



DOCUMENTS on DEPOSIT

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15 November 2021**

**In the Borough of Tunbridge Wells
THE KENT COUNTY COUNCIL
(TUNBRIDGE WELLS BOROUGH)
(PROHIBITION OF WAITING) No.4 ORDER 2021**

Road Traffic Regulation Act 1984

Please return to:

Schemes Planning and Delivery Team
Kent County Council Highways, Transportation & Waste
Ashford Highway Depot
Javelin Way
Ashford
TN24 8AD

PUBLIC NOTICE



In the Borough of Tunbridge Wells

THE KENT COUNTY COUNCIL (TUNBRIDGE WELLS BOROUGH) (PROHIBITION OF WAITING) No.4 ORDER 2021

Road Traffic Regulation Act 1984

THE KENT COUNTY COUNCIL, (herein referred to as “the Council”) acting as the local traffic authority and in exercise of its powers under Sections 1, 2, 4 and 124 of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 (hereinafter referred to as the “Act of 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, proposes to make the following Order:-

The effect of the proposed named Order will introduce additional waiting restrictions DYL means no waiting at any time in the following length of road in Matfield, Tunbridge Wells:-

BRENCHLEY ROAD – DYL – On both sides from the junction with Maidstone Road for a distance of 30 meters in a south easterly direction. **CHESTNUT LANE – DYL -** On both sides from the junction with Maidstone Road for a distance of 15 metres in a north westerly direction. **MAIDSTONE ROAD – DYL –** (1) On the north east side between points 22 metres south west and 20 metres north east of its junction with Chestnut Lane. (2) On the south east side between points 31 metres south west and 30 metres north east of its junction with Brenchley Road.

A full statement of the Council’s reasons for making the proposed Order, a plan indicating the location and the effect and a copy of any other Orders which will be amended by the proposed Order may be examined at Kent Highways, Transportation & Waste, Ashford Highway Depot, Henwood Industrial Estate, Unit 4 Javelin Way, Ashford, Kent TN24 8AD by appointment booked through tro@kent.gov.uk or viewed online from 22 October 2021 at www.kent.gov.uk/highwaysconsultations

Representations supporting or objecting to the proposed Order can be made via our website using the above link or alternatively you can write to The TRO Co-ordinator, Schemes Planning & Delivery Team, Highways, Transportation & Waste, Kent County Council, Ashford Highway Depot, Henwood Industrial Estate, Javelin Way, Ashford, TN24 8AD by 12 noon Monday 15 November 2021.

Simon Jones

Corporate Director Growth, Environment & Transport

STATEMENT of REASON

**Kent
County
Council**
kent.gov.uk



In the Borough of Tunbridge Wells

THE KENT COUNTY COUNCIL

(TUNBRIDGE WELLS BOROUGH)

(PROHIBITION OF WAITING) No.4 ORDER 2020

Road Traffic Regulation Act 1984

The Kent County Council acting as the Local Traffic Authority intends to make the Order referred to above due to the extension of the school as shown on the drawings accompanying this document for the following reasons:-

- for avoiding danger to persons or other traffic using the road or any other road or for preventing the likelihood of any such danger arising.
- for facilitating the passage on the road or any other road of any class of traffic (including pedestrians).

Nikola Floodgate

Schemes Planning and Delivery Manager
Highways, Transportation & Waste

**THE KENT COUNTY COUNCIL
(TUNBRIDGE WELLS BOROUGH)
(PROHIBITION OF WAITING)
No.4 ORDER 2021**

Road Traffic Regulation Act 1984

THE KENT COUNTY COUNCIL, (“the Council”) acting as the Local Traffic Authority and in exercise of its powers under Sections 1, 2, 4 and 124 and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 (hereinafter referred to as ‘the Act’) and as amended by the Traffic Management Act 2004 Part 6 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 propose to make the following Order: -

Interpretation

(1) In this Order:-

- | | |
|---------------------------------|---|
| “Civil Enforcement Area” | means an area where civil enforcement of parking restrictions can be undertaken as defined by the Traffic Management Act 2004 |
| “Civil Enforcement Officer” | means a person employed by Tunbridge Wells Borough Council in pursuance of powers granted by the Traffic Management Act 2004 (Civil Enforcement Area) |
| “Disabled Persons Badge” | has the same meaning as in The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 |
| “Disabled Persons Vehicle” | means a vehicle lawfully displaying a Disabled Persons Badge in relation to a vehicle waiting in a street Parking Place |
| “Driver” | means the person driving the vehicle at the time it was left in the Parking Place |
| “Junction” | means the intersection point of the centrelines, or projected centrelines, of the roads specified |
| “Motor Car” | means any vehicle which is classed as private light goods for road fund licensing purposes |
| “Owner” and “Traffic Sign” | have the same meanings as in Section 142 of the Act |
| “Parking Disc” | means a disc, issued by the Council or on behalf of Council, 125mm in diameter coloured blue and capable of showing the quarter hour period during which a period of waiting begins; |
| “Parking Exemption Certificate” | means a certificate or other means of identification which has been issued by the local traffic authority or its appointed agents permitting a specified vehicle to wait in specified circumstances on a length or lengths of roads where waiting of that vehicle would otherwise be restricted or prohibited |
| “Parking Place” | means any area of land or length of road specified in the Schedule to this Order provided by the Council under Section 32 of the Act for use as a Parking Place |
| “Penalty Charge” | has the same meaning as set out in Part 1 section 2 of the Civil |

