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**Report To:** SAFE, SUSTAINABLE COMMUNITIES COMMITTEE      **Date:** 18 JANUARY 2011

**Report By:** CORPORATE DIRECTOR REGENERATION AND ENVIRONMENT      **Report No:** LA/586/11

**Contact Officer:** AUDREY WARMISHAM      **Contact No:** 01475 712118

**Subject:** PROPOSED TRAFFIC REGULATION ORDER – CARDWELL ROAD, GOUROCK (WAITING RESTRICTIONS) ORDER 2010

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## 1.0 PURPOSE

- 1.1 Local Authorities are empowered to make Orders under the Road Traffic Regulation and Roads (Scotland) Acts 1984 and under the Council's Scheme of Administration the Head of Environmental & Commercial Services is responsible for the making, implementation and review of Traffic Management Orders and Traffic Regulation Orders.

## 2.0 BACKGROUND

- 2.1 Cardwell Road is a District Distributor Road serving traffic movements between Greenock and Gourock and onwards to Wemyss Bay. There is a high demand for on-road parking which results in inconsiderate parking especially at side road junctions. At peak time congestion occurs on Cardwell Road and this is worsened by vehicles attempting to turn into and out of the side roads.

- 2.2 An existing Traffic Regulation Order, "The Burgh of Gourock (Tarbet Street and Cardwell Road)(Prohibition of Waiting) Order 1974", is in force over part of Cardwell Road and all of Tarbet Street.

- 2.3 The proposed Traffic Regulation Order will introduce No Waiting/No Loading At Any Time restrictions for a distance of approximately 10 metres at each corner of the side road junctions and at the junction of Cardwell Road and Chapel Street. It is necessary to amend the existing Traffic Regulation Order to create the No Waiting/No Loading At Any Time restrictions at the junctions of Tarbet Street and Caledonia Street.

- 2.4 The proposals have been advertised in the Greenock Telegraph and full details of the proposals have been made available for public inspection during normal office hours at the offices of the Head of Environmental & Commercial Services, the Head of Legal & Democratic Services, the Central Library and Gourock Library. A copy of the draft Order is appended hereto for Members' information.

Appendix

- 2.5 Three objections to the proposals were received but these have now been withdrawn. Accordingly, the Committee is requested to approve the Order.

- 2.6 The Committee is asked to note that, if approved, the Order may not be implemented until the making of the order has been advertised to allow any persons who so wish a period of six weeks to question the validity of the Order in terms of the Road Traffic Regulation Act 1984.

### **3.0 RECOMMENDATION**

- 3.1 That the Committee recommend to The Inverclyde Council the making of the Traffic Regulation Order – Cardwell Road, Gourock (Waiting Restrictions) Order 2010 and remit it to the Head of Environmental & Commercial Services and Head of Legal & Democratic Services to arrange for its implementation.

#### **Legal & Democratic Services**

**THE INVERCLYDE COUNCIL**  
**CARDWELL ROAD, GOUROCK**  
**(WAITING RESTRICTIONS) ORDER 2011**  
**TRAFFIC REGULATION ORDER**

**THE INVERCLYDE COUNCIL  
CARDWELL ROAD, GOUROCK  
(WAITING RESTRICTIONS) ORDER 2011**

The Inverclyde Council in exercise of the powers conferred on them by Sections 1(1) and 2(1) to (3) 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 and IV of Schedule 9 to the Act hereby make the following Order:-

1. This Order may be cited as "The Inverclyde Council Cardwell Road, Gourrock (Waiting Restrictions) Order 2011" and shall come into operation on #####.
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;

"taxi" has the same meaning as in Section 23(1) of the Civic Government (Scotland) Act 1982;

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

"disabled person's vehicle" means a vehicle which is displaying a disabled person's badge in the relevant position as prescribed by the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (Scotland) Regulations 2002;

"Pedestrian" means a person proceeding on foot;

