ABERDEEN CITY COUNCIL

ROAD TRAFFIC REGULATION ACT, 1984

THE ABERDEEN CITY COUNCIL (BIRKHALL PARADE / UPPER MASTRICK WAY, ABERDEEN) (PROHIBITION OF WAITING) ORDER 202X

Aberdeen City Council, in exercise of its powers under the Road Traffic Regulation Act 1984 (hereinafter referred to as "the 1984 Act"), and of all other enabling powers, and after consultation with the Chief Constable of Police Scotland in accordance with Part III of Schedule 9 to the 1984 Act, and having complied with the requirements of The Local Authorities' Traffic Orders (Procedure) (Scotland) Regulations 1999, hereby makes the following order:-

Citation

1. This order may be cited as "The Aberdeen City Council (Birkhall Parade / Upper Mastrick Way, Aberdeen) (Prohibition of Waiting) Order 202X" and shall come into operation on __ _____ 202_.

Prohibition of Waiting

2. Save as provided in Articles 3, 4 and 5 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 schedule hereto.

Exemptions relating to Article 2

3. Nothing in Article 2 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 or to load thereon or unload there from goods or personal luggage;
   (b) 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;
   (c) If the vehicle is in material use in connection with a funeral undertaking;
   (d) 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.

4. 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 a may be necessary:

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(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:
    (i) cleansing or lighting of any road;
    (ii) if 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.

5. Nothing in Article 2 of this order shall apply to any invalid carriage or disabled person's vehicle which is not causing an obstruction and which displays in the relevant position a valid disabled person's badge issued by a local authority.

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

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Roads Infrastructure Manager

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Witness

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Schedule

(Prohibition of waiting at any time)

Birkhall Parade

Both sides, from its junction with Upper Mastrick Way, eastwards for a distance of 10 metres or thereby.

Upper Mastrick Way

East side, from its junction with Birkhall Parade, northwards for a distance of 10 metres or thereby.

East side, from its junction with Birkhall Parade, southwards for a distance of 10 metres or thereby.

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Roads Infrastructure Manager

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Witness

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