

THE MORAY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984, AS AMENDED

THE MORAY COUNCIL (VARIOUS STREETS, ROTHES – AMENDMENTS TO EXISTING WAITING RESTRICTIONS) ORDER 2017

The Moray Council in exercise of its powers conferred upon it by the Road Traffic Regulation Act, 1984, as amended and all other enabling powers, and after consultation with the Chief Constable in accordance with Part III of Schedule 9 to the 1984 Act, hereby makes the following order:-

GENERAL

1. This Order may be cited as "The Moray Council (Various Streets, Rothes – Amendments to Existing Waiting Restrictions) Order 2017" and will come into operation on *(date to be inserted)*.
2. The effect of the amendments will be to remove a short length of double yellow lines on Station Street, Rothes and add a short length of double yellow lines on Station Lane, Rothes. The roads affected are as specified in the Schedule to this Order.
3. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

PROHIBITION OF WAITING

4. Save as provided for in Article 5 & 6 of this Order, no person, except upon the direction of or with the permission of a Police Constable in uniform, shall cause or permit any vehicle to wait in any of the length of road as listed in Schedule 1 to this Order, during the prohibited hours.

EXEMPTION FROM WAITING RESTRICTIONS

5. Nothing in Article 4 of this Order shall prevent any person from causing or permitting a vehicle to wait in any of the length of road referred to in that Article for so long as may be necessary to:
 - a) enable a person to board or alight from their vehicle;
 - b) enable goods to be loaded or unloaded from the vehicle;
 - c) enable the vehicle if it cannot be conveniently used for such purpose on any other road to be used in connection with any building operation or demolition, removal of any obstruction to traffic, the maintenance, improvement or reconstruction of any of the said length of road or parts thereof or the laying, erection, alteration or repair of any sewer or any main, pipe or apparatus for

the supply of gas, water or electricity or of any telegraphic lines as defined in the Telegraphic Act 1878; or

- d) enable a vehicle owned by a funeral undertaker or owner of funeral vehicles, to be used for a purpose connected with a funeral but only on occasion when it cannot conveniently be used for such purpose of any other road.
6. Nothing in Article 5 of this order shall prevent any disabled person's vehicle, which is not causing an obstruction and which displays in a relevant position, a disabled person's badge issued by a Local Authority in exercise of its powers under Section 21(1) of the Chronically Sick and Disabled Persons Act 1970 from waiting in line with Local Authorities (Traffic Orders) exemptions for Disabled person (Scotland) Regulations 2002.

GENERAL

7. Upon the coming into effect of this Order any orders made or having effect as if made under the Road Traffic Regulation Act, 1984 and existing at the time when this Order comes into operation which impose a restriction or prohibition of waiting on any of the lengths of road specified in the Schedule to this Order, are hereby revoked. In particular this Order will revoke those parts of The Moray Council (Various Streets, Rothes – Waiting Restrictions) Order 2013 relating to Station Lane 'North Side' and Station Street 'North and West Side' and replaces them with the provisions contained in the Schedule to this Order.

Given under the Seal of The Moray Council on (date to be inserted) 2017

Legal Services Manager (Property and Contracts)

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(VARIOUS STREETS, ROTHES – AMENDMENTS TO EXISTING WAITING
RESTRICTIONS) ORDER 2017**

SCHEDULE

“NO WAITING AT ANY TIME”

ROADS IN ROTHES	LOCATION	PROPOSAL
Station Street	North and West Side From the projected east kerblines of New Street in an easterly direction and then a northerly direction for a distance of 113 metres or thereby.	Revoke
Station Lane	North Side From the projected east kerblines of New Street in an easterly direction for a distance of 15 metres or thereby.	Revoke
Station Street	North and West Side From the projected east kerblines of New Street in an easterly direction and then a northerly direction for a distance of 59 metres or thereby. From a point 80 metres from the projected east kerblines of New Street in a northerly direction of 21 metres or thereby.	New Restriction
Station Lane	North Side From the projected east kerblines of New Street in an easterly direction for a distance of 39 metres or thereby.	New Restriction

Legal Services Manager (Property and Contracts)