

**THE COUNCIL OF THE CITY AND COUNTY OF SWANSEA
CYNGOR DINAS A SIR ABERTAWE
TRAFFIC REGULATION ORDER 2023
BEVANS ROW, SWANSEA
PROHIBITION OF WAITING
NOTICE 2023**

NOTICE: is hereby given that on 23rd February 2023 The Council of the City and County of Swansea made the above order under the Road Traffic Regulation Act 1984 (as amended) and of all other enabling powers. The order will be effective from 8th March 2023, as set out in the schedules below. A copy of the order and plan may be inspected during office hours at the Civic Centre, Oystermouth Road, Swansea, SA1 3SN. Any person wishing to challenge the validity of the order or procedures used in making this order may apply to the High Court within 6 weeks of the date the order was made.

SCHEDULES

**SCHEDULE 2
PROHIBITION OF WAITING, LOADING AND UNLOADING AT ANY TIME
BEVANS ROW
North side**

From a point 48 metres north and then east of its junction with the northern kerbline of Langdon Road to a point 127 metres north east thereof

For clarification, this includes the cul-de-sac turning area on Bevans Row

**SCHEDULE 3
PROHIBITION OF WAITING AT ANY TIME
BEVANS ROW
South side**

From a point 39 metres north and then east of its junction with the northern kerbline of Langdon Road to a point 41 metres north east thereof

From a point 98 metres north and then east of its junction with the northern kerbline of Langdon Road to a point 103 metres north east thereof

**SCHEDULE 4
RESIDENT PERMIT HOLDERS ONLY AT ANY TIME
BEVANS ROW
South side**

From a point 41 metres north and then east of its junction with the northern kerbline of Langdon Road to a point 98 metres north east thereof

Dated 1st March 2023

**Tracey Meredith
Chief Legal Officer / Prif Swyddog Cyfreithiol**

**THE COUNCIL OF THE CITY
AND COUNTY OF SWANSEA
CYNGOR DINAS A SIR ABERTAWE**



Cyngor **Abertawe**
Swansea Council

**BEVANS ROW, SWANSEA
PROHIBITION OF WAITING
TRAFFIC REGULATION ORDER 2023**

DVT-00257688/AVR

**THE COUNCIL OF THE CITY AND COUNTY OF SWANSEA
CYNGOR DINAS A SIR ABERTAWE
BEVANS ROW, SWANSEA
PROHIBITION OF WAITING
TRAFFIC REGULATION ORDER 2023**

THE COUNCIL OF THE CITY AND COUNTY OF SWANSEA (hereinafter called “the Council”) in exercise of its powers under the Road Traffic Regulation Act 1984, as amended (hereinafter referred to as “the Act of 1984”) and 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 and Section 124 of the Act of 1984 hereby make the following Order.

SECTION 1 – PRELIMINARY

Citation and commencement

1. This Order shall come into operation on 8th March 2023 and may be cited as the Council of the City and County of Swansea (Bevans Row, Swansea Prohibition of Waiting) Traffic Regulation Order 2023

Definitions

2. In this order, except where the context otherwise requires, the following expressions have the meaning hereby respectively assigned to them:

“Civil Enforcement Officer” has the same meaning as in Section 63A of the Act of 1984 and by virtue of Section 76 of the 2004 Act a Civil Enforcement Officer appointed under Section 63A of the Act of 1984 is a Civil Enforcement Officer in relation to parking contraventions;

“Public Service Vehicle” means a vehicle carrying passengers for a fee and for the purposes of this Order Public Service Vehicle refers to a large Public Service Vehicle capable of carrying more than eight passengers;

“Relevant Position” in respect of:-

- (a) a disabled person’s badge and parking disc has the same meaning as in the Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (Wales) Regulations 2000; and

- (b) a permit means exhibited on the windscreen, dashboard or fascia of the vehicle or, where the vehicle does not have a windscreen, dashboard or fascia, in a conspicuous position on the vehicle so that the whole of the information on the front of the permit is clearly legible from outside the vehicle;
- (c) a pay and display ticket means exhibited on the windscreen dashboard or fascia of the vehicle or, where the vehicle does have a windscreen, dashboard or fascia, in a conspicuous position on the vehicle so that the whole of the information on the front of the ticket is clearly legible from outside the vehicle;
- (d) a Waiver means exhibited on the windscreen, dashboard or fascia of the vehicle or, where the vehicle does not have a windscreen, dashboard or fascia, in a conspicuous position on the vehicle so that the whole of the information on the front of the Waiver is clearly legible from outside the vehicle;

