

THE COUNTY OF CARMARTHENSHIRE

(PROHIBITION OF STOPPING OUTSIDE SCHOOLS) ORDER 2014

The Carmarthenshire County Council ("the Council") in exercise of their powers under Sections 1(1) and 2(1) to (3) and 4(2) of the Road Traffic Regulation Act 1984 ("the Act") as amended and by Schedule 8 of the New Roads and Street Works 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:-

PART 1

GENERAL

Interpretation

1. (1) In this Order the expression –

“Council means Carmarthenshire County Council or its appointed agents

“enactment” means any enactment whether public general or local and includes any order byelaw rule regulation scheme or other instrument having effect by virtue of an enactment

“Owner” means the person by whom the vehicle is kept and in determining who the owner of a vehicle was at any time it shall be presumed that the owner was the person in whose name the vehicle was at that time registered under the Vehicle Excise and Registration Act 1994

“Parking Attendant” means a person authorised by or on behalf of the Council to enforce the restrictions imposed by this Order

“Penalty Charge” means the charge set by the Council under the provisions of the Road Traffic Act 2004 (“the 2004 Act”) which is to be paid to the Council following the issue of a Penalty Charge Notice within 28 days of the issue of that Notice

“road” includes part of a road and has the same meaning as in Section 142 of the Act

(2) Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended applied consolidated re-enacted by or as having effect by virtue of any subsequent enactment

PART II

PROHIBITION OF STOPPING OUTSIDE SCHOOLS

Prohibition on vehicles stopping outside schools

2. NO person shall cause or permit any vehicle to stop or remain at rest on the sides of road specified in Schedule 1 to this Order which are adjacent to the schools identified in Schedule 2 to this Order between 08.00am. and 17.00pm on Mondays to Fridays inclusive

Exceptions and exemptions from the prohibition on vehicles stopping outside schools

3. NOTHING in Article 3 of this Order shall apply to –
Cstypist/pubnotices/restofwaiting/jcschools

- (a) any person causing or permitting a vehicle to stop or remain at rest –
 - (i) if that person is obliged to do so in order to avoid an accident
 - (ii) if that person is required to do so by law
 - (b) anything done with the permission or at the direction of a police constable in uniform
 - (c) any person who causes any vehicle to proceed in accordance with any prohibition restriction or requirement indicated by traffic signs placed by the Police pursuant to Section 66 or Section 67 of the Act
4. THE prohibition imposed by this Order is in addition to and not in derogation of any prohibition restriction or requirement imposed by any other enactment and any exemption or exception from the provisions of this Order is without prejudice to the provisions of any other enactment

PART III

ENFORCEMENT

Contraventions

5. IF a vehicle is left without complying with any of the requirements of this Order then a contravention will have occurred and a penalty charge shall be payable. A Penalty Charge Notice showing the information required by the Road Traffic Act 12004 may then be issued by a Parking Attendant in accordance with the requirements of the Road Traffic Act 2004

Notice of penalty charge

6. IN the case of a vehicle in respect of which the penalty charge may have been incurred it shall be the duty of a Parking Attendant to attach to the vehicle in a conspicuous position or to give to a person appearing to be in charge of the vehicle a Notice which shall include the following particulars:
- (a) the grounds on which the Parking Attendant believes that a penalty charge is payable with respect to the vehicle and
 - (b) the amount of the penalty charge which is payable and
 - (c) that the penalty charge must be paid before the end of the period of twenty-eight days beginning with the date of the Notice and
 - (d) that if the penalty charge is paid before the end of the period of fourteen days beginning with the date of the Notice the amount of the penalty charge will be reduced by the specified proportion from time to time by the National Assembly for Wales and
 - (e) that if the penalty charge is not paid before the end of the twenty-eight day period a Notice to the owner may be served by the Council on the person appearing to them to be the owner of the vehicle and
 - (f) the address to which payment of the penalty charge must be sent

