These documents should remain available for public inspection until 23rd May 2016
THE KENT COUNTY COUNCIL
( THE DISTRICT OF SHEPWAY, VARIOUS ROADS)
(RESTRICTIONS AND PROHIBITIONS OF WAITING, LOADING AND UNLOADING)
AMENDMENT No.22 ORDER 2016

Road Traffic Regulation Act 1984

THE KENT COUNTY COUNCIL acting as the local traffic authority and in exercise of its powers under Sections 1, 2, 5, 32, 45, 46, 47 and 124 of the Road Traffic Regulation Act 1984, and of all other powers and after consultation with the Chief of Police in accordance with Part III of Schedule 9 to said Act of 1984, proposes to make the following Order:

The effect of the proposed named Order will introduce or amend existing waiting restrictions in the following lengths of road (in this part of the notice DYL means double yellow lines) - No waiting at any Time

Prospect Road, Hythe

South side, from its junction with A259 (Prospect Road) to a point 52 metres northeast of that junction.

A copy of the proposed Order, statement of the Council’s reasons for making the proposed Order, a map indicating the location and the effect and a copy of any other Orders which will be amended by the proposed Order may be examined on Mondays to Friday at The Kent County Council, Sessions House, Maidstone, ME14 1XQ, Shepway District Council, The Civic Centre, Castle Hill Avenue, Folkestone, Kent CT20 2QY and at The Kent County Council, Highway, Transportation & Waste, Ashford Highway Depot, Henwood Industrial Estate, Unit 4 Javelin Way, Ashford, Kent TN24 8AD during normal office hours and available on the KCC website at www.kent.gov.uk/highwaysconsultations

If you wish to offer support or object to the proposed Order you should send the grounds in writing to The TRO Co-ordinator, 125-135 Brenchley House, Week Street, Maidstone, Kent, ME14 1RF or by email to TRO@Amey.co.uk by 12 noon Monday 23rd May 2016.

Roger Wilkin
Director
Highways, Transportation & Waste
In the District of Shepway

THE KENT COUNTY COUNCIL
(THE DISTRICT OF SHEPWAY, VARIOUS ROADS)
(RESTRICTIONS AND PROHIBITIONS OF WAITING, LOADING AND UNLOADING)
AMENDMENT No.22 ORDER 2016

Road Traffic Regulation Act 1984

The Kent County Council acting as the Local Traffic Authority intends to make the Order referred to above and as shown on the drawing accompanying this document.

PROSPECT ROAD, HYTRE

The proposed order is to improve access and allow the free flow of traffic to maintain safety for highway users and

• to avoid the danger to persons or other traffic using the road or any other road or preventing the likelihood of any such danger arising,

Dated: 18th April 2016

Andy Corcoran
Schemes Planning and Delivery Manager
THE KENT COUNTY COUNCIL
(THE DISTRICT OF SHEPWAY, VARIOUS ROADS)
(RESTRICTIONS AND PROHIBITIONS OF WAITING, LOADING AND UNLOADING)
AMENDMENT No.22 ORDER 2016

ROAD TRAFFIC REGULATION ACT 1984

THE KENT COUNTY COUNCIL acting as the local traffic authority and in exercise of its powers under Sections 1, 2, 5, 32, 45, 46, 47 and 124 of the Road Traffic Regulation Act 1984, and of all other powers and after consultation with the Chief of Police in accordance with Part III of Schedule 9 to said Act of 1984, hereby makes the following Order:

REVOCATIONS, MODIFICATION AND AMENDMENTS:

1. In this Order the expression “Order of 2010” “The Kent County Council (The District of Shepway, Various Roads) (Restrictions and Prohibitions of Waiting, loading and Unloading) Consolidation Order 2010 (“the Order of 2010”) be amended as follows;

2. The Order of 2010 to be amended as follows

   (i) In Schedule 1 thereto, the lengths of road specified in Schedule 1 to this Order to be deleted

   (ii) In Schedule 1 thereto, the lengths of road specified in Schedule 2 to this Order to be inserted

CITATION AND COMMENCEMENT:

3. This Order may be cited as “The Kent County Council (The District of Shepway, Various Roads) (Restrictions and Prohibition of Waiting, Loading and Unloading) Amendment No.22 Order 2016” and shall come into effect on the ** day of ************ 2016

GIVEN under the Common Seal of The Kent County Council

This            day of                                      2016

THE COMMON SEAL OF THE
KENT COUNTY COUNCIL was
hereunto affixed in the
presence of:-

Authorised signatory
The following items to be deleted in the Consolidation Order of 2010

**Schedule 1**
Length of road to be deleted

**Prospect Road, Hythe**
South side, from a point opposite the eastern kerb line of Marine Walk Street, southwest to its junction with A259 (Prospect Road)

The following items to be added in the Consolidation Order of 2010

**Schedule 2**
Length of road to be added

**PROSPECT ROAD, HYTHE**
South side, from its junction with A259 (Prospect Road) to a point 52 metres northeast of that junction.
The Kent County Council (The District of Shepway, Various Roads) (Restrictions and Prohibitions of Waiting, Loading and Unloading) Consolidation Order 2010

Part A – General

THE KENT COUNTY COUNCIL
(THE DISTRICT OF SHEPWAY, VARIOUS ROADS)
(RESTRICTIONS AND PROHIBITIONS OF WAITING, LOADING AND UNLOADING)
CONSOLIDATION ORDER 2010

