

GREEN TEXT DENOTES ADDITIONS

RED TEXT DENOTES DELETIONS

CUMBERLAND COUNCIL (VARIOUS ROADS, CARLISLE URBAN AND RURAL AREA)(CONSOLIDATION AND PROVISION OF TRAFFIC REGULATIONS) (NO. 2)
ORDER 202<<

Cumberland Council (hereinafter referred to as “the Council”) in exercise of its powers under Sections 1(1), 2(1) to (4), 19, 32, 35, 35A, 38, 45, 46, 47, 49, 51, 53 and 64 and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 (“the Act”) (as amended) and of all other enabling powers and after consultation with the Chief Constable of Cumbria in accordance with Part III of Schedule 9 to the Act hereby makes the following Order:-

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Articles 62B – 62C	General – No Waiting At Any Time & No Loading/Unloading At any Time, except for: - (i) DPP vehicles in signed bays bet. 8.30 am and 6 pm on a Monday – Sat inclusive (Schedule 46); (ii) Waiting for Zone HC permit holders, midnight to 10 am, 4 pm to midnight (Schedule 47); (iii) Designated parking places for up to 1 hour bet. 8.30 am and 7 pm, Monday to Sat and bet. 11.30 am and 6 pm Sunday (Disc Parking – Residents of Zone HC exempt) (Schedule 42 within the Zone); (iv) Prohibition of waiting, except for loading/unloading in marked bays only between 8.30 am and 6 pm Monday to Saturday (Schedule 48); (v) Loading only parking places, at all times, every day (Schedule 50); (vi) Zone HC Permit Holders only parking in signed bays, at all times (Schedule 49).
Article 62D(1)	Exemptions
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Article 62G and 62H	Designated Parking Places, 8.30 am – 7 pm, Mon – Sat inclusive and bet 11.30 am and 5 pm on a Sunday, Waiting Limited to 1 hour, Return prohibited within 1 hour (Residents of Zone HC Exempt)
Articles 62I and 62J	Waiting in Disabled Person’s parking places for no longer than 3 hours, no return within 1 calendar day
Articles 62K and 62L	Waiting for Zone HC permit holders, midnight to 10 am, 4 pm to midnight, Monday – Sat inclusive
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Article 62Q	Prohibition of Motor Vehicles; and No Waiting At Any Time (except for loading/unloading during the times specified on the signs displayed at the end of the street: - (exemption for blue badge holders only in signed bays on English Street and Bank Street) (Schedule 51).
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PART I

GENERAL

1. This Order shall come into operation on >< and may be cited as Cumberland Council (Various Roads, Carlisle Urban and Rural Area) (Consolidation of Traffic Regulations) (No. 2) Order 202><
2. In this Order, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:-
 - (1) “business permit” shall mean the single permit issued to the proprietor of a business pursuant to the provisions of this Order as hereinafter set out;
 - (2) “bus” means a motor vehicle constructed or adapted to carry more than 8 passengers which area stage carriages, scheduled express carriages, school buses and work buses;
 - (3) “delivering” and or “collecting” in relation to any goods includes checking the goods for the purpose of their delivery or collection;
 - (4) “disabled person” means a person who holds a disabled persons' badge in accordance with the provisions of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (No. 682) (and in particular Regulation 4 thereof) or any re-enactment thereto;
 - (5) “disabled person's badge” means a badge issued in accordance with the provisions of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (as amended) (in particular Regulation 11 and the Schedule thereto) or under regulations having effect in Scotland and Wales under Section 21 of the Chronically Sick and Disabled Persons Act 1970 as referred to currently by the Local Authorities Traffic Orders (Exemptions for Disabled) (England) Regulations 2000 (No. 683) or any subsequent further re-enactments thereof;
 - (6) “disabled person's vehicle” means a vehicle driven by a disabled person as defined in Regulation 4(2) of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (No. 682);
 - (7) “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 (and shall, as appropriate, bear the meaning assigned by Section 142 of the 1984 Act);
 - (8) “goods” shall mean items of any description which cannot easily be carried by one person and do not include goods that are not pre-ordered, shopping, small fragile goods or cash or other valuable securities which are being collected or delivered from a bank/building society;
 - (9) “goods vehicle” means for the purpose of this Order a motor vehicle which is constructed or adapted for the carriage of goods or burden of any description, the unladen weight of which does not exceed 1.524 tonnes;

- (10) “hackney carriage” has the same meaning as in section 38 of the Town Police Clauses Act 1847 as referred to in The Local Government (Miscellaneous Provisions) Act 1976 save further that reference to “plying for hire” shall be excluded from this definition; and “taxi” shall be construed to the extent that these terms are interchangeable;
- (11) “hackney carriage stand” means any area of the carriageway which is comprised within and indicated by road markings complying with diagram 1028.2 in Schedule 7 Part 4 of the Traffic Signs Regulations and General Directions 2016;
- (12) “heavy commercial vehicle” has the same meaning as in section 138 of the 1984 Act and which has an operating weight exceeding 7.5 tonnes;
- (13) “junction” means, unless otherwise indicated in this Order, the intersection of the general alignment of the highway boundaries of two roads;
- (14) “loading/unloading” means when a vehicle stops to load or unload bulky or heavy goods;
- (15) “local authority” means, for the purposes of this Order, a County Council or District Council;
- (16) “motor car” shall mean and include any mechanically propelled vehicle not being a motor cycle or an invalid carriage, which is constructed itself to carry passengers of which the weight unladen does not normally exceed 3050 kilograms subject always to the inclusion of the extended meaning to this term given in Section 136 of the 1984 Act (and whether or not it is being used for business purposes);
- (17) “motor cycle” and “invalid carriage” have the same meanings respectively as in Section 136 of the Act;
- (18) “motor vehicle” means any class of mechanically propelled vehicle including motor cycles motor cars goods vehicles and car derived vans, and shall bear the extended definition given thereto in Sections 136 and 137 of the 1984 Act (but shall not include any commercial vehicle as defined above or any heavy commercial vehicle as defined in Section 138 of the Act) (and whether or not it is being used for business purposes). Where reference is made to vehicle or motor vehicle in the Order these terms shall be deemed to have the same meaning and be interchangeable and to be interpreted accordingly;
- (18A) “one calendar day” means a period of twenty-four hours commencing 0001 hours to midnight inclusive;
- (19) “owner” in relation to a vehicle means the person by whom such vehicle is kept and used;
- (20) “civil enforcement officer” shall mean the person or persons duly authorised in writing in that behalf (from time to time) by the Council of the City of Carlisle;

- (21) “parking device” shall have the meaning assigned to it in the 1984 Act (Section 142; Section 35(3B); Section 51(4) and shall include parking disc;
- (22) “parking disc” means:
- (a) in relation to Part XVI of this Order, a device which is capable of showing the quarter hour period during which a vehicle arrived at a parking place; and
 - (b) in relation to Part III of this Order (Disabled Persons Parking Places), a device which:-
 - (i) is 123 millimetres square and coloured blue, issued on or after 1st April 2000, or orange if issued before that date;
 - (ii) has been issued by a local authority and has not ceased to be valid; and
 - (iii) is capable of showing the quarter hour period during which a period of waiting began;
- (23) “parking place” means any part of a road authorised by this Order to be used as a parking place;
- (24) “parking place” in relation to Part VI means any part of a road authorised by this Order to be used as a parking place for coaches and identified by Traffic Diagram No 969 and road marking No 1028.2 complying with the 1994 Regulations or otherwise authorised by the Department of Transport;
- (25) “passenger vehicle” means a motor vehicle (other than a motor cycle, an invalid carriage, goods vehicle or heavy commercial vehicle) as defined in this Order;
- (26) “penalty charge” means a charge set by the Council under the provisions of Section 74 of the 1991 Act in accordance with guidance given by the Secretary of State and specified in Article 65 of this Order, such charge being payable by virtue of Paragraph 3(1) and (2) of Schedule 3 of the 1991 Act in the manner set out in the Penalty Charge Notice;
- (27) “penalty charge notice” means a Notice issued by the civil enforcement officer pursuant to the provisions of Section 66 and Schedule 6 and related provisions of the 1991 Act;
- (28) “permit” means a written visitor or resident or business permit issued by the Council under the provisions of this Order;
- (29) “permit holder” means a person to whom a permit has been issued under the provisions of this Order;
- (30) “post office” and any reference to “post office vehicle” or “postal packets” shall be construed in the context of the Postal Services Act 2000 and the Consequential Amendments Order 2001 (No. 2001/648) and shall include

therefore references to “universal service providers) such as Consignia Plc, as the context shall require;

- (31) “prescribed hours” means those hours and on those days during which there are limitations on parking, waiting, loading and unloading;
- (32) “quarter hour period” means a period of quarter of an hour starting at any hour or fifteen, thirty or forty-five minutes past the hour which can be shown on the parking disc;
- (33) “registered keeper” means:-
 - (a) the person whose name appears in the vehicle registration document or book of the vehicle in whose name the vehicle is registered, or
 - (b) a person who has the permanent use of the vehicle vested in the name of his employer, or in the case of a leased vehicle in the name of the leasing company;
- (34) “relevant position” means (in conformity with Regulation 12 of SI 2000 No. 682) referred to above):-
 - (a) in relation to a disabled person's badge,
 - (i) in the case of a vehicle fitted with a dashboard or facia panel, the badge is exhibited thereon so that Part 1 of the badge is legible from outside the vehicle; or
 - (ii) in the case of a vehicle not fitted with a dashboard or facia panel, the badge is exhibited in a conspicuous position on the vehicle so that Part 1 of the badge is legible from outside the vehicle
 - (b) in relation to a parking device or disc (in conformity with the said 2000 Regulations (SI 2000/1519;Regulation 4):-
 - (i) in the case of a vehicle fitted with a dashboard or facia panel the disc is exhibited thereon so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle;
or
 - (ii) in the case of a vehicle not so fitted the disc is exhibited in a conspicuous position on the vehicle so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle
 - (c) in relation to a permit
 - (i) in the case of a vehicle fitted with a front windscreen the permit is exhibited thereon on the near side of and immediately behind

the windscreen and with the front facing forward so as to be legible from the outside of the vehicle; or

- (ii) in the case of a vehicle not fitted with a front windscreen, the permit is exhibited in a conspicuous position on the vehicle;
- (35) “resident” means a person who is permanently residing (being a freeholder, leaseholder or tenant but not a lodger or licensee of any such premises) at an address or who is carrying on a business from an address which abuts or is adjacent to one of the road comprising parking places as set out in Schedule 35 to this Order;
 - (36) “resident permit” means a permit (as defined) issued to a resident (as defined);
 - (37) “road” means the full width of the highway including the carriageway and footway;
 - (38) “school days” means the days of the School Term;
 - (39) “traffic sign” means a sign or marking of any size colour and type prescribed or authorised under, or having effect as though prescribed or authorised under, Section 64 of the 1984 Act;
 - (40) “trailer” shall have the meaning assigned to it by Section 138(3) of the 1984 Act;
 - (41) “the 1991 Act” means the Road Traffic Act 1991;
 - (42) “the 2016 Regulations” means the Traffic Signs Regulations and General Directions 2016;
 - (43) “visitor permit” means a permit (as defined) issued to a resident (as defined);
 - (44) “Zone” means any of the areas which comprise the various streets (or parts thereof) set out in Schedule 34 being currently Zones A to H inclusive, Zone HC, Zone J and Zone M. Residents permits will be effective for a particular designated zone and will not be transferable.
 - (45) Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended by any subsequent enactment.
 - (46) The Interpretation Act 1978 and any statutory modification or re-enactment thereof brought into effect after the date of this Order shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament and as if this Order were an Act of Parliament for the purposes of Section 22 of the Interpretation Act 1978.
3. 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 Act of 1984, The Road Traffic Act 1991, or by or under any other enactment.

PART II

PROHIBITION AND RESTRICTION OF WAITING

4. Save as provided in Article 5 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:-
- (1) between the hours of 8.00 am and 6.00 pm on a Monday to Saturday inclusive in the lengths of road or sides of road specified in **Schedule 1** of this Order:-
 - (a) for a longer period than 1 hour or
 - (b) if a period of less than 1 hour has elapsed since the termination during the said hours of the last period of waiting (if any) by that vehicle on the same side of road or length of road.
 - (2) between the hours of 8.00 am and 5.00pm on a Monday to Friday inclusive in the lengths of road or sides of road specified in **Schedule 2** of this Order:-
 - (a) for a longer period than 1 hour or
 - (b) if a period of less than 2 hours have elapsed since the termination during the said hours of the last period of waiting (if any) by that vehicle on the same side of road or length of road.
 - (2)(A) between the hours of 8.00 am and 6.00pm on a Monday to Saturday inclusive in the lengths of road or sides of road specified in **Schedule 2A** of this Order:-
 - (a) for a longer period than 30 minutes or
 - (b) if a period of less than 1 hour has elapsed since the termination during the said hours of the last period of waiting (if any) by that vehicle on the same side of road or length of road.
 - (3) between the hours of 8.00 am and 5.30pm on a Monday to Friday inclusive in the lengths of road or sides of road specified in **Schedule 3** of this Order:-
 - (a) for a longer period than 20 minutes or
 - (b) if a period of less than 1 hour has elapsed since the termination during the said hours of the last period of waiting (if any) by that vehicle on the same side of road or length of road.

