

PUBLIC NOTICE

**BEDFORD BOROUGH COUNCIL PROPOSES TO INTRODUCE AND AMEND
PARKING RESTRICTIONS ON BEAUVAIS SQUARE, SHORTSTOWN**

Reason for Proposal: The proposal is to revoke a length of double yellow lines to increase parking in front of the retail shops, to introduce double yellow lines across the frontage of the school entrance and to introduce dedicated parking spaces for disabled users outside the new surgery.

Effect of Order:

1. To revoke the existing ‘no waiting at anytime’ (double yellow lines) restriction on the following length of road in Shortstown:

Beauvais Square	
(i)	On its northern kerb, a length approximately 18 metres fronting the Tesco Express Store (note: the proposal includes the construction of a new lay-by for the length of 18 metres)

2. To introduce ‘no waiting at anytime’ (double yellow lines) restriction on the following length of road in Shortstown:

Beauvais Square	
(i)	On its southern kerb, a length approximately 18.5 metres extending over the vehicular access leading to the school

3. To introduce a dedicated disabled badge holders only bay restriction on the following length of road in Shortstown:

Beauvais Square	
(i)	On its southern kerb, a length approximately 13 metres, located in the lay-by outside the new surgery

NOTE: As part of the proposal, the following Orders shall be revoked and the details therein consolidated into a new map based Traffic Regulation Order

1 - Bedford Borough Council (A600 High Road, A600 Carmichael Drive and Southcote, Shortstown)(Prohibition of Waiting) Order 2016

2 - Bedford Borough Council (Wood Lane, Cotton End) (Prohibition of Waiting) Order 2011

3 – Bedford Borough Council (Beauvais Square, Beauvais Avenue & Rochester Way, Shortstown) (Prohibition and Restriction of Waiting) Order 2011

4 – Bedford Borough Council (Restriction of Waiting) (Canberra Road, Stirling Road and Wellington Road, Shortstown) Order 2010

Further Details of the proposed Order, a plan and a statement of reasons for proposing to make the Order may be examined during normal working hours at Borough Hall, Cauldwell Street, Bedford. Documents are also available on the www.bedford.gov.uk/tro website. The details will be placed on deposit until 6 weeks after the Order is made or until it is decided not to continue with the

proposal. For enquiries concerning this proposal, please contact Johnathon Sahota at Bedford Borough Council on 01234 276213.

Objections and comments should be sent in writing to Highway Consultations, Highways Department, 4th Floor, Borough Hall, Cauldwell Street, Bedford, MK42 9AP or by email to highway.consultations@bedford.gov.uk stating the grounds on which they are made by 09th November 2018.

Order Title if made will be:

Bedford Borough Council (Parish of Eastcotts (Shortstown and Cotton End) Bedford) (Prohibition and Restriction of Waiting and Stopping and Parking Places) Order 201*

Date: 11th October 2018

Borough Hall
Cauldwell Street
Bedford
MK42 9AP

Craig Austin
Director of Environment



**BEDFORD BOROUGH COUNCIL
(PARISH OF EASTCOTTS (SHORTSTOWN AND COTTON END)
BEDFORD) (PROHIBITION AND RESTRICTION OF WAITING AND
STOPPING AND PARKING PLACES) ORDER 201***

Bedford Borough Council (“the Council”) in exercise of their powers under Sections 1(1), 2(1) to (3), 4(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 Chief Officer of Bedfordshire Police in accordance with Part III of Schedule 9 to the Act hereby makes the following order:-

Citation and Commencement

1. This order shall come into operation on the *** and may be cited as “Bedford Borough Council (Parish of Eastcotts (Shortstown and Cotton End) Bedford) (Prohibition and Restriction of Waiting and Stopping and Parking Places) Order 201*”
2. The Bedford Borough Council (Parish of Eastcotts (Shortstown and Cotton End) Bedford) (Prohibition and Restriction of Waiting and Stopping and Parking Places) Order 201* Plans including the Key are incorporated into this Order.

Interpretation

- 3 In this Order, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them: -

“1984 Act” means the Road Traffic Regulation Act 1984 (as amended);

“bus” means any motor vehicle which is constructed or adapted to carry eight or more passengers in addition to the driver;

“civil enforcement officer” means a person employed in accordance with section 63A of the 1984 Act to carry out the functions therein;

“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 pursuant to The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000, 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 a disabled person as a passenger;

“key” means the key attached to the Plans to be read in conjunction with the Plans;

“parking disc” has the same meaning as in the Local Authorities Orders (Exemptions for Disabled Persons) (England) Regulations 2000, being a disc which is capable of showing the quarter hour period during which a period of waiting has begun;

“restricted hours” means in relation to the hours during which waiting or loading is restricted as specified on the Plans

“restricted road” means any of the sides or lengths of roads specified on the Plans where waiting is restricted during the restricted hours provided that the expression “restricted road” shall not include any parking place;

“School Keep Clear” means a part of the carriageway outside a school entrance where vehicles must not stop as specified on the Plans.

