

AGENDA ITEM NO. 12

Report To: ENVIRONMENT & REGENERATION Date: 7 JUNE 2012

COMMITTEE

Report By: CORPORATE DIRECTOR Report No: LA/847/12

ENVIRONMENT, REGENERATION

AND RESOURCES

Contact Officer: JOANNA DALGLEISH Contact No: 01475 712123

Subject: PROPOSED TRAFFIC REGULATION ORDER - DISABLED

PERSONS' PARKING PLACES (ON STREET) ORDER NO 4 2011

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 Sch eme of Ad ministration the Head of Environmenta 1 & Co mmercial Services is responsible fo r the making, implementation and review of Traffic Management Orders and Traffic Regulation Orders.

2.0 BACKGROUND

- 2.1 In order to comply with the Disabled Persons' Parking Places (Scotland) Act 2009, Section 5, it is proposed to introd uce a Traffic Regulation Order to accompany the provision of parking bays for the disabled. This will restrict parking to drivers displaying a Blue Badge only, and will enable the Police to enforce such restrictions.
- 2.2 The proposals have be en advertised in the Greenock Te legraph and Paisley Express 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 and Greenock Central, Port Glasgow, Gourock and Kilmacolm Libraries. A copy of the draft Order is appended hereto for Members' information.

Appendix

- 2.3 Two objections were received but were subsequently withdrawn.
- 2.4 The Committee is aske d to note that, if approved, the Order may not be implemented until the making of the order has b een 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 C ommittee re commend to The Inverclyde Council the making of the Traffic Regulation Order – Disabled Persons' Parking Places (On Street) Order No 4 2011 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

DISABLED PERSONS' PARKING PLACES (ON STREET) ORDER NO 4 2011

TRAFFIC REGULATION ORDER



THE INVERCLYDE COUNCIL

DISABLED PERSONS' PARKING PLACES (ON STREET) ORDER NO 4 2011

The Inverciyde Council in exercise of the powers conferred on them by Sections 32(1) 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.

- 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;

"parking place" means a place where a vehicle, or vehicles of any class, may wait i.e. the area of land specified in the Schedule for which the use as a parking place has been authorised by the Council under Section 32(1) of the Act;

"sign" means a traffic sign;

"disabled person's badge" means:

- (a) a badge issued under Section 21 of the Chronically Sick and Disabled Persons Act 1970;
- (b) a badge issued under a provision of the law of Northern Ireland corresponding to that section; or
- (c) a badge issued by any member State other than the United Kingdom for purposes corresponding to the purposes for which badges under that section are issued;

"disabled person's vehicle" means a vehicle lawfully displaying a disabled person's badge;

"Council" means The Inverclyde Council;

- 3. Each area of road which is described in the Schedule and plans relative to this Order is hereby designated as a parking place.
- 4. The parking places designated in this Order shall only be used for the leaving of disabled persons' vehicles displaying a valid disabled person's badge.

- 5. The limits of each parking place designated in this Order shall be indicated on the carriageway as prescribed by The Traffic Signs Regulations and General Directions 2002.
- 6. Every vehicle left in any parking place designated in this Order shall stand such that no parking place is occupied by more than one vehicle and that every part of the vehicle is within the limits of the parking place provided that, where the length of a vehicle precludes compliance with this paragraph, such vehicle shall be deemed to be within the limits of a parking place if;
 - i. the extreme front portion or, as the case may be, the extreme rear portion of the vehicle is within 300 mm of an indication on the carriageway provided under this Order in relation to the parking place; and
 - ii. the vehicle, or any part thereof, is not within the limits of any adjoining parking place.
- 7. Any person duly authorised by the Council or a police officer in uniform or a traffic warden or parking attendant may move or cause to be moved in case of any emergency, to any place they think fit, vehicles left in a parking place.
- 8. Any person duly authorised by the Council may suspend the use of a parking place or any part thereof whenever such suspension is considered reasonably necessary:
 - i. for the purpose of facilitating the movement of traffic or promoting its safety;
 - ii. for the purpose of any building operation, demolition, or excavation in or adjacent to the parking place or the laying, erection, alteration, removal or repair in or adjacent to the parking place of any sewer or of any main, pipe, apparatus for the supply of gas, water electricity or of any telecommunications apparatus, traffic sign or parking meter;
 - iii. for the convenience of occupiers of premises adjacent to the parking place on any occasion of 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;
 - iv. on any occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed; or
 - v. for the convenience of occupiers of premises adjacent to the parking place at times of weddings or funerals or on other special occasions.
- A police officer in uniform may suspend for not longer than twenty four hours the use
 of a parking place or part thereof whenever such suspension is considered
 reasonably necessary for the purpose of facilitating the movement of traffic or
 promoting its safety.