- (4) between the hours of 8.00 am and 6.00 pm on a Monday to Saturday inclusive, in the lengths of road or sides of road specified in **Schedule 4** of this Order:-
- (a) for a longer period than 20 minutes or
 - (b) if a period of less than 1 hour has elapsed since the termination during the said hours of the last period of waiting (if any) by that vehicle on the same side of road or length of road.
- (5) between the hours of 9.00 am and 6.00 pm on a Monday to Saturday inclusive in the lengths of road or sides of road specified in **Schedule 5** of this Order:-
- (a) for a longer period than 20 minutes or
 - (b) if a period of less than 1 hour has elapsed since the termination during the said hours of the last period of waiting (if any) by that vehicle on the same side of road or length of road.
- (6) between the hours of 6.00 pm and 6.00 am seven days a week in the lengths of road or sides of road specified in **Schedule 6** of this Order:-
- (a) for a longer period than 2 hours or
 - (b) if a period of less than 1 hour has elapsed since the termination during the said hours of the last period of waiting (if any) by that vehicle on the same side of road or length of road.
- (6)(A) At any time, on any day, in the lengths of road or sides of road specified in **Schedule 6A** of this Order:-
- (a) for a longer period than 2 hours or
 - (b) if a period of less than 2 hours have elapsed since the termination during the said hours of the last period of waiting (if any) by that vehicle on the same side of road or length of road.
- (7) between the hours of 8.30 am and 6.00 pm on a Monday to Saturday inclusive in the lengths of road or sides of road specified in **Schedule 7** of this Order:-
- (a) for a longer period than 2 hours or
 - (b) if a period of less than 2 hours has elapsed since the termination during the said hours of the last period of waiting (if any) by that vehicle on the same side of road or length of road,

providing also that the driver of any vehicle shall be subject to the provisions of Articles 34(3), 38, 39, 40 and 41 to this Order in relation to the use of a parking place and the setting of parking discs.

- (8) between the hours of 8.30 am and 6.00 pm on a Monday, Tuesday, Thursday, Friday and Saturday in the lengths of road or sides of road specified in **Schedule 8** of this Order:-
- (a) for a longer period than 2 hours or
- (b) if a period of less than 2 hours have elapsed since the termination during the said hours of the last period of waiting (if any) by that vehicle on the same side of road or length of road.
- (9) At any time on the lengths of road or the sides of road specified in Schedules 1 to 8 inclusive to this Order as are identified by a double yellow line conforming to diagram 1018.1 in Schedule 7 Part 4 of the 2016 Regulations;
- (10) at any time in the lengths of road or the sides of road specified in **Schedule 9** of this Order;
- (11) between the hours of 8.00 am and 6.00 pm on a Monday to Friday inclusive in the lengths of road or sides of road specified in **Schedule 10** to this Order;
- (12) between the hours of 8.00 am and 6.00 pm on a Monday to Saturday inclusive in the lengths of road or sides of road specified in **Schedule 11** of this Order;
- (12)(A) between the hours of 8.00 am and 5.00 pm on a Monday to Friday inclusive, in the length of road or sides of road specified in **Schedule 11A** to this Order;
- (13) between the hours of 8.30 am and 6.00 pm on a Monday to Saturday inclusive in the lengths of road or sides of road specified in **Schedule 12** of this Order;
- (14) between the hours of 2.45 pm and 3.45 pm on a Monday to Friday inclusive in the lengths of road or sides of road specified in **Schedule 13** of this Order;
- (14)(A) between the hours of 8.30 am and 9.00 am and/or between the hours of 3 pm and 3.30 pm on a Monday to Friday inclusive, in the lengths of road or sides of road specified in Schedule **13A** to this Order;
- (14)(B) between the hours of 8.00 am and 8.45 am and/or between the hours of 2.45 pm and 3.15 pm on a Monday to Friday inclusive, in the lengths of road or sides of road specified in Schedule **13B** to this Order;
- (14)(C) between the hours of 8.00 am and 9.00 am and/or between the hours of 3 pm and 4 pm on a Monday to Friday inclusive, in the lengths of road or sides of road specified in Schedule **13C** to this Order;
- (14)(D) between the hours of 8.00 am and 9.00 am and/or between the hours of 3 pm and 4 pm on a Monday to Friday inclusive, in the lengths of road or sides of road specified in Schedule **13D** to this Order;
- (15) between the hours of 7.30 am and 7.00 pm on a Monday to Friday inclusive in the lengths of road or sides of road specified in **Schedule 14** of this Order;

- (16) between the hours of 8.00 and 6.00 pm on a Wednesday (Except Market Traders) in the lengths of road or sides of road specified in **Schedule 15** of this Order;
- (16)(A) between the hours of 8.00 pm and midnight and between the hours of midnight and 8.00 am each day, in the lengths of road or sides of road specified in **Schedule 15A** to this Order;
- (17) between the hours of 8.00 am and 8.00 pm, Monday to Saturday inclusive, in the lengths of road or sides of road specified in **Schedule 15B** to this Order.
- (18) between the hours of 8.30 am and 9.15 am and/or between 3.15 pm and 4.00 pm, Monday to Friday inclusive, in the lengths of road or sides of road specified in **Schedule 15C** to this Order.
- (19) between the hours of 8.00 am and 4.00 pm, Monday to Friday inclusive, in the lengths of road or sides of road specified in **Schedule 15D** to this Order;
- (20) between the hours of 4 pm on one day and 10 am the following day, on a Monday to Saturday inclusive, in the lengths of road or sides of road specified in **Schedule 15E** to this Order;
- (21) between the hours of 9.00 am and 6.00 pm, on a Monday to Friday inclusive, in the lengths of road or sides of road specified in **Schedule 15F** to this Order.

Exemptions

- 5. (1) Nothing in Articles 4 (1) to (8) inclusive of this Order shall render it unlawful to cause or permit a disabled person's vehicle, which displays in the relevant position, a disabled person's badge to wait in the lengths of road or sides of road referred to in that Article.
- (2) Nothing in Articles 4 (9) to (21) of this Order shall render it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's 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 the lengths of road or on the sides of road referred to in the said Articles for a period not exceeding three hours (not being a period separated by an interval of less than one hour from the previous period of waiting by the same vehicle in the same length of road or on the same side of road on the same day).

Provided that this paragraph shall not apply to such lengths or sides of road specified in the said Schedules during such times as loading and unloading restrictions are in force.

- (3) Nothing in Article 4(10) of this Order shall render it unlawful to cause or permit a hackney carriage to wait in any lengths of road or sides of road referred to in Schedule 9 which have been designated as a hackney carriage stand under The Local Government (Miscellaneous Provisions) Act 1976.

- (4) Nothing in Article 4(10) of this Order shall render it unlawful to cause or permit a motor vehicle which is owned or operated by the owners/occupiers of Nos 103 – 105 Botchergate, Carlisle, who require vehicular access to the side of their property via William Street, to wait on that section of William Street, Carlisle, from its junction with the A6 Botchergate, extending for a distance of 38m in a north-easterly direction, only for so long as is necessary for goods to be loaded/unloaded from the vehicle, and subject also, to a maximum waiting time of 30 minutes.
6. Nothing in Article 4(16) shall render it unlawful for a person to cause or permit a vehicle to wait in the lengths of road or sides of road specified in Schedule 15 of this Order if the vehicle is being used for market trading purposes.
7. Nothing in Articles 4(1) to (21) shall render it unlawful for a person to cause or permit a vehicle to wait in the lengths or road or sides of road specified therein if the vehicle is:-
- (a) waiting only so long as is necessary to enable a person to board or alight from the vehicle or to enable goods or merchandise to be loaded onto or unloaded from the vehicle;
 - (b) waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accidents;
 - (c) a vehicle used for police, fire brigade or ambulance purposes, or a vehicle (other than a passenger vehicle) in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties;
 - (d) waiting to enable it to be used in connection with the removal of any obstruction to traffic;
 - (e) in the service of or employed by the post office and is waiting while postal packets addressed to premises adjacent to the parking place in which the vehicle is waiting are being unloaded therefrom, or are being delivered or while postal packets are being collected from the premises or posting boxes adjacent to the parking place in which the vehicle is waiting, or, is in use in connection with the serving of posting boxes adjacent to the parking place in which the vehicle is waiting;
 - (f) being used in connection with any building operation or demolition the maintenance, improvement or reconstruction of the parking place or the laying, erection, alteration or repair in or near the said parking place of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in Schedule 2 to the Telecommunications Act 1984;
 - (g) in actual use 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 depository;

- (h) in actual use in connection with the removal of a coffin containing the remains of a deceased person to or from premises situated on or adjacent to that parking place.
- 7A. Nothing in Article 4(6)(A) of this Order shall apply to: -
- (a) hot/cold food vendors who have been licensed by the Local Authority;
 - (b) vehicles which are waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accidents; or
 - (c) a vehicle used for police, fire brigade or ambulance purposes or a vehicle (other than a passenger vehicle) in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties.
- 7B. Nothing in Article 4(14)(B) of this Order shall apply to: -
- (a) vehicles being used in the service of Caldew School, to either drop off or collect pupils at the start and end of the school day;
 - (b) vehicles being used by statutory undertakers or their contractors in connection with any building operation or demolition the maintenance, improvement or reconstruction of the road or the laying, erection, alteration or repair in or near the said road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in Schedule 2 to the Telecommunications Act 1984; or
 - (c) vehicles being used for police, fire brigade or ambulance purposes.
8. Nothing in the foregoing provisions of this Order shall apply at a bus stop to a public service vehicle providing a local service, as defined in Section 2 of the Transport Act 1985, provided that the Highway Authority or its agent has agreed in writing that the bus stop is a suitable place at which such vehicles may wait for longer than is necessary to take up or set down passengers.

PART III

AUTHORISATION AND USE OF DISABLED PARKING PLACES

9. (1) That part of the road specified in **Schedule 16** to this Order is authorised to be used, twenty four hours a day, 7 days a week, subject to Articles 10, 11 and 12 of this Order as a parking place for a disabled person's vehicle which displays a disabled person's badge and a parking disc in a relevant position:-
- (a) for a period not exceeding three hours, providing that, where a vehicle has left a parking place specified in Schedule 16 of this Order after waiting thereon the driver thereof shall not within 1 hour after its leaving permit it to wait again upon that parking place.
- (2) That part of the road specified in **Schedule 17** to this Order is authorised to be used between the hours of 8.30 am and 6.00 pm on a Monday to Saturday inclusive, subject to the provisions of Articles 10, 11 and 12 of this Order, as a parking place for a disabled person's vehicle which displays a disabled person's badge in a relevant position.

- (3) That part of the road specified in **Schedule 17A** to this Order is authorised to be used between the hours of 6.00 pm on any day and 8.30 am the following day, subject to Articles 10 and 11 of this Order, as a parking place for a disabled persons' vehicle which displays a disabled person's badge and a parking disc in the relevant position.
 - (5) Those parts of road specified in **Schedule 17AA** to this Order is authorised to be used between the hours of 8.30 am and 6.00 pm, subject to Articles 10 and 11 of this Order, as a parking place for a disabled persons' vehicle which displays a disabled person's badge and a parking disc in the relevant position, for a period not exceeding 3 hours, providing that, where a disabled persons' vehicle has left a parking place specified in Schedule 17AA of this Order after waiting thereon, the driver thereof shall not within the same calendar day, permit it to wait again upon that parking place.
 - (6) Those parts of road specified in **Schedule 17AB** to this Order is authorised to be used, at all times, every day, subject to Articles 10 and 11 of this Order, as a parking place for a disabled persons' vehicle which displays a disabled person's badge and a parking disc in the relevant position.
 - (6) Those parts of road specified in **Schedule 17AC** to this Order is authorised to be used between the hours of 8.00 am and 8.00 pm on a Monday to Friday inclusive, or between 8.00 am and 6 pm on a Saturday, subject to Articles 10(b), 11 and 12 of this Order, as a parking place for a disabled persons' vehicle which displays a disabled person's badge and a parking disc in the relevant position, for a period not exceeding 2 hours, providing that, where a disabled persons' vehicle has left a parking place specified in Schedule 17AC of this Order after waiting thereon, the driver thereof shall not within 2 hours, permit it to wait again upon that parking place.
10. For the avoidance of doubt, the driver of a vehicle shall not permit it to wait in the parking place specified in Schedules 16 to 17AC inclusive to this Order unless the vehicle is: -
- (a) a disabled person's vehicle which displays 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)
 - (b) is wholly within the limits of the parking place as indicated by the markings on the carriageway; and

Exemptions

11. (1) Nothing in Article 9 of this order shall restrict the power of the Council or of the District Council for preventing obstruction of the street by Order on the occasion of any public procession rejoicing or illumination or where the street is thronged or liable to be obstructed to close the parking places specified in Schedules 16 to 17AC inclusive to this Order.

- (2) Nothing in Article 8 of this order shall render it unlawful for a vehicle to wait on the lengths of road or sides of road specified therein:-
- (a) if it is being used for Police, Fire Brigade or Ambulance purposes;
 - (b) if its being used by statutory undertakers or their contractors in connection with any building operation or demolition, the maintenance, improvement or construction of the parking place or the laying, erection, alteration or repair in or near the parking place of any sewer or of any main pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in Schedule 2 to the Telecommunications Act 1984.
 - (c) waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accidents;
 - (d) if its is being used in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties;
 - (e) waiting to enable it to be used in connection with the removal of any obstruction to traffic;
 - (f) if goods are being sold or offered or exposed for sale from a vehicle by a person who is licensed by a local authority to sell goods from a stationary vehicle on a pitch situated in a parking place.

