

**LEEDS CITY COUNCIL  
(TRAFFIC REGULATION) (WAITING RESTRICTIONS)  
(NO.W25) ORDER 2010  
&  
(TRAFFIC REGULATION) (MOVEMENT RESTRICTIONS)  
(NO.M16) ORDER 2010**

**OAKLEY VIEW/OAKLEY TERRACE AND OAKLEY GROVE BEESTON LEEDS**

**VARIOUS TRAFFIC MEASURES**

**STATEMENT OF REASONS FOR PROPOSING TO MAKE THE ORDERS**

Rat running by vehicles on Oakley View and to a lesser extent on Oakley Terrace in order to avoid the traffic light red signal phase on Garnet Road by joining green signal phase on Dewsbury Road is causing accidents and access problems for local residents. In the attempt to join the Dewsbury Road green signal phase drivers are speeding up Oakley View to avoid the red signal phase on Garnet Road. This indiscriminate speeding is causing safety problems for both residents and pedestrians.

In order to help reduce the danger to persons or other traffic using Oakley View or other roads in the vicinity and to prevent the likelihood of any such danger arising it is proposed to make both Oakley View and Oakley Terrace One Way Only in a north west to south east direction from Dewsbury Road to Garnet Road which will also help prevent the use of the roads by vehicular traffic in a manner which is unsuitable having regard to the existing character of the road and adjoining properties. Both Oakley View and Oakley Terrace are to be made the subject of One Way only traffic flows to prevent the problem migrating from Oakley View to Oakley Terrace. Oakley Grove is already the partially subject to One Way Only traffic flow.



**LEEDS CITY COUNCIL  
(TRAFFIC REGULATION) (WAITING RESTRICTIONS)  
(N0.W25) ORDER 2010**

**OAKLEY VIEW/OAKLEY TERRACE AND OAKLEY GROVE BEESTON LEEDS  
VARIOUS WAITING RESTRICTIONS**

**FIRST SCHEDULE**

**NO WAITING 8AM – 6PM MONDAY TO SATURDAY INCLUSIVE**

**Lengths of road in Beeston in the Metropolitan District of Leeds**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Item Number</b>	<b>Name of Road</b>	<b>Length of Road</b>
1	OAKLEY VIEW	SOUTHERN SIDE – From its junction with Garnet Road in a westerly direction for a distance of 25 metres

## SECOND SCHEDULE

### PARKING PLACES FOR RESIDENT PERMIT HOLDERS ONLY

#### Lengths of road in Beeston in the Metropolitan District of Leeds

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Item No.	Part of road authorised to be used as street parking place	Position in which vehicles may wait	Permitted Classes of vehicles	Persons authorised to use such parking place	Hours and days of operation of parking place
1	OAKLEY VIEW Northern side – from a point 5 metres west of the projected kerblin of Garnet Road in a westerly direction for a distance of 30 metres	Wholly within the limits of the parking place marked in accordance with the current Traffic Sign Regulations and General Directions and in such position as not to obstruct the movement of other vehicles	Motor vehicles, goods vehicles, dual purpose vehicles, invalid carriages or motor cycles when displaying a valid permit marked "Zone B"	A person whose residence is in Oakley Grove; Oakley Terrace or Oakley View	8am - 6pm Mondays to Saturdays inclusive  (but not public holidays)
2	OAKLEY TERRACE Southern side – which extends from a point 5 metres west of the projected kerblin of Garnet Road in a westerly direction for a distance of 50 metres	Ditto	Ditto	Ditto	Ditto

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>	<b>Column 5</b>	<b>Column 6</b>
<b>Item No.</b>	<b>Part of road authorised to be used as street parking place</b>	<b>Position in which vehicles may wait</b>	<b>Permitted Classes of vehicles</b>	<b>Persons authorised to use such parking place</b>	<b>Hours and days of operation of parking place</b>
3	OAKLEY TERRACE Northern side – from a point 5 metres east of the projected kerbline of Dewsbury Road to a point 5 metres west of the projected kerbline of Garnet Road	Ditto	Ditto	Ditto	Ditto
4	OAKLEY GROVE Southern side – from a point 5 metres east of the projected kerbline of Dewsbury Road in an easterly direction to a point 5 metres west of the projected kerbline of Garnet Road	Ditto	Ditto	Ditto	Ditto
5	OAKLEY GROVE Northern Side – from a point 15 metres east of the projected kerbline of Dewsbury Road in an easterly direction for a distance of 25 metres	Ditto	Ditto	Ditto	Ditto