ROAD TRAFFIC REGULATION ACT 1984

THE KENT COUNTY COUNCIL acting as the local traffic authority and in exercise of its powers under Sections 1, 2 32, 35, 45, 46, 47 and 124 of and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984, and of all other enabling powers and after consultation with the Chief of Police in accordance with Part III of Schedule 9 to said Act of 1984, hereby makes the following Order:

PART A

GENERAL

CITATION:

1. This Order may be cited as “The Kent County Council (The District of Shepway, Various Roads) (Restrictions and Prohibitions of Waiting, Loading and Unloading) Consolidation Order 2010” and shall come in to force on the 1st June 2010

REVOCATION AND CONSOLIDATION:

2. This Order shall revoke and consolidate the following Orders:

“Kent County Council (Various Roads, The District of Shepway) (Provision of Parking Places) Consolidation (No 2) Order 2009”;

“The Kent County Council (The District of Shepway, Various Roads) (Prohibition of Waiting, Loading and Unloading) Consolidation Order 2001” and all amendments thereto;

“The Kent County Council (The District of Shepway) (Folkestone West Controlled Parking Zone) Order 2009”;

“The Kent County Council (The District of Shepway) (Restriction and Prohibition of Waiting) (Kent Road, Folkestone Order 2009)”;

“The Kent County Council (Park Farm Industrial Estate) (The District of Shepway) (Prohibition of Waiting, Loading and Unloading) Order 2009”;

“The Kent County Council (Hythe High Street) (District of Shepway) (Waiting Restrictions and Street Parking Places) Order 2009”;

“The A259 Trunk Road (Folkestone and Sandgate) (Prohibition and Restriction of Waiting) Order 1998”;

“The A259 Trunk Road (Sandgate Hill, Sandgate) (Prohibition of Waiting) Order 1996”;

“The A259 Trunk Road (Folkestone) (Prohibition of Waiting) Order 1996”;

“The A259 Trunk Road (Folkestone) (Prohibition of Waiting Order 1995”;

“...”
Part A – General

INTERPRETATIONS AND DEFINITIONS

3. In this Order:

the Act of 1984" means the Road Traffic Regulation Act 1984;

"the Council" means the Kent County Council as traffic authority and, where appropriate, Shepway District Council acting on behalf of the traffic authority;

"bus stop clearway" means an area of carriageway intended for the waiting of buses which is comprised within and indicated by a road marking complying with either diagram 1025.1, 1025.3 or 1025.4 in schedule 6 of the Traffic Signs Regulations and General Directions 2002;

"civil enforcement officer" has the same meaning as in Part 6, Section 76 of the Traffic Management Act 2004 and as “parking attendant” as described in Section 63A of the Road Traffic Regulations Act 1984.

"cycle track" means an area of carriageway intended for the use of cycles as defined in the Cycle Track Act 1984;

"delivering" and "collecting" in relation to any goods include checking the goods for the purpose of their delivery or collection;

"disabled person" and "disabled person's badge" have the same meaning as in the Disabled Persons' (Badges for Motor Vehicles) Regulations 2000;

"disabled person's vehicle" means a vehicle lawfully displaying a disabled person's badge and which is a vehicle which, immediately before or after any period of waiting allowed by virtue of a provision of a kind required by the Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000 to be included in an Order under the Act of 1984, has been or is to be driven by a disabled person or, as the case may be, has been or is to be used for carrying disabled persons as passengers;

"driver", in relation to a vehicle waiting in a parking place, means the person driving the vehicle at the time it was left in the parking place;

“emergency vehicle” means a vehicle used by the emergency services and immediately identifiable as such;

"goods" includes postal packets of any description;
"goods vehicle" means a motor vehicle constructed or adapted for use for the carriage of goods or burden of any description or a trailer so constructed or adapted;

“highway engineer” means such person as shall be approved by Shepway District Council to maintain its interests on the highway

"invalid carriage" means a mechanically propelled vehicle of which the weight unladen does not exceed 254 kilograms and which is specially designed and constructed, and not merely adapted, for the use of a person suffering from some physical default or disability and is used solely by such a person;

The Kent County Council (The District of Shepway, Various Roads) (Restrictions and Prohibitions of Waiting, Loading and Unloading) Consolidation Order 2010

Part A – General

"junction" means the junction of the marked, or if not so marked, the imaginary centre lines of the roads referred to and, where appropriate, measurements shall be taken from the point of intersection of the respective centre lines as projected;

"legally qualified medical practitioner" has the same meaning as within the Medical Act 1983;

"licensed taxi" has the same meaning as in section 13 (3) (a) of the Transport Act 1985;

"motor car" and "motor cycle" have the same meaning as in section 136 of the Act of 1984;

“owner” has the same meaning as in Section 142 of The Act of 1984;

"Transportation Manager" means such person as shall be approved by Shepway District Council to manage the Transportation Department and;

"parking attendant" has the same meaning as in section 63A of the Road Traffic Regulation Act 1984 and by virtue of Section 76 Traffic Management Act 2004 a parking attendant appointed under section 63A of the Road Traffic Regulation Act 1984 is a civil enforcement officer in relation to parking contraventions.

"parking disc" means a device which

(a) is 125 millimetres square and coloured blue

(b) has been issued by a local authority and has not ceased to be valid; and

(c) is capable of showing the quarter hour period during which a period of waiting has begun.