10. This Order insofar as it relates to the parking places to be revoked (R), as specified in the Schedules to this Order, partially revokes The Inverclyde Council On-Street Parking Places (Without Charges) Orders Nos. 1 1997, 2 1997, 1 2000, 1 2002, 2 2002, 1 2003, 1 2004, 2 2005, 2 2006, 1 2007, 1 2008, 2 2008, 1 2009, 2 2009, 3 2009 and Disabled Persons' Parking Places (On Street) Order Nos. 1 2010, 2 2010 and 4 2010.

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



INVERCLYDE COUNCIL

DISABLED PERSONS' PARKING PLACES (ON STREET) ORDER NO 4 2011

Statement of Reasons for Proposing to Make the Above Order

It is considered necessary to make the above Order to provide assistance for disabled persons who hold a badge under the Disabled Persons (Badges for Motor Vehicles) (Scotland) Regulations 2000 as amended and by revoking those parking places no longer required to maximise street parking capacity.



INVERCLYDE COUNCIL

DISABLED PERSONS' PARKING PLACES (ON-STREET) ORDER No.4 2011

SCHEDULE

Rev B

All and whole that area of ground as described in Column 2 in the table below:

Ref No.	Address of Disabled Person's Parking Place to be created or revoked ® "ex-adverso"
1124	32 Wellington Street, Greenock
1125	51 Leven Road, Greenock
1127	14A East Crawford Street, Greenock
1128	75 Cambridge Road, Greenock
1129	60 Nelson Road, Gourock
1132	70 Islay Avenue, Port Glasgow
1133	43 Ashton Road, Gourock
1134	105A Eldon Street, Greenock
1135	15 St Lawrence Street, Greenock
1137	9 Buchanan Street, Greenock
1138	6 Houston Street, Greenock
1139	52 Belville Street, Greenock
1020	28 Campsie Road, Port Glasgow
1047	42 Quarry Drive, Kilmacolm
0.000	
11. 14.	
	NAME OF TAXABLE PARTY O
-	3.46.20.00

INVERCLYDE COUNCIL

DISABLED PERSONS' PARKING PLACES (ON-STREET) ORDER No.4 2011

SCHEDULE

Rev B

All and whole that area of ground as described in Column 2 in the table below:

Ref No.	Address of Disabled Person's Parking Place to be created or revoked ® "ex-adverso"
9608	13 Parkhill Avenue, Port Glasgow ®
9738	2 Binnie Street, Gourock ®
9942	19 Rossbank Road, Port Glasgow ®
0045	15 Cardwell Road, Gourock ®
0113	74 Balloch Road, Greenock ®
0134	11 Huntly Drive, Greenock ®
0356	64 Banff Road, Greenock ®
0403	22 Grant Street, Greenock ®
0502	55 Blairmore Road, Greenock ®
0505	35 Royal Street, Gourock ®
0606	87 Southfield Avenue, Port Glasgow ®
0643	46 Bannockburn Street, Greenock ®
0752	15B St John's Road, Gourock ®
0754	63 Nicolson Street, Greenock ®
0804	76 Arran Avenue, Port Glasgow®
0846	25 Drummond Street, Greenock ®
0862	168 Old Inverkip Road, Greenock ®
0924	14 Auchendores Avenue, Port Glasgow ®
0928	26 Drumshantie Road, Gourock ®
0965	77 Parkhill Avenue, Port Glasgow ®
0979	6 Lemmon Street, Greenock ®
1031	30 Stafford Road, Greenock ®







































