Enforcement of Parking Contraventions (England) General Regulations 2007;

“Penalty Charge Notice” has the same meaning as set out in Regulation 8 of the Civil Enforcement of Parking Contraventions (England) General Regulations 2007;

“Relevant Position” means;

1) in the case of a vehicle fitted with a dashboard or fascia panel, the Disabled Persons Badge is exhibited thereon so that Part I of the badge is legible from outside the vehicle;

2) in the case of a vehicle not fitted with a dashboard or fascia panel, the Disabled Persons Badge is exhibited in a conspicuous position on the vehicle so that Part I of the badge is legible from outside the vehicle;

3) in the case of a Parking Exemption Certificate, in a conspicuous position inside the vehicle so as the certificate is visible in full and legible from outside the vehicle.

“Specified Road” means the road or roads specified in the Schedule to this Order

“Universal Service Provider” has the same meaning as in the Postal Services Act 2011

“Weekday” means any day of the week except Sunday

Restrictions Imposed

- (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 or of a Civil Enforcement Officer, cause or permit any vehicle to wait:-
- (a) at any time in any of the lengths of road specified in the Schedule to this Order;

Exemptions from Waiting Restrictions

- (3) 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 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 provided such loading or unloading is continuous;
- (c) for a vehicle, if it is in the service of a Universal Service Provider and marked as such, to be used for the purpose of delivering or collecting postal packets as defined in Section 27 of the Postal Services Act 2011;
- (d) to enable the vehicle to be used as part of a funeral cortege or a wedding procession;
- (e) to enable the vehicle, if it cannot conveniently be used for such a purpose in any other road, to be used in the service of any local authority or with the permission of any such authority in pursuance of statutory powers and duties;
- (f) 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 road works 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

- (g) to enable the vehicle to be used for police, ambulance or fire brigade purposes.
- (4) Nothing in Article (2) of this Order shall render it unlawful to cause or permit a Disabled Persons Vehicle which displays in the relevant position a Disabled Persons 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 any of the lengths of road referred to in the Schedule to this Order 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) provided always that where the period of the prohibition of waiting does not exceed 3 hours the Parking Disc need not be displayed.
- (5) Nothing in Article (2) of this Order shall render it unlawful to cause or permit a vehicle which displays in the Relevant Position a Parking Exemption Certificate to wait in any of the roads specified in the Schedule to this Order provided the certificate has been issued for the vehicle displaying it and is valid for the place

General Provisions

- (6) In so far as any provision of this Order conflicts with a provision which is contained in an Order made or having effect as if made under the Act, and existing at the time when this Order comes into operation, and which imposes a restriction or prohibition on waiting by vehicles or grants an exemption from such restriction or prohibition, the provisions of this Order shall prevail.
- (7) The restrictions imposed by this Order shall be in addition to and not in derogation of any restriction or requirement imposed by regulations made or having effect as if made under the Act, or by or under any other enactment.

The provisions of this Order shall prevail over the provisions of any previous order.

Contraventions of the Order

- (8) If a parking contravention (as defined in the Traffic Management Act 2004) is committed in respect of any of the provisions of this Order a Penalty Charge will be payable.
- (9) In the case of a vehicle in respect of which a Penalty Charge is payable a Penalty Charge Notice may be issued by a Civil Enforcement Officer.

Citation and commencement

This Order may be cited as "The Kent County Council (Tunbridge Wells Borough) (Prohibition of Waiting) No.4 Order 2021" ('this Order') and shall come into operation on the xxth day of xxxxxxxxxxxx 2021