"Digital Permit" means an electronic permit or dispensation issued and confirmed by the Council to exempt a vehicle from a restriction or to make payment other than on site covered in the provisions of this Order, under the terms applicable at the time of issue. A Digital Permit may be obtained by any of the methods provided from time to time by the Council and to be valid must be registered on an account in an electronic database approved by the Council with an indication that the permit has been issued and validated in accordance with Council procedures.

"Waiver" means a Waiver issued by the Council in respect of vehicles being used for building maintenance repair shop fitting or other industrial or demolition operations and the Council may charge for such Waiver such charge to be determined from time to time by resolution of the Council or relevant Committee thereof;

Interpretation

3. Except where otherwise stated, any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order
4. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the Interpretation of an Act of Parliament

5. The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation of any other prohibition or restriction whether made under the Act of 1984 or otherwise

SECTION 2 – PROHIBITION OF WAITING AT ANY TIME, LOADING AND UNLOADING AT ANY TIME

6. Save as provided in Article 7 no person shall, except upon the direction or with the permission of a Civil Enforcement Officer, police officer in uniform, or a person authorised by the Council, cause or permit any vehicle to wait at any time on the length or lengths of the road or roads referred to in Schedule 2 hereto save for the purposes of loading or unloading at any time

Exemptions

7. Nothing in Article 6 of this Order shall render it unlawful to cause or permit any vehicle to wait on the side or sides or length or lengths of the road or roads specified therein for as long as may be necessary to enable:-
 - (a) 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) building, maintenance, repair, shop fitting or other industrial or demolition operations with a Waiver issued by the Council and displayed in the Relevant Position on the windscreen of the vehicle;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the laying, erection, alteration or repair in or on land adjacent to the said lengths or sides of the road of any sewer or any main pipe or apparatus for the supply of water, gas electricity or of any telecommunications apparatus as defined by the Telecommunications Act 1984
 - (iv) a vehicle being used for police, ambulance, fire brigade or other emergency purposes

- (b) the vehicle if it cannot conveniently be used for such purpose in any other road, to be used in connection with the service of a local authority or of a water authority in pursuance of its statutory powers and duties.
- (c) the vehicle of the Royal Mail or other universal services provider as defined in Section 4 of the Postal Services Act 2000 to be used for the purpose of delivering or collecting mail.
- (d) vehicles picking up and dropping off passengers

SECTION 3 - PROHIBITION OF WAITING AT ANY TIME

- 8. Save as provided in Articles 9 and 10 no person shall, except upon the direction or with the permission of a Civil Enforcement Officer, police officer in uniform, or a person authorised by the Council, cause or permit any vehicle to wait at any time on the length or lengths of the road or roads referred to in Schedule 3 hereto except buses.

Exemptions

- 9. Nothing in Article 8 of this Order shall render it unlawful to cause or permit any vehicle to wait on the side or sides or length or lengths of the road or roads specified therein for as long as may be necessary to enable:-
 - a. 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. building, maintenance, repair, shop fitting or other industrial or demolition operations with a Waiver issued by the Council and displayed in the Relevant Position on the windscreen of the vehicle;
 - ii. the removal of any obstruction to traffic;
 - iii. the laying, erection, alteration or repair in or on land adjacent to the said lengths or sides of the road of any sewer or any main pipe or apparatus for the supply of water, gas electricity or of any telecommunications apparatus as defined by the Telecommunications Act 1984
 - iv. a vehicle being used for police, ambulance, fire brigade or other emergency purposes

- b. the vehicle if it cannot conveniently be used for such purpose in any other road, to be used in connection with the service of a local authority or of a water authority in pursuance of its statutory powers and duties.
 - c. the vehicle of the Royal Mail or other universal services provider as defined in Section 4 of the Postal Services Act 2000 to be used for the purpose of delivering or collecting mail.
 - d. Public Service Vehicles when waiting at an authorised bus stop to set down or pick up passengers
 - e. vehicles picking up and dropping off passengers
10. Nothing in Article 8 of this Order shall render it unlawful to cause or permit a disabled person's 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 on lengths of sides of roads referred to in the Article for a period not exceeding 3 hours (not being a period separated by an interval of less than 1 hour from the previous period of waiting by the same vehicle on the same length of side of road on which that vehicle had previously been waiting).