"parking zone" means either –

(a) an area –

i) in which, except where parking places have been provided, every road has been marked with one or more of the diagrams shown in 1017, 1018.1, 1019 and 1020.1; and

ii) into which the entrance for vehicular traffic has been indicated by the sign shown in diagram 663 or 663.1; or
(b) an area—
i) in which at least one of the signs shown in diagram 640.2A has been placed on the side of every road; and

ii) into which each entrance for vehicular traffic has been indicated by the sign shown in diagram 665

“passenger vehicle” means a motor vehicle (other than a motor cycle or invalid carriage) constructed solely for the carriage of passengers and their effects and adapted to carry not more than twelve passengers exclusive of the driver, and not drawing a trailer;

“period indicated” means between the times indicated on a sign placed in conjunction with a taxi rank which complies with Diagram 650.1, 650.2 or 650.3 of the Traffic Signs Regulations and General Directions 2002;

“public service vehicle” has the same meaning as in the Public Passenger Vehicles Act 1981;

The Kent County Council (The District of Shepway, Various Roads) (Restrictions and Prohibitions of Waiting, Loading and Unloading) Consolidation Order 2010

Part A – General

“police vehicle” means a vehicle being used for police purposes or operating under the instructions of a chief officer of police;

“relevant position” means:

i) in the case of a vehicle fitted with a front windscreen, the permit, waiver or DPB is exhibited thereon with the obverse side facing forwards on the nearside of and immediately behind the windscreen, or;

ii) in the case of a vehicle not fitted with a front windscreen, the permit, waiver or DPB is exhibited in a conspicuous position on the front nearside of the vehicle so that it can be readily seen by a civil enforcement officer whilst inspecting the parking places;

“restricted road” means any of the roads, lengths of road or sides of road specified in the First or Second Schedules to this Order:

PROVIDED ALWAYS that the expression “restricted road” shall not for the purposes of this Order include any designated parking place or any authorised parking place described in the various Schedules to this Order and not suspended under the provisions of Article 20;

“road” means the full width -including any footway or verge -of any length of highway or of any other road to which the public has access, and includes bridges over which a road passes;

“Shepway” means the administrative area of Shepway District Council;

“taxi” has the same meaning as “hackney carriage” in the Town Police Clauses Act 1847 and the Local Government (Miscellaneous Provisions) Act 1976;

“taxi stand” means any road, length of road or side of road appointed as a stand for taxis by Shepway District Council in local legislation made under the Section 63 of the Local Government (Miscellaneous Provisions) Act 1976 which complies with the road marking prescribed in Diagram 1028.2 of the Traffic Regulations and General Directions 2002

“The Interpretation Act 1978” shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament;
“Transportation Department” means the service established by Shepway District Council to carry out parking activities under the Kent Highways partnership agreement between Kent County Council, as traffic authority, and Shepway District Council;

"traffic sign" means a sign of any size, colour and type prescribed or authorised under, or having effect as though prescribed or authorised under, section 64 of the Act of 1984;

"vehicle" means a motor vehicle or a trailer and "motor vehicle" and "trailer" have the same meaning as in section 136 of the Act of 1984;

The Kent County Council (The District of Shepway, Various Roads) (Restrictions and Prohibitions of Waiting, Loading and Unloading) Consolidation Order 2010

Part A – General

(2) In this Order, except where the context otherwise requires:

(a) any reference to a numbered Article or a numbered Schedule is a reference to the Article or Schedule bearing that number in this Order;

(b) any reference to a numbered or lettered paragraph or sub-paragraph is a reference to the paragraph or sub-paragraph bearing that number or letter in the Article or Schedule or (in the case of a sub-paragraph) paragraph in which the reference occurs; and

(c) any reference to a Table, or to a numbered Table, is a reference to the Table, or to the Table bearing that number, in the Article or Schedule in which that reference occurs.

(3) Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended by any subsequent enactment;

(4) The restrictions imposed by this Order shall be in addition to and not in derogation of any restriction or requirement imposed by any regulations made under or having effect as if made under the Road Traffic Regulation Act, 1984 or by or under any other enactment;

(5) The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

The Kent County Council (The District of Shepway, Various Roads) (Restrictions and Prohibitions of Waiting, Loading and Unloading) Consolidation Order 2010

Part B – Restrictions and Prohibitions of Waiting, Loading and Unloading

PART B

RESTRICTIONS AND PROHIBITIONS OF WAITING, LOADING AND UNLOADING AND STOPPING

PROHIBITION OF WAITING

4. Save as provided in Part C of this Order, no person shall, except upon the permission or direction of a Police Constable in uniform or of a Civil Enforcement Officer, cause or permit any vehicle to wait on the lengths of road specified in Schedules 1 to 13 (inclusive) during the times stated in each Schedule
PROHIBITION OF LOADING AND UNLOADING

5. Save as provided in Article 16 and Article 17 paragraph (d), (e), (f) and (h) of this Order, no person shall, except upon the permission or direction of a Police Constable in uniform or of a Civil Enforcement Officer, cause or permit any vehicle to wait, load or unload on the lengths of road specified in Schedules 14 and 15 during the times stated in each Schedule

RURAL CLEARWAYS

6. Save as provided in Article 16 and Article 17 paragraph (d), (e) and (f) of this Order, no person shall, except upon the permission or direction of a Police Constable in uniform or a Civil Enforcement Officer, cause or permit any vehicle to stop on any lengths of road specified in Schedule 16 of this Order

PROHIBITION OF WAITING ON CYCLE PATHS

7. Save as provided in Articles 16 and 17 of this Order, no person shall, except upon the direction or with the permission of a Police Constable in uniform or of a Civil Enforcement Officer, cause or permit any vehicle to wait on a cycle path

BUS STOP AND TAXI STANDS

8. Save as in Article 16 and Article 17 paragraphs (c), (d) and (e) of this Order, no person shall, except upon the direction or with the permission of a Police Constable in uniform or a Civil Enforcement Officer, cause or permit any vehicle, other than a bus, to stop or remain at rest;

(i) On any length of road specified in Table 1 of Schedule 17 to this Order.