"Council" means The Inverclyde Council;
3. Save as provided in Article 5 of this Order no person shall, except upon the direction or with the permission of a police officer in uniform, cause or permit any vehicle to wait at any time in any of the lengths of roads specified in Schedule 1 and the plan annexed to this Order.
4. Save as provided in Articles 5 and 6 of this Order no person shall, except upon the direction or with the permission of a police officer in uniform, cause or permit any vehicle to wait at any time in the lengths of road specified in Schedule 2 and the plan annexed to this Order.
5. Nothing in Articles 3 and 4 of this Order shall:-
  - (a) prevent any person from causing or permitting a vehicle to wait in any of the lengths of the road 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 therefrom 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 the Post Office 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 therefrom 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 dwellinghouse 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 operations.
- (b) Apply to a licensed taxi waiting in a taxi stance during any period for which that stance has been designated by the Council under the Civic Government (Scotland) Act 1982.
6. (a) Nothing in Article 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 Article 4 of this Order shall prevent any person from causing or permitting a vehicle to wait in the lengths of roads referred to in that Article 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 10 minutes in the same place without goods being loaded onto or unloaded from the vehicle;
  - (ii) notwithstanding anything in paragraph (a) of this Article 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 officer in uniform whenever such moving may be reasonably necessary for the purpose of preventing an obstruction.

Sealed with the Common Seal of The Inverclyde Council and subscribed for them and on their behalf by

DRAFT

**THE INVERCLYDE COUNCIL**

**CARDWELL ROAD, GOUROCK  
(WAITING RESTRICTIONS) ORDER 2011**

**Statement of Reasons for Proposing to Make  
The Above Order**

It is considered necessary to make the above Order to avoid danger to persons and other traffic using the road.

Head of Environmental & Commercial Services  
1 Ingleston Park  
Cartsburn Street  
Greenock  
PA15 4UE

# SCHEDULE 1

## CARDWELL ROAD, GOUROCK WAITING RESTRICTIONS

### NO WAITING/ NO LOADING AT ANY TIME

<b>Length of Road in Inverclyde within the Town of Gourock</b>	<b>Side of Road to which Restriction applies</b>
<u>Adam Street</u> From the north kerbline of Cardwell Road northwards for a distance of 10 metres or thereby	Both
<u>Caledonia Crescent</u> From the south kerbline of Cardwell Road southeastwards for a distance of 13 metres or thereby	Southwest
From a point 15 metres southeast of the intersection of the extended northeast kerbline of Caledonia Crescent and the extended south kerbline of Cardwell Road northwestwards for a distance of 7 metres or thereby	Northeast
<u>Caledonia Gardens</u> From the extended north kerbline of Cardwell Road generally northwestwards for a distance of 75 metres or thereby	Northeast
From the extended north kerbline of Cardwell Road generally northwestwards for a distance of 35 metres or thereby	Southwest
<u>Cardwell Road</u> From the extended southwest kerbline of Cove Road westwards for a distance of 12 metres or thereby	North
From the extended southeast kerbline of Steel Street eastwards for a distance of 10 metres or thereby	North
From the east kerbline of Adam Street eastwards for a distance of 10 metres or thereby	North
From the west kerbline of Adam Street westwards for a distance of 10 metres or thereby	North
From the extended northeast kerbline of Tarbet Street eastwards for a distance of 10 metres or thereby	North
From the extended southwest kerbline of Tarbet Street westwards for a distance of 10 metres or thereby	North
From the extended east kerbline of Caledonia Gardens eastwards for a distance of 10 metres or thereby	North
From the extended west kerbline of Caledonia Gardens westwards for a distance of 15 metres or thereby	North
<b>Length of Road in Inverclyde</b>	<b>Side of Road to which</b>



**within the Town of Gourock**

**Restriction applies**

Cardwell Road (Cont'd)

From a point 76 metres west of the extended west kerbline of Caledonia Gardens for a distance of 30 metres or thereby

North

From the east kerbline of Sharp Street eastwards for a distance of 10 metres or thereby

South

From the west kerbline of Sharp Street westwards for a distance of 10 metres or thereby

South

From a point 16.5 metres east of the intersection of the extended northeast kerbline of Caledonia Crescent and the extended South kerbline of Cardwell Road westwards for a distance of 10 metres or thereby

South

From the southwest kerbline of Caledonia Crescent westwards for a distance of 10 metres or thereby

South

From a point 56 metres west of the southwest kerbline of Caledonia Crescent westwards for a distance of 36 metres or thereby

South

Cove Road

From the extended north kerbline of Cardwell Road northwards for a distance of 7 metres or thereby

Southwest

Margaret Street

From the south kerbline of Cardwell Road southwards for a distance of 10 metres or thereby