PART IV

PROHIBITION OF LOADING/UNLOADING

- 12. Save as provided in Article 17 to this Order, no person shall cause or permit any vehicle to wait at any time in the lengths of road or sides of road specified in **Schedule 18** to this Order for the purpose of loading or unloading.
- 13. Save as provided in Article 17 to this Order, no person shall cause or permit any vehicle to wait between the hours of 8.30 am and 9.30 am or between the hours of 12 noon and 1.30 pm, or between the hours of 4.30 pm and 6.00 pm on a Monday to Saturday inclusive. in the lengths of road or sides of road specified in **Schedule 19** to this Order for the purpose of loading or unloading.
- 14. Save as provided in Article 17 to this Order, no person shall cause or permit any vehicle to wait between the hours of 8.30 am and 9.30 am, or between the hours of 12 noon and 1.30 pm or between the hours of 4.30 pm and 6.00 pm on a Monday to Friday inclusive or between the hours of 10 am and 1.00 pm on a Saturday, in the lengths of road or sides of road specified in **Schedule 20** to this Order for the purpose of loading or unloading.
- 15. Save as provided in Article 17 to this Order, no person shall cause or permit any vehicle to wait between the hours of 7.00 pm on one day and 7.00 am or between the

hours of 10.30 am and 4.30 pm, on any day, in the lengths of road or sides of road specified in **Schedule 21** to this Order for the purpose of loading or unloading.

- 15A. Save as provided in Article 17 to this Order, no person shall cause or permit any vehicle to wait between the hours of 8.00 am and 10.00 am and/or between the hours of 4.00 pm and 6.00 pm, each day, in the lengths of road or sides of road specified in **Schedule 21A** to this Order, for the purpose of loading or unloading.
16. Save as provided in Article 17 to this Order, no person shall cause or permit any vehicle to wait between the hours of 8.00 am and 10 am or between the hours of 4.00 pm and 6.00 pm on a Monday to Saturday inclusive, in the lengths of road or sides of road specified in **Schedule 22** to this Order for the purpose of loading or unloading.
- 16A. Save as provided in Articles 16B and 17B to this Order, no person shall cause or permit any vehicle to wait between the hours of 8.00 am and 8.45 am and or/between the hours of 2.45 pm and 3.15 pm, on a Monday to Friday inclusive, in the lengths of road or sides of road specified in **Schedule 22A** to this Order, for the purpose of loading or unloading.
- 16B. Nothing in Article 16A shall apply to: -
- (a) Vehicles being used in the service of Caldew School, to either drop off or collect pupils at the start and end of the school day;
 - (b) Vehicles being used by statutory undertakers or their contractors in connection with any building operation or demolition, the maintenance, improvement or reconstruction of the road or the laying, erection, alteration or repair in or near the said road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in Schedule 2 to the Telecommunications Act 1984; or
 - (c) Vehicles being used for police, fire brigade or ambulance purposes.

Exemptions

17. Nothing in Articles 12 to 16A inclusive to this Order shall apply so as to render it unlawful for a person to cause or permit a vehicle to wait in the lengths of road specified therein if the vehicle is:-
- (a) being used by statutory undertakers or their contractors in connection with any building operation or demolition the maintenance, improvement or reconstruction of the parking place or the laying, erection, alteration or repair in or near the said parking place of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in Schedule 2 to the Telecommunications Act 1984;
 - (b) waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accidents;
 - (c) being used for police, fire brigade or ambulance purposes, or a vehicle (other than a passenger vehicle) in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties;

- (d)) if the vehicle is in actual use 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; or
 - (e) if the vehicle is being used for other exceptional loading or unloading purposes.
 - (f) a vehicle carrying out the loading/unloading of good to/from West Walls Theatre waiting on the south west side of West Walls, from its north westerly junction with Victoria Viaduct, extending for a distance of 155m in a north westerly direction, subject to arrangements being made so that any such loading/unloading takes place at times that do not obstruct large commercial vehicles needing to gain access/egress to/from the Marks and Spencer loading bay.
- 17A. Nothing in Article 12 of this Order shall render it unlawful to cause or permit a motor vehicle which is owned or operated by the owners/occupiers of Nos 103 – 105 Botchergate, Carlisle, who require vehicular access to the side of their property via William Street, to wait on that section of William Street, Carlisle, from its junction with the A6 Botchergate, extending for a distance of 38m in a north-easterly direction, only for so long as is necessary for goods to be loaded/unloaded from the vehicles, and subject also, to a maximum waiting time of 30 minutes.
18. In accordance with Regulation 3 of The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 2000 (SI No. 683), the restrictions specified in Articles 12 to 16A inclusive of this Order shall not apply to a goods vehicle which displays in the relevant position a disabled person's badge.

PART IVA

LOADING ONLY AREAS – AT ANY TIME

- 18A. Save as provided in Article 17 to this Order, no person shall cause or permit any vehicle to wait at any time in the lengths of road or sides of road specified in **Schedule 23A** to this Order other than for the purpose of loading or unloading.
- 18B. Save as provided in Article 17 to this Order, no person shall cause or permit any vehicle to wait between the hours of 8.30 am and 6.00 pm, on any day, in the lengths of road or sides of road specified in **Schedule 23B** to this Order other than for the purpose of loading or unloading.
- 18C. Save as provided in Article 17 to this Order, no person shall cause or permit any vehicle to wait, between the hours of 10.00 am and 4.00 pm, on any day, in the lengths of road or sides of road specified in **Schedule 23C** to this Order other than for the purpose of loading or unloading.
- 18D. Save as provided in Article 17 to this Order, no person shall cause or permit any vehicle to wait, between the hours of 8.00 am and 6.00 pm, on a Monday to Saturday inclusive, in the lengths of road or sides of road specified in **Schedule 23D** to this Order other than for the purpose of loading or unloading.

- 18E. Save as provided in Article 17 to this Order, no person shall cause or permit any vehicle to wait, between the hours of 7.00 am and 6.00 pm, every day, in the lengths of road or sides of road specified in **Schedule 23E** to this Order other than for the purpose of loading or unloading.
- 18F. Save as provided in Article 17 to this Order, no person shall cause or permit any vehicle to wait, between the hours of 5.00 am and Midday pm, every day, in the lengths of road or sides of road specified in **Schedule 23F** to this Order other than for the purpose of loading or unloading.

Exemptions

17. Nothing in Articles 12 to 16A inclusive and Articles 18A to 18F inclusive to this Order shall apply so as to render it unlawful for a person to cause or permit a vehicle to wait in the lengths of road specified therein if the vehicle is:-
- (a) being used by statutory undertakers or their contractors in connection with any building operation or demolition the maintenance, improvement or reconstruction of the parking place or the laying, erection, alteration or repair in or near the said parking place of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in Schedule 2 to the Telecommunications Act 1984;
 - (b) waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accidents;
 - (c) being used for police, fire brigade or ambulance purposes, or a vehicle (other than a passenger vehicle) in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties;
 - (d) if the vehicle is in actual use 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; or
 - (e) if the vehicle is being used for other exceptional loading or unloading purposes.
 - (f) a vehicle carrying out the loading/unloading of good to/from West Walls Theatre waiting on the south west side of West Walls, from its north westerly junction with Victoria Viaduct, extending for a distance of 155m in a north westerly direction, subject to arrangements being made so that any such loading/unloading takes place at times that do not obstruct large commercial vehicles needing to gain access/egress to/from the Marks and Spencer loading bay.
- 17A. Nothing in Article 18B shall apply so as to prevent any vehicle from waiting in the “Loading Only Areas, 8.30 am – 6.00 pm, Every Day – Carlisle” on the north side of Lonsdale Street, to enable persons to board or alight.

PART V

PROHIBITION OF U-TURNS

19. No person shall cause or permit any vehicle to make a U-Turn on the lengths of road or sides of road specified in **Schedule 24** to this Order.

PART VI

PROVISION OF PARKING PLACES FOR BUSES – WAITING LIMITED TO 15 MINUTES, RETURN PROHIBITED WITHIN 1 HOUR

20. Save as provided in Article 21 of this Order, no person shall, except upon the direction of a Police Constable in uniform or of a Civil Enforcement Officer, cause or permit any vehicle other than a bus, to wait for a period not exceeding 15 minutes, in the lengths of road or sides of road specified in **Schedule 25** to this Order providing that, where such a bus has left such a parking place specified in Schedule 25 of this Order after waiting thereon the driver thereof shall not within 1 hour after its leaving permit it to wait again upon that parking place.

Exemptions

21. Nothing in Article 20 of this Order shall render it unlawful to cause or permit any vehicle to wait in the lengths of road or sides of road referred to therein if the vehicle is:-
 - (a) waiting only so long as is necessary to enable a person to board or alight from the vehicle or to enable goods or merchandise to be loaded onto or unloaded from the vehicle;
 - (b) waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accidents;
 - (c) a vehicle used for police, fire brigade or ambulance purposes, or a vehicle (other than a passenger vehicle) in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties;
 - (d) waiting to enable it to be used in connection with the removal of any obstruction to traffic;
 - (e) being used by statutory undertakers or their contractors in connection with the laying erection alteration or repair in or in land adjacent to that length of road of any sewer or of any main pipe or apparatus for the supply of water gas or electricity or of any telecommunications apparatus as defined in Schedule 2 of the Telecommunications Act 1984;

PART VII

PROVISION OF PARKING PLACES FOR POLICE VEHICLES ONLY

22. No person shall except upon the direction of a Police Constable in uniform or a civil enforcement officer cause or permit any vehicle, other than a vehicle being used in the service of the Police Authority, to wait at any time in the lengths of road or sides of road specified in **Schedule 26** to this Order.

PART VIII

STOPPING AREA FOR BUSES ONLY BETWEEN 6.00 PM AND 9.30 PM EVERY DAY

- 22A. No person shall except upon the direction of a Police Constable in uniform or a civil enforcement officer cause or permit any vehicle, other than a bus being used in the provision of a local bus service, to stop in the lengths of road specified in **Schedule 27** to this Order, between the hours of 6.00 pm and 9.30 pm every day, and only for so long as is necessary to enable passengers to board or alight from the vehicle.

PART IX

PROHIBITION OF WAITING OF HEAVY COMMERCIAL VEHICLES

23. Save as provided in Article 24 of this Order, no person shall, except upon the direction of a Police Constable in uniform or of a Civil enforcement officer, cause or permit a heavy commercial vehicle to wait between the hours of 8.00 pm on any day and 7.00 am on the following day, or between the hours of 7.00 am and 8.00 pm on a Saturday or a Sunday in the lengths of road or sides of road specified in **Schedule 28**.

Exemptions

24. Nothing in Article 23 of this Order shall render it unlawful to cause or permit any heavy commercial vehicle to wait in any of the lengths of road or sides of road referred to therein for so long as may be necessary:-
- (a) to enable a person to board or alight from the vehicle;
 - (b) to enable goods to be loaded onto or unloaded from the vehicle;
 - (c) to enable the vehicle, (if it cannot conveniently be used for such purposes in any other road), to be used by statutory undertakers or their contractors in connection with any buildings or industrial operation or demolition, the removal of any obstruction to traffic, the maintenance, improvement or reconstruction of any of the roads or any of the lengths of roads so referred to or the laying, erection, alteration or repair in or near any of the said roads or lengths of road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity, or of any telegraphic line as defined in the Telegraph Act 1984;
 - (d) to enable the vehicle to take in petrol, oil, water or air from any garage situated on or adjacent to any of the said roads or lengths of road;

- (d) to enable the vehicle to be used in the service of a local authority in pursuance of statutory powers or duties.

PART X

PROHIBITION OF VEHICLES EXCEEDING 7.5 TONNES MAXIMUM GROSS VEHICLE WEIGHT

- 24A. Save as provided in Article 24B, no person shall cause or permit any vehicle exceeding 7.5 Tonnes maximum gross vehicle weight, to proceed in the lengths of road specified in **Schedule 28A** of this Order at any time, Monday to Sunday inclusive.
- 24B. Nothing in Article 24A shall apply to: -
- (a) Vehicles being used for police, fire brigade or ambulance purposes, or a vehicle (other than a passenger vehicle) in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties; or
 - (b) Vehicles being used by statutory undertakers or their contractors in connection with the laying, erection, alteration or repair in or in land adjacent to that length of road of any sewer or of any main pipe or apparatus for the supply of water, gas or electricity, or of any telecommunications apparatus as defined in Schedule 2 of the Telecommunications Act 1984.

PART XA

PROHIBITION OF HEAVY COMMERCIAL VEHICLES EXCEEDING 18 TONNES MAXIMUM GROSS VEHICLE WEIGHT

- 24C. Save as provided in Article 24D to this Order, no person shall cause or permit any vehicle exceeding 18 Tonnes maximum gross vehicle weight, to proceed in the lengths of road specified in **Schedule 28B** to this Order at any time, Monday to Sunday inclusive
- 24D. Nothing in Article 24C shall apply to: -
- (a) Vehicles being used for police, fire brigade or ambulance purposes, or a vehicle (other than a passenger vehicle) in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties; or
 - (b) Vehicles being used by statutory undertakers or their contractors in connection with the laying, erection, alteration or repair in or in land adjacent to that length of road of any sewer or of any main pipe or apparatus for the supply of water, gas or electricity, or of any telecommunications apparatus as defined in Schedule 2 of the Telecommunications Act 1984.

PART XI

RESTRICTION OF WAITING ON SCHOOL “KEEP CLEAR” MARKINGS

- 25A. Save as provided in Article 26 of this Order, no person shall, except upon or with the direction or with the permission of a Police Constable in uniform or a civil enforcement officer, cause or permit any vehicle to wait between the hours of 8.00 am and 5.00 pm, Monday to Friday inclusive, in the lengths of road or sides of road specified in **Schedule 29** to this Order.
- 25B. Save as provided in Article 26 of this Order, no person shall, except upon or with the direction or with the permission of a Police Constable in uniform or a civil enforcement officer, cause or permit any vehicle to wait between the hours of 8.30 am and 9.30 am and between 2.30 pm and 4.00 pm, Monday to Friday inclusive, in the lengths of road or sides of road specified in **Schedule 29A** to this Order.
- 25C. Save as provided in Article 26 of this Order, no person shall, except upon or with the direction or with the permission of a Police Constable in uniform or a civil enforcement officer, cause or permit any vehicle to wait between the hours of 8.15 am and 9.15 am and between 3.00 pm and 4.00 pm, Monday to Friday inclusive, in the lengths of road or sides of road specified in **Schedule 29B** to this Order.
- 25D. Save as provided in Article 26 of this Order, no person shall, except upon or with the direction or with the permission of a Police Constable in uniform or a civil enforcement officer, cause or permit any vehicle to wait, at any time, on any day, in the lengths of road or sides of road specified in **Schedule 29C** to this Order.