(ii) On any length of road designated as a bus stop clearway as defined in Part A of this Order

9. Save as in Article 16 and Article 17 paragraphs (c), (d) and (e) of this Order, no person shall, except upon the direction or with the permission of a Police Constable in uniform or a Civil Enforcement Officer, cause or permit any vehicle, other than a taxi, to stop or remain at rest on any length of road designated as a taxi stand in Table 2 of Schedule 17 to this Order during the period indicated.

The Kent County Council (The District of Shepway, Various Roads) (Restrictions and Prohibitions of Waiting, Loading and Unloading) Consolidation Order 2010

Part B – Restrictions and Prohibitions of Waiting, Loading and Unloading

DISABLED PERSON’S PARKING PLACES

10. Save as Part C of this Order, no person, except upon the direction or with the permission of a Police Constable in uniform or of a Civil Enforcement Officer, cause or permit any vehicle to wait in any lengths of road specified in Schedule 18 of this Order unless the vehicle displays a DPB in the relevant position.

STREET PARKING PLACES

11. Save as in Articles 16 and 17 of this Order, no person shall, except upon the direction or with the permission of a Police Constable in uniform or of a Civil Enforcement Officer, cause or permit any vehicle to wait in the parts of the road designated as street parking places in Schedules 19 to 23:

a) for a period longer than stated in column 6 of the tables in the relevant schedules; or
b) if a period of less than the time period stated in column 6 of each schedule has not elapsed return to that parking place

c) unless the vehicle is of the specified class as stated in column 3

PERMIT PARKING PLACES

ZONE A – THE BAYLE

12. Save as Part C of this Order, no person shall, except upon the direction or with the permission of a Police Constable in uniform or of a Civil Enforcement Officer, cause or permit any vehicle to wait in the parts of the road designated as a permit holders parking place in Schedule 24 for longer than is stated in column 6 on the days stated in column 4 and within the times stated in column 5 unless;

a) the vehicle is clearly displaying a valid parking permit for the correct zone, in the relevant position; or

b) the vehicle is clearly displaying a valid DPB in the relevant position

ZONE B – FOLKESTONE WEST

13. Save as Part C of this Order, no person shall, except upon the direction or with the permission of a Police Constable in uniform or of a Civil Enforcement Officer, cause or permit any vehicle to wait in the parts of the road designated as a permit holders parking place in Schedule 25 on the days stated in column 4 and within the times stated in column 5 unless;

a) the vehicle is clearly displaying a valid parking permit for the correct zone, in the relevant position; or

b) the vehicle is clearly displaying a valid DPB in the relevant position

DOCTOR’S PARKING PLACES

14. Save as in Articles 16 and 17 (d), (e), (f), and (h) of this Order, no person shall, except upon the direction or permission of a Police Constable or of a Civil Enforcement Officer cause or permit a vehicle to wait on any lengths of road specified in Schedule 26 of this Order unless they display a valid doctor’s permit in the relevant position.

Part B – Restrictions and Prohibitions of Waiting, Loading and Unloading

LOADING BAYS

15. Save as in Articles 16 and 17 of this Order, no person shall, except upon the direction or permission of a Police Constable or of a Civil Enforcement Officer cause or permit a vehicle to wait on any lengths of road specified in Schedule 27 of this Order unless it is of the specified class as stated in Column 3

Part C – Exemptions from this Order

PART C

EXEMPTIONS FROM THIS ORDER
EXEMPTION FOR EMERGENCY SERVICES
16. Nothing in this Order shall apply to any vehicle on an occasion when it is being used for fire brigade, ambulance or police purposes, if the observance of that provision would be likely to hinder the use of that vehicle for the purpose for which it is being used on that occasion.

GENERAL EXEMPTIONS FROM PROHIBITIONS AND RESTRICTIONS

17. Nothing in Parts B or C of this Order shall render it unlawful to cause or permit a vehicle to wait in any restricted road or in any parking place for so long as may be necessary for any of the following purposes

(a) to enable a person to board or alight from the vehicle or to load thereon or to unload there from personal luggage;

(b) for so long as may be necessary to enable goods to be loaded onto or unloaded from the vehicle

(c) to enable the vehicle to be used 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;

(d) to enable the vehicle to be used in connection with any of the following operations, namely

(i) any building operation or demolition; or

(ii) the removal of any obstruction to traffic; or

(iii) the maintenance, improvement or reconstruction of that length of road; or (iv) the laying, erection, alteration or repair in or near that length of road of any sewer or of any main, pipe, or apparatus for the supply of gas, water, electricity or of any telecommunications apparatus as defined in paragraph 1(1) of Schedule 2 to the Telecommunications Act 1984; or

(v) to enable the vehicle to be used in the service of a local authority or a water authority in pursuance of statutory powers or duties if the vehicle cannot be used for such a purpose without stopping on the length of road.

