

## **East Lothian Council (Kirk Ports Car Park, North Berwick) (Limited Waiting) Order 2022**

**TO – 514/22**

East Lothian Council in exercise of the powers conferred on them by Sections 1 (1), 2(1) and (2) 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 Traffic Commissioner and the Chief Constable of Police Scotland in accordance with Part III and V of Schedule 9 to the Act hereby make the following Order.

### **Citation**

1. This Order may be cited as the “East Lothian Council (Kirk Ports Car Park, North Berwick) (Limited Waiting) Order 2022” and shall come into effect on the 9th day of December Two Thousand and Twenty Two.
2. The restriction imposed by this Order shall be in addition to and not in derogation of any restriction or requirement imposed by any regulations made under the 1984 Act or by or under any other enactment.

### **Interpretation**

3. In this Order: -
  - a. “Chief Constable” means Chief Constable of Police Scotland.
  - b. “Traffic warden” means an officer employed by the Police Authority as a traffic warden in pursuance of Section 9 of the Police (Scotland) Act 1967.
  - c. “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.

### **Restriction of Waiting in lengths of road specified in Appendix A**

4. Save as provided in Articles 5 of this Order, no person shall, except upon the direction or with the permission of a police constable in uniform, or a parking attendant in uniform, cause or permit any vehicle to wait for more than 90 minutes with no return within 90 minutes between the hours of 8.30am and 5.30pm on Mondays to Sundays inclusive in any of the lengths of road in North Berwick only as specified in Appendix A and as shown on the accompanying maps.
5. Nothing in Article 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 Appendix A:
    - i. 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 road 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 any telecommunications apparatus.
- ii. For so long as it may be necessary to enable the vehicle, if it cannot 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 be used as an emergency service vehicle.
  - iii. If the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or if such waiting is necessary to avoid an accident.
  - iv. 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 pillar boxes adjacent thereto.
  - v. 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 office or dwelling house or the removal of furniture from such premises to a depository or to such premises from a depository.
  - vi. To enable the vehicle to be used by a qualified medical practitioner engaged on a house call.
  - vii. The following days of the year will be exempt from enforcement activity and no PCN's will be issued. Christmas Day, Boxing Day\* and New Year's Day. \*Boxing Day holiday will carry over to the 27th should the 26th fall on a Sunday.
  - viii. vehicles being used for fire and rescue, ambulance or police service purposes;
  - ix. vehicles, not being passenger vehicles, while being used in the service of the local roads authority in pursuance of statutory powers or duties: provided that in all the circumstances it is reasonably necessary in the exercise of such powers or duties or the performance of such duties for the vehicle to wait or stop at the place in which it is either waiting or stopped.
  - x. Nothing of this Order shall apply to disabled person's vehicles which are not causing an obstruction and which are being driven or used by disabled persons whilst displaying a valid disabled person's badge.

6. Given under the seal of East Lothian Council this 9th day of December Two Thousand and Twenty Two

**APPENDIX A**

**LENGTHS OF ROADS IN NORTH BERWICK ONLY WHERE WAITING IS RESTRICTED TO 90 MINUTES MAXIMUM NO RETURN WITHIN 90 MINUTES BETWEEN THE HOURS OF 8.30 AM AND 5.30 PM ON ANY DAY**

For the purposes of the application of this Order to any road specified in this Schedule the expression “restricted hours” means the period between 8.30 am and 5.30 pm on any day and the manner of parking shall be:

<b>Label</b>	<b>Street</b>	<b>Relative Length (m)</b>	<b>Order</b>
4e.7.a	KIRK PORTS CAR PARK	29	TRO - 514/22
4e.7.b	KIRK PORTS CAR PARK	27	TRO - 514/22

## **East Lothian Council (Kirk Ports Car Park, North Berwick) (Limited Waiting) Order 2022**

### **Statement of Reasons**

East Lothian Council propose to bring in time limited waiting restrictions at Law Road / Kirk Ports Car Park. This shall be limited to 60 minutes between 8.30am to 5.30pm seven days a week to compensate for the removal of parking at the East End of the High Street. This shall provide parking turnover for people visiting the Town Centre for short periods.

