
Report to:	Safe, Sustainable Communities Committee	Date:	6 March 2012
Report By:	Corporate Director Regeneration & Environment	Report No:	LA/814/12
Contact Officer:	Joanna Dalglish	Contact No:	01475 712123
Subject:	Proposed Traffic Regulation Order – Tarbet Street, Gourock (Waiting Restrictions and Revocation) Order 2012		

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 It is proposed to remove sections of the existing waiting restrictions in Tarbet Street, Gourock to take account of the reduction in traffic volumes as a result of the withdrawal of the vehicle carrying ferry to Dunoon.
- 2.2 There is an existing Traffic Regulation Order (TRO) "The Burgh of Gourock (Tarbet Street and Cardwell Road) (Prohibition of Waiting) Order 1974" in force at Tarbet Street, Gourock.
- 2.3 The proposed Traffic Regulation Order will revoke the majority of the length of No Waiting At Any Time restrictions in Tarbet Street, Gourock. This amendment will revoke the No Waiting At Any Time restriction on the southwest side of Tarbet Street and replace it with No Waiting Monday to Saturday 8.00am to 6.00pm.
- 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, Central and Gourock Library. A copy of the draft Order is appended hereto for Members' information. Appx
- 2.5 No objections to the proposals have been received and, 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 – Tarbet Street, Gourock (Waiting Restrictions and Revocation) Order 2012 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

TARBET STREET, GOUROCK
(WAITING RESTRICTIONS AND REVOCATION)
ORDER 2012

TRAFFIC REGULATION ORDER

DRAFT

THE INVERCLYDE COUNCIL

TARBET STREET, GOUROCK

(WAITING RESTRICTIONS AND REVOCATION) ORDER 2012

The Inverclyde Council in exercise of the powers conferred on them by Sections 1(1), 2(1) to (3) and Part IV of Section 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 "The Inverclyde Council Tarbet Street, Gourock (Waiting Restrictions and Revocation) Order 2012 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 Disabled Persons (Badges for Motor Vehicles) (Scotland) Regulations 2000 as amended;

"disabled person's vehicle" means a vehicle which is displaying a disabled person's badge in the relevant position as prescribed by the Disabled Persons (Badges for Motor Vehicles) (Scotland) Regulations 2000;

"Council" means The Inverclyde Council;
3. Save as provided in Articles 5, 6 and 7 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 road specified in Schedule 1 and the plan annexed to this Order.
4. Save as provided in Articles 5, 6 and 7 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 8.00am and 6.00pm Monday to Saturday in the lengths of roads 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 road referred to in that Article:-
 - (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 road so referred to, or the laying, erection, alteration or repair in or near to any of the said lengths of the 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;
 - (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 road 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 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 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. 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:-
- (a) no vehicle engaged in delivering or collecting goods or merchandise or being loaded or unloaded shall wait for a longer period than thirty 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 or unloaded from the vehicle;
 - (b) a 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.

7. 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.

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

DRAFT

THE INVERCLYDE COUNCIL

**TARBET STREET, GOUROCK
(WAITING RESTRICTIONS AND REVOCATION) ORDER 2012**

**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.

DRAFT

SCHEDULE 1

WAITING RESTRICTIONS REVOCATION
TARBET STREET, GOUROCK

ORDER TO BE AMENDED

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

NO WAITING AT ANY TIME

Length of Road in Inverclyde
within the Town of Gourock

Side of Road to which
Restriction Applies

Delete two paragraphs with respect to Tarbet Street and replace with the following three paragraphs:

Tarbet Street

From a point 52 metres northwest of the extended north kerbline of Cardwell Road northwestwards for a distance of 36 metres or thereby.

Southwest

From a point 12 metres northwest of the extended North kerbline of Cardwell Road northwestwards for a distance of 78 metres or thereby.

Northeast

From a point 120 metres northwest of the extended north kerbline of Cardwell Road northwestwards for a distance of 20 metres or thereby.