(e) to enable the vehicle to be used by the highways engineer for highway works being undertaken on behalf of the Council;

(f) to enable the vehicle to be used for the purpose of delivering or collecting postal packets as defined in Section 87 of the Post Office Act, 1953;

(g) to enable the vehicle to wait at or near to any premises situated on or adjacent to any of the said lengths or sides of road for so long as waiting by that vehicle is reasonably necessary in connection with any wedding or funeral;

Part C – Exemptions from this Order

(h) if the vehicle is waiting in any case where the person in control of the vehicle is

(i) required by law to stop; or

(ii) obliged to do so in order to avoid an accident; or

(iii) prevented from proceeding by circumstances beyond his control
DISABLED PERSON’S VEHICLES

18. Nothing in this Order, except Article 20 or Schedules 14, 15, 16, 17, 26 and 27 shall render it unlawful to cause or permit a disabled persons vehicle which displays in the relevant position a disabled persons badge and a parking disc (on which the driver, or other person in charge of the vehicle, has marked the time at which the period of waiting began) to wait in any of the roads, lengths of road or sides of road referred to in this Order for a period not exceeding 3 hours (not being a period separated by an interval of less than one hour from a previous period of waiting by the same vehicle in that length of road).

Part D – Provisions of Street Parking Places

PART D

PROVISIONS OF STREET PARKING PLACES

GENERAL PROVISIONS RELATING TO PARKING PLACES

19. The Council shall:
a) Cause the limits of each parking place to be indicated in the carriageway by placing and maintaining appropriate traffic signs of a prescribed size, colour and type;
b) Place and maintain on or in the vicinity of each parking place, traffic signs of any prescribed size, colour and type indicating the number of such parking places and, where appropriate, the permitted hours of use and permitted class of vehicle;
c) Carry out such other work as is reasonably required for the satisfactory operation of the parking place.

20. Nothing in this Order shall prevent a person duly authorised by the Council from closing a parking place to prevent any obstruction of the street:
a) on the occasion of any public procession, rejoicing or illumination;
b) where the streets are thronged or are liable to be obstructed;
c) for the convenience of occupiers of adjacent premises at the times of weddings, funerals or other special occasions;

21. The driver of a vehicle shall not permit a vehicle to wait in a parking place for longer than the maximum waiting period stated in the relevant Schedule to this Order.

22. The driver of a vehicle shall not permit it to wait in a parking place provided by Articles 11, 12 or 13 of this Order unless it is of the specified class and in the specified position.

23. The driver of a vehicle shall not permit it to wait in a parking place provided by Article 14 of this Order unless it is a vehicle of a legally qualified medical practitioner displaying a valid permit and is in a specified position.

24. The driver of a vehicle shall not use a parking space so as to unreasonably prevent access to any premises adjoining the road or inhibit use of the road by others or so as to be a nuisance to others.

25. The driver of a vehicle, having left a parking place after waiting, shall not, within 1 hour after leaving the parking place, permit it to wait on said parking place.

26. The driver of a vehicle shall stop the engine as soon as the vehicle is in position in the parking place and shall not start the engine except when about to leave said parking place.
27. The driver of a vehicle using a parking place shall not sound a horn or other similar instrument except in an emergency, or when about to depart from the parking place.

**Part D – Provisions of Street Parking Places**

28. No person, except with the permission of a person duly authorised by the Council, shall drive any vehicle in a parking place other than for the purpose of leaving that vehicle in or to depart from said parking place.

29. No person shall use a parking place as a means of passage from one road to another.

30. No person shall use a vehicle whilst in a parking place, in connection with the sale of any article to any person in or near the parking place or in connection with the sale or hire of any skill or service.

31. No person shall do anything in contravention of any signs erected or surface markings laid by the Council whilst in that parking place.

32. Where a vehicle is left in a parking place in contravention of Articles 10, 11, 12, 13, 14 or 21 of this Order, a person authorised by the Council may remove the vehicle or arrange for it to be removed from that parking place.

33. A person authorised by the Council moving a vehicle by virtues of Article 32 of this Order may do so by towing or driving the vehicle, or in such other manner as he may think necessary.

34. Where a person authorised by the Council removes or makes arrangements for the removal of a vehicle from a parking place by virtue of Article 32 of this Order, he shall make reasonable arrangements for the safe custody of the vehicle.

35. The restrictions imposed by this Order shall be in addition to and not in derogation of any restriction or requirement imposed by any regulations made or having effect as if made under The Road Traffic Regulation Act 1984, or by any other enactment.

**DOCTOR’S PARKING PLACES**

36. Any legally qualified medical practitioner may, using a form issued by and obtainable from the Council, apply to the Council for a permit in respect of each vehicle proposed to use a parking place referred to in Article 14. Such application shall include all information and authentication required by the form.

37. At all times during which a vehicle is left in a parking place referred to in Article 14 of this Order, the driver shall display a valid permit in the relevant position where the following particulars are readily visible from the front, near side of the vehicle:

i) the Registration Mark of the vehicle to which the permit has been issued;

ii) the period during which the permit remains valid;

iii) the indication that the permit has been issued by the Council;

38. No person other than the driver of the vehicle may remove a valid permit that has been displayed in accordance with Article 37 of this Order.

