

Committee:	Regulatory Planning Committee
Date:	13 November 2019
Report by:	Director of Communities, Economy and Transport
Title of Report	Traffic Regulation Orders – Hastings Parking Review 2018-2019
Purpose of Report	To consider the objections received in response to the formal consultation on the draft Traffic Regulation Orders associated with the Hastings Parking Review
Contact Officer:	Michael Blaney -Tel. 01424 726142
Local Members:	Councillor Godfrey Daniel, Councillor Matthew Beaver, Councillor Tania Charman

RECOMMENDATION

The Planning Committee is recommended to:

- 1. Not uphold the objections to the draft Order as set out in Appendix 1 of this report.**
 - 2. Recommend to the Director of Communities, Economy and Transport that the Traffic Regulation Order be made as advertised.**
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CONSIDERATION BY DIRECTOR OF COMMUNITIES, ECONOMY AND TRANSPORT.

1. Introduction

- 1.1 Requests for new or for changes to existing parking and waiting restrictions in Hastings are held on a priority ranking database, with those requests ranking high enough being progressed to consultation. Informal consultations began in May 2019 to see whether there was enough public support to introduce controls, such as double yellow lines, or changes to permit parking schemes in a number of locations in the borough.
- 1.2 Feedback from the consultations led to formal proposals being developed. These formal proposals were advertised, together with the draft Traffic Regulation Order (TRO) (a copy of which is included in Appendix 2) in the Hastings Observer on 23 August 2019. Notices and copies of the relevant plans were placed on posts and lamp-columns in the affected areas. Approximately 550 letters were delivered to local addresses and the consultation was placed on the Council's Consultation Hub for any member of the public to comment. The formal period for representations to be made ended on 13 September 2019.
- 1.3 Copies of the formal proposals were sent to relevant Borough Councillors, County Councillors and statutory consultees including the emergency services. Copies of all supporting correspondence are available in the Members' Room.
- 1.4 During the formal consultation 17 items of correspondence were received. These included 6 objections, 9 items of support and 2 items relating to different consultations. One of the objectors did not provide grounds for their objection. One of the objections was a request for a new restriction and not a response to the current proposals. One of the respondents who initially wrote in support has since changed their response to an objection.

2. Comments and Appraisal

- 2.1 Each item of correspondence has been considered individually and a summary of the objections and officer comments are included in Appendix 1. Plans and photographs showing the areas objected to are included in the Additional Information Pack.
- 2.2 With regard to objections relating to Ashburnham Road, Laton Road, Robertson Street and Upper Maze Hill as set out in Appendix 1, it is not considered that these objections provide sufficient grounds to warrant the modification or withdrawal of the proposals, and the proposals provide for the most efficient and effective use of parking space. It is considered that these objections should not be upheld.
- 2.3 It is also recommended that all other proposals not objected to should be implemented as advertised.

3. Conclusion and reasons for recommendation

- 3.1 The approach in trying to resolve objections to the Order has been to appraise the concerns raised by residents and other road users, whilst not compromising road safety or other factors. It is felt for highway and road safety reasons that the objections should not be upheld and the proposals in these areas should proceed as per the draft TRO as advertised.
- 3.2 It is therefore recommended for the reasons set out in this report, that the Planning Committee does not uphold the objections in Appendix 1, and to recommend to the Director of Communities, Economy, and Transport that the Order be made as advertised..

RUPERT CLUBB
Director of Communities, Economy and Transport

BACKGROUND DOCUMENTS

Appendix 1 – Proposals where objections are recommended to not be upheld and are proposed to be implemented as advertised

1. Site 1 Ashburnham Road/Godwin Road (Councillor Charman)

- 1.1 The proposal at this location is to install new no waiting restrictions Monday to Friday 8am-4pm (single yellow lines) at the junction.
- 1.2 One objection has been received from the person who requested the new controls. The grounds for the objection are that what is proposed is not what was originally asked for, and that the objector says inconsiderate parking occurs 24 hours a day. The objector has concerns that the enforcement of single yellow lines rather than double yellow lines would be ineffective.
- 1.3 The proposal follows complaints about vehicles parking on the junction at school drop off and pick up times making it difficult for traffic and pedestrians to negotiate the junction safely.
- 1.4 Having considered the objection, officers are satisfied that there are not sufficient grounds for the proposal to be withdrawn. The proposal is considered appropriate for the local conditions, reflecting the existing day-time restrictions at the nearby junction with Dudley Road. At this stage of the TRO process the proposal cannot be changed to double yellow lines and officers believe that the daytime controls should be introduced and monitored to see if they need to be changed to double yellow lines in the next parking review.
- 1.5 At the time of writing, Councillor Charman has not replied to confirm whether she agrees with the recommendation.
- 1.6 **Recommendation:** To not uphold the objection and install the proposals as advertised.

