

**THE COUNCIL OF THE CITY AND COUNTY OF SWANSEA
CYNGOR DINAS A SIR ABERTAWE
TRAFFIC REGULATION ORDER 2023
LAMBERTS ROAD, SWANSEA WATERSIDE
PROHIBITION OF WAITING
NOTICE 2023**

NOTICE: is hereby given that on 23rd February 2023 The Council of the City and County of Swansea made the above order under the Road Traffic Regulation Act 1984 (as amended) and of all other enabling powers. The order will be effective from 8th March 2023, as set out in the schedules below. A copy of the order and plan may be inspected during office hours at the Civic Centre, Oystermouth Road, Swansea, SA1 3SN. Any person wishing to challenge the validity of the order or procedures used in making this order may apply to the High Court within 6 weeks of the date the order was made.

SCHEDULES

SCHEDULE 1

REVOCATIONS

The existing Orders are revoked insofar as they are inconsistent with the proposals hereinafter contained which relate to the length or lengths of the road or roads referred to in the schedules hereto.

SCHEDULE 2

GOODS VEHICLE LOADING ONLY AT ANY TIME

Within the lay-by on the northern edge of the central island in Lamberts Road from a point approximately 13 metres east of the western façade of number 11 Lamberts Road eastwards for a distance of 11.5 metres.

1st March 2023

Tracey Meredith

Chief Legal Officer / Prif Swyddog Cyfreithiol

**THE COUNCIL OF THE CITY
AND COUNTY OF SWANSEA
CYNGOR DINAS A SIR ABERTAWE**



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DVT- 00270044/AVR

**THE COUNCIL OF THE CITY AND COUNTY OF SWANSEA
CYNGOR DINAS A SIR ABERTAWE
LAMBERTS ROAD, SWANSEA WATERSIDE
PROHIBITION OF WAITING
TRAFFIC REGULATION ORDER 2023**

THE COUNCIL OF THE CITY AND COUNTY OF SWANSEA (hereinafter called “the Council”) in exercise of its powers under the Road Traffic Regulation Act 1984, as amended (hereinafter referred to as “the Act of 1984”) and the Traffic Management Act 2004 and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 and Section 124 of the Act of 1984 hereby make the following Order.

SECTION 1 – PRELIMINARY

Citation and commencement

1. This Order shall come into operation on 8th March 2023 and may be cited as the Council of the City and County of Swansea, Lamberts Road, Swansea Waterside, Swansea Prohibition of Waiting, Traffic Regulation Order 2023.

Definitions

2. In this order, except where the context otherwise requires, the following expressions have the meaning hereby respectively assigned to them:

“civil enforcement officer” has the same meaning as in Section 63A of the Act of 1984 and by virtue of Section 76 of the 2004 Act a civil enforcement officer appointed under Section 63A of the Act of 1984 is a civil enforcement officer in relation to parking contraventions;

“disabled person’s vehicle” has the same meaning as in the Local Authorities’ Traffic Orders (Exemption for Disabled Persons) (Wales) Regulations 2000;

“disabled person’s badge” has the same meaning as in the Disabled Persons (Badges for Motor Vehicles)(Wales) Regulation 2000;

“goods vehicles” means a motor vehicle which is constructed or adapted for use for the carriage of Goods or a trailer so constructed or adapted, as in Section 192 (1) of the Road Traffic Act 1988;

“parking disc” means a disc and time clock (where appropriate) issued by a Local Authority complying with the requirements of the British Standard Specifications for Parking Discs to comply with the European Blue Badge Scheme being a disc coloured blue and capable of showing the quarter hour period during which a period of waiting begins;

“public service vehicle” means a vehicle carrying passengers for a fee and for the purposes of this Order public service vehicle refers to a large public service vehicle capable of carrying more than eight passengers;

“relevant position” in respect of:-

(a) a disabled person’s badge and parking disc has the same meaning as in the Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (Wales) Regulations 2000; and

(b) a permit means exhibited on the windscreen, dashboard or fascia of the vehicle or, where the vehicle does not have a windscreen, dashboard or fascia, in a conspicuous position on the vehicle so that the whole of the information on the front of the permit is clearly legible from outside the vehicle;

(c) a pay and display ticket means exhibited on the windscreen dashboard or fascia of the vehicle or, where the vehicle does have a windscreen, dashboard or fascia, in a conspicuous position on the vehicle so that the whole of the information on the front of the ticket is clearly legible from outside the vehicle;

(d) a waiver means exhibited on the windscreen, dashboard or fascia of the vehicle or, where the vehicle does not have a windscreen, dashboard or fascia, in a conspicuous position on the vehicle so that the whole of the information on the front of the waiver is clearly legible from outside the vehicle;

“waiver” means a waiver issued by the Council in respect of vehicles being used for building maintenance repair shop fitting or other industrial or demolition operations and

the Council may charge for such waiver such charge to be determined from time to time by resolution of the Council or relevant Committee thereof;

Interpretation

3. Except where otherwise stated, any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order
4. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the Interpretation of an Act of Parliament
5. The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation of any other prohibition or restriction whether made under the Act of 1984 or otherwise

SECTION 2 – GOODS VEHICLE LOADING ONLY AT ANY TIME

6. Save as provided in Articles 7 no person shall, except upon the direction or with the permission of a civil enforcement officer, police officer in uniform, or a person authorised by the Council, cause or permit any vehicle to wait at any time on the length or lengths of the road or roads referred to in Schedule 2 hereto save for a the purpose of loading or unloading a goods vehicle.

Exemptions

7. Nothing in Article 6 of this Order shall render it unlawful to cause or permit any vehicle to wait on the side or sides or length or lengths of the road or roads specified therein for as long as may be necessary to enable:-
 - (a) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any of the following operations namely:-
 - (i) building, maintenance, repair, shop fitting or other industrial or demolition operations with a waiver issued by the Council and displayed in the relevant position on the windscreen of the vehicle;
 - (ii) the removal of any obstruction to traffic;

- (iii) the laying, erection, alteration or repair in or on land adjacent to the said lengths or sides of the road of any sewer or any main pipe or apparatus for the supply of water, gas electricity or of any telecommunications apparatus as defined by the Telecommunications Act 1984
- (iv) a vehicle being used for police, ambulance, fire brigade or other emergency purposes
- (b) the vehicle if it cannot conveniently be used for such purpose in any other road, to be used in connection with the service of a local authority or of a water authority in pursuance of its statutory powers and duties.
- (c) the vehicle of the Royal Mail or other universal services provider as defined in Section 32 of the Postal Services Act 2011 to be used for the purpose of delivering or collecting mail.
- (d) vehicles picking up and dropping off passengers

REVOCATION

8. The existing Orders are revoked insofar as they are inconsistent with the proposals contained in the schedules hereto and insofar as they relate to the length or lengths of the road or roads referred to in the Schedules hereto.

SCHEDULES

SCHEDULE 1

REVOCATIONS

The existing Orders are revoked insofar as they are inconsistent with the proposals hereinafter contained which relate to the length or lengths of the road or roads referred to in the schedules hereto.


SCHEDULE 2

GOODS VEHICLE LOADING ONLY AT ANY TIME

Within the lay-by on the northern edge of the central island in Lamberts Road from a point approximately 13 metres east of the western façade of number 11 Lamberts Road eastwards for a distance of 11.5 metres.

Dated the 23rd February 2023

THE COMMON SEAL OF THE)
COUNCIL OF THE CITY AND)
COUNTY OF SWANSEA)
was hereunto affixed)
in the presence of)

DocuSigned by:

114,499

DocuSigned by:
Frederick Jonathan Wills
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Authorised Signatory