SECTION 4 - PROPOSED RESIDENT PERMIT HOLDERS ONLY AT ANY TIME

11. Save as provided in Article 12, 13 and 14 no person shall, except upon the direction or with the permission of a Civil Enforcement Officer, police officer in uniform, or a person authorised by the Council, cause or permit any vehicle to wait along the length or lengths of the road or roads referred to in Schedule 4 hereto.

Exemptions

12. Nothing in Article 11 of this Order shall render it unlawful to cause or permit a vehicle displaying a physical permit in the Relevant Position or subject to a Digital Permit covering the specified area to stop on the side or sides or length or lengths of the road or roads specified in Schedule 4.
13. Nothing in Article 11 of this Order shall render it unlawful to cause or permit any vehicle to wait on the side or sides or length or lengths of the road or roads specified therein for as long as may be necessary to enable:-

- a. 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. building, maintenance, repair, shop fitting or other industrial or demolition operations with a Waiver issued by the Council and displayed in the Relevant Position on the windscreen of the vehicle;
 - ii. the removal of any obstruction to traffic;
 - iii. the laying, erection, alteration or repair in or on land adjacent to the said lengths or sides of the road of any sewer or any main pipe or apparatus for the supply of water, gas electricity or of any telecommunications apparatus as defined by the Telecommunications Act 1984
 - iv. a vehicle being used for police, ambulance, fire brigade or other emergency purposes
 - b. the vehicle if it cannot conveniently be used for such purpose in any other road, to be used in connection with the service of a local authority or of a water authority in pursuance of its statutory powers and duties.
 - c. the vehicle of the Royal Mail or other universal services provider as defined in Section 4 of the Postal Services Act 2000 to be used for the purpose of delivering or collecting mail.
 - d. Public Service Vehicles when waiting at an authorised bus stop to set down or pick up passengers
 - e. vehicles picking up and dropping off passengers
 - f. a vehicle displaying a physical permit in the Relevant Position or subject to a Digital Permit covering the specified area.
14. Nothing in Article 11 of this Order shall render it unlawful to cause or permit a disabled person's 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 on lengths of sides of roads referred to in the Article for a period not exceeding 3 hours (not being a period separated by an interval of less than 1 hour from the previous period of waiting by the same vehicle on the same length of side of road on which that vehicle had previously been waiting).

REVOCATION

15. The existing Orders are revoked insofar as they are inconsistent with the proposals contained in the schedules hereto and insofar as they relate to the length or lengths of the road or roads referred to in the Schedules hereto.

SCHEDULES

SCHEDULE 1

REVOCATIONS

The existing Orders are revoked insofar as they are inconsistent with the proposals hereinafter contained which relate to the length or lengths of the road or roads referred to in the schedules hereto.

SCHEDULE 2

PROHIBITION OF WAITING, LOADING AND UNLOADING AT ANY TIME

BEVANS ROW

North side

From a point 48 metres north and then east of its junction with the northern kerblines of Langdon Road to a point 127 metres north east thereof

For clarification, this includes the cul-de-sac turning area on Bevans Row

SCHEDULE 3

PROHIBITION OF WAITING AT ANY TIME

BEVANS ROW

South side

From a point 39 metres north and then east of its junction with the northern kerblines of Langdon Road to a point 41 metres north east thereof

From a point 98 metres north and then east of its junction with the northern kerblines of Langdon Road to a point 103 metres north east thereof

SCHEDULE 4

PROPOSED RESIDENT PERMIT HOLDERS ONLY AT ANY TIME

BEVANS ROW

South side

From a point 41 metres north and then east of its junction with the northern kerblines of Langdon Road to a point 98 metres north east thereof

THE COMMON SEAL OF THE)
COUNCIL OF THE CITY AND)
COUNTY OF SWANSEA)
was hereunto affixed)
in the presence of)

Authorised Signatory