

**THE PERTH AND KINROSS COUNCIL
ROAD TRAFFIC REGULATION ACT 1984**

**THE PERTH AND KINROSS COUNCIL (AUCHTERARDER)
(WAITING RESTRICTIONS) ORDER 1999**

(06/99)

The Perth and Kinross Council in exercise of their powers conferred on them by Section 1(1) and (2), 2(1) to (3) and 4(2) of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 (which Act of 1984 is hereinafter referred to as "the Act") and of all other powers enabling them in that behalf and after consultation with the Chief Constable in accordance with Part III of Schedule 9 to the Act hereby make the following Order:-

PART I

GENERAL PROVISIONS

Commencement and Citation

1. This Order may be cited as "The Perth and Kinross Council (Auchterarder) (Waiting Restrictions) Order 1999" and shall come into operation on the Ninth day of June Nineteen hundred and ninety-nine.

Interpretation

2. (i) In this Order except where the context otherwise requires, the following expressions have the meanings hereby assigned to them:-

"Chief Constable" means the Chief Constable of Tayside;

"Council" means the Perth and Kinross Council;

"disabled person" means a disabled person of a description prescribed by Regulation 5 of the Disabled Persons (Badges for Motor Vehicles) Regulations 1982;

"disabled person's badge" has the meaning assigned to it by Regulation 4 of the Disabled Persons (Badges for Motor Vehicles) Regulations 1982;

"disabled person's vehicle" means a motor vehicle which:-

- (a) is driven by a disabled person, or
- (b) is used by an institution (as defined in the said Regulations of 1982) for carrying disabled persons as passengers, or

- (c) is otherwise used for carrying disabled persons as passengers and is either:-
- (i) a vehicle which is constructed or adapted for the carriage of not more than twelve passengers (exclusive of the driver) and is not a public service vehicle (as defined in Section 1 of the Public Passenger Vehicles Act 1981), or
 - (ii) a dual purpose vehicle as defined in Regulation 3(2) of the Road Vehicles (Construction and Use) Regulations 1986.

and is, in each case, a vehicle which, immediately before or after any period of waiting allowed by virtue of a provision of a kind required by Regulation 4 of The Local Authorities Traffic Orders (Exemptions for Disabled Persons) (Scotland) Regulations 1971 to be included in an Order under the Act of 1984, has been or is to be driven by "**goods**" includes postal packets of any description and in so far as a bank is concerned cash or other valuables or valuable securities and "**delivering**" and "**collecting**" in relation to any goods includes checking the goods for the purpose of their delivery and collection and loading the goods on to or unloading the goods from a vehicle;

"**goods vehicles**" means a motor vehicle constructed or adapted for use for the carriage of goods or a trailer so constructed or adapted;

"**post office letter box**" includes any pillar box, wall box, or other box or receptacle provided by the permission or under the authority of the Postmaster General for the purpose of receiving postal packets for transmission by or under the authority of the Postmaster General;

"**postal packet**" means a letter, postcard, reply postcard, newspaper, printed packet, sample packet, or parcel, and every packet or article transmissible by post, and includes a telegram;

"**Schedule**" means the Schedule to this Order;

"**side**" when used to describe a length of road means that part of a road (including any verge or footway) ex adverso the centre line of the carriageway, in which is laid down appropriate markings in accordance with diagrams 1017, 1018.1, 1028.4 or 1033 of the Traffic Signs Regulations and General Directions 1994;

"**taxi**" has the meaning applied to it by Section 23 of the Civic Government (Scotland) Act 1982 and "**licensed**" in relation to a taxi means operating under a taxi licence as described in Section 10 of the Act of 1982;

“traffic sign” means a sign of any size, colour and type, prescribed or authorised under or having effect as though prescribed or authorised under Section 64 of the Act;

“vehicle” means a vehicle of any description and includes a machine or implement of any kind drawn or propelled along roads whether by animal or mechanical power.

- (ii) For the purposes of Article 3 of this Order a vehicle shall be deemed to wait for more than 30 minutes in a length of road if any point in that length of road is below the vehicle and its load (if any) throughout a period exceeding 30 minutes whether or not the vehicle is moved during that period.
- (iii) Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended by any subsequent enactment.