Northeast

SCHEDULE 2

WAITING RESTRICTIONS REVOCATION
TARBET STREET, GOUROCK

NO WAITING Mon-Sat 8am to 6pm

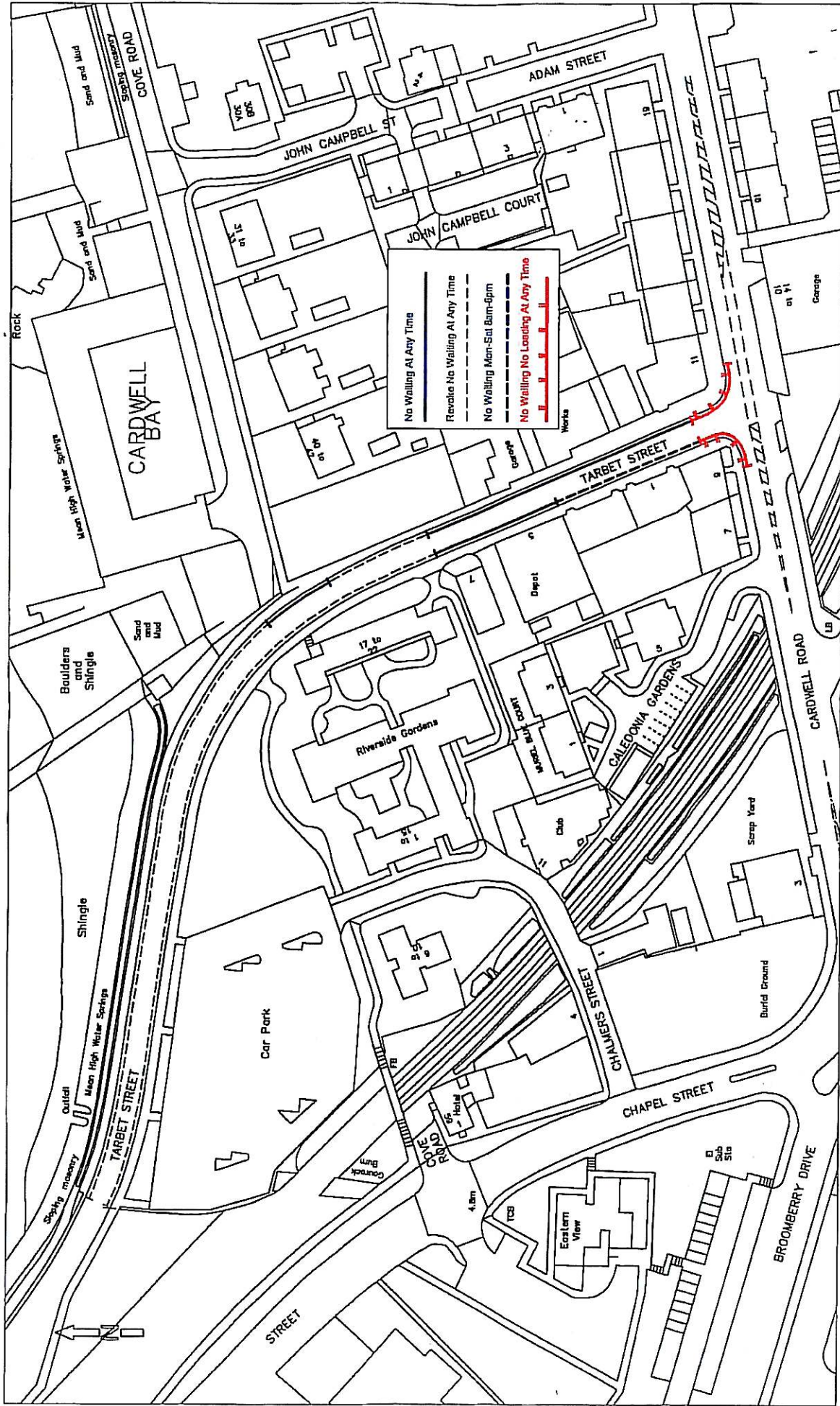
Length of Road in Inverclyde
within the Town of Gourock

Side of Road to which
Restriction Applies

Tarbet Street

From a point 10 metres northwest of the extended north kerbline of Cardwell Road northwestwards for a distance of 42 metres or thereby.

Southwest



<p>Transportation Section</p> <p>Original Drawing Size 420x297 (A3)</p>	<p>HEAD OF SERVICE Ian Moffat 71 EAST HAIR TOWN STREET GLASGOW G1 1JA</p>	<p>OS Ordnance Survey</p> <p>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 is illegal. COPYRIGHT LICENCE No. (H200341) (0007)</p>	<p>TRAFFIC REGULATION ORDER C97 TARGET STREET, GOURROCK WAITING RESTRICTION REVOCATION</p>	<p>Scale : 1:1,000 Prepared by : R. MACKAY Drawn by : R. MACKAY Drawing No. : TR/TRO/108 Rev A</p>	<p>Date : DEC 2011 Checked by : Approved by : File No. : 1973B</p>
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