Both sides

Sharp Street

From the south kerbline of Cardwell Road southwards for a distance of 10 metres or thereby

Both

Steel Street

From the north kerbline of Cardwell Road northeastwards for a distance of 10 metres or thereby

Both

Tarbet Street

From the extended north kerbline of Cardwell Road northwestwards for a distance of 10 metres or thereby

Southwest

From the extended north kerbline of Cardwell Road northwestwards for a distance of 12 metres or thereby

Northeast

## SCHEDULE 2

### CARDWELL ROAD, GOUROCK WAITING RESTRICTIONS

#### ORDER TO BE AMENDED

The Burgh of Gourock (Tarbet Street and Cardwell Road)  
(Prohibition of Waiting) Order 1974

**Delete entire Schedule and replace with:**

#### **NO WAITING AT ANY TIME**

#### **Length of Road in Inverclyde within the Town of Gourock**

#### **Side of Road to which Restriction applies**

##### Cardwell Road

From a point 10 metres east of the extended northeast  
kerbline of Tarbet Street eastwards for a distance of  
32 metres or thereby

North

From a point 10 metres west of the extended southwest  
kerbline of Tarbet Street westwards for a distance of 15 metres  
or thereby

North

From a point 16.5 metres east of the intersection of the  
extended northeast kerbline of Caledonia Crescent and the  
extended South kerbline of Cardwell Road eastwards for a  
distance of 104 metres or thereby

South

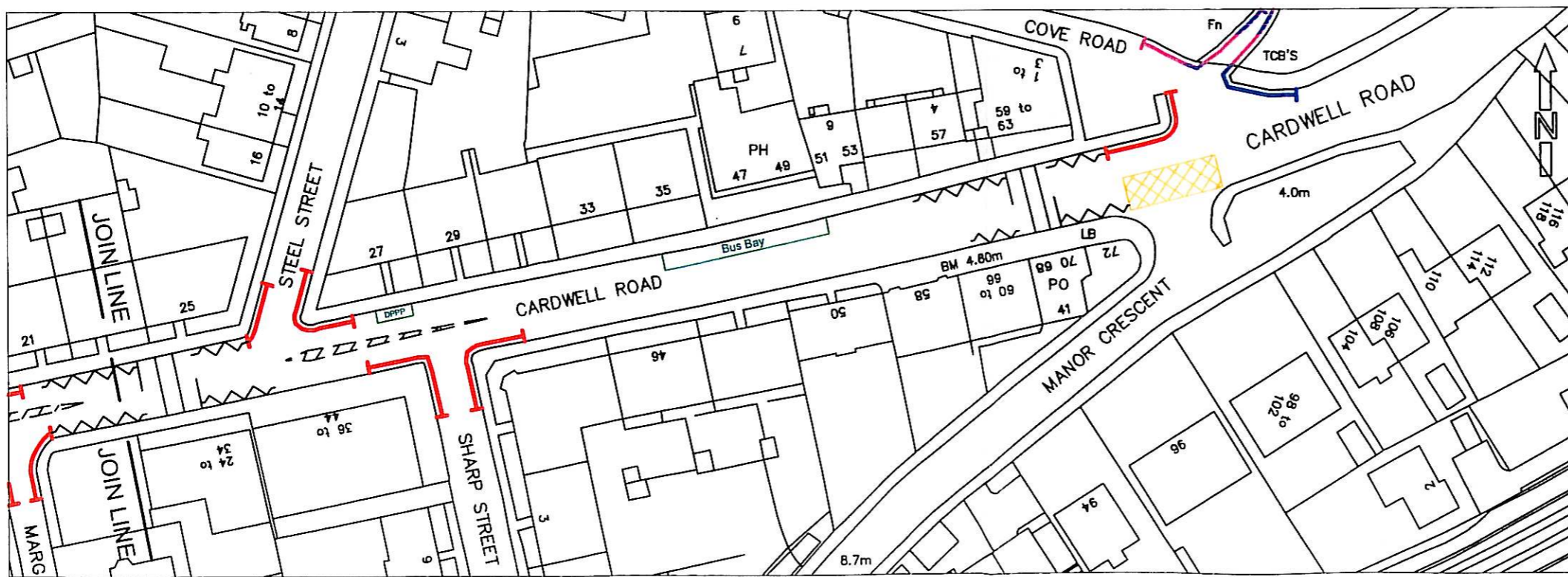
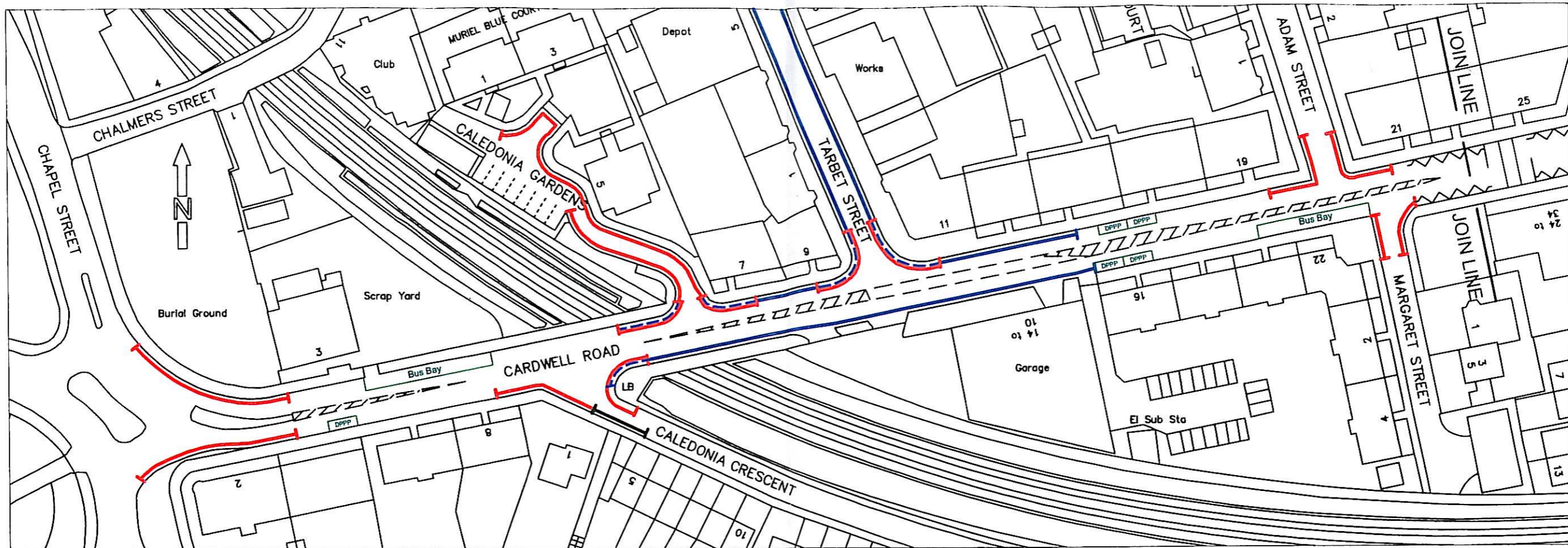
##### Tarbet Street

