



**LEEDS CITY COUNCIL
(TRAFFIC REGULATION) (WAITING RESTRICTIONS)
(NO.W50) ORDER 2009**

**FIRTH STREET/MUSHROOM STREET/RUBY STREET/PILOT STREET AND
TELEPHONE PLACE LEEDS 9**

NO WAITING AT ANY TIME

Leeds City Council proposes to make the above Order under its powers contained in the Road Traffic Regulation Act 1984 the effect of which will be to introduce No Waiting At Any Time on both sides of sections of Firth Street, Pilot Street, Ruby Street, Telephone Place and Mushroom Street, Leeds 9.

Full details of the proposals in the form of a draft Order together with a plan showing the affected sections of highway and a statement of reasons for making the Order may be examined during normal office hours at the Legal Services Reception Desk, 1st Floor, St George House, Great George Street, Leeds.

If you wish to object to, or make any representations concerning the proposed Order, you should write to Mr R A Hardy, Development Section, Legal Services, Civic Hall, Leeds LS1 1UR or e-mail legal.development@leeds.gov.uk specifying the grounds on which your objection or representation is made, by no later than 12:00 noon on 19 December 2011 quoting reference A76/RAH/873097.

Dated this 18 day of November 2011

Leeds City Council
Civic Hall
LEEDS
LS1 1UR

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STATEMENT OF REASONS FOR PROPOSING TO MAKE THE ORDER

Firth Street, Mushroom Street, Ruby Street, Pilot Street and Telephone Street are a series of short stretches of road that serves solely commercial properties. Firth Street, Mushroom Street and Ruby Street form the main access road between Regent Street at the northern end and Cherry Row at the southern end with the remainder forming side streets and access roads.

Most areas of highway outside the commercial properties are excessively being used by commuters for parking while trying to avoid the controlled parking zone in and around the Leeds City Centre. This causes accessibility issues for heavy goods vehicles trying to access the commercial properties.

Planning permission has been granted for the local lumber yard for improvements to its premises on the basis that a Traffic Regulation Order would be required to prohibit parking on the majority of the surrounding streets, thus improving emergency service access to the proposed larger lumber yard.

In the circumstances, the Council proposes to introduce No Waiting At Any time restrictions under the provisions of the Road Traffic Regulation Act 1984 in order to assist in the free passage of traffic and maintain the accessibility of the commercial area for vehicles that require to use it. The remaining section of highway to be left unrestricted will offer customers of the local commercial properties the opportunity to accommodate some parking with no detrimental affect on accessibility.

DATED

2011

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Civic Hall
LEEDS LS1 1UR**

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Leeds City Council in exercise of the powers contained in Sections 1 and 2 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 (hereinafter referred to as “the 1984 Act”) and in pursuance of the powers contained in Section 73 and Schedule 7 of the Traffic Management Act 2004 and of all other powers so enabling and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the 1984 Act and with those persons and organisations specified in the Local Authorities’ Traffic Orders (Procedure) (England and Wales) Regulations 1996 hereby makes the following Order:-

DEFINITIONS

1. For the purposes of this Order:-

“disabled persons badge”	has the same meaning as in Regulation 2 of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000
“parking disc”	means a valid disc issued by a local authority 125 millimetres square, coloured blue and capable of showing the quarter hour period during which a period of waiting began
“relevant position”	has the same meaning as given in Regulation 4 of the Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000
“universal service provider”	has the same meaning as in the Postal Services Act 2000

2. Save as provided in Articles 4, 5 and 6 of this Order no person shall except upon the direction or with the permission of a police constable in uniform or of a civil enforcement Officer cause or permit any vehicle to wait in the lengths of road specified in the First Schedule to this Order
3. Save as provided in Articles 4, 5 and 6 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 at any time in the lengths of road specified in the First Schedule to this Order
4. Nothing in Articles 2 or 3 of this Order shall prohibit any person from causing or permitting any vehicle to wait in the lengths of road specified therein so long as may be necessary:-
 - 4.1 to enable a person to board or alight from the vehicle
 - 4.2 to enable a vehicle if it cannot be conveniently used for such purpose in any other road to be used in connection with any wedding funeral building operation or demolition the removal of any obstruction in the length of road so specified or the laying erection alteration or repair in or near the said length of road of any main pipe or apparatus for the supply of gas water or electricity or of any telecommunications apparatus as defined in section 4(3) of the Telecommunications Act 1984
 - 4.3 to enable a vehicle to wait in the said lengths of road if it is a vehicle bearing a livery which is used by a universal service provider engaged in the collection and/or delivery of letters in accordance with statutory duties for the provision of services for the conveyance of letters