### THIRD SCHEDULE

#### PARKING PLACES FOR PERMIT HOLDERS ONLY

##### Lengths of road in Beeston in the Metropolitan District of Leeds

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Item No	Part of road authorised to be used as street parking place	Position in which vehicles may wait	Permitted Classes of vehicles	Persons authorised to use Parking Place	Hours and days of operation of parking place
1	OAKLEY VIEW Northern side – from a point 35 metres west of the projected kerbline of Garnet Road in a westerly direction for a distance of 9 metres	Wholly within the limits of the parking place marked in accordance with the current Traffic Sign Regulations and General Directions and in such position as not to obstruct the movement of other vehicles	Motor vehicles when displaying a valid permit marked "Zone A"	Accessible Mini Bus operated by the "Over 55s Club"	All hours and all days

**FOURTH SCHEDULE**

**LIMITED WAITING MONDAY TO SATURDAY INCLUSIVE – 8AM TO 6PM  
WAITING LIMITED TO 1 HOUR RETURN PROHIBITED WITHIN 1 HOUR**

**Lengths of road in Beeston in the Metropolitan District of Leeds**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>	<b>Column 5</b>	<b>Column 6</b>
<b>Item No</b>	<b>Part of road authorised to be used as street parking place</b>	<b>Position in which vehicles may wait</b>	<b>Classes of vehicles</b>	<b>Days and times of operation of parking place</b>	<b>Max period for which vehicles may wait</b>
1	OAKLEY VIEW Southern Side – from a point 5 metres east of the projected kerbline of Dewsbury Road in an easterly direction to a point 25 metres west of the projected kerbline of Garnet Road	Wholly within the limits of parking place marked on the carriageway in accordance with the current Traffic Signs Regulations and General Directions and in such a position as not to obstruct the movement of other vehicles.	Motor vehicles, goods vehicles, dual purpose vehicles, invalid carriages or motor cycles	Monday to Saturday inclusive 8am- 6pm	1 hour – no return within 1 hour.

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>	<b>Column 5</b>	<b>Column 6</b>
<b>Item No</b>	<b>Part of road authorised to be used as street parking place</b>	<b>Position in which vehicles may wait</b>	<b>Classes of vehicles</b>	<b>Days and times of operation of parking place</b>	<b>Max period for which vehicles may wait</b>
2	OAKLEY VIEW Northern Side – from a point 5 metres east of the projected kerbline of Dewsbury Road in an easterly direction to a point 44 metres west of the projected kerbline of Garnet Road	Ditto	Ditto	Ditto	Ditto
3	OAKLEY TERRACE Southern Side – from a point 5 metres east of the projected eastern kerbline of Dewsbury Road in an easterly direction to a point 55 metres west of the projected kerbline of Garnet Road	Ditto	Ditto	Ditto	Ditto

**FIFTH SCHEDULE**

**REVOCATIONS AND AMENDMENTS**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Item No</b>	<b>Order Title</b>	<b>Extent of Revocation</b>
<b>1</b>	<b>Leeds City Council (Traffic Regulation (NO. 36) Order 1994 Oakley View, Oakley Terrace and Oakley Grove Residents Parking Scheme</b>	<b>The whole Order is hereby revoked</b>



**DATED**

**2010**

**LEEDS CITY COUNCIL  
(TRAFFIC REGULATION) (WAITING RESTRICTIONS)  
(N0.W25) ORDER 2010**

**OAKLEY VIEW/OAKLEY TERRACE AND OAKLEY GROVE BEESTON LEEDS  
VARIOUS WAITING RESTRICTIONS**

**Nicolé Jackson  
Assistant Chief Executive (Corporate Governance)  
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LEEDS LS1 1UR**

**A76/RAH/873060**

**LEEDS CITY COUNCIL  
(TRAFFIC REGULATION) (WAITING RESTRICTIONS)  
(N0.W25) ORDER 2010**

**OAKLEY VIEW/TERRACE AND GROVE BEESTON**

**VARIOUS WAITING RESTRICTIONS**

Leeds City Council in exercise of the powers contained in Sections 1, 2, 32 and 35 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 (hereinafter referred to as "the 1984 Act") and in pursuance of the powers contained in Section 73 and Schedule 7 of the Traffic Management Act 2004 and of all other powers so enabling and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the 1984 Act and with those persons and organisations specified in the Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996 hereby makes the following Order:-