2. Site 2 Laton Road (Councillor Godfrey Daniel)

- 2.1 The proposal at this location is to extend the existing double yellow lines on both sides of the road east of the junction with Baldslow Road.
- 2.2 Two objections have been received. One objection is on the grounds that the proposed restrictions do not go far enough. The objector states that they have visibility issues when pulling out of their driveway. It has been explained that we are unable to propose any further restrictions at this stage of the review. The objector has also been sent an application pack for an Access Protection Marking. The other objection is on the grounds that vehicles parked on both sides act as traffic calming and fears that vehicles speeds will increase if the double yellow lines are extended.
- 2.3 The proposal follows feedback from the Passenger Transport team that cars parked on both sides obstruct the bus route causing some services to divert via Baldslow Road, missing two bus stops on Elphinstone Road as a result. Extending the double yellow lines would reduce the risk of buses and emergency vehicles being obstructed when using this section of Laton Road. Officers are also mindful that an element of on street parking has a positive benefit in regulating vehicle speeds and have kept the proposal to a minimum.
- 2.4 Having considered the objections, officers are satisfied that there are not sufficient grounds for the proposals to be withdrawn. ESCC's Transport Hub supports this proposal as this will assist in ensuring buses are not impeded by parked vehicles.

2.5 **Recommendation:** To not uphold the objections and to install the proposals as advertised.

3. Site 3 Robertson Street (Councillor Godfrey Daniel)

3.1 The proposal at this location is to introduce a daytime loading ban (Monday to Saturday 8.30am-6pm) in Robertson Street near its junction with the A259.

3.2 One objection has been received from the British Heart Foundation shop on the grounds that the proposal will adversely affect their trade by stopping them from moving their heavy stock into and out of their store.

3.3 The proposal follows concerns about obstruction caused by vehicles parked on the double yellow lines at and near the junction with the A259. Officers from ESCC's parking enforcement contractor (NSL) have witnessed on numerous occasions vehicles struggling to enter Robertson Street from the A259 when vehicles are parked to load or unload goods. Visibility for pedestrians is also hindered when large vehicles park up beside and sometimes across the traffic lights. By introducing a loading ban on this section of the double yellow lines it will improve the flow of traffic, protect this busy junction, and improve safety for pedestrians.

3.4 Having considered the objection, officers are satisfied that there are not sufficient grounds for the proposals to be withdrawn. Occupants and visitors to the British Heart Foundation shop would still be able to load/unload on the double yellow lines with the white hatching in Robertson Street at its junction with Claremont. There is also a section of double yellow lines on the A259 where the loading restriction applies during peak hours only (Monday to Saturday 8.30-9.30am and 4.45-6pm), meaning loading and unloading can take place outside these times.

3.5 **Recommendation:** To not uphold the objection and install the proposals as advertised.

4. Site 4 Upper Maze Hill/Pevensey Road/Brittany Road (Councillor Beaver)

4.1 The proposal at this location is to install new double yellow lines (no waiting at any time) at the junction of Upper Maze Hill, Pevensey Road and Brittany Road.

4.2 One objection has been received from a local resident who regularly parks their car on an area that would be covered by the proposed double yellow lines. The grounds for the objection is a concern for their personal safety should they have to park their car further away from their home.

4.3 The proposals follow requests that cars parked on the junctions reduce driver visibility. It is recognised that it is often difficult to satisfy the needs of all road users and with a limited amount of kerbside space available, we have to strike a balance between the conflicting demands on that space. The proposed double yellow lines will keep the junctions clear of inconsiderate parking and will improve driver and pedestrian visibility, as well as road safety at the junctions. There is also off road parking available within the objector's property grounds although it is unknown if any of this is allocated to the objector.

4.4 Having considered the objection, officers are satisfied that there are not sufficient grounds for the proposals to be withdrawn.

4.5 Councillor Beaver has confirmed his agreement with the recommendation.

4.6 **Recommendation:** To not uphold the objections and install the proposals as advertised.

Appendix 2 – Proposed Traffic Regulation Order (TRO)

EAST SUSSEX COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984, ROAD TRAFFIC ACT 1991 & TRAFFIC MANAGEMENT ACT 2004

THE EAST SUSSEX (BOROUGH OF HASTINGS) (TRAFFIC REGULATION) (CONSOLIDATION) ORDER 2013 (VARIOUS ROADS) AMENDMENT ORDER 201* No. *

East Sussex County Council, in exercise of their powers under Sections 1(1), 2(1) to (4), 3(2), 4(2), 32, 35(1) and (3), 45, 49, 51, 52 and 53 of, and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 (“the Act”), as amended, the Road Traffic Act 1991, as amended, Part 6 of 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 to the Act hereby make the following Order:-

1. When this Order comes into effect

(a) The East Sussex (Borough of Hastings) (Traffic Regulation) (Consolidation) Order 2013, as amended, shall have effect except as hereinafter contained.