Exemptions

26. Nothing in Article 25 of this Order shall render it unlawful to cause or permit any vehicle to wait in the lengths of road or sides or road referred to therein for so long as may be necessary:-
- (a) to enable goods or merchandise to be loaded onto or unloaded from the vehicle;
 - (b) to enable waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accidents;
 - (c) if the vehicle is being used for police, fire brigade or ambulance purposes, or a vehicle (other than a passenger vehicle) in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties;
 - (d) to enable it to be used in connection with the removal of any obstruction to traffic;
 - (e) if the vehicle is being used in the service of or employed by the post office and is waiting while postal packets addressed to premises adjacent to the parking

place in which the vehicle is waiting are being unloaded from the vehicle, or, having been unloaded therefrom, or are being delivered or while postal packets are being collected from premises or posting boxes adjacent to the parking place in which the vehicle is waiting, or, is in use in connection with the servicing of posting boxes adjacent to the parking place in which the vehicle is waiting;

- (f) if the vehicle is being used by statutory undertakers or their contractors in connection with any building operation or demolition, the maintenance, improvement or reconstruction of the parking place or the laying, erection, alteration or repair in or near the said parking place of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in Schedule 2 to the Telecommunications Act, 1984;
- (g) if the vehicle is in actual use 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;
- (h) if the vehicle is in actual use in connection with the removal of a coffin containing the remains of a deceased person to or from premises situated on or adjacent to that parking place.
- (i) if the vehicle is adapted to carry more than 8 passengers and is a school bus waiting so long as to enable children to board or alight from the vehicle.

PART XII

PROVISION OF PARKING PLACES FOR DOCTORS VEHICLES ONLY

27. Save as provided in Article 28, no person shall except upon the direction of a Police Constable in uniform or a civil enforcement officer cause or permit a vehicle, other than a vehicle being used by a qualified medical practitioner (as defined in the Medical Act 1983), to wait:-
- (i) between the hours of 8.45 am and 10.30 am or between the hours of 1.45 pm and 6.15 pm on a Monday to Friday inclusive, in the lengths of road or sides of road specified in **Schedule 30** to this Order; or
 - (ii) between the hours of 8.45 am and 10.30 am on a Sunday, in the lengths of road or sides of road specified in **Schedule 31** to this Order.
28. Exemptions
- Nothing in Article 27 shall apply so as to prevent a vehicle waiting in the parking place specified therein where a vehicle is being used:-
- (i) in connection with the following operations:-
 - (a) Building and demolition work;

- (b) The removal of any obstruction to traffic from the highway;
 - (c) The maintenance, improvement or reconstruction of any of those lengths of road;
 - (d) The laying, erection, alteration or repair of any sewer or main pipe or apparatus for the supply of gas water or electricity or of any telecommunications apparatus in or on any land adjacent to any of those lengths of road.
- (ii) by a person or persons employed in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties;
 - (iii) to wait at or near to any premises situated on or adjacent to any of the parking places for so long as is reasonably necessary where that vehicle is being used in connection with a wedding or funeral;
 - (iv) for Police, Fire Brigade or Ambulance purposes;
 - (v) or is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accident, providing always that in the event of dispute the Council shall have the sole discretion as to when this exemption shall apply;
 - (vi) only for so long as is necessary to enable a person to board or alight from the vehicle;
 - (vii) for the removal of furniture to or from one office or dwellinghouse adjacent to the parking place or to a depository, another office or dwellinghouse

PART XIII

NO WAITING EXCEPT PERMIT HOLDERS ONLY – MONDAY TO FRIDAY INCLUSIVE – 8.00 AM TO 8.00 PM

- 28A. Save as provided in Articles 28B and 28C, no person shall, except upon the direction of a Police Constable in uniform or a Civil Enforcement Officer, cause or permit a vehicle, other than a vehicle which is displaying a valid permit issued in accordance with the provisions of Articles 28D and 28E, to wait between the hours of 8.00 am and 8.00 pm on a Monday to Friday inclusive, in the lengths of road or sides of road specified in columns 1 to 3 inclusive of **Schedule 32** to this Order.
- 28B. Nothing in Article 28A of this Order shall render it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's 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 the lengths of road or on the sides of road referred to in the said Articles for a period not exceeding three hours (not being a period separated by an interval of less than one hour from the previous period of waiting by the same vehicle in the same length of road or on the same side of road on the same day).

28C. Nothing in Article 28A shall render it unlawful for a person to cause or permit a vehicle to wait in the lengths or road or sides of road specified therein if the vehicle is:-

- (a) waiting only so long as is necessary to enable a person to board or alight from the vehicle or to enable goods or merchandise to be loaded onto or unloaded from the vehicle;
- (b) waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accidents;
- (c) a vehicle used for police, fire brigade or ambulance purposes, or a vehicle (other than a passenger vehicle) in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties;
- (d) waiting to enable it to be used in connection with the removal of any obstruction to traffic;
- (e) in the service of or employed by the post office and is waiting while postal packets addressed to premises adjacent to the length of road in which the vehicle is waiting are being unloaded therefrom, or are being delivered or while postal packets are being collected from the premises or posting boxes adjacent to the parking place in which the vehicle is waiting, or, is in use in connection with the serving of posting boxes adjacent to the length of road in which the vehicle is waiting;
- (f) being used in connection with any building operation or demolition the maintenance, improvement or reconstruction of the length of road or the laying, erection, alteration or repair in or near the said parking place of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in Schedule 2 to the Telecommunications Act 1984;
- (g) in actual use 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;
- (h) in actual use in connection with the removal of a coffin containing the remains of a deceased person to or from premises situated on or adjacent to the length of road; or
- (i) in actual use in connection with a wedding.

28D. Any resident of Punton Road and Nos: 1,3 & 5 Beech Grove, Carlisle, may apply to the Council for the issue of a permit exempting a vehicle from the restrictions specified in Article 28A on the entire length of Punton Road, Carlisle, and any such application shall be made on a form issued by and obtainable from the Council and be subject to the conditions specified in Article 28H.

- 28E.
- (1) Residents of Punton Road or Nos:1,3 & 5 Beech Grove, who wish to apply for a permit exempting the vehicle from the restrictions specified in Article 28A must provide proof of residency at Punton Road or 1,3 & 5 Beech Grove, in the form of a Utility or Council Tax bill, or other suitable documentation as determined by the Council on the application form.
 - (2) Only one permit will be issued to each property on Punton Road.
 - (3) A permit issued to any of the above described properties on Punton Road/Beech Grove is not transferrable and is only valid in relation to Punton Road and does not have any effect on any other road than Punton Road nor in the Zone which is specified on the permit.
 - (4) A permit issued to any of the above described properties, shall only be used on one vehicle at any one time and must be clearly displayed in the front windscreen, it shall be printed and include the following particulars: -
 - (a) an index number allocated by the Council for identification purposes
 - (b) an authentication that the permit has been issued by the Council;
 - (c) the period during which the permit shall remain valid;
 - (d) the name of the Street/Zone for which the permit is valid
 - (5) The vehicle in which the permit is used must not be parked in such a manner so as to cause an obstruction to through traffic, nor access to any property in the street other than the property for which it has been issued.
 - (6) Permits issued for Punton Road and 1,3 & 5 Beech Grove, will be subject to the terms and conditions specified in Articles 42(7), 42(8), 42(9), Articles 43 to 55 inclusive and Articles 57 to 62 inclusive.

PART XIV

NO WAITING EXCEPT ZONE A PERMIT HOLDERS ONLY – AT ANY TIME

- 28F. Save as provided in Articles 28G and 28H, no person shall, except upon the direction of a Police Constable in uniform or a Civil Enforcement Officer, cause or permit a vehicle, other than a vehicle which is displaying a valid permit issued in accordance with the provisions of Part XXVIII of this Order to residents of streets specified in Zone A of Schedule 42 to this Order, to wait, at any time, on any day, in the lengths of road or sides of road specified in columns 1 to 4 inclusive of **Schedule 33** to this Order.

- 28G. Nothing in Article 28F of this Order shall render it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's 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 the lengths of road or on the sides of road referred to in the said Articles for a period not exceeding three hours (not being a period separated by an interval of less than one hour from the previous period of waiting by the same vehicle in the same length of road or on the same side of road on the same day).
- 28H. Nothing in Article 28F shall render it unlawful for a person to cause or permit a vehicle to wait in the lengths or road or sides of road specified therein if the vehicle is:-
- (a) waiting only so long as is necessary to enable a person to board or alight from the vehicle or to enable goods or merchandise to be loaded onto or unloaded from the vehicle;
 - (b) waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accidents;
 - (c) a vehicle used for police, fire brigade or ambulance purposes, or a vehicle (other than a passenger vehicle) in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties;
 - (d) waiting to enable it to be used in connection with the removal of any obstruction to traffic;
 - (e) in the service of or employed by the post office and is waiting while postal packets addressed to premises adjacent to the length of road in which the vehicle is waiting are being unloaded therefrom, or are being delivered or while postal packets are being collected from the premises or posting boxes adjacent to the parking place in which the vehicle is waiting, or, is in use in connection with the serving of posting boxes adjacent to the length of road in which the vehicle is waiting;
 - (f) being used in connection with any building operation or demolition the maintenance, improvement or reconstruction of the length of road or the laying, erection, alteration or repair in or near the said parking place of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in Schedule 2 to the Telecommunications Act 1984;
 - (g) in actual use 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;
 - (h) in actual use in connection with the removal of a coffin containing the remains of a deceased person to or from premises situated on or adjacent to the length of road; or

- (i) in actual use in connection with a wedding.

PART XV

NO WAITING EXCEPT ZONE C PERMIT HOLDERS ONLY – AT ANY TIME

- 28I. Save as provided in Articles 28J and 28K, no person shall, except upon the direction of a Police Constable in uniform or a Civil Enforcement Officer, cause or permit a vehicle, other than a vehicle which is displaying a valid permit issued in accordance with the provisions of Part XXVIII of this Order to residents of streets specified in Zone C of Schedule 42 to this Order, to wait, at any time, on any day, in the lengths of road or sides of road specified in columns 1 to 4 inclusive of **Schedule 34** to this Order.
- 28J. Nothing in Article 28I of this Order shall render it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's 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 the lengths of road or on the sides of road referred to in the said Articles for a period not exceeding three hours (not being a period separated by an interval of less than one hour from the previous period of waiting by the same vehicle in the same length of road or on the same side of road on the same day).
- 28K. Nothing in Article 28I shall render it unlawful for a person to cause or permit a vehicle to wait in the lengths or road or sides of road specified therein if the vehicle is:-
- (a) waiting only so long as is necessary to enable a person to board or alight from the vehicle or to enable goods or merchandise to be loaded onto or unloaded from the vehicle;
 - (b) waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accidents;
 - (c) a vehicle used for police, fire brigade or ambulance purposes, or a vehicle (other than a passenger vehicle) in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties;
 - (d) waiting to enable it to be used in connection with the removal of any obstruction to traffic;
 - (e) in the service of or employed by the post office and is waiting while postal packets addressed to premises adjacent to the length of road in which the vehicle is waiting are being unloaded therefrom, or are being delivered or while postal packets are being collected from the premises or posting boxes adjacent to the parking place in which the vehicle is

waiting, or, is in use in connection with the serving of posting boxes adjacent to the length of road in which the vehicle is waiting;

- (f) being used in connection with any building operation or demolition the maintenance, improvement or reconstruction of the length of road or the laying, erection, alteration or repair in or near the said parking place of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in Schedule 2 to the Telecommunications Act 1984;
- (g) in actual use 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;
- (h) in actual use in connection with the removal of a coffin containing the remains of a deceased person to or from premises situated on or adjacent to the length of road; or
- (i) in actual use in connection with a wedding.

PART XVI

ONE-WAY TRAFFIC RESTRICTIONS

29. No person shall cause or permit any vehicle to proceed along the lengths of road or sides of road specified in **Schedule 35** to this Order, other than in the directions specified therein.

PART XVII

PROHIBITION OF RIGHT HAND TURN

30. No person shall cause or permit any vehicle to proceed along the lengths of road or sides of road specified in **Schedule 36** to this Order save in the manner prescribed therein.

PART XVIII

PROHIBITION OF LEFT HAND TURN

31. No person shall cause or permit any vehicle to proceed along the lengths of road or sides of road specified in **Schedule 37** to this Order save in the manner prescribed therein.

PART XIX

PROHIBITION OF MOTOR VEHICLES (EXCEPT FOR ACCESS)

31A(1) Save as provided in Article 31(A)(2), no person shall cause or permit any motor vehicle to proceed in the lengths of road specified in **Part 1 of Schedule 38A** to this Order.

31A(2) Nothing in Article 31A(1) of this Order shall apply to any motor vehicle: -

- (a) Being used for the conveyance of persons, goods or merchandise to or from any land or premises situated on or adjacent to those lengths of road; or
- (b) Being used for police, fire brigade or ambulance purposes, or a vehicle (other than a passenger vehicle) in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties; or
- (c) Being used in the service of or employed by the Post Office; or
- (d) Being used by a statutory undertaker or its contractor in connection with any building operation or demolition, the maintenance, improvement or reconstruction of the parking place or the laying, erection, alteration or repair in or near the said parking place of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in Schedule 2 to the Telecommunications Act 1984.

