

11/02

**SOUTH LANARKSHIRE COUNCIL
(PEACOCK CROSS AREA, HAMILTON)
(WAITING RESTRICTION AND AMENDMENT) ORDER 2008**

South Lanarkshire Council in exercise of the powers conferred on them by Sections 1(1), 2(1) to (3) and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("the Act") and of all other enabling powers and after consultation with the Chief Constable of Strathclyde Police in accordance with Part III of Schedule 9 to the Act hereby make the following Order.

1. This Order may be cited as "South Lanarkshire Council (Peacock Cross, Hamilton) (Waiting and Loading Restriction and Amendment) Order 2008" and shall come into operation on the 6th day of January 2011.

2. In this Order the following expressions have the meanings hereby assigned to them:-

"vehicle" unless the context otherwise requires, means a vehicle of any description and includes a machine or implement of any kind drawn or propelled along roads whether or not by mechanical power;

"disabled person's badge" has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) (Scotland) Regulations 2002;

"disabled person's vehicle" has the same meaning as in The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (Scotland) Regulations 2002;

"Council" means South Lanarkshire Council;

3. No waiting at any time

Save as provided in Articles 7 and 8 of this Order no person shall, except upon the direction or with the permission of a police constable in uniform, cause or permit any vehicle to wait at any time in any of the lengths of roads specified in Schedule 1 to this Order.

4. Restrictions limited to a certain number of hours

Save as provided in Articles 7 and 8 of this Order no person shall, except upon the direction or with the permission of a police constable in uniform, cause or permit any vehicle to wait between the hours of 8am and 6pm, Monday to Saturday in any of the lengths of roads specified in Schedule 2 to this Order.

5. Amendments

The Orders specified in Schedule 3 to this Order shall have effect subject to the amendments specified in that Schedule.

6. Revocations

The Order specified in Schedule 4 to this Order is hereby revoked.

7. Exemptions to Waiting and Loading Restrictions

Nothing in Articles 3 and 4 of this Order shall prevent any person from causing or permitting a vehicle to wait in any of the lengths of the roads referred to in those Articles:-

- (i) for so long as may be necessary to enable a person to board or alight from the vehicle or to load thereon or unload there from his personal luggage;
- (ii) for so long as may be necessary 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 any of the lengths of the roads so referred to, or the laying, erection, alteration or repair in or near to any of the said lengths of the roads, of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity, or of any telecommunications apparatus as defined in the Telecommunications Act 1984 ;
- (iii) 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 and duties and in particular, but without prejudice to the generality of the foregoing, to enable the vehicle to be used in connection with police, fire brigade and ambulance purposes ;
- (iv) if the vehicle is 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 ;
- (v) if the vehicle is in the service of or employed by a universal postal service provider and is waiting in any of the lengths of the roads while postal packets addressed to premises adjacent thereto are being unloaded from the vehicle or having been unloaded there from are being delivered or while postal packets are being collected from premises or posting boxes adjacent thereto ;
- (vi) for the purpose of loading or unloading the vehicle while the vehicle is standing at the kerb and is in actual use in connection with the removal of furniture from one office or dwelling house to another or the removal of furniture from such premises to a depository or to such premises from a depository ;
- (vii) to enable the vehicle to be used in connection with funeral or bridal operations.

8. Exemptions to waiting restrictions

(a) Nothing in Articles 3 and 4 of this Order shall apply to any disabled person's vehicle which is not causing an obstruction and which displays a disabled person's badge.

(b) Nothing in Articles 3 and 4 of this Order shall prevent any person from causing or permitting a vehicle to wait in the lengths of roads referred to in those Articles for so long as may be necessary for the purpose of delivering or collecting goods or merchandise or loading or unloading the vehicle at premises adjoining that road provided that :-

(i) no vehicle engaged in delivering or collecting goods or merchandise or being loaded or unloaded shall wait for a longer period than 30 minutes in the same place and no such vehicle shall wait for a longer period than ten minutes in the same place without goods being loaded onto or unloaded from the vehicle ;

(ii) notwithstanding the above, the driver waiting for the purpose of delivering or collecting goods or merchandise or loading or unloading the vehicle shall move the same on the instruction of a police constable in uniform whenever such moving may be reasonably necessary for the purpose of preventing an obstruction.