(i) **Schedule One, Prohibition of Waiting At Any Time, that this Schedule be amended as follows:**

1. Insert item 60 (c) 1 as follows:

60	Brittany Road	(c)	Both Sides	1	From its junction with Upper Maze Hill, north-eastwards for a distance of 10 metres
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2. Insert item 62.5 (a) 1 as follows:

62.5	Buckingham Road	(a)	Both Sides	1	From its junction with Wishing Tree Road North, westwards for a distance of 10 metres
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3. Insert item 125 (c) 1 as follows:

125	Dordrecht Way	(c)	Both Sides	1	From the junction with Lower Park Road, northwards for a distance of 15 metres
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4. Delete items 136 (a) 1 and 136 (b) 1 as follows:

136	East Hill Passage	(a)	East Side	1	From its junction with Tackleway, northwards to its junction with Strongs Passage
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136	East Hill Passage	(b)	West Side	1	From the prolongation of the eastern building wall of No.10, southwards for a distance of 32 metres
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5. Insert items 141 (a) 3 and 141 (d) 1 as follows:

141	Edinburgh Road	(a)	East Side	3	From a point 7.5 metres north-east of its east-west section (between Nos. 65 and 67), south-westwards for a distance of 23 metres
141	Edinburgh Road	(d)	Both Sides	1	From its junction with its north-south, eastwards along its east-west section (between Nos. 65 and 67) for a distance of 8 metres

6. Delete items 229 (a) 2 and 229 (d) 1 and insert items 229 (a) 2 and 229 (d) 1 as follows:

229	Laton Road	(a)	North Side	2	From a point 15 metres west of the eastern boundary of No. 13, eastwards to the boundary of Nos. 7a/9
229	Laton Road	(d)	South Side	1	From its junction with Elphinstone Road westwards to the rear boundary of Nos 52/54 Baldslow Road

7. Insert item 238 (a) 5 as follows:

238	Lower Park Road	(a)	North-east Side	5	From a point 15 metres north-west of the junction with Dordrecht Way, south-eastwards to a point 15 metres south-east of the junction with Dordrecht Way.
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8. Insert items 249 (b) 1 and 249 (b) 2 as follows:

249	Marine Parade	(b)	South Side	1	From a point 26 metres west of its junction with East Parade, westwards for a distance of 6.5 metres.
249	Marine Parade	(b)	South Side	2	From a point 38 metres west of its junction with East Parade, westwards for a distance of 11 metres.

9. Insert item 268 (c) 1 as follows:

268	Mount Pleasant Road	(c)	South Side	1	From the junction with St Georges Road, eastwards for a distance of 15 metres.
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10. Delete items 289 (b) 1 and 289 (b) 2 and insert item 289 (b) 1 as follows:

289	Old London Road	(b)	North Side	1	From its junction with Rye Road, westwards to its junction with Winchelsea Road
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11. Insert items 301 (f) 1 and 301 (g) 1 as follows:

301	Pevensy Road	(f)	North-west Side	1	From its junction with Upper Maze Hill south-westwards for a distance of 10 metres
301	Pevensy Road	(g)	South-east Side	1	From its junction with Upper Maze Hill south-westwards for a distance of 5 metres

12. Insert item 367 (b) 1 as follows:

367	St George's Road	(b)	East Side	1	From the junction with Mount Pleasant Road, southwards for a distance of 10 metres
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13. Delete items 399 (a) 1 and 399 (b) 1 as follows:

399	Strong's Passage	(a)	South-east Side	1	From the south-western rear boundary of No.29 Tackleway, south-westwards to its junction with East Hill Passage
399	Strong's Passage	(b)	North-west Side	1	From the prolongation of the south-western rear boundary of No.29 Tackleway, south-westwards for a distance of 32 metres

14. Insert items 430 (a) 3 and 430 (b) 3 as follows:

430	Upper Maze Hill	(a)	East Side	3	From a point 20 metres north-west of its junction with Brittany Road, south-eastwards to a point 10 metres south-east of its junction with Brittany Road.
430	Upper Maze Hill	(b)	West Side	3	From a point 20 metres north-west of its junction with Pevensy Road, south-eastwards to a point 5 metres south-east of its junction with Brittany Road.

15. Delete item 468 (a) 1 and insert item 468 (a) 1 as follows:

468	Wishing Tree Road North	(a)	West Side	1	From its junction with Old Church Road, southwards to its junction with Buckingham Road.
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(ii) Schedule Six, Prohibition of Waiting Between 8.00am and 4.00pm, Monday to Friday, that this Schedule be amended as follows:

1. Insert item 1 (a) 2 as follows:

1	Ashburnham Road	(a)	South-east Side	2	From a point 15 metres north-east of its junction with Godwin Road, south-westwards to a point 15 metres south-west of its junction with Godwin Road.
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2. Insert item 6.5 (a) 1 as follows:

6.5	Godwin Road	(a)	Both Sides	1	From its junction with Ashburnham Road, south-eastwards for a distance of 15 metres
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(iii) Schedule Eight, Prohibition of Loading Between 8.30am and 6.00pm Monday to Saturday, that this Schedule be amended as follows:

1. Insert item 5.5 (a) 1 as follows:

5.5	High Street	(a)	East and south-east Side	1	From its junction with East Beach Street, northwards for a distance of 37 metres
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2. Insert item 10 (a) 1 as follows:

10	Robertson Street	(a)	North-west Side	1	From its junction with White Rock, north-eastwards for a distance of 25 metres
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3. Insert item 10.5 (a) 1 as follows:

10.5	Russell Street	(a)	North-west Side	1	From its junction with Castle Hill Passage, south-westwards for a distance of 5 metres
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(iv) Schedule Eleven, Prohibition of Loading Between 8.30am and 9.30am And Between 4.45pm and 6.00pm Monday to Saturday, that this Schedule be amended as follows:

1. Delete item 21 (a) 2 and insert item 21 (a) 2 as follows:

21	South Terrace	(a)	North-east Side	2	From its junction with Earl Street, south-eastwards to a point 12 metres south-east of the boundary of Nos.6/7
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(v) Schedule Twelve, Residents Parking Places for Residents Permit Holders, Residents Visitors, & Business User Permit Holders Only, 9.00am to 8.00pm On All Days, that this Schedule be amended as follows:

1. Area D Wellington – delete item 6 (a) 1 and insert item 6 (a) 1 as follows:

6	Stone Street	(a)	North Side	1	From a point 20 metres east of its junction with Queens Road, eastwards to a point 20.5 metres west of its junction with Stonefield Road.
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2. Area D Wellington – delete items 7 (a) 1, 7 (a) 2, 7 (a) 6 and 7 (a) 7 and insert items 7 (a) 1, 7 (a) 2, 7 (a) 6 and 7 (a) 8 as follows:

7	Stonefield Road	(a)	East Side	1	From a point 15 metres north of its junction with Castle Hill Road, northwards to the boundary of Nos. 4/5.
7	Stonefield Road	(a)	East Side	2	From a point 1 metre south of the prolongation of the boundary of Nos. 17/18, northwards to the prolongation of the boundary of Nos. 23/24.
7	Stonefield Road	(a)	East Side	6	From a point 5.6 metres north of the northern boundary of No. 97, northwards to a point 3 metres south of its junction with Nelson Road.
7	Stonefield Road	(a)	East Side	8	From the prolongation of the northern kerbline of Stone Street, southwards for a distance of 49.5 metres.

(vi) Schedule Twelve A Residents Parking Places for Residents Permit Holders, Residents Visitors, & Business User Permit Holders Only, 11.00am to 1.00pm Monday to Friday, that this Schedule be amended as follows:

1. Area S Southwater - Delete items 1 (a) 4 and 1 (a) 5 and insert item 1 (a) 4 as follows:

1	Alexandra Road	(a)	East Side	4	From a point 6.6 metres south-west of the boundary of Nos. 68/70, south-eastwards to a point 10 metres north-west of its junction with Hatherley Road.
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(vii) Schedule Thirteen, (Residents, Residents Visitors, & Business User Permit Holders Excepted) Waiting Area Parking Places Limited to Two Hours in any period of Four Hours, Monday to Saturday 9.00am to 6.00pm, that this Schedule be amended as follows:

1. Area G Milward - delete item 3 (a) 7 and 3 (a) 8 and insert item 3 (a) 7 as follows:

3	Milward Road	(a)	East Side	7	From a point opposite a point 2 metres south-west of the boundary of Nos. 9/11, north-eastwards to a point 5.5 metres north of the boundary of Nos. 40/42.
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(viii) Schedule Thirteen C, (Residents Permit Holders, Residents Visitors, and Business User Permit Holders Excepted), Waiting Area Parking Places Limited to Two Hours in any Period of Four Hours, 9.00am to 8.00pm On All Days, that this Schedule be amended as follows:

1. Parking places for use by Area G and Area D permit holders only, or for up to two hours waiting by non-permit holders - delete item 1 (a) 1 and insert item 1 (a) 1 as follows:

1	Stonefield Road	(a)	North-east Side	1	From a point 7 metres north-west of its junction with Nelson Road, north-westwards to the rear boundary of Nos. 15/17 Nelson Road
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(ix) Schedule Sixteen, On Street Pay And Display Parking Places At Hastings, Waiting Area Limited To Two Hours In Any Period Of Four Hours, 9.00am to 6.00pm On All Days, that this Schedule be amended as follows:

1. Delete item 1 as follows:

1	Carlisle Parade Service Road	(a)	North Side	1	From a point 3 metres west of its western junction with Robertson Terrace, westwards to a point 2 metres west of the boundary of Nos. 1/1a
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2. Delete item 13 (a) 1 and insert item 13 (a) 1 as follows:

13	South Terrace	(a)	North-east Side	1	From a point 42 metres northwest of its junction with Queens Road, north-westwards to a point 12 metres south-east of the boundary of Nos.6/7
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(x) Schedule Seventeen, On Street Pay and Display Parking Places At Hastings, Waiting Area Limited To Four Hours In Any Period of Eight Hours, 9.00am to 6.00pm On All Days, that this Schedule be amended as follows:

1. Delete item 7 (a) 2 and insert item 7 (a) 2 as follows:

7	Marine Parade	(a)	South Side	2	From a point 32 metres west of its junction with East Parade, westwards for a distance of 5.5 metres
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(xi) Schedule Seventeen D, Permit Holder Parking (no maximum stay) or On Street Pay And Display Parking, Waiting Area Limited To Two Hours In Any Period Of Four Hours, 9.00am to 8.00pm On All Days, that this Schedule be amended as follows:

1. Insert item 0.5 (a) 1 as follows:

0.5	Carlisle Parade Service Road	(a)	North Side	1	From a point 3 metres west of its western junction with Robertson Terrace, westwards to a point 2 metres west of the boundary of Nos. 1/1a
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(xii) Schedule Eighteen, Waiting Area Limited to Two Hours in any period of Four Hours Monday to Saturday 8.00am to 6.00pm Inclusive, that this Schedule be amended as follows:

1. Insert item 9 (a) 1 as follows:

9	Warrior Square	(a)	North-west Side	1	From a point 9 metres north-east of its junction with Western Road, north-eastwards for a distance of 30 metres
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(xiii) Schedule Eighteen C, Waiting Area Limited to One Hour in any period of Three Hours Monday to Saturday 8.00am to 6.00pm Inclusive, that this Schedule be amended as follows:

1. Delete items 4 (a) 1, 4 (b) 2 and 4 (b) 3 as follows:

4	Norman Road	(a)	North-west Side	1	From a point 17 metres north-east of its junction with London Road, north-eastwards to a point 2 metres south-east of its junction with Western Road
4	Norman Road	(b)	South-east Side	2	From the boundary of Nos.2/4, south-westwards to the boundary of Nos.8/10
4	Norman Road	(b)	South-east Side	3	From a point 15 metres south-west of the boundary of Nos.8/10, south-westwards to a point 12 metres north-east of the western boundary of No.26

2. Delete item 8 (a) 1 as follows:

8	Warrior Square	(a)	North-west Side	1	From a point 9 metres north-east of its junction with Western Road, north-eastwards for a distance of 15 metres
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(xiv) Insert a new Section and Schedule Eighteen H as follows:

**Section Eighteen H
Waiting Area Limited to One Hour in any period of Three Hours
Monday to Saturday 9.00am to 6.00pm Inclusive**

1	Each length of road specified in the Schedule to this Section is hereby designated as a Parking Place.				
2	Save as provided in Articles 4, 5, 6, and 7 below, no person shall cause or permit any vehicle to wait within the Parking Places between the hours of 9.00am and 6.00pm on Monday to Saturday inclusive in the lengths of road specified in the Schedule to this Section;				
	(a)	for a period longer than one hour, or			
	(b)	if a period of less than two hours has elapsed since the termination of the last period of waiting (if any) by that vehicle in that length of road.			
3	(a)	The limits of each Parking Place, and the limits of Parking Space in a Parking Place, shall be indicated in such manner as East Sussex County Council may determine.			

	(b)	Any person causing a vehicle to wait in a Parking Place in accordance with the provisions of this Section shall take all such steps as are necessary so that the vehicle shall stand:
	(i)	parallel to the kerb so that the left or nearside of the vehicle is adjacent to the left hand edge of the carriageway if the Parking Place is not in a one-way street; or
	(ii)	if the Parking Place is in a one-way street, that the left or nearside of a vehicle is adjacent to the left hand edge of the carriageway or that the right or off-side of the vehicle is adjacent to the right hand edge of the carriageway; or
	(iii)	that the distance between the edge of the carriageway and the nearest wheel of the vehicle is not more than 300mm (twelve inches); and
	(c)	that every part of the vehicle is within the limits of a Parking Space; or
	(d)	if the Parking Place is lined in echelon, wholly within the limits of the Parking Space in echelon at the angle indicated by lines marking out the position of each Parking Space.
4		Nothing in Article 2 of this Section shall render it unlawful to cause or permit any vehicle to wait in the length of road referred to in that Article for so long as may be necessary to enable:-
	(a)	a person to board or alight from the vehicle;
	(b)	goods to be loaded onto or unloaded from the vehicle;
	(c)	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)	the removal of any obstruction to traffic;
	(ii)	the maintenance, improvement or reconstruction of the said lengths of road; or
	(iii)	the laying, erection, alteration or repair in, or in land adjacent to, the said lengths of road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications system as defined in the Telecommunications Act 1984;
	(d)	the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in the service of a local authority or a water authority in pursuance of statutory powers or duties;
	(e)	a vehicle of (and bearing a livery used by) a universal service provider within the meaning ascribed by the Postal Services Act 2000 to be used for the purpose of delivering or collecting postal packets in the course of the provisions of a universal postal service as defined in that Act or, to any vehicle being used in connection with the servicing or cleaning of telephone kiosks;
	(f)	the vehicle to be used for Emergency Services purposes;

	(g)	a vehicle to wait owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accident;
	(h)	the vehicle is waiting to enable it to be used in connection with posting or removing advertising material in the form of posters on or from, or cleaning windows or chimneys in, premises adjacent to the Parking Place or length of carriageway in which the vehicle is waiting;
5	Nothing in Article 2 of this Section shall render it unlawful to cause or permit a Disabled Person's Vehicle which:	
	(a)	clearly and continuously displays a Disabled Person's Badge such that;
	(i)	In the case of a vehicle fitted with a dashboard or facia panel, the badge is exhibited thereon so that the front of the badge is legible from the outside of 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 the front of the badge is legible from the outside of the vehicle;
	to wait in the lengths of roads referred to in that Article .	
6	Nothing in Article 2 of this Section shall render it unlawful to cause or permit any vehicle which clearly and continuously displays a Waiver Certificate such that;	
	(a)	the Waiver Certificate is displayed in the windscreen of the vehicle to which it relates in such a manner that the details of the vehicle, location and purposes for which it has been issued are clearly visible from the outside of the vehicle;
	to wait in any of the lengths of road referred to in that Article, provided that the Waiver Certificate has not been defaced or altered. Any alterations to or defacement of the Waiver Certificate shall render it invalid and render the use of the vehicle liable to the restrictions applicable to the location.	
7	Where any vehicle is waiting in contravention of any of the provisions contained within this Section and a Civil Enforcement Officer has reason to believe that a Penalty Charge is payable, he may:-	
	(a)	fix a Penalty Charge Notice to the vehicle; or
	(b)	give such a notice to the person appearing to him to be in charge of the vehicle; and
	(c)	arrange for the vehicle to be removed from the Parking Place by any person duly authorised by East Sussex County Council, who shall provide for the safe custody of the vehicle where it is so removed; or
	(d)	cause to be altered the position of the vehicle in order that it's position shall comply with those provisions; or
	(e)	in the case of an emergency cause to be moved any vehicle left in a Parking Place to any place he thinks fit.