**DEFINITIONS**

1. For the purposes of this Order:-

<b>"a person authorised by the council"</b>	means a police constable in uniform a traffic warden or a civil enforcement officer
<b>"civil enforcement officer"</b>	means a person authorised by the Council to supervise any parking place
<b>"disabled persons badge"</b>	has the same meaning as in Regulation 2 of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000
<b>"dual purpose vehicle"</b>	has the same meaning as in Regulation 3(1) of the Motor Vehicles (Construction and Use) Regulations 1978
<b>"goods vehicle"</b>	has the same meaning as in Section 138(1) of the 1984 Act
<b>"heavy commercial vehicle"</b>	means any goods vehicle which has an operating weight exceeding 7.5 tonnes as defined in Section 138(1) of the 1984 Act

<b>"invalid carriage"</b>	has the same meaning as in Section 136 of the 1984 Act
<b>"motor cycle"</b>	has the same meaning as in Section 136 of the 1984 Act
<b>"motor vehicle"</b>	has the same meaning as in Section 136 of the 1984 Act
<b>"owner"</b>	in relation to a vehicle means the person by whom such vehicle is kept and used
<b>"parking disc"</b>	means a valid disc issued by a local authority 125 millimetres square, coloured blue and capable of showing the quarter hour period during which a period of waiting began
<b>"parking place"</b>	means the areas on a highway designated by Articles 6 and 27 of this Order as a parking place for the leaving of motor vehicles
<b>"permit"</b>	means a permit issued under the provisions of Article 51 of this Order
<b>"permit holder"</b>	means a person to whom a permit has been issued in accordance with Article 51 of this Order
<b>"relevant position"</b>	has the same meaning as given in Regulation 4 of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000
<b>"resident"</b>	means in relation to the parking place any person whose usual residence is as specified in Column 4 of the Second Schedule to this Order
<b>"Accessible Mini Bus operator"</b>	means in relation to the parking place any person in control of an Accessible Mini Bus operated by the over 55s Club as is specified in Column 4 of the Third Schedule
<b>"universal service provider"</b>	has the same meaning as in the Postal Services Act 2000
<b>"visitor's permit"</b>	means a permit issued to a resident of

the premises the postal address of which is as defined in Column 5 of the Second Schedule to this Order which permit is to be displayed on a vehicle of a class specified in Column 4 of the said Second Schedule to this Order being used by a bona fide visitor

### **NO WAITING AT ANY TIME**

- 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 traffic warden cause or permit any vehicle to wait between 8:00AM and 6:00PM Monday to Saturday inclusive in the length of road specified in the First Schedule to this Order
- 3 Nothing in Articles 2 of this Order shall prohibit any person from causing or permitting any vehicle to wait in the length of road specified therein so long as may be necessary:-
  - 3.1 to enable a person to board or alight from the vehicle
  - 3.2 to enable a vehicle if it cannot be conveniently used for such purpose in any other road to be used in connection with any wedding funeral building operation or demolition the removal of any obstruction in the length of road so specified or the laying erection alteration or repair in or near the said length of road of any main pipe or apparatus for the supply of gas water or electricity or of any telecommunications apparatus as defined in section 4(3) of the Telecommunications Act 1984
  - 3.3 to enable a vehicle to wait in the said length of road if it is a vehicle bearing a livery which is used by a universal service provider engaged in the collection and/or delivery of letters in accordance with statutory duties for the provision of services for the conveyance of letters

- 3.4 to enable a vehicle to be used in the said length of road for police ambulance fire brigade local authority sewerage or water undertakers purposes when used in pursuance of statutory powers or duties
- 3.5 if a vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or for such waiting as is necessary to prevent an accident
- 3.6 for the purpose of loading or unloading the vehicle while it is in actual use in connection with the delivery or removal of furniture to or from any premises fronting on to the said lengths of road **PROVIDED THAT** notice is given 24 hours in advance to the police and their consent obtained
4. Nothing in Article 2 of this Order shall prohibit any person from causing or permitting any vehicle to wait in the lengths of road specified therein for so long as may be necessary to deliver to or collect from or load or unload goods at any premises fronting onto the said length of road **PROVIDED THAT** no vehicle so engaged shall wait for longer than 30 minutes outside the same premises without the permission of a police constable in uniform or a traffic warden and provided always that a police constable in uniform or a traffic warden may at any time require the driver of the vehicle to move it if it is reasonably necessary for the purpose of preventing obstruction
5. Nothing in Articles 2 of this Order shall render it unlawful to cause or permit any vehicle to wait 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 road or a part of the same road on the same day) in the lengths of road specified therein if the vehicle displays in the relevant position a disabled persons badge and a parking disc issued by any local authority in accordance with the provisions of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 or a badge having effect under those Regulations as if it were a disabled persons badge and the

driver or other persons in charge of the vehicle marks on the said parking disc the time at which the period of waiting began

