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THE KENT COUNTY COUNCIL (VARIOUS ROADS, HADLOW)
(PROHIBITION OF WAITING AND PARKING PLACES) ORDER 1993

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

"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;

"owner" and "traffic sign" have the same meaning as in Section 142 of the Act of 1984; and

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

2. Each area of land specified in Column 1 of the 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.

3. Where in the 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.

4. (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 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.

5. A driver of a vehicle shall not obstruct the entrance to the parking places specified in Column 1 of the 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.

6. 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.

7. 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.

8. 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 3, 4, 5 or 9 of this Order, a person authorised in that behalf by the Council may remove the vehicle or arrange for it to be removed from that parking place:

Provided that when a vehicle is waiting in a parking place in contravention of the provisions of Article 3(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.

9. 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.

10. The driver of a vehicle using a parking place shall not sound any horn or other similar instrument except when about to change the position of the vehicle in or to depart from the parking place.

11. No person shall, except with the permission of any person duly authorised by the Council, drive any vehicle in a parking place other than for the purpose of leaving that vehicle in the parking place in accordance with the provisions of this Order or for the purpose of departing from the parking place.

12. The driver of a vehicle shall not use a parking place as a means of passage proceeding from one road to another road.

13. Where in a parking place signs are erected or surface markings are laid for the purpose of:-

- (a) indicating the entrance to or exit from the parking place;
- (b) indicating that a vehicle using the parking place shall proceed in a specified direction with the parking place; or
- (c) indicating that vehicles of a specified class or classes shall use only certain areas of the parking place

no person shall drive or cause or permit to be driven any vehicle (i) so that it enters the parking place otherwise than by an entrance, or leaves the parking place otherwise than by exit, so indicated, or (ii) in a direction other than that specified, or (iii) so as to cause or permit it to wait in an area of the parking place other than that indicated for that class of vehicle as the case may be.

14. Any person removing or altering the position of a vehicle by virtue of Article 9 of this Order may do so by towing or driving the vehicle or in such other manner as he may think necessary and may take such measures in relation to the vehicle as he may think necessary to enable him to remove it or alter its position, as the cars may be.

15. When a person authorised by the Council removes or makes arrangements for the removal of a vehicle from a parking place by virtue of Article 9 of this Order, he shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.

16. "The Kent County Council (High Street and The Square, A26, Hadlow) Prohibition of waiting) order 1983", as having effect by virtue of Section 144 (1) of and paragraph 3 of schedule 10 to the Road Traffic Regulation Act 1984 is hereby revoked.

17. Save as provided in Articles 18 and 19 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 at any time in that length of Court Lane, both sides, from its junction with Maidstone Road (A26) for a distance of approximately 50 meters in an easterly direction to its junction with Appletons; or

between the hours of 8.30am and 6.30pm on Mondays to Saturdays in that length of the south-east side of High Street and The Square, A26 Hadlow which extends from a point 31 metres west of the junction with Church Street in south-westerly direction to a point in line with the party wall of Nos.3 and 4 Castle Terrace

18. Nothing in Article 17 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 onto 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, and 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 be used for Police, Ambulance or Fire Brigade purposes.

(1) Nothing in Article 17 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 any of the lengths of road specified in that Article.

(2) Nothing in Article 17 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 length of road referred to in that Article 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 length of road).

19. 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 said Act of 1984, or by or under any other enactment.

VJD3-67

20. In this Order:-

"disabled person's vehicle" has the same meaning as in the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) (Amendment) Regulations 1991;

"disabled person's badge" has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) (Amendment) Regulations 1991;

"parking disc" means a disc, issued by a local authority, 125mm in diameter, coloured orange, and capable of showing the quarter hour period during which a period of waiting begins; and

"relevant position" means:-

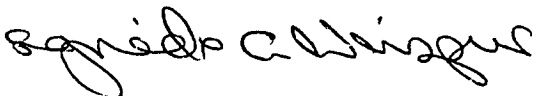
- (i) in the case of a vehicle fitted with a dashboard or facia panel, the badge is exhibited thereon so that Part I of the badge is legible from outside the vehicle; or
- (ii) in the case of a vehicle not fitted with a dashboard or facia panel, the badge is exhibited in a conspicuous position on the vehicle so that Part I of the badge is legible from outside the vehicle.

21. This Order shall come into operation on the Twentieth day of September 1993 and may be cited as "The Kent County Council (Various Roads, Hadlow) prohibition of waiting and Parking Places) Order 1993".

GIVEN under the Seal of The Kent County Council this Seventeenth day of September in the year One Thousand Nine Hundred and Ninety-Three.

THE COMMON SEAL OF THE
KENT COUNTY COUNCIL

was hereunto affixed in the present of



Authorised Signatory

S C H E D U L E

Name of Parking Place (1)	Position in which vehicles may wait (2)	Classes of vehicles (3)	Days of operation of parking place (4)	Hours of operation of parking place (5)	Maximum period for which vehicles may wait (6)	Scale of Charges (7)
The Square (A26) Hadlow from its junction with Church Lane for a distance of 15 metres in a westerly direction	Within the bays marked by pavers	All vehicles	Mondays to Saturdays inclusive	8.30 AM to 6.00 PM	1 hour, no return 2 hours.	No charge