Schedule Eighteen H

**Waiting Area Limited to One Hour in any period of Three Hours
Monday to Saturday 9.00am to 6.00pm Inclusive**

1	Norman Road	(a)	North-west Side	1	From a point 17 metres north-east of its junction with London Road, north-eastwards to a point 2 metres south-east of its junction with Western Road
1	Norman Road	(b)	South-east Side	1	From the boundary of Nos.2/4, south-westwards to the boundary of Nos.8/10
1	Norman Road	(b)	South-east Side	2	From a point 15 metres south-west of the boundary of Nos.8/10, south-westwards to a point 12 metres north-east of the western boundary of No.26

(xv) Schedule Nineteen, Disabled Persons Parking Places, that this Schedule be amended as follows:

1. Delete item 1 (a) 1 as follows:

1	Alexandra Road	(a)	North-east Side	1	From the boundary of Nos.32/34, north-westwards to the boundary of Nos. 34/36
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2. Insert item 5 (c) 1 as follows:

5	Ashburnham Road	(c)	South-east Side	1	From the boundary of Nos. 110/112, north-eastwards for a distance of 6.6 metres.
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3. Delete item 9 (b) 1 as follows:

9	Beaconsfield Road	(b)	North Side	1	From the boundary of Nos. 53/55, westwards for a distance of 6.6 metres.
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4. Insert item 13 (a) 1 as follows:

13	Burry Road	(a)	North Side	1	From the boundary of Nos. 60/61, eastwards to the boundary of Nos. 61/61A
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5. Delete item 14 (a) 1 as follows:

14	Calvert Road	(a)	West Side	1	From a point 2 metres south of the boundary of Nos. 8/9, northwards for a distance of 6.6 metres
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6. Delete item 48 (a) 1 and insert item 48 (a) 1 as follows:

48	Marine Parade	(a)	South Side	1	From a point 16 metres west of its junction with East Parade, westwards for a distance of 10 metres
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7. Delete item 50 (a) 2 as follows:

50	Milward Road	(a)	South-east Side	2	From a point 3 metres south-west of the boundary of Nos.32/34, north-eastwards for a distance of 6.6 metres
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8. Delete item 55.5 (a) 2 as follows:

55.5	Offa Road	(a)	South Side	2	From a point 1 metres east of the boundary of Nos. 7/8, westwards for a distance of 6.6 metres
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9. Delete item 68 (b) 2 as follows:

68	Salisbury Road	(b)	South-east Side	2	From a point 0.5 metres north—east of the boundary of Nos. 35/36, south-westwards for a distance of 6.6 metres.
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10. Insert item 80.7 (a) 1 as follows:

80.7	Stone Street	(a)	North Side	1	From a point 14 metres west of its junction with Stonefield Road, north-westwards for a distance of 6.6 metres
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11. Delete items 81 (a) 1, 81 (a) 4 and 81 (b) 1 and insert item 81 (a) 1 as follows:

81	Stonefield Road	(a)	East Side	1	From the boundary of Nos. 4/5, northwards for a distance of 6.6 metres.
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(xvi) Schedule Twenty-One, Police Parking Places, that this Schedule be amended as follows:

1. Delete item 4 (a) 1 as follows:

4	North Road	(a)	South Side	1	From a point 6.5 metres south-west of its junction with Bohemia Road, south-westwards for a distance of 6.6 metres.
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(xvii) Schedule Twenty-Two, No Stopping Except for Licensed Taxis At Any Time, that this Schedule be amended as follows:

1. Delete item 3 (a) 1 as follows:

3	Warrior Square	(a)	North-west Side	1	From a point 24 metres north-east of its junction with Western Road, north-eastwards to a point 11 metres south-west of its junction with Warrior Square (west)
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(xviii) Schedule Twenty-Three B, Loading Bay 8.00am to 6.00pm On All Days, No Stopping Except for Licensed Taxis Between the Hours of 6.00pm and 8.00am, that this Schedule be amended as follows:

1. Delete item 1 (a) 1 as follows:

1	High Street	(a)	West Side	1	From a point 20 metres north of its junction with East Parade, northwards for a distance of 14.5 metres
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(xix) Schedule Forty-Two, Prohibition of Stopping On The Footway or Verge At Any Time, that this Schedule be amended as follows:

1. Insert items 21.6 (a) 1 and 21.6 (b) 1 as follows:

21.6	Edinburgh Road	(a)	East Side	1	From its junction with Harley Shute, southwards to a point 5 metres north of its junction with William Road.
21.6	Edinburgh Road	(b)	West Side	1	From a point 14 metres north of the boundary of Nos. 20/22, southwards to its junction with William Road.