31B(1) Save as provided in Article 31(B)(2), no person shall cause or permit any motor vehicle to proceed in the lengths of road specified in **Part 2 of Schedule 38A** to this Order.

31B(2) Nothing in Article 31B(1) of this Order shall apply to any motor vehicle: -

- (a) Being used for the conveyance of persons, goods or merchandise to or from any land or premises situated on or adjacent to those lengths of road; or
- (b) Being used for police, fire brigade or ambulance purposes, or a vehicle (other than a passenger vehicle) in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties; or
- (c) Being used in the service of or employed by the Post Office; or
- (d) Being used by a statutory undertaker or its contractor in connection with any building operation or demolition, the maintenance, improvement or reconstruction of the parking place or the laying, erection, alteration or repair in or near the said parking place of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in Schedule 2 to the Telecommunications Act 1984; or
- (e) Which is owned or operated by the owners/occupiers of Nos 103 – 105 Botchergate, who require vehicular access to the side of their property via William Street.

31C(1) Save as provided in Article 31C(2), no person shall cause or permit any motor vehicle to proceed along the length(s) of road specified in **Part 3 Schedule 38A** to this Order.

31C(2) Nothing in Article 31C(1) above, shall apply to motor vehicles requiring access to Barton's Place: -

- (a) to enable goods to be loaded or unloaded from the vehicle for the purposes of the Halston Aparthotel;
- (b) for the purposes of the management, operation and servicing of the Halston Aparthotel;
- (c) in connection with any building operation or demolition in or adjacent to that length of road, the removal of any obstruction to traffic in that length of road, the maintenance, improvement or reconstruction of that length of road, or the laying, erection, alteration or repair in or adjacent to that length of road of any sewer or any main, pipe or apparatus for the supply of gas, water or electricity or of any telegraphic line as defined in Schedule 2 to the Telecommunications Act, 1984;
- (d) for Fire Brigade, Police or Ambulance purposes;
- (e) if it cannot conveniently be used for such purpose in any other road, to be used in the service of a Local Authority or Water Authority in pursuance of statutory powers or duties.
- (f) for purposes in connection with the electricity sub-station by United Utilities.

31C(3) Save as provided in Article 31C(4) of this Order, no person shall cause or permit any vehicle to proceed along or enter the lengths of road specified in **Part 4 of Schedule 38A** to this Order.

31C(4) Nothing in Article 31C(3) of this Order shall apply to vehicles: -

- (a) proceeding along or entering so as to enable a person to board or alight from the vehicle or to enable goods or merchandise to be loaded onto or unloaded from the vehicle;
- (b) proceeding along or entering owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accidents;
- (c) being used for police, fire brigade or ambulance purposes, or a vehicle (other than a passenger vehicle) in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties;
- (d) proceeding/entering to enable it to be used in connection with the removal of any obstruction to traffic;

- (e) in the service of or employed by the post office and is waiting while postal packets addressed to premises adjacent to the length of road in which the vehicle is waiting are being unloaded therefrom, or are being delivered or while postal packets are being collected from the premises or posting boxes adjacent to the parking place in which the vehicle is waiting, or, is in use in connection with the serving of posting boxes adjacent to the length of road in which the vehicle is waiting;
- (f) being used in connection with any building operation or demolition the maintenance, improvement or reconstruction of the length of road or the laying, erection, alteration or repair in or near the said parking place of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in Schedule 2 to the Telecommunications Act 1984;
- (g) in actual use 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;
- (h) in actual use in connection with the removal of a coffin containing the remains of a deceased person to or from premises situated on or adjacent to the length of road; or
- (i) in actual use in connection with a wedding.

31C(5) No person shall cause or permit any motor vehicle to proceed along or enter the lengths of road specified in **Part 5 of Schedule 38A** to this Order.

31C(6) The Council is satisfied that for preventing the likelihood of danger arising to persons or other traffic using the road or roads specified in Part 5 of Schedule 38A to this Order, it is requisite that Section 3(1) of the Act should not apply in relation to the road or roads specified in that Schedule.

PART XX

PERMIT HOLDERS H ONLY PAST THIS POINT, AT ALL TIMES

31D. Save as provided in Article 31E to this Order, no person shall cause or permit any vehicle to proceed in the lengths of road specified in **Schedule 39** to this Order.

31E. Nothing in Article 31D to this Order shall apply to any vehicle which displays a permit issued to residents of streets included in Zone H of Schedule 34 to this Order.

PART XXI

PROHIBITION OF ALL TRAFFIC – NO EXEMPTIONS

- 31F No person shall proceed, or cause or permit any vehicle to proceed along the road or roads specified in **Schedule 40**.
- 31G The Council is satisfied that for preventing the likelihood of danger arising to persons or other traffic using the road or roads specified in Schedule 40 to this Order, it is requisite that Section 3(1) of the Act should not apply in relation to the road or roads specified in that Schedule.

PART XXII

PROHIBITION OF ENTRY/DRIVING

32. Save as provided in Article 33 to this Order, no person shall cause or permit any vehicle to proceed along the lengths of road or sides of road specified in **Schedule 41** to this Order.

Exemptions

33. (1) Nothing in Article 32 shall apply so as to prevent buses, public service vehicles, cycles, goods vehicles and fire service vehicles on Lowther Street from entering into the Lowther Street Northbound Bus Lane which commences at the junction with Spring Gardens Lane.
- (2) Nothing in Article 32 shall apply so as to prevent vehicles proceeding along Halfey's Lane, the lane at the side of 4 Petteril Street, the lane between 44 and 46 Petteril Street, the lane between 90 and 92 Petteril Street, the lane to the rear of 118 Petteril Street/18 Eldred Street, or the lane to the rear of 6-8 Tullie Street, Carlisle, which are being used: -
- (a) to enable goods or merchandise to be loaded onto or unloaded from the vehicle;
 - (b) for police, fire brigade or ambulance purposes, or a vehicle (other than a passenger vehicle) in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties;
 - (c) in connection with the removal of any obstruction to traffic;
 - (d) by statutory undertakers or their contractors in connection with any building operation or demolition, the maintenance, improvement or reconstruction of the said lengths of road or the laying, erection, alteration or repair, in or near the roads or any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in Schedule 2 to the Telecommunications Act 1984;
 - (e) in connection with the removal of a coffin containing the remains of a deceased person to or from premises situated on or adjacent to the said lengths of road;
 - (f) to gain access to the garages which are located on Halfey's Lane; or

- (g) to gain access to or from premises on or adjacent to the said lengths of road which can only reasonably be reached from the restricted lengths of road.
- (3) Nothing in Article 32 shall apply to as to prevent vehicles proceeding along Catholic Lonning, Carlisle, which are being used: -
- (a) to enable goods or merchandise to be loaded onto or unloaded from the vehicle;
 - (b) for police, fire brigade or ambulance purposes, or a vehicle (other than a passenger vehicle) in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties;
 - (c) in connection with the removal of any obstruction to traffic;
 - (d) by statutory undertakers or their contractors in connection with any building operation or demolition, the maintenance, improvement or reconstruction of the said lengths of road or the laying, erection, alteration or repair, in or near the roads or any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in Schedule 2 to the Telecommunications Act 1984;
 - (e) in connection with the removal of a coffin containing the remains of a deceased person to or from premiss situated on or adjacent to the said lengths of road; or
 - (f) to gain access to or from premises on or adjacent to the said lengths of road which can only reasonably be reached from the restricted lengths of road.
- (4) Nothing in Article 32 shall apply to as to prevent vehicles proceeding along the U1301 Ruleholme, which are being used: -
- (a) for agricultural purposes;
 - (b) for police, fire brigade or ambulance purposes, or a vehicle (other than a passenger vehicle) in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties;
 - (c) in connection with the removal of any obstruction to traffic;
 - (d) by statutory undertakers or their contractors in connection with any building operation or demolition, the maintenance, improvement or reconstruction of the said lengths of road or the laying, erection, alteration or repair, in or near the roads or any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in Schedule 2 to the Telecommunications Act 1984;
 - (e) in connection with the removal of a coffin containing the remains of a deceased person to or from premiss situated on or adjacent to the said lengths of road; or
 - (f) to gain access to or from premises on or adjacent to the said lengths of road which can only reasonably be reached from the restricted lengths of road.

PART XXIII

CONTRA-FLOW BUS LANE

33A. Save as provided in Article 33B, no person shall cause or permit any vehicle, other than a stage carriage, express carriage, school bus or works bus, to proceed, other than in a southerly direction, along the bus lane on Lowther Street, Carlisle, which extends from the southern boundary of Victoria Place to the northern boundary of Lonsdale Street and from the southern boundary of Lonsdale Street to the northern boundary of Warwick Road (“the Lowther Street Contra-flow Bus Lane”)

Exemptions

- 33B (1) Nothing in this Part of the Order shall render it unlawful for any person to cause or permit any vehicle to enter or proceed in any direction in the bus lane so far as such entry or proceeding is reasonably necessary to enable the vehicle to be used for any of the purposes specified in paragraph (2) of this Article, or to wait in the contra-flow bus lane for so long as may be necessary for any of those purposes.
- (2) The purposes referred to in paragraph (1) of this Article are:-
- (i) the removal of any obstruction to traffic in the contra-flow bus lane;
 - (ii) police, fire brigade or ambulance purposes, and;
 - (iii) street cleansing between 1.00 am and 7.00 am.
- (3) Nothing in Article 33A of this Order shall render it unlawful for any vehicle to be in Lowther Street Contra-flow Bus Lane with a view to stopping and parking for loading and unloading purposes in the designated loading bays abutting the east side thereof; and thereafter proceeding in a southerly direction in order to exit the said bus lane via Lonsdale Street or The Crescent.

PART XXIV

WITH-FLOW BUS LANES

- 33C (1)(A) Save as provided in Article 33E, no person shall cause or permit any vehicle, other than a pedal cycle, stage carriage, express carriage or school bus, works bus or taxi to be in the westbound carriageway of Lonsdale Street, Carlisle, from its junction with Crosby Street, to its junction with Lowther Street (**the Lonsdale Street, Bus Lane**);
- (1)(B) Save as provided in Article 33E, no person shall cause or permit any vehicle, other than a pedal cycle, stage carriage, express carriage or school bus, works bus or taxi to be in the northbound carriageway of Lowther Street, Carlisle (west side), from its junction with Devonshire Street, to a point 37m north of its junction with Chapel Street, between the hours of 8.00 am and 10.00 am and between 4.00 pm and 6.00 pm, each day (**the Lowther Street Bus Lane**);

(1)(C) Save as provided in Articles 33E, no person shall cause or permit any vehicle, other than a pedal cycle, stage carriage, express carriage or school bus, works bus or taxi to be in the northbound carriageway of English Street, Carlisle (east side), from a point 30m north of its junction with Citadel Row to its junction with Devonshire Street (**the English Street Bus Lane**).

Revoke

(1)(D) Nothing in Article 33C(1)(C) above shall render it unlawful for any vehicle to be in the bus lane specified in that Article to gain access to or exit from the designated loading bays on the east side of English Street, for the purpose of loading/unloading.

Revoke

33D (1) Save as provided in Article 33E, no person shall cause or permit any vehicle, other than a pedal cycle stage carriage, express carriage or school bus or works bus to wait, enter or proceed, other than in the direction(s) specified, in the following with-flow bus and cycle-lane: -

(a) that area of the carriageway which runs in a north-westerly direction along London Road, Carlisle, and extends from a point 230m north west of its junction with Carloli Drive, for a distance of 525m, which is bounded on the west by the western kerb line of that road and on the east by the continuous white line markings imposed on the surface of the carriageway (the London Road Bus Lane).

33E (1) Nothing in this Part of the Order shall render it unlawful for any person to use or permit any vehicle to enter or proceed in any direction in any of the bus lanes so far as such entry or proceeding is reasonably necessary to enable the vehicle to be used for any of the purposes specified in paragraph (2) of this Article, or to wait in the contra-flow bus lane(s), for so long as may be necessary for any of those purposes.

(2) The purposes referred to in paragraph (1) of this Article are: -

- i) the removal of any obstruction to traffic in the with-flow bus lane(s);
- ii) police, fire brigade or ambulance purposes;
- iii) NHS Blood and Transport vehicles which are being used for the emergency delivery of blood, tissue and organs; and
- iv) Street cleansing between 1.00 am and 7.00 am.

PART XXV

CONTRA-FLOW CYCLE LANE

33F. No person shall cause or permit any vehicle, other than a pedal cycle, to proceed, other than in a north-westerly direction, along the contra-flow cycle lane on the north-east side of Viaduct Estate Road, Carlisle, which extends from its junction with Bridge Street and extends in a southerly direction for a distance of approximately 135m.

PART XXVI

PROHIBITION OF VEHICLES – ONLY AT SUCH TIMES AS THERE IS A RISK OF FLOODING OR WHEN THE FLOOD GATES ARE BEING TESTED

- 33G. Save as provided in Article 33H to this Order, no person shall cause any vehicle to proceed along the access road to Tesco from its junction with the A69 Warwick Road and from Montgomery Way, when the flood gates are closed.
- 33H. Nothing in Article 33G shall apply other than at such times as there is a risk of damage to properties on Warwick Road, due to flooding, or when the flood gates are being tested.