39. The Council may, at any time, require an applicant for a permit or a permit holder to produce to an officer of the Council reasonable evidence which verifies the information provided or to verify the validity of a permit.
Part D – Provisions of Street Parking Places

40. Upon receipt of an application duly made under the provisions of Article 36, of this Order, and subject to the Council being satisfied that the vehicles specified in the application are used by legally qualified medical practitioners who are liable to be called, of necessity, to emergencies away from surgery or consulting room stated in the application to the extent that the need for special parking arrangements is justified and that no reasonable alternative parking facilities are available, the Council may issue to the applicant:

a) Permits for such vehicles as are specified in the application,

b) Protective covers for the display of permits.

41. A permit holder may, at any time, apply to the Council for the amendment of a permit issued to him so as to relate to any other vehicle or additional vehicle, and the Council, having satisfied themselves as to the validity of the amended application may amend the permit or issue a new permit on surrender of the existing permit.

42. If a permit is mutilated, defaced, discoloured or illegible, the permit holder shall surrender it to the Council and apply to the Council for a replacement permit and on receipt of the defective permit the Council shall issue a replacement.

43. If a permit is lost or destroyed the permit holder may apply to the Council for a duplicate permit and the Council, on being satisfied as to such a loss or destruction shall issue a duplicate permit. On issue of the duplicate permit the original shall become invalid.

PROVISIONS OF PARKING WAIVERS

44. Any person, contractor or tradesman may apply to the Council for the issue of a parking waiver for their vehicle.

45. The application shall be made on a form issued by and obtainable from the Council and shall include the information and particulars required by the form and shall be accompanied by the appropriate monies required by the Council.

46. The parking waiver must be displayed in the relevant position so that the waiver and the relevant information on said waiver is clearly visible by a civil enforcement officer from the front or nearside of a vehicle.

47. The Council will require the applicant to demonstrate that there is no other suitable alternative place to park in connection with their business.

48. The parking waiver will exempt the holder from the provisions contained in Schedules 1, to 13 and 19 to 24 of this Order, PROVIDED ALWAYS that the vehicle is parked so as not to cause any obstruction or danger to other users of the highway.

49. The parking waiver is only valid for the dates and site specified on the waiver, it is not valid for use in any off–street parking place within Shepway that is contained in “The District of Shepway (Off–Street Parking Places) Order 2009”.

50. The Council reserves the right to vary the format of the mark on the parking waiver where exceptional circumstances apply where it can be demonstrated that the applicant might otherwise be disadvantaged.

The Kent County Council (The District of Shepway, Various Roads) (Restrictions and Prohibitions of Waiting, Loading and Unloading) Consolidation Order 2010
Part D – Provisions of Street Parking Places

51. The Council may at any time require an applicant for a parking waiver to produce to an officer of the Council reasonable evidence to verify any particulars or information given to them, or that the parking waiver is current and valid.

52. The Council reserves the rights to terminate all exemptions granted by the parking waiver at any time if there is any contravention of the provisions contained within this Order. In such circumstances the holder of said waiver shall not be entitled to any refund of any monies paid in respect of the parking waiver WITHOUT PREJUDICE to any other rights of the Council against the parking waiver holder in respect of any breach of condition giving rise to such a termination.

PROVISIONS OF PARKING PERMISSIONS

53. The Council may issue a Parking Permission to persons who can demonstrate that the nature of their business is such that in order for that person to carry out their duties there is no other suitable alternative parking place and that parking where restrictions apply is essential to their duties.

54. The application shall be made on a form issued by and obtainable from the Council and shall include the information and particulars required by the form and shall be accompanied by the appropriate monies required by the Council.

55. The parking permission must be displayed in the relevant position so that the waiver and the relevant information on said waiver is clearly visible by a civil enforcement officer from the front or nearside of a vehicle.

56. The parking permission will exempt the holder from the provisions contained in Schedules 1 to 13 and 19 to 24 of this Order, PROVIDED ALWAYS that the vehicle is parked so as not to cause any obstruction or danger to other users of the highway.

57. The parking permission is only valid for the dates and site specified on the permission, it is not valid for use in any off – street parking place within Shepway that is contained in “The District of Shepway (Off – Street Parking Places) Order 2009”.

58. The Council reserves the right to vary the format of the mark on the parking permission where exceptional circumstances apply where it can be demonstrated that the applicant might otherwise be disadvantaged.

59. The Council may at any time require an applicant for a parking permission to produce to an officer of the Council reasonable evidence to verify any particulars or information given to them, or that the parking waiver is current and valid.

60. The Council reserves the rights to terminate all exemptions granted by the parking permission at any time if there is any contravention of the provisions contained within this Order. In such circumstances the holder of said permission shall not be entitled to any refund of any monies paid in respect of the parking waiver WITHOUT PREJUDICE to any other rights of the Council against the parking permission holder in respect of any breach of condition giving rise to such a termination.