Restriction on removal of Penalty Charge Notices

7. WHERE a Penalty Charge Notice has been attached to a vehicle in accordance with the provisions of this Order no person not being the driver of the vehicle a

police constable in uniform or a parking attendant shall remove that Notice from the vehicle unless authorised to do so by the driver

Manner of payment of penalty charge

8. (1) The owner of a vehicle in respect of which the penalty charge has been incurred shall pay the penalty charge to the Council EITHER by cheque or postal order which shall be delivered or sent by post so as to reach the Directorate of Technical Services of the Council within twenty-eight days of the issue of the penalty charge OR by cheque, in cash or by credit card or debit card in person at any Council office which accepts such payment or as indicated on the Penalty Charge Notice not later than as aforesaid
- (2) If the penalty charge is paid before the end of the period of fourteen days beginning with the date of the Notice the amount of the penalty charge will be reduced by the specified proportion
- (3) If the owner fails to pay the penalty charge by the end of the twenty-eight day period a Notice to Owner may be served and if the charge is then not paid within a further period of twenty-eight days it may be increased by fifty per cent on the issue of a Charge Certificate in accordance with the provisions of paragraph 6 of Schedule 6 of the 2004 Act

If the fourteen or twenty-eight day periods referred to above fall on a day when the said Council Offices are closed the period within which payment shall be made shall be extended until 4.30 p.m. on the next full day on which the said Council Offices are open. This Order shall come into operation on the 4th day of September, Two Thousand and Fifteen and may be cited as The County of Carmarthenshire (Church Street Ammanford, Walter Road Ammanford, Station Road Kidwelly, Priory Street Kidwelly, Road Leading to the Community Centre at Mynyddygarreg, Heol yr Ysgol Mynyddygarreg, Brynsierfel Llanelli, Dwyfor Llanelli) (Prohibition of Stopping Outside Schools) Order 2014.

Given under the Common Seal of the Carmarthenshire County Council this 21st day of August, 2015