PART XXVII

DESIGNATED PARKING PLACES (ZONES A, B, C, D, E, F, G, H, HC, J AND M – CARLISLE)

Use of Highway and Parking Place

34. (1) Each of the lengths of road or sides of road as specified in **Schedule 42** to this Order, is designated as a disc parking place and may be used subject to the following provisions of this Order as a parking place for such classes of vehicles as are defined in Column 2 of **Schedule 43** to this Order in such positions and on such days as set out in Column 1 to Schedule 43 and during such days and prescribed hours as are specified in relation to that highway area or length or side of road in Columns 3 and 4 of Schedule 43 hereto for not longer than the period specified in Column 5 of the said Schedule.
- (2) Where in Schedule 42 a parking place is designated as available for vehicles (of the specified class) and in the specified position, the driver of a motor vehicle shall not permit it to wait in that parking place unless it is of such class and in such position as specified.
- (3) Where, within such parking place there is a sign or surface marking which indicates that a parking place is available only for a disabled persons vehicle, the driver of a vehicle shall not permit it to wait in that parking place unless it is a disabled persons vehicle.
- (4) A permit holder or a disabled person being the driver of a vehicle shall not permit it to wait in a parking place designated under this Part of this Order unless a valid permit or a valid disabled persons badge is displayed in that vehicle, whereupon the parking provisions and restrictions set out in this Part of this Order which relate to the setting of a parking disc shall have no application, except in respect of the parking places in Scotland Road in Zone F designated under this Order.

- (5) For the avoidance of doubt, the driver of any motor vehicle shall not cause or permit any vehicle to be left in a parking place designated under this Part of this Order during the days and prescribed hours of operation as set out herein without setting and displaying a valid permit, parking disc or disabled persons badge.
- (6) When the vehicle has left a parking place after waiting thereon the driver thereof shall not within one hour after its leaving that parking place permit it to wait again in or upon that parking place.

Exemptions for Emergency Services

- 35. Nothing in this Part of this Order shall render it unlawful for any person to cause or permit any vehicle being used at any time for Fire Brigade or Ambulance or Police purposes to be left in such a parking place during the prescribed hours, or to any other vehicle so left provided always that such a vehicle is left with the permission:-
 - (a) of some other person duly authorised by the Council; or
 - (b) of a Police Constable in uniform or of a civil enforcement officer.

Exemptions for delivery and collection purposes

- 36. Without prejudice to the foregoing and subsequent provisions of this Order, no person shall be prevented from delivering and/or collecting goods in or from a motor vehicle otherwise permitted in a parking place under this Order if the motor vehicle is a passenger vehicle, goods vehicle or a motor cycle and the goods (as defined) are immediately delivered at or collected from premises adjacent to the vehicle from which the delivery is effected, provided always that under no circumstances shall any other commercial vehicle or any heavy commercial vehicle (as defined) seek to take advantage of or invoke this exemption.

Further exceptions for waiting in certain prescribed circumstances

- 37. Without prejudice to the foregoing and subsequent provisions of this Order, any motor vehicle may wait during the prescribed hours anywhere on the carriageway in any parking place (except when the use of a parking place or part of a parking place has been suspended) if such waiting is necessary for one of the following purposes:-
 - (i) to enable a person to board or alight from the vehicle;
 - (ii) where a vehicle is being used in connection with the following operations:-
 - (a) Building and demolition work;
 - (b) The removal of any obstruction to traffic from the highway;
 - (c) The maintenance, improvement or reconstruction of any of those lengths of road;
 - (d) The laying, erection, alteration or repair of any sewer or main pipe or apparatus for the supply of gas water or electricity or of any

telecommunications apparatus in or on any land adjacent to any of those lengths of road.

- (iii) where a waiting vehicle is being used by a person or persons employed in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties;
- (iv) in the service of or employed by a universal service provider (as defined in The Postal Services Act 2000 (Consequential Modifications to Local Enactments No.1) Order 2001);
- (v) where the vehicle is waiting at or near to any premises situated on or adjacent to any of the parking places for so long as is reasonably necessary where that vehicle is being used in connection with a wedding or funeral;
- (vi) where the vehicle is being used for Police, Fire Brigade or Ambulance purposes;
- (vii) where the vehicle is being used by a qualified medical practitioner (as defined in the Medical Act 1983) provided that a "Doctor on Call" sign or other appropriate written device or sign is placed in such a position on the vehicle as to clearly indicate that the vehicle is being used for such a purpose;
- (viii) where the vehicle is waiting only for so long as is necessary to enable it to be used in connection with posting or removing advertising material in on or from premises or cleaning windows in the premises adjacent to the parking place in which the vehicle is waiting, providing always that in the event of dispute the Council shall have the sole discretion as to when this exemption shall apply;
- (ix) where the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accident, providing always that in the event of dispute the Council shall have the sole discretion as to when this exemption shall apply;
- (x) For the avoidance of doubt it is hereby declared that any goods vehicle or heavy commercial vehicle (as defined) is prohibited to wait on any parking place.

Prohibition on use of parked vehicles for offer for sale of articles, goods or services

38. No person shall use a vehicle while it is in a parking place, in connection with the sale of any article to persons in or near the parking place or in connection with the selling or offering for hire of his skill or services (with the exception of street traders licensed by the relevant local authority).

Further Conditions on the Use of Parking Places

39. (i) The driver of a motor vehicle using a parking place 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 change the position of the vehicle in or to depart from the parking place;

- (ii) No person shall use any part of a parking place or any vehicle left in a parking place for sleeping or camping or cooking;
- (iii) The driver of any vehicle shall not park any vehicle in any parking place so as to unreasonably prevent access to any premises adjoining that parking place or to any other person using or likely to use that parking place in a manner which is or is likely to become a nuisance either to those adjoining premises or to such other persons using or about to use that parking place.

Setting of Parking Discs

40. (1) For the avoidance of doubt, this Part of this Order applies to all the parking places designated in Schedule 42 to this Order.
- (2) The driver of any vehicle shall exhibit a parking disc in the relevant position (as defined) in the vehicle upon its arrival at and in the subsequent period during which it is left in any parking place designated in this Part of this Order.
- (3) The driver of a vehicle shall on exhibiting the parking disc on the vehicle in accordance with these provisions, set the disc so that it indicates the time of arrival of the vehicle at the parking place.
- (4) (a) When the parking disc exhibited in pursuance of this Part of this Order on a vehicle waiting in a parking place is showing the time of arrival, the time indicated by the disc shall be treated as evidence that the vehicle has been waiting in that parking place since that time in any proceedings under this Part of this Order.
- (b) Where in any proceedings for an offence under paragraph (2) of this Article (failure to exhibit the parking disc in a relevant position), it is not proved that the contravention had occurred, but it is proved that the parking disc had not been set in accordance with paragraph (3) of this Article (failure to set time of arrival).
41. No person shall:-
- (a) alter the parking disc (or the indications given therein) exhibited on a vehicle which has been set in accordance with this Article whilst the said vehicle remains in the parking place; or
 - (b) knowingly exhibit on any vehicle any parking disc which has been otherwise altered, defaced, mutilated, or added to or upon which the figures or particulars have become illegible.

PART XXVIII

APPLICATION FOR RESIDENTS AND BUSINESS PARKING PERMITS

42. (1) Any resident who is the Registered Keeper of a passenger vehicle as defined in this Order may apply to the Council for the issue of a permit and any such

application shall be made on a form issued by and obtainable from the Council and shall include the particulars and information required.

- (2) The Council may require an applicant for a permit to produce such evidence in respect of the application as they may reasonably require to verify any particulars or information given to them.
- (3) Any resident who is the Registered Keeper of a vehicle in respect of which the Council has issued a permit may only leave that vehicle for an unlimited time within a parking place specified as being within one of the streets comprised in only that particular Zone as identified on the permit, thus:-
 - (i) Residents of streets specified in Zone A of Schedule 42 to this Order will be exempt from the time limits in the parking places specified in Zone A of the said Schedule.
 - (ii) Residents of streets specified in Zone B of Schedule 42 to this Order will be exempt from the time limits in the parking places specified in Zone B of the said Schedule.
 - (iii) Residents of streets specified in Zone C of Schedule 42 to this Order will be exempt from the time limits in the parking places specified in Zone C of the said Schedule.
 - (iv) Residents of streets specified in Zone D of Schedule 42 to this Order will be exempt from the time limits in the parking places specified in Zone D of the said Schedule.
 - (v) Residents of streets specified in Zone E of Schedule 42 to this Order will be exempt from the time limits in the parking places specified in Zone E of the said Schedule.
 - (vi) Residents of streets specified in Zone F of Schedule 42 to this Order will be exempt from the time limits in the parking places specified in Zone F of the said Schedule.
 - (vii) Residents of streets specified in Zone G of Schedule 42 to this Order will be exempt from the time limits in the parking places specified in Zone G of the said Schedule.
 - (viii) Residents of streets specified in Zone H of Schedule 42 to this Order will be exempt from the time limits in the parking places specified in Zone h of the said Schedule.
 - (ix) Residents of streets specified in Zone J of Schedule 42 to this Order will be exempt from the time limits in the parking places specified in Zone J of the said Schedule.
 - (x) Residents of streets specified in Zone M of Schedule 42 to this Order will be exempt from the time limits in the parking places specified in Zone M of the said Schedule.

- (xi) Residents of streets specified in Zone HC of Schedule 42 to this Order will be exempt from the time limits in the parking places specified in Zone HC of the said Schedule.
 - (y) Residents of streets specified in Schedule 34 (Zone C residents only parking places) to this Order, will be exempt from the time limits in the parking places specified in Schedule 34 of the said Schedule.
- (4) Residents permits are not transferable nor do they have effect outside the Zone specified on that permit.
- (5) (i) Without prejudice to the foregoing provisions of this Order and subject to Article 56 herein, any resident (as defined in this Order) may apply to the Council for the issue of a visitors permit allowing a bonafide visitor who is the Registered Keeper of that passenger vehicle (as defined in this Order) to leave that vehicle in a parking place and any such application shall be made on a form issued by and obtained from the Council and shall include the particulars and information required by such form to be supplied.
- (ii) Not more than 60 visitors permits shall be issued in respect of any one premises at any one time;
 - (iii) Notwithstanding the provisions of paragraph (ii) of this Article, the Council may exercise its discretion and issue more than 60 visitors more than 60 visitors permits in respect of any one premise.
- (6) Provided that the resident is the Registered Keeper of at least one passenger vehicle, the Council shall, in the case of a residential applicant, allocate one permit per dwelling, namely one unit of self contained residential accommodation belonging to that resident and (in the event of dispute) determinable by the Council by reference to the extent of the use or the sharing of essential living accommodation in or serving such accommodation such as kitchen facilities and toilet and bathroom facilities. Where however the resident of such premises is the registered keeper of more than one passenger vehicle in such circumstances more than one permit may be issued in the absolute discretion of the Council provided that it can be proved, to the satisfaction of the Council that more than one vehicle is kept or registered at an address.
- (7) Without prejudice to the foregoing provisions of this Article, the issue of a permit by the Council shall not be an absolute entitlement to each resident but shall be subject to the availability of permits for that particular Zone for which the resident has applied.
- (8) The Council may at any time require an applicant for a permit to produce to an officer of the Council such evidence as it may reasonably require to verify any particulars or information given to it or to verify that the permit issued is valid.
- (9) Subject to the provisions of this Order, on receipt of any application for a Residents Permit (or other permit as herein provided) together with the

appropriate fee as the Council may impose from time to time and upon the Council being satisfied as to all the circumstances of the matter the Council shall issue the applicant with a permit for the leaving during the prescribed hours of a passenger or other permitted vehicle in the parking place by the owner of such passenger or other vehicle or by a person using such passenger vehicle with the consent of the owner other than a person to whom such passenger vehicle has been let for hire or reward.

Surrender and Withdrawal of Permits

43. The Council may by notice in writing served on the permit holder by sending it by recorded delivery service to the address shown on the application for the permit or at any other address believed to be that person's place of abode, withdraw a permit if it appears to the Council that the permit holder has ceased to be the registered keeper of the motor vehicle in respect of which the permit was issued and the permit holder shall surrender the permit to the Council within 48 hours of the receipt of the aforementioned notice.
44. A permit holder may surrender a permit to the Council at any time and shall surrender a permit to the Council on the occurrence of any one of the following events:-
- (a) The permit holder ceases to be a resident or the proprietor of a business located within the applicable zone;
 - (b) The permit holder ceases to be the registered keeper of the motor vehicle in respect of which the permit was issued;
 - (c) The withdrawal of such permit by the Council under the provisions of Article 45 to this Order;
 - (d) The issue of a duplicate replacement permit by the Council under the provisions of this Order.
45. (1) Without prejudice to the foregoing provisions of this Order, a permit shall cease to be valid at the expiration of the period specified thereon (which period shall be that in respect of which payment has been made) or on occurrence of any one of the events set out in Articles 45 and 46 hereto.
- (2) Where a permit has been issued to any person following receipt of a cheque in respect of any fee imposed from time to time by the Council and if such cheque is subsequently dishonoured the permit shall cease to be of effect and the Council shall by notice in writing, served on the person to whom such permit was issued by sending the same by recorded delivery to the permit holder at the address shown by that person on the application for the permit or at any other address believed to be that persons place of abode, require that person to surrender the permit to the Council within 48 hours of the receipt of the aforementioned notice. Upon the expiry of that period the said permit shall in any event become null and void and shall cease to have effect.
46. Without prejudice to the foregoing provisions the Council may also withdraw a permit in accordance with the notice procedure provided for in Article 45 of this Order and following if the permit is used by any person other than the resident or the proprietor

of the business to whom the permit was issued, the Council shall have the power of determination as to whether or not such event has occurred.

