

**THE ARGYLL AND BUTE COUNCIL
(JAMES STREET, JOHN STREET, WEST
MONTROSE STREET AND SINCLAIR STREET, HELENSBURGH)
(TRAFFIC MANAGEMENT)
(AMENDMENT) ORDER 201_**

Argyll and Bute Council in exercise of the powers conferred on them by section 1(1) and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("the Act") and of all other powers enabling them to do so, and after consultation with a Chief Officer of Police in accordance with Part III of Schedule 9 to the said Act, and having complied with Part II of the Local Authorities' Traffic Orders (Procedure) (Scotland) Regulations 1999, hereby make the following Order:

- 1 This Order may be cited as "The Argyll and Bute Council (James Street, John Street, West Montrose Street and Sinclair Street, Helensburgh) (Traffic Management) (Amendment) Order 201_" and shall come into operation on ____ the ____ day of ____ Two Thousand and ____.
- 2 The Interpretation Act 1978 shall apply for the interpretation of this Order and of all Orders revoked by this Order as it applies for the interpretation of an Act of Parliament.
- 3 Upon the coming into operation of this Order the Order specified in the Schedule to this Order under 'Name of Order' shall have effect subject to the amendments specified in the Schedule to this Order under 'Extent of Amendment'.

Sealed with the Common Seal of the Argyll and Bute Council and subscribed for them and on their behalf by Charles Reppke, Head of Governance and Law at Lochgilphead on Monday the __ day of __ Two Thousand and __.

This is the Schedule referred to in the foregoing Order “The Argyll and Bute Council (James Street, John Street, West Montrose Street and Sinclair Street, Helensburgh) (Traffic Management) (Amendment) Order 201_”

**SCHEDULE
ORDER TO BE AMENDED**

<u>NAME OF ORDER</u>	<u>EXTENT OF AMENDMENT</u>
The Argyll and Bute Council (Various Streets, Helensburgh) Traffic Management Order 2012	<p>In Schedule 3, insert the following items under the appropriate headings:-</p> <p>John Street (east side)</p> <p>From a point 12m or thereby south from the extended southern kerbline of West Princes Street southbound for a distance 37m or thereby 6</p> <p>From a point 56m or thereby south from the extended southern kerbline of West Princes Street southbound for a distance 13m or thereby 2</p> <p>John Street (west side)</p> <p>From a point 10m or thereby south from the extended southern kerbline of West Princes Street southbound for a distance 17m or thereby 6</p> <p>From a point 33m or thereby south from the extended southern kerbline of West Princes Street southbound for a distance 24m or thereby 9</p> <p>James Street (west side)</p> <p>From a point 11m or thereby south from the extended southern kerbline of West King Street southbound for a distance 60 metres or thereby 24</p> <p>From a point 67 metres or thereby south from the extended southern kerbline of West King Street southbound for a distance of 20 metres or thereby 8</p>

This is the Schedule referred to in the foregoing Order “The Argyll and Bute Council (James Street, John Street, West Montrose Street and Sinclair Street, Helensburgh) (Traffic Management) (Amendment) Order 201_”

SCHEDULE (continued)

ORDER TO BE AMENDED

<u>NAME OF ORDER</u>	<u>EXTENT OF AMENDMENT</u>
The Argyll and Bute Council (Various Streets, Helensburgh) Traffic Management Order 2012	In Schedule 5, delete all the items in relation to John Street and James Street.
The Argyll and Bute Council (Various Streets, Helensburgh) (Prohibition and Restriction of Waiting) (Amendment) Order 2012	<p>In the Articles after Part 3, insert a new part as follows:-</p> <p>PART 4 NO WAITING AT ANY TIME</p> <p>15. Restrictions on waiting of vehicles</p> <p>Save as provided in Articles 16 and 17, no person shall, except upon the direction or with the permission of a police officer in uniform, or a parking attendant in uniform, cause or permit any vehicle to wait as any time on any of the lengths of road specified in Schedule 5 to this Order.</p> <p>16. Exceptions to waiting restrictions</p> <p>Nothing in Articles 15 of this Order shall prevent any person from causing or permitting a vehicle to wait in any of the lengths of the road referred to in that Article:-</p> <p>(i) for so long as may be necessary to enable a person to board or alight from the vehicle or to load thereon or unload there from his personal luggage;</p>

This is the Schedule referred to in the foregoing Order “The Argyll and Bute Council (James Street, John Street, West Montrose Street and Sinclair Street, Helensburgh) (Traffic Management) (Amendment) Order 201_”