2. Delete items 45 (a) 4 and 45 (a) 5 and insert item 45 (a) 4 as follows:

45	London Road	(a)	West Side	4	From a point 16 metres north of its junction with Anglesea Terrace, northwards to its junction with Tower Road West
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(xx) Schedule Forty-Seven, Loading Bay 8.00am to 6.00pm Monday to Saturday, that this Schedule be amended as follows:

1. Insert item 4 (a) 1 as follows:

4	High Street	(a)	North-west Side	1	From a point 20 metres north of its junction with East Parade, northwards for a distance of 14.5 metres
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(xxi) Schedule Fifty-Five, No Stopping Between 8.00am and 9.30am and Between 2.30pm and 4.00pm Monday to Friday On School Entrance Markings, that this Schedule be amended as follows:

1. Insert item 6.6 (a) 1 as follows:

6.6	Edinburgh Road	(b)	Both Sides	1	From a point 8 metres south-east of its main north-south section, south-eastwards along its east-west section (between Nos. 65 and 67) for a distance of 31 metres
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(xxii) Insert a new Section and Schedule Fifty-Seven A as follows:

**Section Fifty-Seven A
Loading Bay 8.00am to 8.00pm On All Days
30 minute maximum stay**

<p>Those lengths of road specified in the Schedule to this Section, which have a width throughout of 2.7 metres, and designated by the word "Loading Only" marked on the carriageway adjacent to the bay, bounded on one side by the edge of the carriageway and defined by line markings on the other three sides, or where a different width or position is stated in which vehicles are obliged to wait, are hereby authorised to be used, subject to the provisions of this Section, as a Loading Bay(s).</p>	
<p>Save as provided by this Section, No person shall cause or permit any vehicle to wait between the hours of 8.00am and 8.00pm Monday to Sunday other than for the purpose of loading or unloading goods or burden of any description in a loading bay referred to in Article 1 of this Section;</p>	
(a)	for a period longer than 30 minutes, or
(b)	if a period of less than two hours has elapsed since the termination of the last period of loading (if any) by that vehicle in that length of road.
<p>The Council shall -</p>	
(a)	cause the limits of the loading bay(s) to be indicated on the carriageway by placing and maintaining thereof the appropriate traffic signs;
(b)	place and maintain on or in the vicinity of each loading bay appropriate traffic signs for indicating that such bays may be used for the loading or unloading of vehicles; and
(c)	carry out such other work as is reasonably required for the purposes of the satisfactory operation of the loading bay(s).
(a)	Any person duly authorised by East Sussex County Council may suspend the use of a loading bay(s) or any part thereof whenever that person considers such suspension reasonably necessary:-
(i)	for the purpose of facilitating the movement of traffic or promoting its safety; or
(ii)	for the purpose of enabling a bus or public service vehicle to wait there; or
(iii)	for the purpose of the maintenance improvement or reconstruction of the road or the cleansing of gullies in or adjacent to the parking place, the laying, erection, alteration, removal or repair in or adjacent to the parking place of any sewer or of any main, pipe or apparatus or supply of gas, water or electricity or of any telecommunications apparatus as defined in the Telecommunications Act 1984 or the placing, maintenance or removal of any traffic sign, or a vehicle (other than a passenger vehicle) in the service of a local authority which is being used in pursuance of statutory powers or duties;
(b)	Any person duly authorised by the Council may suspend for not longer than twenty-four hours the use of a loading bay(s) or any part thereof whenever he considers such suspension reasonably necessary:
(i)	for any of the purposes referred to in sub-paragraphs (i) or (ii) of paragraph (a) of this Article;

