

TM03

ROAD TRAFFIC REGULATION ACT 1984-SECTIONS 1, 2, 32, 35 AND 124

THE KENT COUNTY COUNCIL (VARIOUS ROADS, WEST MALLING)

(DISABLED PERSONS PARKING PLACES AND

PROHIBITION OF WAITING) ORDER 1996

The Kent County Council in exercise of its powers under Sections 1, 2, 32, 35 and 124 of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the said Act of 1984, hereby makes the following Order:-

1. "The County Council (Various Roads, West Mallings) (Prohibition of Waiting Order 1992", and "The Kent County Council (Frog Lane, West Mallings) (Prohibition of Waiting) Order 1988", are hereby revoked.
2. Save as provided in Articles 3 and 4 of this Order no person shall, except upon the direction or with the permission of a police constable in uniform or of a traffic warden, cause or permit any vehicle to wait:-
 - (a) in any of the lengths of road specified in the First Schedule to this Order;
 - (b) between the hours of 8.30 a m and 6.30 p m on Mondays to Saturdays inclusive in any of the lengths of road specified in the Second Schedule to this Order:-
 - (i) for a longer period than 1 hour; or
 - (ii) 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) of that vehicle in that length of road.
3. Nothing in Article 2 of this Order shall prevent any person from causing or permitting a vehicle to wait in any of the lengths of road referred to in that Article 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 on to or unloaded from the vehicle;
 - (c) to enable the vehicle, if it cannot conveniently be used for such purpose elsewhere, to be used in connection with any building operation or demolition, the removal of any obstruction to traffic, the carrying out of any roadworks or the laying, erection, alteration or repair of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity, or of any telegraph or telephone wires, cables, posts or supports; or
 - (d) to enable the vehicle to wait at or near to any premises situated on or adjacent to the length of road for so long as such waiting is reasonably necessary in connection with any wedding or funeral. or

"parking place" means any area of land specified in column 1 of the Third Schedule to this Order provided by the Council under Section 32 of the Act of 1984 for use as a parking place.

8. Each area of land specified in Column 1 of the Third Schedule to this Order may be used, subject to the following provisions of this Order, as a parking place for such classes of vehicles, in such positions and on such days and during such hours as are specified in relation to that area in the said Schedule.
9. Where in the Third Schedule to this Order a parking place is described as available for vehicles of a specified class or in a specified position, the driver of a vehicle shall not permit it to wait in that parking place:-
 - (a) unless it is of the specified class; or
 - (b) in a position other than that specified.
10. (1) The driver of a vehicle shall not permit it to wait in a parking place for longer than the maximum period permitted for waiting specified in the Fourth Schedule to this Order in relation to that parking place.

(2) When a vehicle has left a parking place after waiting therein the driver thereof shall not within one hour after its leaving permit it to wait again in that parking place.
11. A driver of a vehicle shall not obstruct the entrance to the parking places specified in Column 1 of the Third Schedule to this Order so as unreasonably to prevent access to the said parking places by other vehicles desiring to use the same, or so as to be a nuisance.
12. 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.
13. 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 this skill or services.
14. Subject to the proviso hereto, when a vehicle is left in a parking place or in the entrance to a parking place in contravention of any of the provisions of Articles 9, 10, 11 or 15 of this Order, a person authorised in that behalf by the Council may remove the vehicle or arrange for it to be removed from the parking place.

Provided that when a vehicle is waiting in a parking place in contravention of the provisions of Article 9(b) of this Order, a person authorised in that behalf by the Council may alter or cause to be altered the position of the vehicle in order that its position shall comply with that provision.
15. The driver of a vehicle shall not permit that vehicle to wait in a parking place unless the vehicle displays a current vehicle licence relating to that vehicle and unless there is in relation to the use of the vehicle by the driver such a policy of insurance as complies with the requirement of Part VI of the Road Traffic Act 1972.