Application for, and issue of, Duplicate Permits

47. If a permit is mutilated or accidentally defaced or the figures or particulars thereon have become illegible or the colour of the permit has been altered by fading or otherwise, the permit holder shall either surrender it to the Council or apply to the Council for the issue of a duplicate permit, and the Council, upon receipt of the permit, shall issue a duplicate or replacement permit and the original permit shall then become invalid.
48. If a permit is lost or destroyed the permit holder may apply to the Council for the issue of a duplicate or replacement permit and the Council, upon being satisfied as to such loss or destruction, shall issue a duplicate permit and the original permit shall then become invalid.
49. Upon the issue of any duplicate or replacement permit or permits the provisions of this Order shall apply to that duplicate or replacement permit or permits and have application thereto as if it were the original.

Particulars to be included on Residents and Business Permits

50. (1) A permit shall be in writing and shall include the following particulars:-
 - (a) the registration mark or marks of the vehicle in respect of which the permit has been issued;
 - (b) an authentication that the permit has been issued by the Council;
 - (c) the period during which the permit shall remain valid;
 - (d) the name of the Zone for which the permit is valid; and
 - (e) an index number allocated by the Council for identification purposes.

Particulars to be included on Visitor's Permits

- (2) A Visitors Permit shall be written in ink and shall include the following particulars:-
 - (a) the registration mark or marks of the vehicle in respect of which the permit has been issued;
 - (b) an authentication that the permit has been issued by the Council;
 - (c) the single day/date for which the permit shall be parked, being one calendar day;
 - (d) the name of the Zone for which the permit is valid; and
 - (e) an index number allocated by the Council for identification purposes.

51. At all times during which a passenger vehicle is left in a parking place during the prescribed hours the valid permit issued in respect of that passenger vehicle shall be displayed in the relevant position and manner as that provided for parking discs in accordance with Article 40(2) of this Order, so that all the particulars specified or referred to in this Part of this Order are readily visible from the front or nearside of the passenger vehicle.
52. Where a permit has been displayed on a passenger vehicle in accordance with the provisions of this Order, no person, not being the driver of the passenger vehicle, shall remove the permit from the said vehicle unless authorised to do so by the driver of the said vehicle.

Charging for Permits

53. The charge in connection with the issue of a permit under the provisions of Article 42 of this Order, for the leaving of a vehicle in any parking place shall be such annual fee (or proportion thereof) as shall or may be determined by the Council.
54. A permit holder who surrenders a permit to the Council after the permit has become invalid shall be entitled to a refund of part of the charge paid in respect of the issue thereof, calculated in accordance with Article 55 to this Order.
55. That part of the charge which is refundable under the provisions of the foregoing Article shall be calculated as a refund of one quarter of the charge for each complete period of three months which remains unexpired at the time the permit is surrendered to the Council.

Application for Business Permits

56. (1) The proprietor of any business premises, whether or not this business has any off-street parking located within any of the zones specified in Schedule 42 to this Order, may apply for one business permit limited to one vehicle used in that business. All the foregoing provisions applicable to residents permits shall apply (as the particular context shall require and at the Council's sole discretion) to business permits issued pursuant to this Article.
- (2) The Council shall have discretion to authorise the issue of such further business permits or permits to any such applicant as it shall consider necessary or expedient from time to time.

Application for Guest House Visitors Permits

- 56A. (1) The proprietor of any Guest House, whether or not it has any off-street parking located within any of the zones specified in Schedule 42 to this Order, may apply to the Council for the issue of a discretionary number of each or either the following: -
 - (a) one day visitors permits; or
 - (b) weekly visitors permits

allowing a bonafide visitor of the Guest House who is the Registered Keeper of that passenger vehicle (as defined in this Order), for the leaving of that vehicle in a parking place for the period specified on the permit.

- (2) A Guest House Visitors Permit shall be written in ink and shall include the following particulars: -
- (a) the registration mark or marks of the vehicle in respect of which the permit has been issued;
 - (b) an authentication that the permit has been issued by the Council;
 - (c) the period for which the vehicle shall be parked;
 - (d) the name of the Zone for which the permit is valid; and
 - (e) an index number allocated by the Council for identification purposes.

Indication of Parking Places and Signage

57. It is hereby declared that (for the avoidance of doubt) that the Council shall (in its sole discretion) have the power to carry out the following actions, namely:-
- (i) to cause the limits of each and any parking place designated by this Order to be indicated on the carriageway by placing and maintaining thereon traffic signs of any size colour and type prescribed or authorised under Section 64 of the 1984 Act;
 - (ii) to place and maintain on or in the vicinity of each such parking place, traffic signs of any size colour and type prescribed or authorised under Section 64 of the 1984 Act indicating that such parking place may be used during the prescribed hours for the leaving of vehicles only as specified in this Order; and
 - (iii) to carry out such work as is reasonably required for the purposes of the satisfactory operation of these designated parking places.

Powers to Suspend Use of Parking Places

58. Any civil enforcement officer or other person duly authorised by the Council may suspend the use of any parking place or any part thereof whenever he or she considers such suspension reasonably necessary as follows:-
- (i) for the purpose of facilitating the movement of traffic or promoting its safety;
 - (ii) for the erection maintenance or removal of any traffic sign adjacent to that parking place;
 - (iii) for the purpose of any building operation, demolition or excavation in or adjacent to any parking place or the maintenance improvement or reconstruction of any such parking place or the laying erection alteration removal or repair in or adjacent to the designated parking place of any sewer or

of any main pipe or apparatus for the supply of gas water or electricity or of any telegraphic line or traffic sign;

- (iv) for the cleansing of gullies in or adjacent to that parking place;
- (v) for the convenience of occupier of premises adjacent or close by to any parking place on any occasion of the removal of furniture from one dwelling house to another or the removal of furniture from such premises to a depository or to such premises from a depository, or on the occasion of works being carried out to or within such premises;
- (vi) on any occasion of any public procession rejoicing or illumination, or where the streets are thronged or liable to be obstructed.

59. Without prejudice to the generality of any other statutory provision, a Police Constable in uniform may suspend for not longer than 24 hours the use of any parking place or any part thereof designated by this Part of this Order whenever he or she considers such suspension reasonably necessary for the purpose of facilitating the movement of traffic or promoting its safety.

Traffic Signs and Cones

60. (1) Any person, civil enforcement officer, Police Officer or other authorised person who causes the suspension of the use of any parking place or any part thereof in accordance with Articles 58 and 59 of this Order, shall thereupon place or cause to be placed in or adjacent to that designated parking place or the part thereof, the use of which is suspended, a traffic sign or cone indicating that waiting by motor vehicles is prohibited.
- (2) No person shall cause or permit a motor vehicle to be left in any part of a parking place so long as during such period there is in or adjacent to that designated parking place a traffic sign or cone placed in pursuance the preceding Articles of this Order.

Powers to remove vehicles in Parking Places

61. (1) It is hereby declared for the avoidance of doubt and in pursuance of statutory powers in that behalf, if any vehicle is left in a position other than in accordance with the forgoing provisions of this Order, then a Police Constable, civil enforcement officer or other person authorised by the Council in that behalf:-
- (i) may alter or cause to be altered, the position of the vehicle so that its position is in accordance with the said provisions; or
 - (ii) may alter or cause to be altered, the position of the vehicle or remove or arrange for the removal of the vehicle to a secure place in the manner and on the basis set out in this Article.
- (2) Any person or persons altering, or causing the alteration of, the position of any vehicle by virtue of paragraph (1) (i) or (1)(ii) of this Article, may do so by towing or driving the vehicle or in such other manner as he or she or they may

think reasonably necessary to enable the position of the vehicle to be altered or the vehicle to be removed.

- (3) Any person or persons removing or arranging for the removal of any vehicle by virtue of paragraph (1) (i) or (1)(ii) of this Article shall make such arrangements as he/she or others considers to be reasonably necessary for the safety of the vehicle in the place to which it is removed.
62. No person shall, except with the permission of a Police Constable, civil enforcement officer or other person duly authorised by the Council in that behalf, drive or permit to be driven any vehicle in a parking place for any purpose other than the purpose of leaving that vehicle in the parking place in accordance with the provisions of this Order or for the purposes of departing from the parking place.

PART XXIX

DESIGNATED PARKING PLACES – BRAMPTON ROAD

- 62A. (1) Each of the lengths of road or sides of road specified in **Schedule 44** in this Order, is designated as a parking place, at all times, on all days, and may be used, subject to the following provisions of this Order, as a parking place for such vehicles as arae motor cars, motor cycles, motor vehicles constructed or adapted for the use of the conveyance of goods or burden (the unladen weight of which does not exceed 7.5 tonnes), or disabled person’s vehicles.
- (2) The driver of a motor vehicle shall not permit it to wait in a parking place specified in Schedule 44 to this Order unless it is of such a class specified in paragraph (1) above and is parked wholly within the limits of the parking place.

PART XXX

CARLISLE HISTORIC CORE RESTRICTED ZONE

- 62B. (1) The lengths of road specified in **Schedule 45** hereto, as shown shaded green on the attached plan marked “Drawing No. Zone HC/1 of 4”, **COMPRISE** the **Carlisle Historic Core Restricted Zone** as indicated by traffic signs conforming to diagram 637.2 , diagram 664, diagram 637.2A, diagrams 801 and 804.4 of the 2016 Regulations and are subject to the restrictions specified in Articles 62C, and 62F, 62H, 62J, 62L, 62N and 62P hereto and the restrictions and conditions specified in Articles 34 to 62A inclusive.
- (2) Notwithstanding the foregoing provisions of this Order and for the avoidance of doubt, the lengths of road specified in **Schedule 45** are not subject to the requirement that there be yellow or white lines (as applicable) to indicate the types of restriction, where these are usually required by the 2016 Regulations.

Summary of Parking/Waiting restrictions within the Carlisle Historic Core Restricted Zone: -

No waiting At Any Time and No loading/unloading At Any Time Except for:-

- (i) Disabled Person's Vehicles waiting in signed bays only between 8.30 am and 6pm on a Monday to Saturday inclusive (**Schedule 46**);
- (ii) Waiting for Zone HC permit holders midnight to 10am , 4pm to midnight (**Schedule 47**);
- (iii) Designated parking places for up to 1 hour between 8.30 am and 7 pm, Monday to Saturday and between 11.30 am and 5 pm Sunday (Disc Parking – Residents of Zone HC exempt) (**Schedule 42**);
- (iv) Prohibition of Waiting, Except for Loading/Unloading in marked bays only between 8.30 am and 6 pm, Monday to Saturday (**Schedule 48**);
- (v) Loading only parking places, at all times, every day (**Schedule 50**);
- (vi) Zone HC Permit holders only parking in signed bays, at all times (**Schedule 49**)

62C. Save as provided in Article 62D to 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 wait at any time or to load/unload at any time, on any day, in the lengths of road or sides of road specified in Schedule 45** of this Order: -

- (i) unless the vehicle is a disabled person's vehicle which displays in the relevant position a disabled persons badge and is waiting in the **disabled person's parking places specified in Schedule 46** to this Order as marked on the carriageway, and is waiting only between the hours of 8.30 am and 6 pm, on a Monday to Saturday inclusive, and is waiting for a period not longer than 3 hours, (with return prohibited within the same calendar day);
OR
- (ii) unless the vehicle is waiting in the parking places specified in **Schedule 47 (waiting for Zone HC permit holders)** between midnight and 10 am and between 4 pm and midnight, on a Monday to Saturday inclusive, and is displaying a permit issued in accordance with Part XXVII to residents of Zone HC.
- (iii) unless the vehicle is a vehicle which displays in the relevant position a parking device/parking disc and is waiting in the **Zone HC disc parking places specified in Schedule 42** to this Order as marked on the carriageway, and is waiting only between the hours of 8.30 am and 7 pm, on a Monday to Saturday inclusive, and between the hours of 11.30 am and 5 pm on a Sunday, and is waiting for a period not longer than 1 hour (**unless it is displaying an HC Zone permit issued in accordance with Part XXVII of this Order**); OR

- (iv) unless the vehicle is a vehicle being used to enable goods or merchandise to be loaded or unloaded from the vehicle providing such goods or merchandise has been previously bought from, or ordered by, business premises on the said length or lengths of road and providing also that the driver of such a vehicle is in possession of a valid receipt or delivery note as proof of such a purpose **PROVIDING ALSO THAT** no person shall cause or permit any vehicle to wait for the purpose of loading/unloading on the length or lengths of road specified in Schedule 45 **EXCEPT in the designated loading bays specified in Schedule 48** to this Order, as marked on the carriageway, and is waiting only between the hours of 8.30 am and 6 pm on a Monday to Saturday inclusive, and is waiting for a period not longer than 1 hour (with return prohibited within 1 hour);

For the avoidance of doubt, disabled person's badge holders are not permitted to park in the designated loading bays as specified in Schedule 48 to this Order.

Exemptions

62D(1) Nothing in Articles 62C(i) to (iv) inclusive shall render it unlawful for a person to cause or permit a vehicle to wait in the lengths of road or sides of road specified therein if the vehicle is: -

- (a) waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accidents;
- (b) a vehicle used for police, fire brigade or ambulance purposes, or a vehicle (other than a passenger vehicle) in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties;
- (c) waiting to enable it to be used in connection with the removal of any obstruction to traffic;
- (d) being used in connection with any building operation or demolition the maintenance, improvement or reconstruction of the parking place or the laying, erection, alteration or repair in or near the said parking place of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in Schedule 2 to the Telecommunications Act 1984;
- (e) in actual use 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;
- (f) in actual use in connection with the removal of a coffin containing the remains of a deceased person to or from premises situated on or adjacent to that parking place;

- (g) where the vehicle is waiting at or near to any premises situated on or adjacent to any of the parking places for so long as is reasonably necessary where that vehicle is being used in connection with a wedding or funeral;
- (h) where the vehicle is being used by a qualified medical practitioner (as defined in the Medical Act 1983) provided that a “Doctor On Call” sign or other appropriate written device or sign is placed in such a position on the vehicle as to clearly indicate that the vehicle is being used for such a purpose;
- (i) where the vehicle is waiting only so long as is necessary to enable a person to board or alight (but not to park);
- (j) for the avoidance of doubt, it is hereby declared that any goods vehicle or heavy commercial vehicle (as defined) is prohibited to wait on any parking place except in the designated loading bays specified in Schedule 46.