### **ON-STREET PARKING PLACES**

6. The areas of road in Beeston in the Metropolitan District of Leeds specified in Column 2 of the Second Third and Fourth Schedules hereto are on-street parking places for such classes of vehicle for such purposes in such positions and during such hours on such days as are specified in relation thereto in the said Second Third and Fourth Schedules.
7. The limits of the parking places shall be indicated on the carriageway in accordance with road markings as indicated by the current Traffic Signs Regulations and General Directions.
8. Every vehicle left in a parking place shall stand in the position specified in Column 3 of the Second Third and Fourth Schedules to this Order.
9. Where any vehicle is standing in a parking place in contravention of the provisions of Article 8 a civil enforcement officer may alter or cause to be altered the position of the vehicle in order that its position shall comply with those provisions
10. Where a civil enforcement officer is of the opinion that any of the provisions contained in this Order have been contravened or not complied with in respect of a vehicle left in a parking place he/she may remove or cause to be removed the vehicle from the parking place
11. Any person removing or altering the position of a vehicle by virtue of Articles 9, 10 or 14 may do so by towing or driving the vehicle or in such other manner as he/she may think necessary and may take such measures in relation to the vehicle as he/she may think necessary to enable him/her to remove it or alter its position as the case may be
12. When a person authorised by the Council removes or makes arrangements for the removal of a vehicle from a parking place by virtue of Article 11 of this Order he/she

shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle

13. Any vehicle so removed from a parking place may be disposed of in accordance with Sections 101 to 103 of the 1984 Act

14. Any person duly authorised by the Council may in the case of emergency move or cause to be moved to any place he thinks fit a vehicle left in a parking place

15 Any person duly authorised by the Council may suspend the use of a parking place whenever he/she considers such suspension reasonably necessary always

**PROVIDED THAT** adequate prior notice has been received:

15.1 for the purpose of facilitating the movement of traffic or promoting its safety

15.2 for the purpose of any building engineering or construction operation  
demolition excavation adjacent to or in the parking place

15.3 for the purpose of maintenance improvement or reconstruction of the parking place or the laying erection alteration or repair in or near the parking place of any sewer or of any main pipe or apparatus for the supply of gas water or electricity or of any telecommunications apparatus as defined in Section 4(3) of the Telecommunications Act 1984

15.4 for the convenience of occupiers of premises adjacent to the parking place on any occasion of the removal of furniture from one building to another

15.5 on any such occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed

15.6 for the convenience of occupiers of premises adjacent to the parking place at times of weddings or funerals or on other special occasions

16 A police constable in uniform may suspend for not longer than twenty-four hours the use of a parking place whenever he/she considers such suspension reasonably necessary for the purpose of facilitating the movement of traffic or promoting its safety

- 17 At the discretion of the Chief Officer of Police a parking place may be suspended by him whenever he considers such suspension reasonably necessary to enable the Police to discharge their duties
- 18 Subject to the proviso contained in Article 20 of this Order any person suspending the use of a parking place in accordance with the provisions of Articles 15, 16 and 17 of this Order shall thereupon place or cause to be placed upon the relevant part of the parking bay traffic cones (as described in the current Traffic Signs Regulations and General Directions) or such other traffic cones or lights as are appropriate to indicate that waiting by vehicles is prohibited
- 19 Subject to the provisions of Article 6 of this Order if the use of a parking place is suspended for any of the purposes set out in Article 15 of this Order except Article 15.1 a charge of £10.00 (or such other charge as the Council may from time to time determine) may at the discretion of the person suspending the use of the parking place be payable by the person or body requesting the suspension of use of the parking place in respect of each day or part thereof during which use of the parking place is suspended
- 20 Subject to the proviso contained herein no person shall cause or permit any vehicle to be left in a parking place during such period as there is a cover notice traffic cone sign or light placed within the parking place in pursuance of Article 18 of this Order

**PROVIDED THAT** nothing in this paragraph shall apply to:

- 20.1 any vehicle being used for Fire Brigade Ambulance or Police purposes or any Local Authority purposes or for any purpose specified in Article 15.1
  - 20.2 any other vehicle if that vehicle is so left with the permission of the person who authorised the suspension of use of the parking place in accordance with the forgoing provisions of this Article or a police constable in uniform or a traffic warden
- 21 Unless prior written consent has been granted by the Council no person shall:

- 21.1 use a vehicle while it is in a parking place in connection with the sale or advertisement of anything to persons in or near the parking place or in connection with the selling or offering for hire of his skill or services
- 21.2 use any part of a parking place with any building structure mechanical device or other physical feature therein or any vehicle left therein to display advertising material nor to place upon or attach to any vehicle in the parking place advertising material to induce the public to participate in or frequent any place function or hearing for the purpose of demonstration or entertainment or to buy or hire or otherwise obtain anything or the skill or services of any person and nothing shall be displayed to induce the public to engage for gain in any lottery sweepstake raffle or competition

22 Without prejudice to the foregoing provisions of this Order with respect to vehicles which are left in the parking place in accordance with those provisions any other vehicle may wait in a parking place if:

- 22.1 the vehicle is waiting only for so long as is necessary to enable a person to board or alight from the vehicle
- 22.2 the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid an accident
- 22.3 the vehicle is a vehicle used for Fire Brigade purposes or an Ambulance or a vehicle in the service of a Local Authority or a vehicle in the service of a police force being used in pursuance of statutory powers or duties
- 22.4 the vehicle is waiting only for so long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic
- 22.5 the vehicle is in the service of a universal service provider and is waiting while postal packets addressed to premises adjacent to the parking place in which the vehicle is waiting are being unloaded from the vehicle or having been

unloaded therefrom are being delivered or while postal packets are being collected from premises or post boxes adjacent to the parking place in which the vehicle is waiting or is in use in connection with the servicing of telephone kiosks adjacent to the parking place

22.6 the vehicle is waiting only for so long as may be reasonably necessary to enable it to be used for any of the purposes specified in Articles 16.2 to 16.6 and the use of the vehicle for any such purpose or the amount of time during which the vehicle will remain in the parking place for that purpose does not in the opinion of the Council warrant the suspension of use of the parking place

22.7 the vehicle is waiting for the purpose of delivering or collecting goods or merchandise or loading or unloading the vehicle at premises adjacent to the parking place in which the vehicle is waiting and the vehicle does not wait for more than 30 minutes or such longer period as a police constable in uniform a traffic warden or a person authorised by the Council may authorise

23 Nothing in Article 22 shall be taken as authorising anything which would be a contravention of the Road Vehicles Lighting Regulations 1989 or any amendment or variations thereto

24 A person causing or permitting a vehicle to wait in the parking place by virtue of Article 22 shall take all necessary steps to ensure that the vehicle is left in accordance with Article 8

25 The Council may carry out such other work as is reasonably required for the purpose of the satisfactory operation of the parking place

26 Nothing in Article 6 of this Order shall render it unlawful to cause or permit any vehicle to wait 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 road or a part of the same road on the same day) in the lengths of road specified therein if the vehicle displays in the relevant position a disabled persons badge and a

parking disc issued by any local authority in accordance with the provisions of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 or a badge having effect under those Regulations as if it were a disabled persons badge and the driver or other persons in charge of the vehicle marks on the said parking disc the time at which the period of waiting began

### **RESIDENTS PERMIT PARKING**

27. The parking places specified in Column 2 of the Second Schedule to this Order are hereby authorised to be used subject to the following provisions of this Order by a resident; business; or visitor permit holder only as parking places for such classes of motor vehicles in such position and on such days and during such hours as are specified in the said Second Schedule to this Order
- 27A. The parking place specified in Column 2 of the Third Schedule to this Order is hereby authorised to be used subject to the following provisions of this Order by an accessible Mini Bus Operator permit holder only as a parking place for such class of motor vehicle in such position and on such days and during such hours as are specified in the said Third Schedule to this Order
28. Where in the said Second and Third Schedules a parking place is described as available for permit holders of motor vehicles of a specified class or in a specified position the driver of a motor vehicle shall not permit it to wait in that parking place:
- 28.1 unless it is of the specified class or
- 28.2 in a position other than that specified
29. Every vehicle using a parking place shall wait thereon in such a position as is specified in Column 3 of the Second and Third Schedule to this Order
30. The driver of a motor vehicle using a parking place shall stop the engine as soon as the motor vehicle is in position in the parking place and shall not start the engine except for the purposes of changing the position of the motor vehicle or of departing from the parking place such operations not to be unreasonably delayed