FIRST SCHEDULE
(waiting prohibited at all times)

Lengths of Road in the Parish of West Malling

1. High Street :-

- (a) on the east side from a point just south of the archway entrance to No 5 High Street for a distance of 20 metres in a northeasterly direction;
- (b) on the east side between points 42 metres north and 10 metres south of the centre of its junction with Swan Street;
- (c) on the east side from a point 1 metre north of the north wall of No 69 High Street in a southerly direction to a point 4 metres north of the southern boundary wall of No 81 High Street;
- (d) on the east side from a point 5 metres north of The Bear PH southern boundary wall in a southerly direction to a point opposite the southern boundary wall of No 128 High Street;
- (e) on the west side from a point 54 metres east then north of its southern junction with King Street in a northerly direction to a point 15 metres north of its northern junction centre line with King Street;
- (f) on the west and north sides from its southern junction with King Street in an easterly and thence northerly direction for a total distance of 25 metres;
- (g) on the west side from the centre of its junction with West Street for a distance of 37 metres in a southerly direction;. except the parking bay situated immediately south of its junction with West Street;
- (h) on the west side from southern boundary wall of No. 116 High Street in a southerly direction to southern boundary wall of No. 124 High Street;
- (i) on the west side from the southern boundary wall of No. 126 High Street to the southern boundary wall of No. 128 High Street; and
- (j) including the entrance between Nos. 112 and 116 High Street the entrance to the car park of The Five Pointed Star Public House on the west side of the High Street, the entrance between Saddlers Restaurant and Citizens Advice Bureau, the northern entrance to Abingdon House, the entrance to the Post Office and the entrance between Scott House and Southern Warmth on the east side of the High Street.

- (c) on the east and south sides from a point 15 metres southwest of the bend in a northeasterly then southeasterly direction for its entire length.
8. Swan Street :-
- (a) from a point in line with the east wall of the West Malling Baptist Church (both sides) in an easterly direction to a point 25 metres east of the centre of its junction with Lavender Road;
 - (b) on the north side from its junction with High Street in an easterly direction to a point 3 metres east of the western boundary of the "Swan Hotel";
 - (c) on the north side between points 22 metres east and 10 metres west of the centre of its junction with Police Station Road;
 - (d) on the south side from its junction with High Street in an easterly direction to a point 30 metres east of the centre of its junction with Police Station Road; and
 - (e) including the entrance between The Swan Hotel and Abbey Gate House..
9. Lavenders Road, both sides and including junction splitter island from its junction with Swan Street for a distance of 15 metres in a southerly direction
10. Water Lane both sides, from its junction with the High Street for a distance of 105 metres in an easterly direction.
11. West Street:-
- (a) both sides from its junction with King Street for a distance of 44 metres in a westerly direction;
 - (b) on the north side from its western boundary of County Grove for a distance of 44 metres in a westerly direction.
 - (c) on the south side from a point opposite the western boundary of County Grove to its junction with Norman Road.
12. Norman Road:-
- (a) on the south side from its junction with West Street to the eastern boundary of No 7 Norman Road; and
 - (b) on the north side from its junction with West Street in a westerly direction for 25 metres.
13. Offham Road both sides from its junction with West Street in a southerly direction to a point in line with the boundary wall of Nos 14/16 Offham Road;
14. Frog Lane, both sides, from its junction with Swan Street for a distance of 38 metres in a northeasterly direction.

THIRD SCHEDULE

Length of Road (1)	Position in which vehicles may wait (2)	Classes of vehicles (3)	Days of operation of parking space (4)	Hours of operation of parking place (5)	Maximum period for which vehicles may wait (6)	Scale charges (7)
Police Station Road, West Malling on the east side from the boundary of Nos 54/56 Police Station Road for a distance of 6.6 metres southwards.	Within the bays marked by white lines.	Disabled persons vehciles	All Days	All hours	-	No charge
High Street, West Malling on the east side from a point 4 metres north of the southern boundary of No 81 High Street for a distance of 6.6 metres southwards.	With the bays marked by white lines	Disabled persons vehicles	All days	All hours	-	No charge