61. Parking permissions may be provided free of charge to voluntary workers subject to the relevant voluntary organisation providing their workers with vehicle identification badges in a format approved by the Council.
Part E – The Common Seal of the Kent County Council

Given under the Seal of the Kent County Council

This day of 2010

THE COMMON SEAL OF THE KENT COUNTY COUNCIL was hereunto affixed in the presence of:-

Authorised Signatory
Schedule 1

No Waiting at any time

Welson Road
North side, from its junction with Baldric Road, east for a distance of 20 metres
South side, from its junction with Baldric Road, east for a distance of 10 metres

West Cliff Gardens
Both sides, for its entire length

West Road
Both sides, from its junction with North Road to its junction with Hospital Hill

West Terrace
North east side, from its junction with Bouverie Place to its junction with Albion Villas
South west side, from its junction with The Leas, north west for a distance of 24 metres
South west side, from its junction with Sandgate Road, south east for a distance of 44 metres

Weymouth Road
Both sides, from its junction with Cheriton High Street, north east for a distance of 17 metres
Both sides of the access road to the rear of Weymouth Road, from a point opposite the southern boundary of number 59 Weymouth Road to its junction with Shaftesbury Avenue
North west side, from a point 7 metres north east of its junction with Cheriton High Street, north east for a distance of 10 metres

Wilberforce Road
North side, from its junction with The Crescent, west for a distance of 5 metres
North west side of the eastern spur, from its junction with The Crescent, south west for distance of 5 metres
South west side of the eastern spur, from a point 7.6 metres north west of its junction with Sandgate High Street, north west for a distance of 28 metres

Wilberforce Road
East and then south side, from a point 31 metres north of its western junction with Sandgate High Street, north and then east to its junction with The Crescent
North side, from a point opposite the eastern kerb line of the western spur of Wilberforce Road, east for a distance of 20 metres

Willie Gardens
Both sides, from its junction with Broadmead Road, north west for a distance of 10 metres
Wood Avenue
South side, from a point opposite the centre line of Beatty Road, south west for a distance of 5 metres and south east for a distance of 5 metres

South west side, from a point 27 metres north west of the centre line of Park View, north west for a distance of 10 metres

Both sides, from its junction with Tyson Road, north west for a distance of 10 metres

Both sides, from a point 15 metres north west of its junction with Ingoldsby Road to a point 15 metres south east of that junction

Both sides, from a point 15 metres north west of its junction with Ivy Way to a point 15 metres south east of that junction

ROADS IN HYTHE

Albert Lane
North side, between its junctions with Albert Road and Elizabeth Gardens

Bank Street
East side, from its junction with High Street, south for a distance of 16 metres

East side, from a point 46 metres south of its junction with High Street to its junction with Prospect Road

West side, from its junction with High Street to a point 10 metres south of the centre line of Chapel Street

South west side, from a point 34 metres south east of the centre line of Chapel Street to its junction with Prospect Road

Bartholomew Lane
North west side, from the centre line of St Johns Road, north east and then south west for a distance of 13 metres

Both sides, from its junction with Brockhill Road, south for a distance of 30 metres

Bartholomew Street
North side, from a point 49 metres east of its junction with Upper Malthouse Hill, to a point 122 metre west of its junction with Lower Malthouse Hill

South side, from a point 49 metres east of its junction with Upper Malthouse Hill, to a point 52 metres west of its junction with Lower Malthouse Hill

South side from a point 86 metres west of its junction with Lower Malthouse Hill, west for a distance of 36 metres

Boundary Road
South side for its entire length

North west side, from the centre line of Frampton Road, for a distance of 9 metres north east and a distance of 9 metres south west

North west side, from its junction with Fort Road, north west for a distance of 5 metres
North west side, from its junction with St Nicholas Road, south west for a distance of 5 metres

Brockhill Road
Both sides, from its junction with School Road, south for a distance of 72 metres

Chapel Street
North side, from its junction with Bank Street, to a point 16 metres east of its junction with High Street
South side, from its junction with Bank Street, to its junction with High Street

Cinque Ports Avenue
South side of its southern leg, from its junction with Wakefield Way to its junction with St Leonards Road
South side of its northern leg, from its junction with St Leonards Road, west for a distance of 10 metres
West side of the western leg, from its junction with Wakefield Way to its junction with St Leonards Road
North side of its northern leg, from its junction with Wakefield Way to its junction with St Leonards Road

Court Road
Both sides for its entire length

Dental Street
Both sides, from a point 38 metres east of its junction with Great Conduit Street to its junction with hillside Street

Douglas Avenue
East side, from its junction with High Street, south for a distance of 23 metres
Both sides, from its junction with Prospect Road, north for a distance of 15 metres
West side, from its junction with High Street, south for a distance of 21 metres

Dymchurch Road
Both sides, from its junction with Military Road and Red Lion Square, to a point 12 metres west of the centre line of Portland Road
North side, from its junction with Martello Drive, to a point 29 metres east of that Junction
Both sides, from a point 23 metres east of its junction with Frampton Road, to a point 9 metres west of its junction with Fort Road

Earlsfield Road
Both sides, from its junction with Twiss Road, east for a distance of 10 metres

East Street
Both sides, from the centre line of Twiss Road, west for a distance of 22 metres
Both sides, from the centre point of the roundabout at the junction with High Street and Station Road, west for a distance of 45 metres

**Fort Road**

North east side, from its junction with Boundary Road, north west for a distance of 5 Metres

**Frampton Road**

Both sides, from its junction with Boundary Road, north west for a distance of 5 Metres

**Green Lane**

Both sides, from its junction with Scanlons Bridge Road, west for a distance of 10 Metres

**High Street**

North side, from a point 11 metres west of the junction with Malthouse Hill to its junction with Station Road

West side, from its junction with Old Post Office Mews to its junction with Red Lion Square

South and east sides, from its junction with Red Lion Square, to a point in line with the party wall of numbers 16 and 16b