THE COMMON SEAL of CARMARTHENSHIRE

COUNTY COUNCIL was hereunto affixed

Before me,

Linda Rees - Jones

Linda Rees-Jones

Head of Administration and Law



SCHEDULE 1
PROHIBITION OF STOPPING

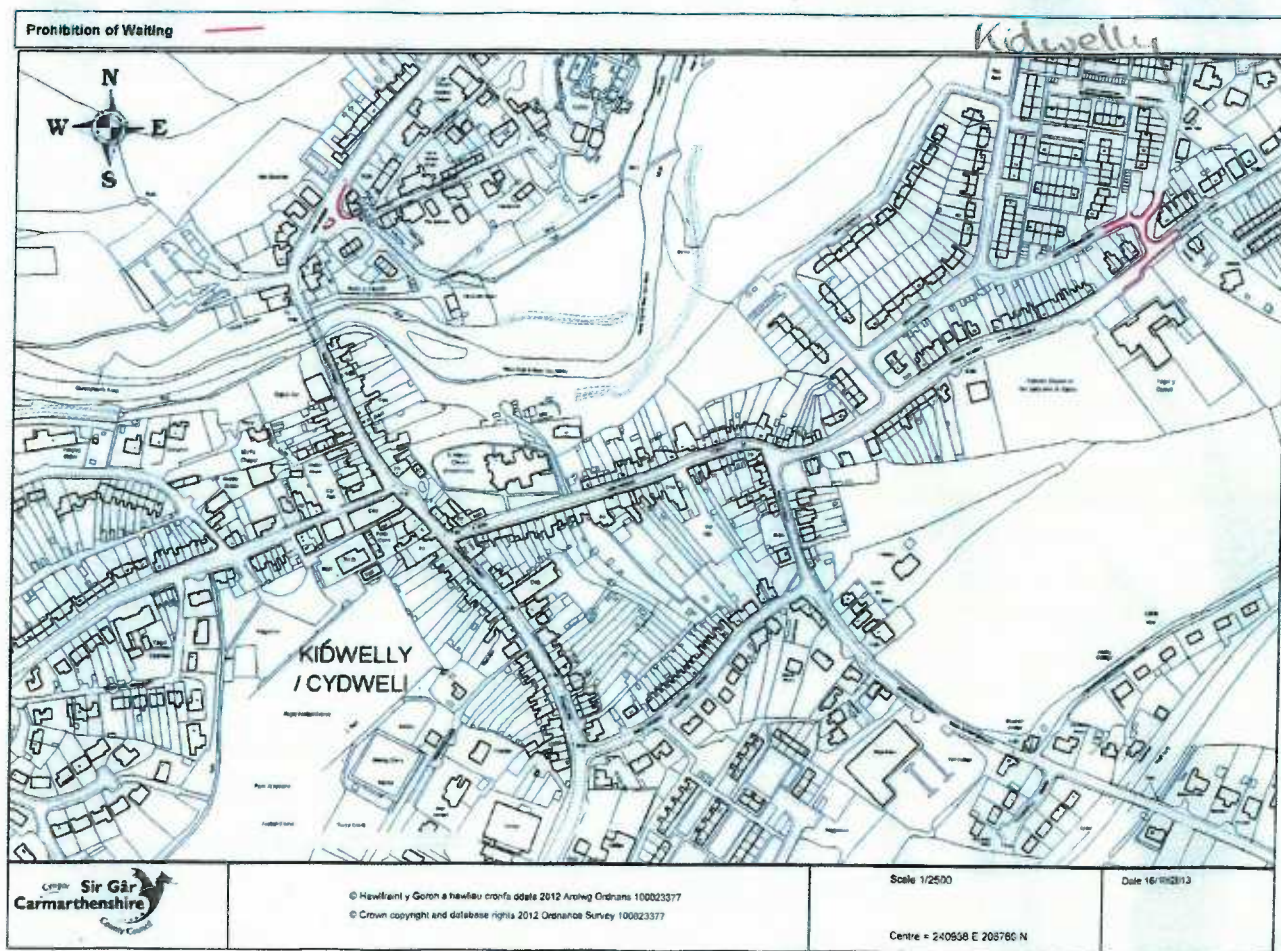
**School keep clear markings 8.00 a.m. – 5.00p.m. on any day except
Saturday and Sunday**

Name of Road	Sides of Road
Church Street, Ammanford	On the East Side From a point 52.5 metres North of its junction with Margaret Street, for a distance of 43 metres in a general northerly direction.
Walter Road, Ammanford	On the North Side From a point 263 metres southwest of its junction with Wern Ddu Road, for a distance of 24 metres in a general south-westerly direction.
Station Road, Kidwelly	On the South Side From a point 22 metres South West of the centre of its junction with West Hill Crescent (Eastbound) for a distance of 40 metres in a general south-westerly direction.
Priory Street, Kidwelly	On the South Side From a point 82 metres southwest of the centre of its junction with Gwendraeth Town (West) for a distance of 48 metres in a general south-westerly direction. <u>On the North Side</u> From a point 35 metres southwest of the centre of its junction with Ger-y-Gwendraeth, for a distance of 26 metres in a general south-westerly direction.
Road leading to the Community Centre at Mynyddygarreg	On the East Side From its junction with Heol Yr Ysgol, for a distance of 14 metres in a general north-westerly direction.
Heol yr Ysgol, Mynyddygarreg	On the North Side From a point 5 metres Southeast of the centre of its junction with Road leading to Community Centre, for a distance of 19 metres in a general south-easterly direction.
Brynsierfel, Llanelli	On the Northeast side From a point 40metres northwest of its junction with Heol Elfed for a distance of 44metres in a north-westerly direction
Dwyfor, Llanelli	On the West Side From a point 67metres south of its junction with Llys Caradog for a distance of 41metres in a southerly direction