9. Signed for and on behalf of South Lanarkshire Council by Mr. Colin McDowall, Executive Director, Enterprise Resources on the First day of November, Two Thousand and Ten.



SCHEDULE 1

NO WAITING AT ANY TIME

<u>Length of road within the boundary of South Lanarkshire.</u>	<u>Length of Road Affected</u>	<u>Side</u>
Almada Street, Hamilton	From the extended west kerbline of Montrose Crescent, westwards for a distance of 15 metres or thereby.	Both
Almada Street, Hamilton	From a point 4 metres east of the extended west gable of no. 171 Almada Street, westwards to its junction with Union Street, a distance of 15 metres or thereby.	South
Almada Street, Hamilton	From a point 6 metres west of the extended east gable of number 158 Almada Street, westwards to its junction with Burnbank Road, a distance of 22 metres or thereby.	North
Burnbank Road, Hamilton	From a point 2 metres west of the the extended east bulding line of number 2 Wellhall Road, eastwards to its junction with Wellhall Road, a distance of 5 metres or thereby.	South-west
Burnbank Road, Hamilton	From a point 2 metres west of the extended east building line of number 2 Wellhall Road, eastwards to its junction with Almada Street, a distance of 24 metres or thereby.	North-east
Burnbank Road, Hamilton	From a point 23 metres south -east of the extended south kerbline of Clydesdale Street, to the extended south-east kerbline of Lorne Street, a distance of 81 metres or thereby.	North-east
Burnbank Road, Hamilton	From a point 23 metres south-east of the extended south kerbline of Clydesdale Street, north-westwards to a point 1 metres north-west of the extended south-east building line of number 33 Burnbank Road, a distance of 54 metres or thereby.	South-west
Clydesdale Street, Hamilton	From a point 15 metres west of the extended west kerbline of Douglas	Both

	Street, eastwards to a point 15 metres east of the extended east kerbline of Douglas Street, a distance of 40 metres or thereby.	
Clydesdale Street, Hamilton	From the extended north-east kerbline of Burnbank Road, eastwards for a distance of 15 metres or thereby	Both
Douglas Street, Hamilton	From the extended north kerbline of Almada Street, northwards for a distance of 15 metres or thereby	Both
Douglas Street, Hamilton	From a point 15 metres north of the extended north kerbline of Clydesdale Street, southwards to a point 15 metres south of the extended south kerbline of Clydesdale Street, a distance of 42 metres or thereby.	Both
Peacock Drive, Hamilton	From its junction with Wellhall Road, southwards for a distance of 15 metres or thereby.	Both
The Link Road, Hamilton	From the extended south-west kerbline of Burnbank Road, southwards to the north-west kerbline of Wellhall Road, a distance of 122 metres or thereby.	Both
Union Street, Hamilton	From its junction with Almada Street, south-eastwards for a distance of 25 metres or thereby.	North-east
Union Street, Hamilton	From its junction with Wellhall Road, south-eastwards for a distance of 15 metres or thereby.	South-west

