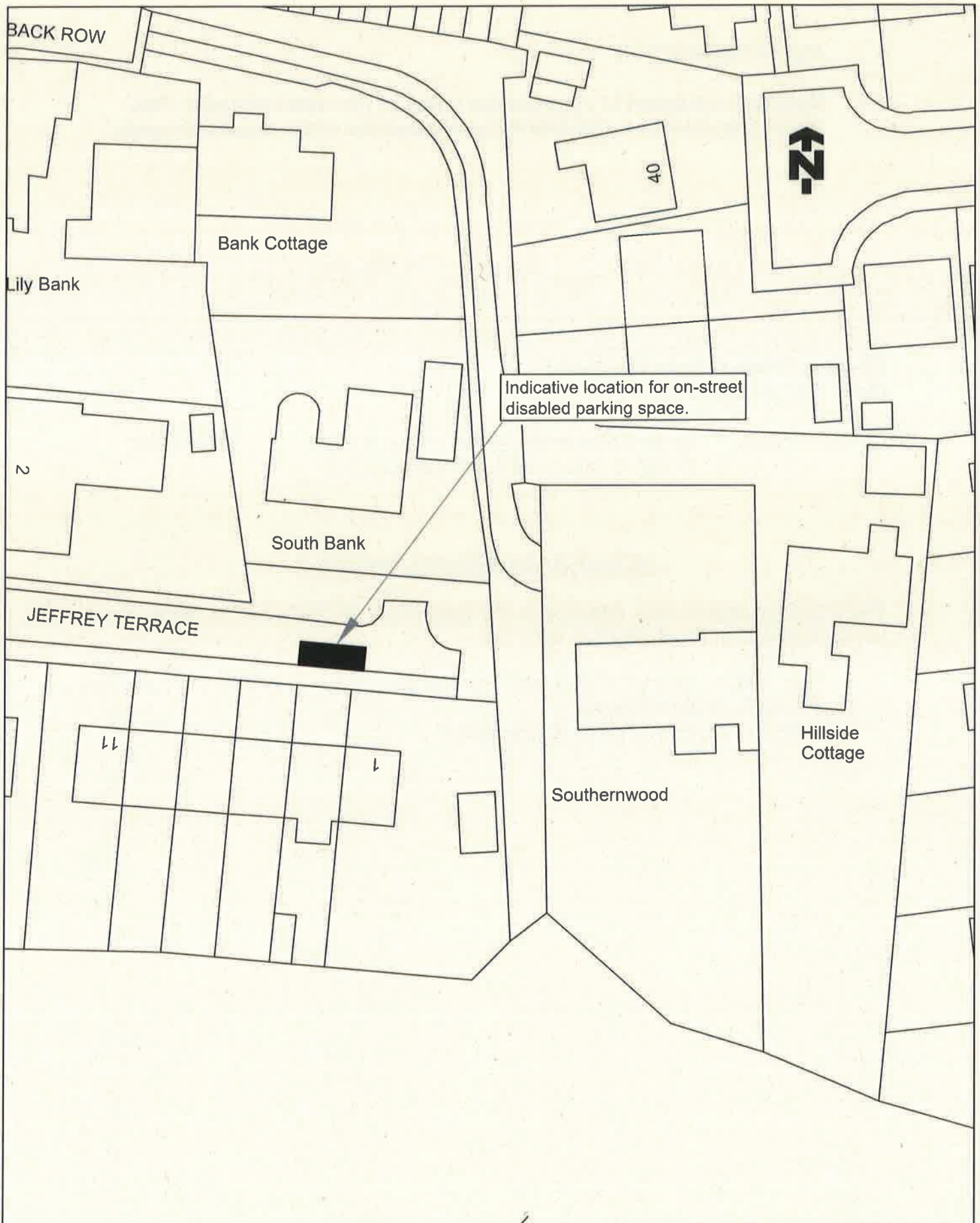
**Statement of Reasons for Making the Order**

The parking space is required for the use of persons who hold a current disabled person's badge and who meet the requirements contained in the Disabled Persons' Parking Places (Scotland) Act 2009.

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**Head of Design, Roads and Transport**

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TITLE OF ORDER

THE FALKIRK COUNCIL (ON-STREET PARKING SPACE FOR DISABLED PERSONS) (NO TRO/DB/19/083) ORDER 2019



**Falkirk Council**  
 Development Services (Roads)  
 Engineering Design  
 Abbotstord House, Devond's Loan  
 Falkirk FK2 7YZ  
 Tel 01324 504950 Fax 01324 504850  
 Director: Rhona Gesler

SCALE	DRAWN	CHECKED	APPROVED
1:500@A4	GJ	DEHG	RS
	DATE	DATE	DATE
	09/10/19	14/10/19	14/10/19

DRAWING NO  
**TRO/DB/19/083/001**

## **FALKIRK COUNCIL**

The Council has made the below named Order under the Road Traffic Regulation Act 1984 as described in the Falkirk Herald of 31<sup>st</sup> October, 2019.

1. Full details may be inspected online at <http://www.tellmescotland.gov.uk/> or from Abbotsford House, Davids Loan, Falkirk by contacting [adteam3.ds@falkirk.gov.uk](mailto:adteam3.ds@falkirk.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 25/06/20, make application for the purpose to the Court of Session.

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