

THE MORAY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984, AS AMENDED

THE MORAY COUNCIL (FINDHORN CONSOLIDATION AND ASSOCIATED AMENDMENTS TO EXISTING WAITING RESTRICTIONS) ORDER 2019

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 (Findhorn Consolidation and Associated Amendments to Existing Waiting Restrictions) Order 2019" and will come into operation on 14th August 2019.
2. The effect of the amendments will be to remove a small length of restriction no longer required and introduce short extensions to existing restrictions where parked vehicles are creating difficulty for road users on corners or junctions. 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 of 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

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 The Grampian Regional Council (Various Streets, Findhorn)(Waiting Restrictions) Order 1984; Schedule 1 of The Grampian Regional Council (Findhorn) (Traffic Management) Order 1995; The Moray Council (Prohibition of Waiting, Beach Road, Findhorn) Order 1997; The Moray Council (Prohibition of Waiting, Beach Road, Findhorn) Order 2000; The Moray Council (Beach Road, Findhorn – Waiting Restrictions) Order 2003; The Moray Council (Beach Road, Findhorn - Alteration to Existing Prohibition of Waiting) Order 2004 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) 2019

Legal Services Manager

THE MORAY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984, AS AMENDED

**THE MORAY COUNCIL (FINDHORN CONSOLIDATION AND
ASSOCIATED AMENDMENTS TO EXISTING WAITING RESTRICTIONS)
ORDER 2019**

SCHEDULE

“NO WAITING AT ANY TIME”

	<u>Location – Findhorn</u>	<u>Description</u>
Restriction “No Waiting at Any Time”	B9011 Main Road (East side)	From the projected south kerbline of The Square in a southerly direction for a distance of 83 metres or thereby.
	B9011 Main Road (West side)	From the projected north kerbline of The Square in a southerly direction for a distance of 42 metres or thereby.
	B9011 Main Road (Foreshore east side)	From a point 44 metre south of the projected south building line of 195 Findhorn onto the east kerbline in a northerly direction for a distance of 294 metres or thereby.
	B9011 Main Road (Foreshore west side)	From a point 1 metre south of the projected south building line of 195 Findhorn onto the west kerbline in a southerly direction for a distance of 92 metres or thereby.
	B9011 Main Road (West side)	From a point 11 metres north of the projected north building line of 123 Findhorn onto the west kerbline in a northerly direction for a distance of 26 metres or thereby.
	B9011 Main Road (West side)	From the northeast corner of the James Milne Institute in a southerly direction for a distance of 37 metres or thereby.
	B9011 Main Road (East side)	From the northwest corner of the Crown and Anchor Inn in a southerly direction for a distance of 58 metres or thereby.
	B9011 Main Road (West side)	From the southeast corner of “Havenbank” in a northerly direction for a distance of 16 metres or thereby.
	B9011 Main Road (North side)	From Yacht Club Road to Culbin Sands Road a distance of 42 metres or thereby.

	B9011 Main Road (North side)	From the projected east kerbline of Culbin Sands Road in a easterly then southerly direction for a distance of 23 metres or thereby.
	B9011 Main Road (South side)	From the northwest corner of the Crown and Anchor Inn in a easterly then southerly direction for a distance of 71 metres or thereby.
	B9011 Main Road (East side)	From a point 3 metres south of the projected south building line of 75 Findhorn onto the kerbline in a southerly direction for a distance of 10 metres or thereby.
	B9011 Main Road (West side)	From a point 5 metres south of the projected north gable line of 76 Findhorn onto the kerbline in a southerly direction for a distance of 194 metres or thereby.
	Yacht Club Road (East side)	From B9011 Main Road to Caledon Place a distance of 114 metres or thereby.
	Caledon Place (Both sides)	From Yacht Club Road to Culbin Sands Road a distance of 61 metres or thereby.
	Culbin Sands Road (West side)	From the projected north kerbline of Caledon Place in a northerly direction for a distance of 23 metres or thereby.
	Culbin Sands Road (West side)	From the projected south kerbline of Caledon Place in a southerly direction for a distance of 15 metres or thereby.
	Culbin Sands Road (West side)	From the northern channel of the B9011 Main Road in a northerly direction for a distance of 20 metres or thereby.
	Culbin Sands Road (East side)	From the northern channel of the B9011 Main Road in a northerly direction for a distance of 152 metres or thereby.
	B9011 Findhorn – Kinloss Road (Both sides)	From a point 198 metres south of the intersection of the projected centre line of the east – west Kinloss Army Barracks runway northwards for 396 metres or thereby.
Restriction to be removed “No waiting Mon – Thur 0800 – 1500”	B9011 Beach Road (West Side)	From the south side of No 94, for 13m Northwards.

Orders to be Revoked	<p>The Grampian Regional Council (Various Streets, Findhorn)(Waiting Restrictions) Order 1984. Schedule 1 of The Grampian Regional Council (Findhorn) (Traffic Management) Order 1995. The Moray Council (Prohibition of Waiting, Beach Road, Findhorn) Order 1997. The Moray Council (Prohibition of Waiting, Beach Road, Findhorn) Order 2000.</p> <p>The Moray Council (Beach Road, Findhorn – Waiting Restrictions) Order 2003. The Moray Council (Beach Road, Findhorn - Alteration to Existing Prohibition of Waiting) Order 2004.</p>
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Legal Services Manager