SCHEDULE 2 SCHOOLS

Ysgol Dyffryn Aman, Ammanford
Ysgol Gwenllian, Kidwelly
Ysgol Y Castell, Kidwelly
Ysgol Mynydd Y Garreg, Mynyddygarreg
Ysgol Brynsierfel, Llanelli
Ysgol Bro Banw, Walter Road, Ammanford

LR-5



Brysiertel

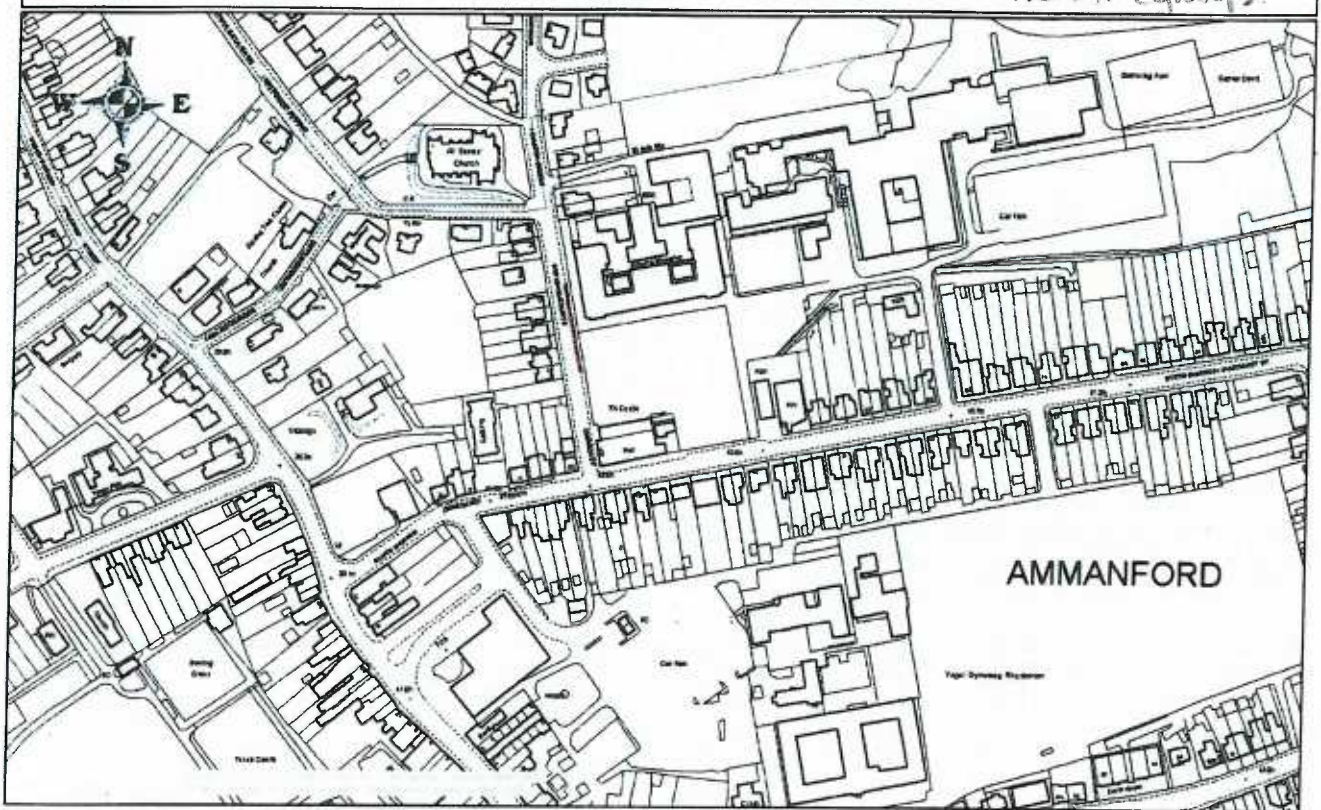
Prohibition of Stopping on School Keep Clear Markings Mon-Fri 8am-5pm.....



