ABERDEEN CITY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

THE ABERDEEN CITY COUNCIL (UNION STREET / BACK WYND, ABERDEEN) (TRAFFIC MANAGEMENT) ORDER 202_

Aberdeen City Council, in exercise of the powers conferred upon it by the Road Traffic Regulation Act 1984, and of all other enabling powers, hereby makes the following order.

CITATION

1. This order may be cited as "The Aberdeen City Council (Union Street / Back Wynd, Aberdeen) (Traffic Management) Order 202_" and shall come into effect on __ _____ 202_.

DEFINITIONS IN RELATION TO SUBSEQUENT ARTICLES

2. In this order, unless the context requires otherwise, the following interpretations shall apply.

   "disabled person's badge" means —
   (a) a badge issued under section 21 of the Chronically Sick and Disabled Persons Act 1970 (c. 44),
   (b) a badge issued under a provision of the law of Northern Ireland corresponding to that section, or
   (c) a badge issued by any member State other than the United Kingdom for purposes corresponding to the purposes for which badges under that section are issued;

   "disabled person's vehicle" means a vehicle lawfully displaying a disabled person's badge;

   "taxi" - shall have the same meaning as in section 23(1) of the Civic Government (Scotland) Act 1982;

PROHIBITION OF WAITING (AND LOADING AT CERTAIN TIMES)

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, cause or permit any vehicle to wait at any time on any day on the lengths of road in Aberdeen specified in the first column of the table in the first schedule hereto.

EXEMPTIONS

4. Nothing in Article 3 shall apply to a taxi waiting between midnight and 5.00am on any day on the length of road in Aberdeen specified in the second schedule hereto.

DRAFT

5. Nothing in Article 3 of this order shall prevent any person from causing or permitting a vehicle to wait on 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 or burden to be loaded onto, or unloaded from, the vehicle, except during the operational days and times specified in the second column of the table in the first schedule to this order in relation to the lengths of road specified in the first column of that table; or

(c) when the person in control of the vehicle is:
  (i) required by law to stop; or
  (ii) obliged to stop in order to avoid an accident; or
  (iii) prevented from proceeding by any circumstances beyond their control, where the said circumstances relate directly to the movement or otherwise of traffic on the road.

(d) if the vehicle is in material use in connection with a funeral undertaking;

(e) If the vehicle is in the service of, or is being employed by, a security company and is in actual use while currency or other valuables:
  (i) are being unloaded from the vehicle; or
  (ii) having been unloaded from the vehicle, are being delivered; or
  (iii) are being collected from premises adjacent to that road for loading onto the vehicle; or
  (iv) having been collected from such premises, are being loaded onto the vehicle.

6. Nothing in Article 3 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 vehicle in actual use or materially necessary for such purpose (provided that the vehicle cannot conveniently be used for the same purpose in any other road) to be used in or adjacent to that road in connection with any:
  (i) building operation;
  (ii) demolition;
  (iii) 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 electronic communications apparatus; or
  (iv) excavation, provided that, in the case of any of the operations described in sub-paragraphs (iii) and (iv) above, the said operation or operations are to be conducted within the extents of the road.

(b) to enable a vehicle in actual use or materially necessary for such purpose (provided that the vehicle cannot conveniently be used for the same purpose in any other road) to be used in connection with the:

DRAFT

(i) cleansing or lighting of any road;
(ii) removal of any obstruction to traffic on any road;
(iii) maintenance or improvement or reconstruction of any road; or
(iv) placing, maintenance or removal of any traffic sign or parking meter on any road.

(c) if the vehicle, being a liveried vehicle, is in the service of, or is being employed by, a universal service provider, and is in actual use while postal packets:
(i) addressed to premises adjacent to that road are being unloaded from the vehicle;
(ii) addressed to premises adjacent to that road and having been unloaded from the vehicle, are being delivered;
(iii) are being collected from postal boxes or premises adjacent to that road for loading onto the vehicle; or
(iv) having been so collected, are then being loaded onto the vehicle.

AMENDMENT TO PROHIBITION OF MOTOR VEHICLES TO PROVIDE FOR DISABLED PERSONS BLUE BADGE VEHICLE EXEMPTION

7. The Aberdeen City Council (Central Union Street / Belmont Quarter, Aberdeen) (Traffic Management) Order 2023 shall be amended as follows:

(a) for Article 11, substitute –

"Save as provided in Articles 13, 14, 17 and 18 of this order, no person shall, except upon the direction or with the permission of a police constable in uniform, drive or permit to be driven any motor vehicle between the hours of 11.00am and 4.30pm on any day on the length of road in Aberdeen specified in the seventh schedule hereto."

(b) for Article 14, substitute –

"Nothing in Articles 7, 9 and 11 of this order shall apply to any disabled person's vehicle which displays in the relevant position a valid disabled person's badge."

(c) in Article 2 in the appropriate place insert the following definition -

"relevant position", in relation to a disabled person's badge, means a position on the dashboard or fascia of the vehicle in which the front of the badge is clearly visible and all particulars on that front are legible from outside the vehicle through the front windscreen;

REVOCATIONS

8. Upon the coming into effect of this order, any provision of any other order, with the exception of the Grampian Regional Council (Heavy Vehicles) (Overnight Parking Places, Aberdeen) Order 1987, made or having effect as if made under the Road Traffic Regulation Act 1984 and existing at the time when this order comes into effect, which imposes a prohibition of waiting or loading on any part

DRAFT

of the lengths of road specified in the first schedule to this order, is hereby revoked.

Given by Aberdeen City Council on this _____ day of _____ in the year Two Thousand and Twenty-___.

……..
Roads Manager

……..
Witness

DRAFT

First Schedule

(Prohibition on vehicles waiting and loading)

Roads- Prohibition of vehicles waiting at any time	**Prohibition of vehicles loading applicable to lengths of road stated in Column 1 – operational days and hours**
Union Street Both sides, from its junction with Bridge Street/Union Terrace, eastwards for 81m or thereby. Both sides, from a point 6m or thereby west of its junction with Belmont Street, eastwards for 20m or thereby. Both sides, from its junction with Market Street, westwards for 80m or thereby.	On any day at any time
Union Street Both sides, from a point 19m or thereby west of its junction with Belmont Street, eastwards for 24m or thereby. Both sides, from a point 14m or thereby east of its junction with Belmont Street, eastwards for 108m or thereby.	On any day, from: 8.00am to 9.30am 12.30pm to 2.30pm 4.30pm to 6.00pm

DRAFT

……..

Roads Manager

……..

Witness

Second Schedule

(Nighttime Taxi Stance – On any day from midnight to 5am)

Union Street

North side, from a point 34m or thereby west of its junction with Market Street, westwards for 46m or thereby.

……..
Roads Manager

……..
Witness

DRAFT