ORDER 514/22

EAST LoTHIAN COUNCIL  
ROAD TRAFFIC REGULATION ACT 1984

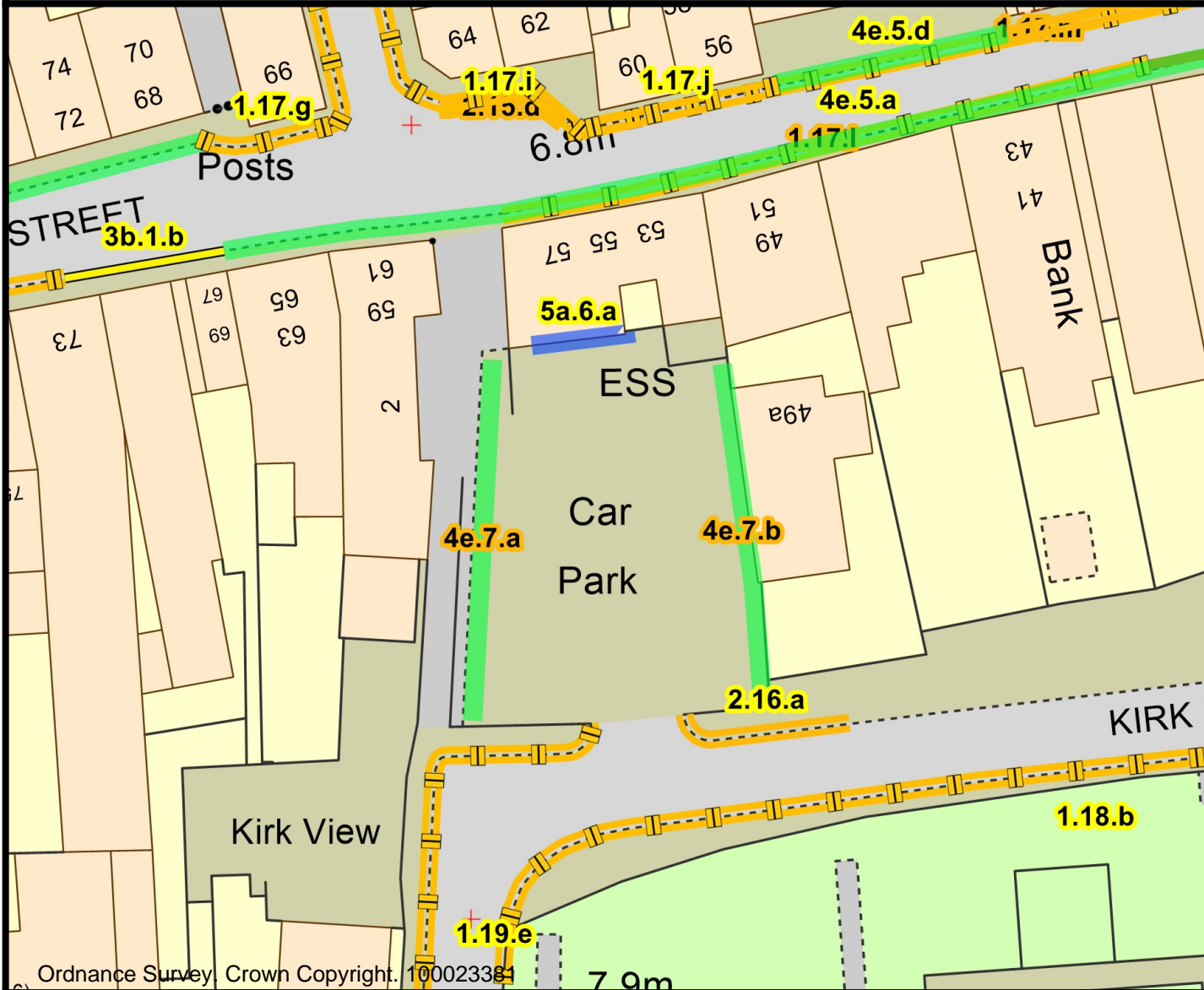
2022

-----  
Subjects:      Kirk Ports Car Park, North Berwick  
-----

EAST LoTHIAN COUNCIL  
JOHN MuIR HOUSE  
HADDINGTON


























# East Lothian Council: Road Services



## Traffic Regulation Orders

### Maps

#### East Lothian TROs

-  1, No loading at any time
-  2, At any time
-  3a, Mon - Sat 8.30am - 5.30pm
-  3b, 8.30am - 5.30pm
-  3c, 10am - 5pm April to September inclusive
-  3d
-  4a, 1 June - 30 Sept 8.30am - 5.30pm 90 mins No r
-  4d, Mon - Sat 8.30am - 5.30pm 90 mins No return w
-  4e, 8.30am - 5.30pm 90 mins No return within 90 m
-  4f, 1 June - 30 Sept 8.30am - 5.30pm Vehicles with
-  5a, Disabled Badge Holders Only
-  5b, Disabled badge holders only, 8.30am - 5.30pm 9
-  5c, Disabled Badge Holders Only, Mon - Sat, 8.30am
-  5d, Disabled badge holders only Mon - Sat 8.30am -
-  6a, Goods vehicles loading only Mon - Sat 8.30am -
-  6b, Goods Vehicles loading Only, 8.30am - 5.30pm
-  7, Restricted parking ZONE Permit holders only Mon
-  9, Coaches only
-  11, School Peak Times am/pm
-  12a, EV Charging Bay 45 minutes
-  12b, EV Charging Bay 4 hours
-  12b, EV Charging Bay No Time Limit
-  13, Car Club Bay

East Lothian Council  
 Road Services  
 Infrastructure  
 Partnerships & Community Svs.  
 John Muir House  
 Haddington  
 EH41 3HA



Location: Kirk Ports Car Park, North Berwick

Description: Introduce Time Limited Waiting Restrictions to provide turnover of spaces in close proximity to the High Street

Date: 05 December 2022  
 Scale: 1:500

TRO Number: 514/22

Ordnance Survey Crown Copyright. 100023384