PART II

PROHIBITIONS AND RESTRICTIONS

Waiting

- 3. Save as provided in Articles 4, 5, 6, 7 and 8 of this Order no person shall, except upon the direction or with the permission of a [person duly authorised in that behalf by the Council]¹, cause or permit any vehicle to wait at any time:-
 - (a) at any time in any length of road specified in Part I of the Schedule;
 - (b) between the hours of 08.30 and 15.00 to 16.00, Monday to Friday in any lengths of road specified in Part II of the Schedule.

PART III

EXEMPTIONS

From Waiting Prohibitions and Restrictions

Personal Access, Statutory Undertakings, Funerals

- 4. Nothing in Article 3 of this Order shall prevent any person from causing or permitting a vehicle to wait in any of the lengths of road specified in the Schedule hereto for so long as may be necessary:-
 - (a) to enable a person to board or alight from the vehicle or to load thereon or unload therefrom his personal luggage;

- (b) 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, demolition or excavation, the removal of any obstruction to traffic, the maintenance, improvement or reconstruction or any of the lengths of road so specified or the laying, erection, alteration or repair in or near to any of the said lengths of road so specified 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;
- (c) to enable the vehicle to be used for Police, Fire Brigade or Ambulance purposes or to enable any vehicle in the service of a local authority to be used in pursuance of statutory powers and duties;
- (d) to enable a vehicle (being a vehicle in the service of the Post Office) to deliver postal packets to premises adjacent to that length of road or to collect postal packets from premises or post office letter boxes adjacent to that length of road;
- (e) to enable a vehicle in the service of a funeral undertaker to be used in connection with a funeral.

Doctors, Disabled Persons, Taxis, Accidents Etc

5. Nothing in Article 3 of this Order shall prevent any person from causing or permitting a vehicle to wait in any of the lengths of road specified in the Schedule if the vehicle is:-
- (a) left by the driver thereof who is a general medical practitioner or a nurse/midwife or a practising veterinary surgeon, and on which is displayed in the relevant position a badge recognised by the [Council]¹, while visiting patients on professional calls or, in the case of a general medical practitioner or a practising veterinary surgeon, near his surgery premises while they are being used for consulting purposes.
 - (b) a disabled person's vehicle which is not causing an obstruction and which is displaying in the relevant position a disabled person's badge issued by any Local Authority in exercise of its powers under Section 21(1) of the Chronically Sick and Disabled Persons Act 1970;
 - (c) a licensed taxi waiting upon a duly appointed stance for taxis;
 - (d) waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid an accident.

Goods Delivery and Collection

- 6. Nothing in Article 3 of this Order shall prevent any person from causing or permitting a vehicle to wait in any of the lengths of road specified in the Schedule to enable the vehicle to be used for the purpose of delivering goods to or collecting goods from premises adjoining these lengths of road: PROVIDED that a vehicle engaged in delivering or collecting goods shall not wait in any of the lengths of road specified in the Schedule for a period of more than thirty minutes at the same place.

Furniture Removal

- 7. Nothing in Article 3 of this Order shall apply so as to restrict the loading or unloading of a vehicle while the vehicle is in actual use in connection with a removal of furniture for so long as may be necessary to conduct such removal from one office or dwellinghouse to another or from any premises to a depository or to such premises from a depository.

Public Service Bus

- 8. Notwithstanding the prohibitions and restrictions elsewhere provided in this Order, the driver of a public service bus may cause or permit that bus to wait in any length of road specified in the Schedule or Schedules to this Order at a bus stop indicated by a road marking complying with either diagram 1025, 1025.1, 1025.2 or 1025.3 shown in the Traffic Signs Regulations and General Directions 1994 and a sign complying with diagram 970 and relative supplementary plate all in terms of said Regulations and General Directions 1994 for a maximum period of 5 minutes or 10 minutes or 15 minutes as specified on the said sign and relative supplementary plate; And for the purposes of this Article "public service bus" means a public service vehicle being used in the provision of a local service within the meaning of the Transport Act 1985.

PART IV

REVOCATION

- 9. The Tayside Regional Council (Auchterarder) (Waiting Restrictions) Order 1989 is hereby revoked:-

SIGNED at PERTH on the TWENTY-SIXTH day of MAY NINETEEN HUNDRED and NINETY-NINE.