“wait” and “waiting” refer to the stopping of a vehicle and it remaining at rest for some time whether or not the driver is still in the vehicle;

“waiver certificate” means a certificate issued by or on behalf of the Council permitting a specified vehicle to wait, load or unload in specified circumstances on a length or lengths of road where the waiting of that vehicle would otherwise be restricted or prohibited;

Except where otherwise stated and referenced in this Order to a number or Schedule is a reference to the Article or Schedule bearing that number in this Order

Restrictions

Waiting

- 4 Save as provided in Articles 8 to 13 of this Order, no person shall except upon the direction or with permission of a Police Constable in uniform or a Civil Enforcement Officer cause or permit any vehicle or a vehicle of a specific class to wait in the lengths of road during the restricted hours as specified on the Plans of this Order.

Stopping

- 5 Save as provided in Article 12 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 to stop or remain at rest in the length of ‘School Keep Clear’ carriageway markings on roads specified on the Plans to this Order between 8am and 4:30pm on Mondays to Fridays inclusive.

- 6 Save as provided in Article 13 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 to stop or remain at rest in the length of 'Bus Stop Clearway' carriageway markings on which the words 'BUS STOP' are marked specified on the Plans to this Order during the restricted hours as specified on the Plans of this Order.

Parking Places

- 7 Save as provided in Article 10 and 11 of this Order, no person shall, except upon the direction or with the permission of a Police Officer in uniform, or a Civil Enforcement Officer, cause or permit any vehicle to wait in the length of road specified on the Plans of this Order as 'disabled badge holders'.

Exemptions for Waiting Restrictions

- 8 Nothing in Article 4 of this Order shall render it unlawful to cause or permit any vehicle to wait in the lengths of road specified on the Plans to this Order so long as may be necessary to enable:-
- a. a person to board or alight from the vehicle;
 - b. the vehicle if 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 in the laying, erection or repair of any sewer, main, pipe or apparatus for the supply of gas, water, electricity or any telecommunications system defined by the Telecommunications Act 1984;
 - c. the vehicle to be loaded or unloaded while it is in actual use in connection with the removal of furniture from one office or dwelling house to another or the removal of furniture between such premises and its depository;
 - d. the vehicle is waiting only for so long as may be necessary to enable the Royal Mail or other universal service provider (as defined in section 4 (3) and (4) of the Postal Services Act 2000) to deliver and/or collect mail
 - e. the vehicle to be used for fire brigade, ambulance, special forces or police purposes not being a passenger vehicle, is being used in the service of a local authority or statutory undertaker in pursuance of statutory powers or duties provided that in all the circumstances it is reasonably necessary in the exercise of such powers or in the performance of such duties for the vehicle to wait in the place in which it is waiting;

- f. the vehicle if it cannot conveniently be used for such purposes in any other road to be used of a Local Authority in pursuance of Statutory Powers or duties;
 - g. the vehicle to wait at or near to any premises situated on or adjacent to the said lengths of road for so long as such waiting by that vehicle is reasonably necessary in connection with any wedding or funeral;
 - h. the vehicle is waiting in a location and for a purpose authorised and described on a waiver certificate issued by the Council in accordance with the provisions of this Order provided such permit is clearly displayed in a relevant position on the vehicle;
 - i. the vehicle is waiting only for so long as necessary while a gate or barrier is opened or closed to allow access or departure to or from adjacent premises
- 9 Nothing in Article 4 of this Order shall render it unlawful to cause or permit any vehicle to wait in the lengths of road referred to in the Plans to this Order for so long as it may be necessary for enabling goods to be loaded or unloaded from the vehicle.