SCHEDULE (Continued)

ORDER TO BE AMENDED

NAME OF ORDER

EXTENT OF AMENDMENT

The Argyll and Bute Council (Various Streets, Helensburgh) (Prohibition and Restriction of Waiting) (Amendment) Order 2012

(ii) for so long as may be necessary to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any building operation or demolition, with the express permission of the Roads Authority, the removal of any obstruction to traffic, the maintenance, improvement or reconstruction of the length of the road so referred to, or the laying, erection, alteration or repair in or near to the said length of the 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 the Telecommunications Act 1984;

(iii) to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in pursuance of statutory powers and duties and in particular, but without prejudice to the generality of the foregoing, to enable the vehicle to be used in connection with police, fire brigade and ambulance purposes;

(iv) if 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 ;

(v) if the vehicle is in the service of or employed by a universal postal service provider and is waiting in the length of the road while postal packets addressed to premises adjacent thereto are being unloaded from the vehicle or having been unloaded there from are being delivered or while postal packets are being collected from premises or posting boxes adjacent thereto;

This is the Schedule referred to in the foregoing Order “The Argyll and Bute Council (James Street, John Street, West Montrose Street and Sinclair Street, Helensburgh) (Traffic Management) (Amendment) Order 201_”

SCHEDULE (Continued)

ORDER TO BE AMENDED

NAME OF ORDER

The Argyll and Bute Council (Various Streets, Helensburgh) (Prohibition and Restriction of Waiting) (Amendment) Order 2012

EXTENT OF AMENDMENT

(vi) for the purpose of loading or unloading the vehicle while the vehicle is standing at the kerb and 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;

(vii) to enable the vehicle to be used in connection with funeral or bridal operations.

17. Exemptions to waiting restrictions

(a) Nothing in Articles 15 of this Order shall apply to any disabled person's vehicle which is not causing an obstruction and which displays a disabled person's badge.

(b) Nothing in Articles 15 of this Order shall prevent any person from causing or permitting a vehicle to wait in the lengths of road referred to in those Articles for so long as may be necessary for the purpose of delivering or collecting goods or merchandise or loading or unloading the vehicle at premises adjoining that road provided that:-

(i) no vehicle engaged in delivering or collecting goods or merchandise or being loaded or unloaded shall wait for a longer period than 30 minutes in the same place and no such vehicle shall wait for a longer period than ten minutes in the same place without goods being loaded onto or unloaded from the vehicle;

This is the Schedule referred to in the foregoing Order “The Argyll and Bute Council (James Street, John Street, West Montrose Street and Sinclair Street, Helensburgh) (Traffic Management) (Amendment) Order 201_”

SCHEDULE (Continued)

ORDER TO BE AMENDED

NAME OF ORDER

The Argyll and Bute Council (Various Streets, Helensburgh) (Prohibition and Restriction of Waiting) (Amendment) Order 2012

EXTENT OF AMENDMENT

(ii) Notwithstanding the above, the driver waiting for the purpose of delivering or collecting goods or merchandise or loading or unloading the vehicle shall move the same on the instruction of a police constable in uniform whenever such moving may be reasonably necessary for the purpose of preventing an obstruction.

18. Duty to move on

Notwithstanding any exemption or exception contained in this Part of the Order, the person in control of any vehicle waiting in any of the sections of road specified in Schedule 5 shall move the vehicle on the instructions of a Police Officer in uniform or parking attendant in uniform, whenever such removal is reasonably necessary for the purpose of facilitating the passage of traffic.

After Schedule 4, insert a new Schedule as follows:

Schedule 5 RESTRICTION ON WAITING OF VEHICLES AT ANY TIME

Roads within Helensburgh

Sections of road designated as having prohibition of waiting at any time

West Montrose Street (both sides)

From the extended west kerbline of Sinclair Street, extending in a westerly direction for a distance of 13 metres or thereby.

This is the Schedule referred to in the foregoing Order "The Argyll and Bute Council (James Street, John Street, West Montrose Street and Sinclair Street, Helensburgh) (Traffic Management) (Amendment) Order 201_"

SCHEDULE (Continued)

ORDER TO BE AMENDED

NAME OF ORDER

EXTENT OF AMENDMENT

The Argyll and Bute Council (Various Streets, Helensburgh) (Prohibition and Restriction of Waiting) (Amendment) Order 2012

**Sinclair Street
(west side)**

From the extended south kerbline of West Montrose Street, extending in a southerly direction for a distance of 10 metres or thereby.

Authorised Signatory _____

Dated _____