.....signed "John C Angus".....
Head of Committee and Administrative Services

SCHEDULE

LENGTHS OF ROAD IN AUCHTERARDER

PART I

NO WAITING AT ANY TIME

1. ABBEY ROAD

- (a) **Northeast side** thereof for a distance of 80 metres or thereby southeast of the intersection of the extended kerbline thereof with the extended southeast kerbline of The Feus:
- (b) **Southwest side** thereof for a distance of 103 metres or thereby southeast of the intersection of the extended kerbline thereof with the extended southeast kerbline of High Street.

2. BACK WYND

Both sides thereof for a distance of 10 metres or thereby northeastwards from the intersection of the extended line of the extended edges of carriageway thereof with the extended northeast kerbline of Castleton Road.

[2A. BEECHTREE PLACE

- (a) East side thereof for a distance of 15 metres or thereby north from the intersection of the extended kerbline thereof with the extended north kerbline of Townhead;
- (b) West side thereof for a distance of 15 metres or thereby north from the intersection of the extended kerbline thereof with the extended north kerbline of Townhead;]²

3. CASTLETON ROAD

- (a) **Northeast side** thereof for a distance of 65 metres or thereby northwestwards from the intersection of the extended kerbline thereof with the extended northwest kerbline of High Street:
- (b) **Southwest side** thereof for a distance of [73]³ metres or thereby northwestwards from the intersection of the extended kerbline thereof with the extended northwest kerbline of Townhead.

[3A. GLENEAGLES HOTEL PRIVATE ACCESS ROADS

(a) STAFF CAR PARK ACCESS ROAD

Both sides thereof for a distance of 10 metres or thereby north from the junction with Orchill Road;

(b) **GLENEAGLES HOTEL ACCESS ROAD**

Both sides thereof for a distance of 20 metres or thereby southwest from the junction with Orchill Road;]⁴

4. **HIGH STREET**[(a) **Northwest side** thereof:]⁵

- (i) for a distance of 15 metres or thereby southwest of the intersection of the extended kerbline thereof with the extended southwest kerbline of Hunter Street;
- (ii) from a point 15 metres or thereby northeast of the intersection of the extended kerbline thereof with the extended northeast kerbline of School Lane southwestwards to a point 38 metres or thereby southwest of the intersection of the extended northwest kerbline of High Street with the extended southwest kerbline of School Lane;
- (iii) from a point 20 metres or thereby northeast of the intersection of the extended kerbline thereof with the extended northeast kerbline of North Croft southwestwards to a point 15 metres or thereby southwest of the intersection of the extended northwest kerbline of High Street with the extended southwest kerbline of North Croft;

[(b) **Southeast side** thereof:]⁵

- (i) for a distance of 15 metres or thereby southwest of the intersection of the extended kerbline thereof with the extended southwest kerbline of Abbey Road.
- (ii) from a point 15 metres or thereby northeast of the intersection of the extended kerbline thereof with the extended northeast kerbline of Montrose Road southwestwards to a point 15 metres or thereby southwest of the intersection of the [extended southeast kerbline of High Street]⁵ with the extended southwest kerbline of Montrose Road;
- (iii) from a point 15 metres or thereby northeast of the intersection of the extended kerbline thereof with the extended northeast kerbline of Ruthven Street southwestwards to a point 15 metres or thereby southwest of the intersection of the [extended northwest kerbline of High Street]⁵ with the extended southwest kerbline of Ruthven Street;
- (iv) from a point 70 metres or thereby southwest of the intersection of the extended kerbline thereof with the extended southwest kerbline of Ruthven Street southwestwards to a point 32 metres or thereby northeast of the intersection of the southeast kerbline

of High Street with the extended northeast kerbline of North Croft;

[(v) from a point 25 metres or thereby southwest of the intersection of the extended kerbline thereof with the extended southwest kerbline of North Crofts southwestwards for a distance of 25 metres or thereby;

(vi) from a point 15 metres or thereby northeast of the intersection of the extended kerbline thereof with the extended northeast kerbline of Rossie Place southwestwards to a point 15 metres or thereby southwest of the intersection of the extended southeast kerbline thereof with the extended southwest kerbline of Rossie Place.]⁵

5. HUNTER STREET

- (a) **East side** thereof for a distance of 26 metres or thereby north of the intersection of the extended kerbline thereof with the extended northeast kerbline of The Feus:
- (b) **West side** thereof for a distance of 35 metres or thereby north of the intersection of the extended kerbline thereof with the extended northeast kerbline of High Street.