SCHEDULE 2

NO WAITING
08:00 HOURS to 18:00 HOURS
MONDAY to SATURDAY

<u>Length of road within the boundary of South Lanarkshire.</u>	<u>Length of Road Affected</u>	<u>Side</u>
Almada Street, Hamilton	From a point 15 metres west of the extended west kerbline of Douglas Street, westwards to a point 6 metres west of the extended east gable of number 158 Almada Street, a distance of 121 metres or thereby.	North
Almada Street, Hamilton	From a point 15 metres west of the extended west kerbline of Montrose Crescent, westwards to a point 4 metres east of the extended west gable of number 171 Almada Street, a distance of 103 metres or thereby.	South
Burnbank Road, Hamilton	From a point 23 metres south-east of the extended south kerbline of Clydesdale Street, south-eastwards to a point 2 metres west of the extended east building line of number 2 Wellhall Road, a distance of 100 metres or thereby.	North-east
Burnbank Road, Hamilton	From a point 23 metres south-east of the extended south kerbline of Clydesdale Street, south-eastwards to a point 5 metres north-west of its junction with Wellhall Road, a distance of 98 metres or thereby.	South-east
Burnbank Road, Hamilton	From the extended south-east kerbline of Lorne Street, south-eastwards for a distance of 24 metres or thereby.	South-east
Clydesdale Street, Hamilton	From a point 15 metres east of the extended east kerbline of Douglas Street, eastwards to the extended west kerbline of Beckford Street, a distance of 107 metres or thereby.	Both

Clydesdale Street, Hamilton

From a point 15 metres west of the extended west kerbline of Douglas Street, westwards to a point 15 metres east of the extended north-east kerbline of Burnbank Road , a distance of 241 metres or thereby.

Both

Douglas Street, Hamilton

From a point 15 metres north of the extended north kerbline of Almada Street, northwards to a point 15 metres south of the extended south kerbline of Clydesdale Street, a distance of 100 metres or thereby.

Both

SCHEDULE 3

ORDERS TO BE AMENDED

Name of Order

Extent of Amended

Burgh of Hamilton (Traffic Regulations)
(Almada Street Area) Order 1973

In the second schedule, under the heading "Name of Street" delete all references to:-

"Burnbank Road"

and

In the **second schedule delete:-**

"Clydesdale Street"

and

In the **second schedule**, where it appears for the first time **delete:-**

"Douglas Street"

and

In the **second schedule**, where Douglas Street appears for the second time **replace:-**

"From junction with Clydesdale Street to junction with Bothwell Street."

with

"From a point 15 metres north of the extended north kerbline of Clydesdale Street to its junction with Bothwell Street, a distance of 127 metres or thereby."

and

In the **second schedule**, where it appears for the third time **delete:-**

"Douglas Street"

and

In the **second schedule delete:-**

"Union Street"

and

In the **second schedule**, in the first column, **add:-**

"Union Street"

in the second column **add:-**

"From a point 15 metres south of its junction with Wellhall Road, south-eastwards for a distance of 92 metres or thereby."

in the third column **add:-**

"west"

and

In the **second schedule**, in the first column, **add:-**

"Union Street"

in the second column **add:-**

"From a point 25 metres south of its junction with Almada Street, south-eastwards for a distance of 82 metres or thereby."

in the third column **add:-**

"east"

and

In **Schedule 1**, column 2 where it appears for the second time, **delete:-**

Almada Street, Hamilton

and

In **Schedule 1**, column 2 where it appears for the first time, **delete:-**

Burnbank Road, Hamilton

In Schedule 7, add the words:-

In column 1 - under the heading "Location of parking place within South Lanarkshire";

"Wellhall Road car park, Hamilton"

South Lanarkshire Council (Almada Street/Beckford Street Area, Hamilton) (Limited Waiting Restriction and Amendment) Order 2005

The South Lanarkshire Council (Use of Off-street Parking Places) Consolidation Order 2007

"The area bounded in the north by Burnbank Road, on the south-east by the west side of the property known as No. 19 Burnbank Road, on the north-east side by the rear boundaries of Nos. 15 – 19 Burnbank Road, on the south side by Wellhall Road and on its west side by The Link Road, as shown crosshatched on Map No. 55 attached."

In column 2 - under the heading "Restriction on use";

"Nil."

In column 3 – under the heading "Scale of Charges";

"Nil"

SCHEDULE 4

ORDERS TO BE REVOKED

Name of Order

Extent of Revocation

South Lanarkshire Council (Almada Street,
Hamilton) (Waiting Restrictions) Order 2004

Delete full Order.