South side, from a point 15 metres east of the party wall of numbers 16 and 16b, to a point in line with the party wall of numbers 36 and 38

South side, from a point 41 metres west of the junction with Bank Street to a point 5 metres east of the junction with mount Street

South side, from a point 20 metres west of the junction with Marine Walk Street, to a point 6 metres east of that junction

South side, from a point 15 metres east of the party wall of numbers 102 and 104, to a point 32 metres west of the junction with Theatre Street

South side, from a point 4 metres west of the junction with Theatre Street, to a point 14 metres east of the junction with Sun Lane

South side, from a point 34 metres east of the junction with Sun Lane, to a point 22 metres west of the junction with Douglas Avenue

South side, from a point 10 metres west of the junction with Douglas Avenue, to a point 17 metres west of that junction

**Hillside Street**

Both sides, from its junction with Dental Street, west and then north for a distance of 65 metres

South side, from a point 65 metres west and north from its junction with Dental Street, for a distance of 116 metres west

**Horn Street**

East side, from its junction with Seabrook Road, to a point 15 metres north of the centre line of Naildown Road
West side, from its junction with Seabrook Road to its junction with Naildown Road

North west side, from the centre line of Spring Lane, north east for a distance of 15 metres and south west for a distance of 15 metres
Hospital Hill
Both sides, from the centre line of Seabrook Road, north east for a distance of 85 Metres

London Road
East side, from Barrack Hill to Military Road
West side, from Scanlons Bridge Road to Bridge Close

Malthouse Hill
Both sides from its junction with High Street to its junction with Bartholomew Street

Marine Parade
South west side, from a point 70 metres south west of its junction with Twiss Road, around the entire turning head

Marine Walk Street
East side, from its junction with High Street, south for a distance of 40 metres
East side, from a point 40 metres south of its junction with High Street, south for a distance of 10 metres
West side, from its junction with High Street to its junction with Prospect Road

Military Road
North side, from its junction with Red Lion Square to a point 63 metres west of that Junction
South side, from its junction with Red Lion Square to a point 41 metres west of that Junction
Both sides, from its junction with Scanlons Bridge Road to a point 24 metres east of that junction

Mill Lane
Both sides, from its junction with East Street, north for a distance of 10 metres

Mill Road
North east side, from its junction with Seabrook Road, north west for a distance of 15 Metres
North side, from its junction with Station Road, east for a distance of 7.5 metres

Martello Drive
East side, from its junction with Dymchurch Road, to its junction with the southern leg of Romney Way
West side, from its junction with Dymchurch Road to its junction with the southerly leg of Shepherds Walk

Mount Street
Both sides, from its junction with High Street, to its junction with Bank Street

Moyle Tower Road
Both sides, from its junction with South Road, south east for a distance of 10 metres
Naildown Road
Both sides, from its junction with Horn Street to its junction with Brook Close

Napier Gardens
Both sides, from its junction with Stade Street, north east for a distance of 10 metres

North Road
Both sides, from a point 32 metres west of the centre line of Church Hill, to a point 25 metres east of the centre line of Church Hill

Old Post Office Mews
Both sides, from a point 11 metres north west of its junction with Lower Malthouse Hill for a distance of 25 metres north west

Park Road
Both sides, from its junction with Stade Street, south west for a distance of 7.5 metres

Portland Road
North side, from its junction with Stade Street, west for a distance of 17.5 metres
South side, between the two legs of Stade Street
Both sides, from its junction with Dymchurch Road, south and then east to its junction with St Leonards Road
South side of the southern spur, from a point 48 metres from the centre line of the western leg of Stade Street, west for the entire length
North side of the southern spur, from a point 28 metres from the centre line of the western leg of Stade Street, west for the entire length

Princes Parade
South side, from a point 14 metres west of the centre line of Court Road, east for a distance of 15 metres
North side, from its junction with Twiss Road to its junction with Seabrook Road

Prospect Road
South side, from a point opposite the eastern kerb line of Marine Walk Street, south west to its junction with the A259 (Prospect Road)
North side, from a point 12 metres south east of Theatre Street, to a point 30 metres south west of its junction with Marine Walk Street
South side, from a point 14 metres north west of the centre line of Theatre Street, south east to the junction with the A259 (Prospect Road)
South side, from a point 38 metres north west of the centre line of Theatre Street, west for a distance of 8 metres
Prospect Road, from a point 38 metres north west of the centre line of Theatre Street, east for a distance of 8 metres
Both sides, from its junction with East Street to its junction with the A259 (Rampart Road)
Rampart Road

Both sides, from its junction with Prospect Road to its junction with Red Lion Square

North side, from its junction with the A259 (Rampart Road) to a point 22 metres east of that junction

South side, from a point 72 metres east of its junction with the A259 (Rampart Road) to its junction with Red Lion Square

Range Road

Both sides of the north to south leg from its junction with the east to west leg of Range Road, north west to the cul-de-sac head

Red Lion Square

Both sides, from its junction with Rampart Road to its junction with Dymchurch Road and Military Road

Scanlons Bridge Road

West side, from its junction with Dymchurch Road to its junction with Military Road

East side, from its junction with military Road to a point 29 metres south of that Junction

East side, from its junction with Dymchurch Road, to a point 79 metres north of that Junction

School Road

South west side, from its junction with Brockhill Road, south east for a distance of 15 metres