6. MONTROSE ROAD

Both sides thereof for a distance of 20 metres or thereby southeast of the intersections of the extended kerblines thereof with the extended southeast kerbline of High Street.

7. NEW SCHOOL LANE

- (a) **East side** thereof for a distance of 20 metres or thereby northwest of the intersection of the extended kerbline thereof with the extended northeast kerbline of High Street:
- (b) **West side** thereof:-
 - (i) for a distance of 20 metres or thereby northwest of the intersection of the extended kerbline thereof with the extended northwest kerbline of High Street;
 - (ii) from a point 76 metres or thereby northwest of the intersection of the extended west kerbline of New School Lane with the extended northwest kerbline of High Street northwestwards to the end of the carriageway.

8. NORTH CROFT

Both sides thereof for a distance of [25]³ metres or thereby northwest of the intersections of the extended kerblines thereof with the extended northwest kerblines of High Street.

[8A. ORCHILL ROAD

- a) **North side** thereof from a point 16 metres or thereby east of the intersection of the kerblines thereof with the extended east kerblines of the entrance to Gleneagles Hotel Equestrian Centre access road westwards for a distance of 353 metres or thereby;
- b) **South side** thereof from a point 16 metres or thereby east of the intersection of the kerblines thereof with the extended east kerblines of the entrance to Gleneagles Hotel Equestrian Centre access road westwards for a distance of 353 metres or thereby.]⁵

9. ROSSIE PLACE

- (a) **Northeast and southeast side** thereof from its junction with High Street southeastwards then southwestwards to the intersection of the east kerblines of Rossie Place with the extended line of the southeast edge of carriageway of Devon Place;
- (b) **Northwest and southwest side** thereof:-
 - (i) from a point 40 metres or thereby southeastwards from the intersection of the extended kerblines thereof with the extended southeast kerblines of High Street southeastwards then southwestwards to its junction with Devon Place;
 - (ii) for a distance of 46 metres or thereby southeastwards from the intersection of the extended southwest kerblines thereof with the extended southeast kerblines of Kincardine Road.

10. RUTHVEN STREET

Both sides thereof for a distance of [50]³ metres or thereby southeast of the intersections of the extended kerblines thereof with the southeast kerblines of High Street.

11. SYDNEY CRESCENT

Both sides thereof for a distance of 15 metres or thereby southeast of the intersections of the extended kerblines thereof with the extended southeast kerblines of Townhead.

12. THE FEUS

- (a) **Northwest side** thereof from its junction with Hunter Street northeastwards to a point opposite a point 22 metres or thereby northeast of the intersection of the extended southeast kerbline of The Feus with the extended northeast kerbline of Abbey Road:
- (b) **Southeast side** thereof for a distance of 26 metres or thereby northeast of the intersection of the extended kerbline thereof with the extended northeast kerbline of Abbey Road.

13. TOWNHEAD

- (a) **Northwest side** thereof from a point 18 metres or thereby east from the intersection of the extended kerbline thereof with the extended east kerbline of Beechtree Place westward to a point 20 metres or thereby west of the intersction of the extended kerbline thereof with the extended west kerbline of Beechtree Place;²
- (b) **Southeast side** thereof from a point 18 metres or thereby northeast of the intersection of the extended kerbline thereof with the extended northeast kerbline of Sydney Crescent southwestwards to a point 17 metres or thereby southwest of the intersection of the extended southeast kerbline of Townhead with the extended southwest kerbline of Sydney Crescent.

PART II

NO WAITING, MONDAY TO FRIDAY,

08.30 TO 09.30 HOURS AND 15.00 TO 16.00 HOURS

1 NEW SCHOOL LANE

East side thereof from a point 20 metres or thereby northwest of the intersection of the extended kerbline thereof with the extended main northwest kerbline of High Street northwestwards for a distance of 71 metres or thereby.

.....signed "John C Angus".....
Head of Committee and Administrative Services

