

East Lothian Council (Victoria Park, Haddington) (Prohibition of Waiting, Loading and Unloading)(Variation No1) Order 2015

TO 245 / 15

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 (Victoria Park, Haddington) (Prohibition of Waiting, Loading and Unloading)(Variation No1) Order 2015" and shall come into effect on the **XX** day of **MONTH** Two Thousand and Fifteen.
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.

Articles

4. Save as provided in Article 5 of this Order no person shall, except upon the direction or permission of a police constable in uniform or a traffic warden, cause or permit any vehicle to wait, or load onto or unload from any vehicle at any time, on the lengths of road specified in Schedule 1 of this Order.
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 Schedule 1:
 - 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.

6. Given under the seal of East Lothian Council this XX day of MONTH Two Thousand and Fifteen.

Schedule 1 – No Waiting, Loading or Unloading at Any Time

1. Victoria Park / Lydgait

- a. West Side of Victoria park from a point 13.6 metres south east of the extended south east kerbline of Lydgait north westwards to the junction with Lydgait then westwards on the south side of Lydgait for a distance of 24 metres or thereby.

2. Victoria Park / Vetch Park

- b. East Side of Victoria Park from a point 11 metres south east of the extended south east kerbline of Vetch Park north westwards to the junction with Vetch Park then eastwards on the south side of Vetch Park for a distance of 14.80 metres or thereby.

3. Florabank Road / Lydgait

- c. West side of Florabank Road from a point 13 metres north of the extended north kerbline of Lydgait south eastwards to the junction with Lydgait then westwards on the north kerbline of Lydgait for a distance of 20 metres or thereby

4. Florabank Road / Vetch Park

- d. East Side of Florabank Road from a point 20.96 metres north of the extended north kerbline of Vetch Park south eastwards to the junction with Vetch Park then eastwards on the north kerbline of Vetch Park for a distance of 28.43 metres or thereby

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EAST LoTHIAN COUNCIL
ROAD TRAFFIC REGULATION ACT 1984

2015

Subjects: Victoria Park, Florabank Road,
 Vetch Park and Lydgait

EAST LoTHIAN COUNCIL
JOHN MuIR HOUSE
HADDINGTON