

**THE CHESHIRE WEST AND CHESTER BOROUGH COUNCIL
(CHURCH ROAD/SAUGHALL HEY, SAUGHALL) (PROHIBITION OF
WAITING) ORDER 2010**

The Cheshire West and Chester Borough Council ("the Council") in exercise of its powers under Sections 1, 2 and 4 of the Road Traffic Regulation Act 1984 ("the Act"), and of all other enabling powers, and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act, hereby makes the following Order:

1. Save as provided in Articles 2, 3 and 4 of this Order no person shall, except upon the direction or with the permission of a civil enforcement officer or a police constable in uniform, cause or permit any vehicle to wait at any time in any of the lengths of road specified on the plan attached to this Order as 'No Waiting At Any Time'.
2. Nothing in Article 1 of this Order shall render it unlawful to cause or permit any vehicle to wait in any lengths of road referred to in that Article for as long as may be necessary to enable:-
 - (a) a person to board or alight from the vehicle;
 - (b) goods to be loaded on to or unloaded from the vehicle;
 - (c) the vehicle, if it is in the service of or employed by a universal provider in the course of the provision of a universal postal service, to deliver and/or collect postal packets;
 - (d) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with:
 - (i) any operation involving building, demolition or excavation;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance, improvement or reconstruction of the said lengths of road; or
 - (iv) the laying, erection, alteration, repair in or near the length of road 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) kept installed for the purposes of a telecommunications code system or of any other telecommunications apparatus lawfully kept installed in any position;
 - (e) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in pursuance of statutory powers or duties;
 - (f) the vehicle to be used for fire brigade, ambulance or police purposes;
 - (g) hackney carriages to wait upon a duly authorised taxi stand; or
 - (h) pedal cycles while parked in a duly authorised cycle parking facility, the location of which has been approved by the highway authority and the police.

3. Nothing in Article 1 of this Order shall render it unlawful to cause or permit a vehicle which lawfully displays in the relevant position a disabled person's badge and a parking disc, on which the person in charge of the vehicle has marked the time at which the period of waiting began, to wait in the lengths of road referred to in that Article for a period of not more than three hours (not being a period separated by an interval of less than one hour from a previous period of waiting by the same vehicle in the same length of road on the same day).
4. Nothing in Article 1 of this Order shall prevent any person from causing or permitting a vehicle which displays in the relevant position a valid waiver certificate issued by the Council to wait in accordance with the terms and conditions of the waiver certificate.
5. The Cheshire County Council (Prohibition and Restriction of Waiting and Street Parking Places) (Chester Area) (Consolidation) Order 2008 is hereby amended to the extent specified below:
 - (i) In Article 2 by the inclusion of the following definition: "loading restriction" means any length of road specified on the plans as 'No Loading' or 'No Loading At Any Time'
 - (ii) In Article 16 by the insertion of the wording "or loading restriction" after the wording "Except where a clearway restriction"
6. The prohibitions imposed by this Order shall be in addition to and not in derogation of any restriction, prohibition or requirement imposed by any Regulations or Orders made or having effect as if made under the Act, or by any other enactment.
7. This Order shall come into operation on the 16th day of February 2010 and may be cited as "The Cheshire West and Chester Borough Council (Church Road/Saughall Hey, Saughall) (Prohibition of Waiting) Order 2010".

The common seal of
Cheshire West and Chester Borough Council
was hereunto affixed this 16th day of February 2010
in the presence of


Authorised Signatory





Key to Restriction Types Displayed

 No Waiting At Any Time

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Cheshire West and Chester Council
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DRAWING TITLE

Tile Ref: CH27

SCALE 1 : 1250

DATE 16/02/2010

DRAWING No.

DRAWN BY

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