The Schedule

No waiting at any time

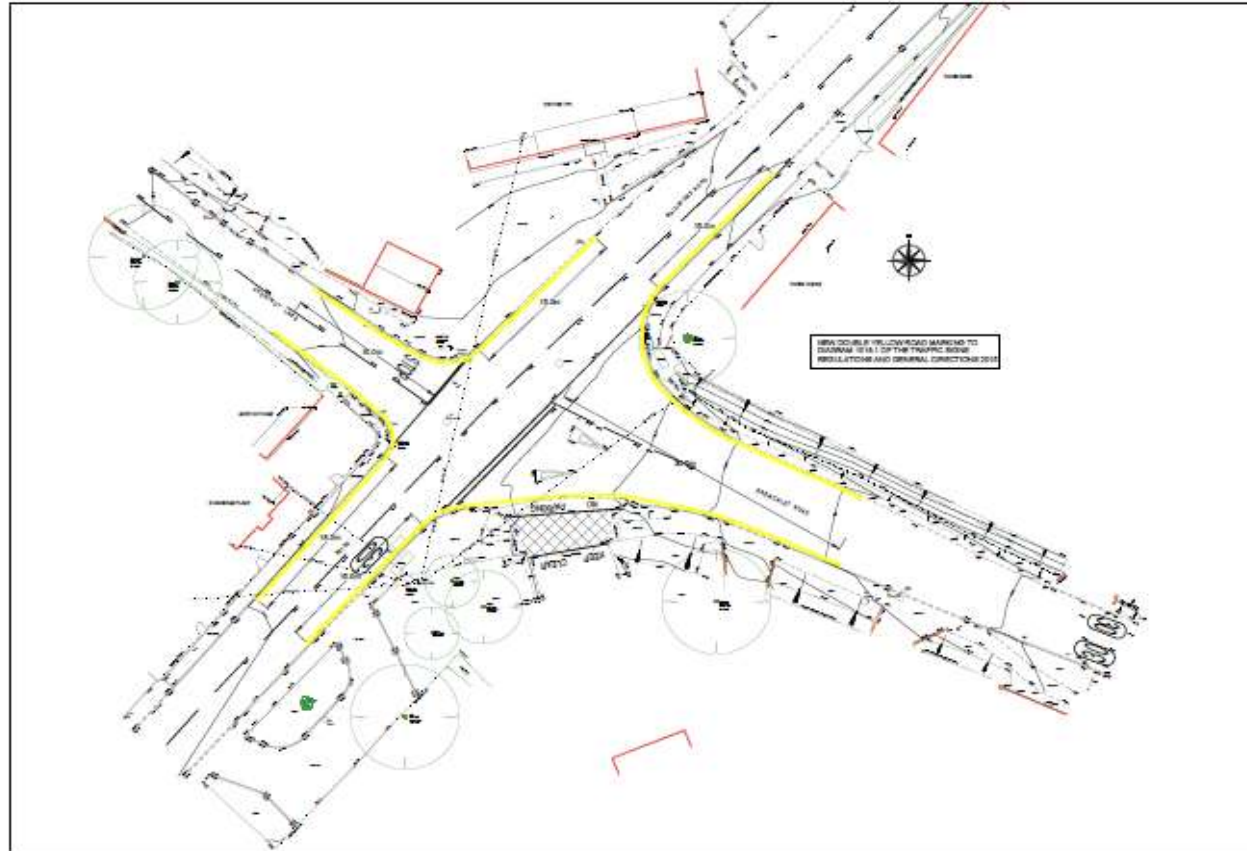
Road	Side	Definition
BRENCHLEY ROAD	Both	from the junction with Maidstone Road for a distance of 30 metres in a south easterly direction.
CHESTNUT LANE	Both	from the junction with Maidstone Road for a distance of 15 metres in a north westerly direction.
MAIDSTONE ROAD	North east	between points 22 metres north east and 20 metres south west of its junction with Chestnut Lane.
MAIDSTONE ROAD	South east	between points 31 metres north east and 30 metres south west of its junction with Brenchley Road.

Given under the Common Seal of The Kent County Council

This day of 2021

**THE COMMON SEAL OF THE
KENT COUNTY COUNCIL was
hereunto affixed in the
presence of:-**

Authorised Signatory



GENERAL NOTES
 1. This drawing shall not be copied
 2. All dimensions shall be checked on site when applicable prior to commencing the work
 3. All work shall conform to the current edition of the Building Regulations and any other applicable statutory regulations
 4. All materials and workmanship shall conform with the relevant British Standard specifications and standards in force

REV	DATE	DESCRIPTION	BY	CHECK
1	15/03/20	ISSUED FOR APPROVAL	SP	SP
2	23/03/20	FOR INFORMATION ON REVISIONS TO DRAWING NO. 014_TRO_01_P2	SP	SP
3	23/03/20	FOR INFORMATION ON REVISIONS TO DRAWING NO. 014_TRO_01_P2	SP	SP



SITE ADDRESS:
 Site Address



PROJECT TITLE	014_TRO_01_P2
ISSUED FOR	FOR INFORMATION ON REVISIONS TO DRAWING NO. 014_TRO_01_P2
DATE	23/03/20
BY	SP
CHECKED BY	SP
DATE	23/03/20
SCALE	AS SHOWN
PROJECT NO.	014_TRO_01_P2

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