- 4.4 to enable a vehicle to be used in the said lengths of road for police ambulance fire brigade local authority sewerage or water undertakers purposes when used in pursuance of statutory powers or duties.
- 4.5 if a vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or for such waiting as is necessary to prevent an accident
- 4.6 for the purpose of loading or unloading the vehicle while it is in actual use in connection with the delivery or removal of furniture to or from any premises fronting on to the said lengths of road **PROVIDED THAT** notice is given 24 hours in advance to the police and their consent obtained
4. Nothing in Articles 2 or 3 of this Order shall prohibit any person from causing or permitting any vehicle to wait in the lengths of road specified therein for so long as may be necessary to deliver to or collect from or load or unload goods at any premises fronting onto the said lengths of road **PROVIDED THAT** no vehicle so engaged shall wait for longer than 30 minutes outside the same premises without the permission of a police constable in uniform or a civil enforcement officer and provided always that a police constable in uniform or a civil enforcement officer may at any time require the driver of the vehicle to move it if it is reasonably necessary for the purpose of preventing obstruction
5. Nothing in Articles 2 or 3 of this Order shall render it unlawful to cause or permit any vehicle to wait for a period not exceeding 3 hours (not being a period separated by an interval of less than 1 hour from a previous period of waiting by the same vehicle in the same road or a part of the same road on the same day) in the lengths of road specified therein if the vehicle displays in the relevant position a disabled persons badge and a parking disc issued by any local authority in accordance with the provisions of the Disabled Persons (Badges for Motor Vehicles) (England)

Regulations 2000 or a badge having effect under those Regulations as if it were a disabled persons badge and the driver or other persons in charge of the vehicle marks on the said parking disc the time at which the period of waiting began

REVOCATION

6. The Order specified in Column 1 of the Second Schedule to this Order is hereby amended/revoked to the extent specified in relation thereto in Column 2 of the said Second Schedule

GENERAL

7. The restrictions imposed by this Order shall be in addition to and not in derogation of any restrictions or requirements imposed by any Regulations made or having effect as if made under the 1984 Act or by or under any other enactment
8. For the avoidance of doubt any reference in this Order to a length of road or a parking place shall be deemed to be a reference to more than one length of road or parking place where the context requires it
9. This Order is made on the day of and shall come into effect on the day of and may be cited as the "Leeds City Council (Traffic Regulation) (Waiting Restrictions) (No.W50) Order 2009

THE COMMON SEAL of
LEEDS CITY COUNCIL was
hereunto affixed in the presence of:-

Name:

Signature

Job Title:

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FIRST SCHEDULE

NO WAITING AT ANY TIME

Lengths of road in City and Hunslet in the Metropolitan District of Leeds

NAME OF ROAD	LENGTH OF ROAD
Firth Street	NORTH EAST SIDE - from its junction with the projected south eastern kerbline of Cross Stanford Street to its junction with Ruby Street
Firth Street	SOUTH WEST SIDE - from its junction with the projected south eastern kerbline of Cross Stanford Street for a distance of 6 metres in a south easterly direction
Firth Street	SOUTH WEST SIDE - from its junction with Ruby Street to a point 40 metres south east of its junction with the projected south eastern kerb line of Cross Stanford Street
Pilot Street	NORTH WEST SIDE - From its junction with the projected north eastern kerbline of Firth Street for a distance of 16 metres in a north easterly direction
Pilot Street	NORTH WEST SIDE - From a point 54 metres north east of its junction with the projected north eastern kerbline of Firth Street in a north easterly direction up to and across its termination
Pilot Street	SOUTH EAST SIDE - The whole
Ruby Street	BOTH SIDES - The whole

Telephone Place	BOTH SIDES - The whole
Mushroom Street	NORTH EAST SIDE - The whole
Mushroom Street	SOUTH WEST SIDE - from its junction with the projected western kerb line of Cherry Row for a distance of 9 metres in a north westerly direction
Mushroom Street	SOUTH WEST SIDE - from a point 55 metres from its projected kerblines with Cherry Row continuing north westerly for a distance of 10 metres
Mushroom Street	SOUTH WEST SIDE – From a point 40 metres south east of its junction with the extended south eastern kerb line of Ruby Street in a north westerly direction up to and across its termination

SECOND SCHEDULE

REVOCATION / AMENDMENT OF EXISTING ORDER

COLUMN 1 NAME OF ORDER	COLUMN 2 EXTENT OF REVOCATION/AMENDMENT
Leeds City Council (Traffic Regulation) (Waiting Restrictions) (No.W40) Order 2010	Item 58 of the First Schedule is hereby revoked