	(ii)	for the convenience of occupiers of premises adjacent to the loading bay on any occasion of the removal of furniture to or from one office dwelling house adjacent to the parking place from or to a depository, another office or dwelling house;
	(iii)	on any occasion for preventing obstruction of the streets, by Order on the occasion of any public procession, rejoicing or illumination, or where it is likely by reason of some special attraction that the streets are thronged or liable to be obstructed, to close any or all of the parking places.
(c)		A duly authorised person suspending the use of a loading bay(s) or any part thereof in accordance with the provisions of paragraph (a) or, as the case may be, paragraph (b) of this Article shall thereupon place or cause to be placed in or adjacent to that loading bay, or as the case may be, that part thereof and the use of which is suspended a traffic sign indicating that loading by vehicles is prohibited.
(d)		Save as provided by Article 7 (b) (i), (ii), (iii), or (iv) and Article 8, and to anything done with the permission of the person suspending the use of the loading bay or part thereof in pursuance of paragraph (a) of this Article, the provisions of Article 9 will apply to any person who causes or permits a vehicle to wait or load in any part of a loading bay during such period as there is in or adjacent to that part of the loading bay a traffic sign placed in pursuance of paragraph (c) of this Article.
Where a traffic sign indicating the suspension of a loading bay(s) or any part thereof has been left in accordance with the provision of paragraph (c) of Article 4 of this Section, no person except a Civil Enforcement Officer or other person duly authorised by the Council shall remove that sign.		
(a)		While any vehicle is in a loading bay, no person shall use the vehicle;
	(i)	so as unreasonably to prevent access to any premises adjoining the road, or the use of the road by other persons, or so as to be a nuisance;
	(ii)	when for preventing obstruction of the streets East Sussex County Council have by Order made on the occasion of any such public procession, rejoicing, illumination or when the streets are thronged or liable to be obstructed, have closed any or all of the parking places and exhibited notice of such closing on or near each loading bay;
	(iii)	to carry out or permit the carrying out of any repairs or other work to the vehicle except such as may be necessary to enable the vehicle to be moved from the loading bay; or
	(iv)	in connection with the sale of any article to any person in or near the loading bay or in connection with the selling or offering for sale of his skill or services;
(b)		The driver of a vehicle using a loading bay shall stop the engine of the vehicle as soon as the vehicle is in the proper position in the loading bay and shall not start the engine except when about to change the position of the vehicle in or to depart from the loading bay.

(a)	Notwithstanding the foregoing provisions of this Section, any vehicle may wait in any of the loading bays specified in the Schedule to this Section (other than a loading bay or part of a loading bay the use of which has been suspended under Article 4 of this Section), if the vehicle is waiting for any of the reasons referred to in paragraph (b) of this Article below;	
(b)	Nothing in respect of paragraph (a) above shall apply to any vehicle waiting in any loading bay or on any length of carriageway specified in this Section (other than in a loading bay or part of a loading bay the use of which has been suspended under Article 5 of this Section) for so long as may be necessary to enable:	
	(i)	a vehicle to wait owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accident;
	(ii)	a vehicle to be used for emergency vehicle purposes;
	(iii)	a vehicle to wait while it is used in connection with the removal of any obstruction to traffic;
	(iv)	a vehicle of (and bearing a livery used by) a universal service provider within the meaning ascribed by the Postal Services Act 2000 to be used for the purpose of delivering or collecting postal packets in the course of the provisions of a universal postal service as defined in that Act or, to any vehicle being used in connection with the servicing or cleaning of telephone kiosks;
	(vi)	a vehicle (not being a passenger vehicle) to wait to enable it to be used for any purpose specified in Article 4 (a) (iii) of this Section, whether or not the loading bay has been suspended;
	(vii)	the vehicle (not being a passenger vehicle) is in actual use in connection with the removal of furniture or goods from one office or dwelling house adjacent to the loading bay to another office or dwelling house, or the removal of furniture or goods from such premises to a depository or to such premises from a depository;
	(viii)	the vehicle is waiting to enable it to be used in connection with posting or removing advertising material in the form of posters on or from, or cleaning windows or chimneys in, premises adjacent to the loading bay or length of carriageway in which the vehicle is waiting;
Nothing in respect of paragraph 7 (a) above shall apply to any vehicle waiting in any loading bay or on any length of carriageway specified in this Section (other than in a loading bay or part of a loading bay the use of which has been suspended under Article 5 of this Section) which clearly and continuously displays a Waiver Certificate such that;		
(a)	the Waiver Certificate is displayed in the windscreen of the vehicle to which it relates in such a manner that the details of the vehicle, location and purposes for which it has been issued are clearly visible from the outside of the vehicle;	
provided that the Waiver Certificate has not been defaced or altered. Any alterations to or defacement of the Waiver Certificate shall render it invalid and render the use of the vehicle liable to the restrictions applicable to the location.		

Where a vehicle is left in a loading bay in contravention of any of the provisions contained within this Section, and a Civil Enforcement Officer has reason to believe that a penalty charge is payable, he may:-

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| (a) | fix a penalty charge notice to the vehicle; or |
| (b) | give such a notice to the person appearing to him to be in charge of the vehicle; and |
| (c) | arrange for the vehicle to be removed from the parking place by any person duly authorised by East Sussex County Council, who shall provide for the safe custody of the vehicle where it is so removed; or |
| (d) | cause to be altered the position of the vehicle in order that its position shall comply with those provisions; or |
| (e) | in the case of an emergency cause to be moved any vehicle left in a parking place to any place he thinks fit. |

**Section Fifty-Seven A
Loading Bay 8.00am to 8.00pm On All Days
30 minute maximum stay**

1	Wishing Tree Road North	(a)	East Side	1	From the northern boundary of No. 3, south-westwards for 9.5 metres.
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This Order may be cited as “The East Sussex (Borough of Hastings) (Traffic Regulation) (Consolidation) Order 2013 (Various Roads) Amendment Order 201* No. *” and shall come into effect on xx xxxx xxxx

THE COMMON SEAL of)
 EAST SUSSEX COUNTY COUNCIL)
 was affixed hereto)
 on the xxth day of xxxxx)
 Two Thousand and)
 in the presence of:-)

AUTHORISED SIGNATORY

H & T Ctte. 2.4.74 - para 4.2 joint report of Director of Legal & Community Services & County Engineer - para 4.