- (2) Nothing in Article 62C(iii) shall render it unlawful for any vehicle to wait in the lengths of road or sides of road specified in Schedule 42 (Parking Places – Residents of Zone HC exempt), between the hours of 7 pm and 8.30 am on a Monday to Saturday inclusive, or between 5 pm and 11.30 am on a Sunday;
- (3) Nothing in Article 62C shall render it unlawful for any vehicle to wait in the lengths of road or sides of road specified in Schedule 48 (Designated Loading Bays), to this Order between the hours of 6 pm and 8.30 am the following day, on a Monday to Saturday inclusive.
- (4) For the avoidance of doubt, vehicles which are displaying a disabled persons badge and disabled persons parking disc are exempt from the 1 hour waiting time limit specified in Article 62(C)(iii) and are able to park for up to 3 hours commencing from the time of arrival displayed on the disabled persons parking disc.

62E The lengths of road specified in **Schedule 48** hereto, as shown coloured red on the attached plan marked “Drawing No. Zone HC/2 of 4”, **lie within the Carlisle Historic Core Restricted Zone** as indicated by traffic signs conforming to diagram 637.2, diagram 664, diagram 660.4 and diagram 1032 of the 2016 Regulations and are subject to the restrictions specified in Article 62F hereto.

Prohibition of Waiting, Except for Loading/Unloading, between 8.30 am to 6.00 pm, Monday to Saturday inclusive, waiting limited to 1 hour, return prohibited within 1 hour

62F. Save as provided in Article 62D(j), the driver of a vehicle shall not permit it to wait in the designated loading bays specified in Schedule 48 to this Order between the hours of 8.30 am and 6.00 pm on a Monday to Saturday :-

- (a) for a period exceeding 1 hour, providing that, after waiting thereon to load and unload, the driver shall not within 1 hour after its leaving permit it to wait again upon that loading place; and

- (b) unless the vehicle is parked only for the purposes of loading and unloading and providing that the driver of the said vehicle can, if requested to do so, produce evidence of the loading or unloading of goods of burden, e.g. by way of delivery note, invoice, receipts etc.

62G The lengths of road specified in **Schedule 42** hereto, as shown coloured green on the attached plan marked “Drawing No. Zone HC/3 of 4”, **lie within the Carlisle Historic Core Restricted Zone** as indicated by traffic signs conforming to diagram 637.2 .2, diagram 664, diagram 662 and diagram 1028.4 of the 2016 Regulations and are subject to the restrictions/conditions specified in Articles 34 to 62A inclusive , and Article 62H hereto.

Designated Parking Places, 8.30 am – 7.00 pm, Monday to Saturday inclusive and between 11.30 am and 5 pm on a Sunday, Waiting Limited to 1 hour, Return Prohibited within 1 Hour (Residents of Zone HC Exempt)

62H Save as provided in Article 62 (D)(j), the driver of a vehicle shall not permit it to wait in the designated parking places specified in Schedule 42 to this Order, **which lie within the Carlisle Historic Core Restricted Zone** as referred to at Article 62G above between the hours of 8.30 am and 7 pm on a Monday to Saturday inclusive and between 11.30 am and 5 pm on a Sunday: -

- (a) for a period exceeding 1 hour, providing that, after waiting thereon, the driver shall not within 1 hour after its leaving permit it to wait again upon that parking place; and
- (b) unless the vehicle displays a parking device which indicates the time of arrival at the parking place and is parked wholly within the limits of the parking place as indicated by the markings on the carriageway.

62I The lengths of road specified in **Schedule 46** hereto as shown coloured blue on the attached plan marked “Drawing No. Zone HC/4 of 4”, **lie within the Carlisle Historic Core Restricted Zone** as indicated by traffic signs conforming to diagram 637.2, diagram 664, diagram 661.A and diagram 1032 of the 2016 Regulations and are subject to the restrictions specified in Article 62J hereto.

Waiting in designated disabled persons’ parking places for no longer than 3 hours no return within 1 calendar day

62J Save as provided in Article 62 (D) (j), the driver of a vehicle shall not permit it to wait in the designated disabled persons’ parking places specified in Schedule 46 to this Order between the hours of 8.30 am and 6 pm on a Monday to Saturday inclusive every day: -

- (a) for a period exceeding 3 hours, providing that, after waiting thereon, the driver shall not within the same calendar day after its leaving permit it to wait again upon that parking place; and
- (b) unless the vehicle is a disabled person's vehicle which displays a disabled persons badge, and is displaying a parking device which indicates the time of arrival at the parking place and is parked wholly within the limits of the parking place as indicated by the markings on the carriageway.

62K The lengths of road specified in **Schedule 47** hereto as shown coloured blue on the attached plan marked "Drawing No. Zone HC/4 of 4", **lie within the Carlisle Historic Core Restricted Zone** as indicated by traffic signs conforming to the 2016 Regulations and are subject to the restrictions specified in Article 62L hereto.

Waiting for Zone HC permit holders midnight to 10am , 4pm to midnight
Monday to Saturday inclusive

62L Save as provided in Article 62 (D) (j), the driver of a vehicle shall not permit it to wait in the parking places specified in Schedule 47 (waiting for Zone HC permit holders between the hours of midnight and 10 am and 4 pm and midnight on a Monday to Saturday inclusive unless the vehicle is displaying a Zone HC permit.

62M The lengths of road specified in **Schedule 49** hereto as shown coloured purple on the attached plan marked "Drawing No. Zone HC/3 of 4", **lie within the Carlisle Historic Core Restricted Zone** as indicated by traffic signs conforming to the 2016 Regulations and are subject to the restrictions specified in Article 62N hereto.

Parking Places for Zone HC Permit Holders Only

62N. Save as provided in Article 62D, the driver of a vehicle shall not permit it to wait in the parking places specified in Schedule 49 (Zone HC permit holders only) to this Order, at any time, on any day, unless the vehicle is displaying a permit issued in accordance with Part XXVII of this Order (ie. A Zone HC permit).

62NA. Nothing in Article 62N of this Order shall render it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's 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 the lengths of road or on the sides of road referred to in the said Article for a period not exceeding three hours (not being a period separated by an interval of less than one hour from the previous period of waiting by the same vehicle in the same length of road or on the same side of road on the same day).

62O The lengths of road specified in **Schedule 50** as shown coloured black on the attached plan marked "Drawing No. Zone HC/2 of 4", **lie within the Carlisle**

Historic Core Restricted Zone as indicated by traffic signs conforming to the 2016 Regulations and are subject to the restrictions specified in Article 62P hereto.

Loading Only Parking Places, At All Times, Every Day

- 62P. Save as provided in Article 17 to this Order, no person shall cause or permit any vehicle to wait at any time in the lengths of road or sides of road specified in Schedule 50 (loading only parking places, at all times, every day) to this Order other than for the purpose of loading or unloading.

PART XXXI

RESTRICTED STREETS

Prohibition of Motor Vehicles, and No Waiting At Any Time (except for loading/unloading during the times specified on the signs displayed at the end of the street) – (exemption for disabled blue badge holders only in signed bays on English Street and Bank Street): -

- 62Q. Save as provided in Articles 62D(1)(a) to (i) inclusive, and 62R, the driver of a motor vehicle shall not permit it to proceed or wait, at any time, on any day, in the lengths of road or sides of road specified in **Schedule 51** to this Order, unless the vehicle is being used to enable goods or merchandise to be loaded or unloaded from the vehicle **during the times specified on the signs displayed at the end of the street and as indicated in column 3 of the said Schedule 51**, providing such goods or merchandise has been previously bought from, or ordered by, business premises on the said length of road or sides of road and providing also, that the driver of such a vehicle is in possession of a valid receipt or delivery note as proof of such a purchase.

PROVIDING ALSO THAT no person shall cause or permit any motor vehicle to wait for the purpose of loading/unloading on the length of road or sides of road specified in Schedule 51 to this Order, for a period not longer than 1 hour, and does not return to that length of road or side of road within 1 hour of leaving that length of road or side of road.

- 62R. Nothing in Article 62Q of this Order shall apply to motor vehicles: -
- (a) being used in connection with the collection or delivery of mail or parcel services;
 - (b) displaying a valid permit issued and authorised by Carlisle City Council, that contains any vehicle particulars and dates for which the permit is valid; or
 - (c) (excluding item 4 of Schedule 51) a vehicle waiting only for so long as is necessary to enable a person to board or alight (but not to park).

No Waiting At Any time, except for Disabled Badge Holders

- 62S. The driver of a motor vehicle shall not permit it to wait, at any time, on any day, in the lengths of road or sides of road specified at items 1, 2 and 3 in Schedule 51 to this order, unless the vehicle is a disabled person's vehicle, which displays in the relevant position disabled person's badge and a parking disc (on which the driver of the vehicle has marked the time at which the period of waiting began) and is parked wholly within the limits of a signed disabled persons parking bay indicated by the markings on the carriageway.

No Access except for buses or coaches

- 62T. The driver of a motor vehicle shall not permit it to wait at any time, No Loading/ Unloading between Midday-7pm and Loading/Unloading only between 7pm and Midday (all vehicles including buses and coaches) – (Waiting for Loading/Unloading limited to 1 hour), in the lengths of road specified at item 4 in Schedule 51 to this Order.
- 62U. Save as provided in Article 62D(1)(a) to (i), inclusive and Article 62R(b), the driver of a motor vehicle shall not permit it to proceed or to wait, at any time, on any day, in the lengths of road or sides of road specified at item 5 in Schedule 51 to this Order, unless the vehicle is being used to access/egress the Crown and Mitre Hotel.

PART XXXII

DESIGNATION OF PARKING PLACES FOR ELECTRIC VEHICLES

- 62V. In this Part of the Order: -

“charging point” means an installation adjacent to a parking place for the purposes of recharging the battery of an electric vehicle by way of a connecting lead

“electric vehicle” means a vehicle in which the electrical motive power is derived from an electrical storage battery and includes plug in hybrids.

- 62W. Each area comprising the length of carriageway of a street specified in **Schedule 52** to this Order, is designated as a parking place.
- 62X. Subject to Article 62ZB of this Order, each parking place specified in Schedule 52 shall only be used for the waiting of electric vehicles.
- 62Y. At all times whilst an electric vehicle is waiting in a parking place, the driver shall cause that vehicle to be connected via a recharging lead to the charging point installed in respect of the parking place.
- 62Z. No person shall cause an electric vehicle to wait in a parking place specified in Schedule 52 for longer than four hours

62ZA. No person shall cause an electric vehicle which has been removed after waiting in a parking place specified in Schedule 52 to wait again in that parking place within the same calendar day.

62ZB. Every electric vehicle waiting in a parking place specified in Schedule 52 shall be caused to stand so that every part of the vehicle is within the marked limits of the parking place and, if the parking place is in a one-way street and unless otherwise indicated by a traffic sign, so that the left or nearside of the vehicle is adjacent to the left edge of the carriageway or that the right or offside of the vehicle is adjacent to the right edge of the carriageway.

Restriction of use of Electric Charging Parking Places

62ZC. No person shall use any vehicle while it is at a parking place specified in Schedule 52 to this Order in connection with the sale or offering or exposing for sale of any goods to any person in or near the recharging point or in connection with the selling or offering for sale of their skill in handicraft or their services in any other capacity.

Exemptions

62ZD. Notwithstanding the foregoing provisions of this Part of this Order, any vehicle may wait during the permitted hours at a parking place specified in Schedule 52 if its use has not been suspended and if:

- (i) the vehicle is waiting for a period not exceeding two minutes or such longer period as a police constable in uniform or a civil enforcement officer may approve to enable a person to board or alight from the vehicle or load thereon or unload there from their personal luggage but the waiting period shall not be limited if the said person suffers from any disability or injury which seriously impairs their ability to walk.
- (ii) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid an accident.
- (iii) the vehicle is an ambulance or is being used for fire brigade or police purposes, or, not being a passenger vehicle, is being used in the service of a local 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 the performance of such duties for the vehicle to wait in the place in which it is waiting
- (iv) the vehicle is waiting only for so long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic
- (v) the vehicle is waiting while postal packets addressed to premises adjacent to the parking place in which the vehicle is waiting are being unloaded from the vehicle or, having been unloaded therefrom, are being delivered; or while postal packets are being collected for loading on the vehicle from premises or posting boxes adjacent to the parking

place in which the vehicle is waiting or, having been so collected, are being loaded thereon

- (vi) in any other case the vehicle is waiting for the purposes of loading or unloading the vehicle or to deliver goods to or collect goods from premises adjacent to the parking place or to load or unload the vehicle and the vehicle does not wait for such purpose for a period exceeding twenty minutes or such longer period as may be approved by a police constable in uniform or a civil enforcement officer

PART XXXIII

REVOCAION OF EXISTING ORDERS AND BYELAWS

- 63. The Orders specified in **Schedule 53** to this Order are hereby revoked in their entirety unless otherwise specified therein, and to the extent that the provisions of this Order are inconsistent with, or incompatible with, the provisions of any other Order, Byelaws or enactment relating to traffic regulation in the Carlisle and Rural area not specifically referred to in the said Schedule, the provisions of this Order shall prevail for all purposes.

Dated the >< day of >< 202><

THE COMMON SEAL OF)
CUMBERLAND COUNCIL)
was hereunto affixed)
in the presence of:-)

Authorised Signatory