From a point 10 metres northwest of the extended north  
kerbline of Cardwell Road northwestwards for a distance of  
290 metres or thereby

Southwest

From a point 12 metres northwest of the extended north  
kerbline of Cardwell Road northwestwards for a distance  
of 294 metres or thereby

Northeast



- Existing No Waiting At Any Time
- Existing No Waiting At Any Time to be revoked
- Proposed No Waiting No Loading At Any Time
- KEEP CLEAR

<p><i>Transportation</i> <b>Section</b></p>	<p>HEAD OF SERVICE Alan G Barnes MCIWM CEnv</p>	<p> Ordnance Survey This map is reproduced from Ordnance Survey material with the permission of Ordnance Survey on behalf of the Controller of Her Majesty's Stationery Office © Crown copyright. Unauthorised reproduction infringes Crown copyright and may lead to prosecution or civil proceedings. COPYRIGHT LICENCE No. (100023421) (2007)</p>	<p>TRAFFIC REGULATION ORDER C102 CARDWELL ROAD, GOUROCK WAITING RESTRICTIONS</p>	<p>Scale : 1:1,000 Prepared by : R. MACKAY Drawn by : R. MACKAY Drawing No. : TR/TRO/102</p>	<p>Date : JUNE 2010 Checked by : Approved by : File No. : 19/38</p>
<p>Original Drawing Size 420x297 (A3)</p>	<p>71 EAST HAMILTON STREET GREENOCK PA15 2UA</p>				