Exemptions for Parking Places

- 10 Nothing in Articles 4 and 7 shall render it unlawful to cause or permit a vehicle which lawfully displays in the relevant position a disabled person's parking badge and disc (on which the driver of the vehicle has marked the time at which the waiting began) to wait in the lengths of road referred to in the Plans to this Order.
- 11 For the purposes of Article 9 "disabled persons parking badge" and "parking disc" have the same meanings as in "The Local Authorities" Traffic Orders (Exemptions for Disabled Persons)(England) Regulations 2000"
- a. For the purpose of this Order a vehicle shall be regarded as displaying a disabled person's badge in the relevant position when:
 - (i) in the case of a vehicle fitted with a front windscreen the badge is exhibited thereon with the obverse side facing forwards on the nearside of and immediately behind the windscreen and with its front facing forward so as to be legible from outside the vehicle; or
 - (ii) in the case of a vehicle not fitted with a front windscreen the badge is exhibited in a conspicuous position on the front nearside of the vehicle and
 - (iii) a parking disc in the relevant position when the disc is exhibited thereon with the side which shows the time facing forwards or outwards and immediately behind the windscreen or side window nearest to the kerb

Exemptions for Stopping Restrictions

- 12 Nothing in Article 4, 5 & 6 of this Order shall apply to any person causing or permitting a vehicle to stop or remain at rest:-
- (i) if that person is obliged to do so in order to avoid an accident
 - (ii) if that person is required to do so by law
- 13 (i) to a vehicle being used for at least one of the following purposes—
- (a) fire and rescue authority;
 - (b) Scottish Fire and Rescue Service;
 - (c) traffic officer;
 - (d) ambulance;
 - (e) providing a response to an emergency at the request of an NHS ambulance service;
 - (f) bomb or explosive disposal;
 - (g) special forces;
 - (h) police; and
 - (i) National Crime Agency.
- (ii) a vehicle that has stopped with the permission or at the direction of—
- (a) a constable in uniform;
 - (b) a traffic warden; or
 - (c) a traffic officer in uniform;
- (iii) a vehicle which is prevented from proceeding by circumstances beyond the driver's control or which has to be stopped in order to avoid injury or damage to persons or property;
- (iv) a marked vehicle which, whilst used by a universal service provider in the course of the provision of a universal postal service, is stationary only for so long as may be reasonably necessary for postal packets to be collected;
- (v) a vehicle driven by a person whilst being trained to drive a bus operating local services who, as part of that training, stops the vehicle on the road marking for no longer than necessary to simulate the stopping of a bus at a bus stop for the purpose of picking up and setting down passengers;
- (vi) a vehicle which is stationary in order that it may be used for one or more of the purposes specified in sub-paragraph (3) and which cannot be used for such a purpose without stopping on the marking.

The purposes are—

- (a) any operation involving building, demolition or excavation;
- (b) the removal of any obstruction to traffic;
- (c) the maintenance, improvement or reconstruction of a road;
- (d) constructing, improving, maintaining or cleaning any street furniture (including, in respect of paragraph 1 only, bus stop infrastructure); or
- (e) the laying, erection, alteration, repair or cleaning of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity, or of any electronic communications apparatus kept installed for the

purposes of an electronic communications code system or of any other electronic communications apparatus lawfully kept installed in any position.

- (f) In this paragraph, the expressions “universal service provider”, “provision of a universal postal service” and “postal packet” have the same meanings as in the Postal Services Act 2000.

Waiver certificates

- 14 The Council may issue a waiver certificate on receipt of a written application and payment of the appropriate charge, and may impose terms and conditions as appropriate. A waiver certificate may be cancelled at any time at the sole discretion of the Council and shall thereupon immediately cease to be valid. Notification of such cancellation shall be in writing to the holder of the certificate at any address that the Council believes to be that person’s address and the certificate shall forthwith be surrendered to the Council.

Revocations

15. Upon the date that this Order takes effect, the following Orders shall be revoked:

1 - Bedford Borough Council (A600 High Road, A600 Carmichael Drive and Southcote, Shortstown)(Prohibition of Waiting) Order 2016

2 - Bedford Borough Council (Wood Lane, Cotton End) (Prohibition of Waiting) Order 2011

3 – Bedford Borough Council (Beauvais Square, Beauvais Avenue & Rochester Way, Shortstown) (Prohibition and Restriction of Waiting) Order 2011

4 – Bedford Borough Council (Restriction of Waiting) (Canberra Road, Stirling Road and Wellington Road, Shortstown) Order 2010

**THE COMMON SEAL of the
BEDFORD BOROUGH COUNCIL
Was hereunto affixed this**

** day of *** **

In the presence of:

Barbara H. Morris
Assistant Chief Executive Law & Governance
Solicitor to the Council

AUTHORITY FOR EXECUTION		
COUNCIL/COMMITTEE	MINUTE No.	DATE
DELEGATED POWER	By whom executed ENVIRONMENT	DATE
	OFFICERS INITIALS	DATE
ORIGINATED AND CHECKED BY	JS	
APPROVED BY	AP	