LR-5

Prohibition of Stopping on School Keep Clear road markings Mon-Fri 8.00am-5.00pm

Heol yr Eglwys



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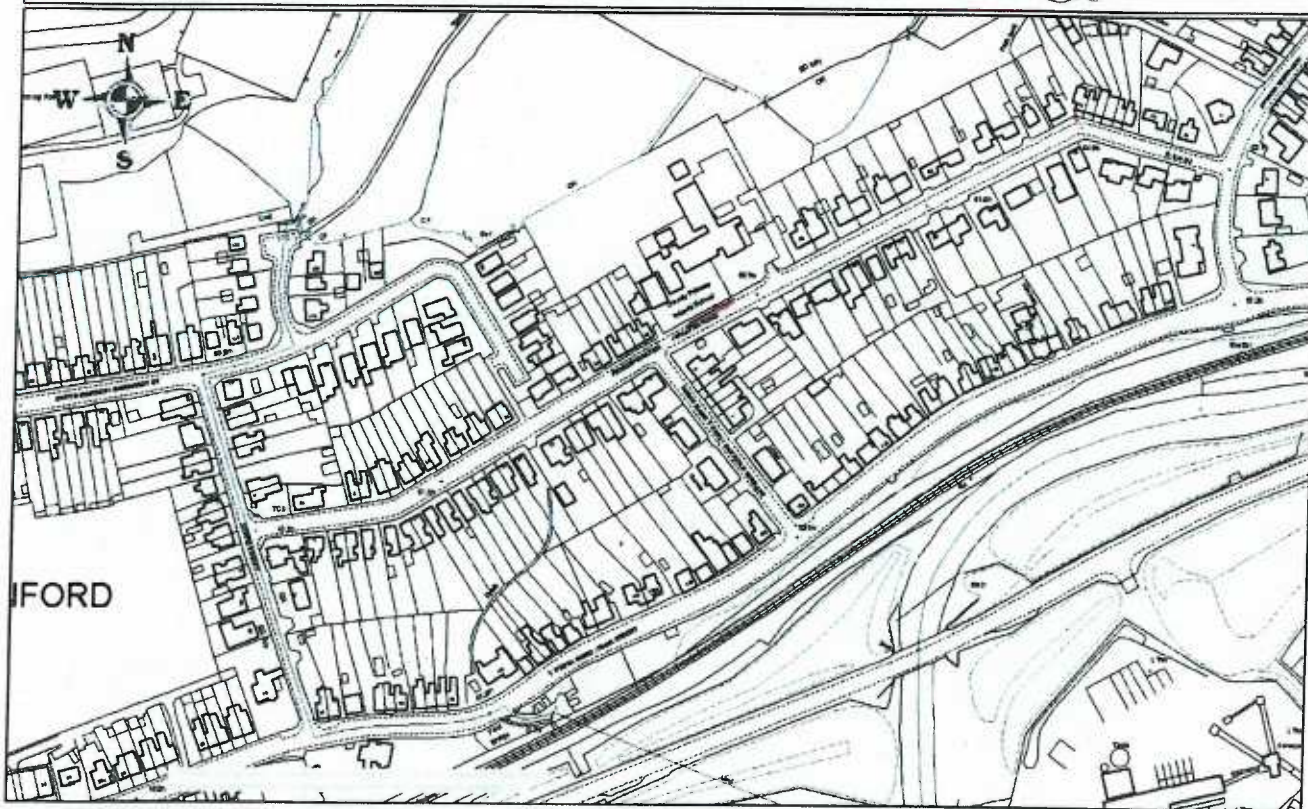
Date 17/10/2013

Centre = 263040 E 212555 N

LR-5

Prohibition of Stopping on School Keep Clear road markings Mon-Fri 8.00am-5.00pm

Bro Barw



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Scale 1/2500

Date 16/10/2013

Centre = 263597 E 212570 N

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