31. The driver of a motor vehicle shall not permit the motor vehicle to wait in a parking place in such a position as to obstruct or prevent any other motor vehicle from entering or departing from the parking place
32. Subject to the proviso hereto when a motor vehicle is left in a parking place in contravention of any provisions of Articles 28 31 or 37 of this Order a person authorised in that behalf by the Council may remove the motor vehicle or arrange for it to be removed from the parking place:
  - 32.1 provided that when a motor vehicle is waiting in the parking place in contravention of the provisions of Article 28.2 a person authorised in that behalf by the Council may alter or cause to be altered the position of the motor vehicle in order that its position shall comply with that provision
  - 32.2 a person authorised by the Council may in case of emergency move or cause to be moved to any place he/she thinks fit any vehicle left in the parking place
33. Any person removing or altering the position of a motor vehicle by virtue of Article 32 may do so by towing or driving the motor vehicle or in such other manner as may be reasonably necessary to enable him to remove it or alter its position as the case may be
34. When a person authorised by the Council removes or makes arrangements for the removal of a motor vehicle from a parking place by virtue of Article 32 he/she shall make such arrangements as may be reasonably necessary for the safe custody of the motor vehicle and its contents
35. Should a motor vehicle parked in a parking place specified in the Second and Third Schedules to this Order in contravention of this Order be removed by a person authorised by the Council a reasonable charge to cover the cost of removal in addition to any other accrued charges shall be payable before the motor vehicle is released

36. The driver of a motor vehicle or any other occupant of a motor vehicle using a parking place shall not sound any horn or similar instrument except for purposes of warning or emergency
37. The Council may at any time close a parking place or any part thereof temporarily
38. The Council shall not be liable in respect of loss or damage to any motor vehicle or the fittings or contents of any motor vehicle waiting or moving in or entering or leaving or otherwise using a parking place
39. A person authorised by the Council may suspend the use of a parking place or any part thereof whenever he/she considers such suspension reasonably necessary:
  - 39.1 for the purpose of facilitating the movement of traffic or promoting its safety
  - 39.2 for the convenience of occupiers of premises adjacent to the parking place at times of weddings or funerals or on other special occasions
  - 39.3 for the purpose of any building operation demolition or excavation adjacent to the parking place or the maintenance or reconstruction of the parking place of any sewer or any main pipe or apparatus for the supply of gas water or electricity or any telecommunications apparatus as defined in Section 4(3) of the Telecommunications Act 1984
40. A person authorised by the Council suspending the use of a parking place or any part thereof in accordance with the provisions of Article 39 of this Order shall thereupon place or cause to be placed in or adjacent to the parking place or part thereof the use of which is suspended a notice indicating that waiting by vehicles is prohibited
41. The Council may as respects a motor vehicle which has been or could be at any time removed from a parking place in pursuance of Article 32 of this Order if it appears to them to have been abandoned sell or otherwise dispose of the motor vehicle  
PROVIDED THAT the power of disposal conferred by this Article shall not be exercisable in the case of a motor vehicle unless there have been taken by the

Council such of the following steps as are applicable to the motor vehicle and there has elapsed a period of six weeks beginning with the taking of the first of those steps

42.

42.1 Where a motor vehicle carries a registration mark issued under the Vehicles (Excise) Act 1971 the Council shall apply in writing to the Driver Vehicle Licensing Centre or Local Vehicle Licensing Office enquiring who it appears may be the owner of the motor vehicle and the address of that person

42.2 Where the Council act under this part of this Order the first step for the purpose of the last and next succeeding Articles shall be taken to be the sending of the notice mentioned in Article 43 or the subsequent notice mentioned in Article 44 of this Order

43. The Council shall where they are aware of the name and address of a person who it appears may be the owner of the motor vehicle send a notice to that person at that address stating that it is the intention of the Council to sell or otherwise dispose of the motor vehicle (which shall be sufficiently described in the notice) on or after a specified date (which shall not be less than six weeks from the date of the first step taken by the Council under Article 42 of this Order) unless it is in the meantime removed by or on behalf of the person from such place as is specified by the Council in the said notice or from such place as may be subsequently notified in writing by the Council to that person

44. If any person to whom a notice is sent in accordance with Article 43 of this Order informs the Council of the name and address of some other person whom he alleges may be the owner of the motor vehicle a notice mentioning the particulars mentioned in Article 43 of this Order shall be sent to that other person and to any further person who the Council may in consequence of the sending of the notice to the said other person be led to believe may be the owner of the motor vehicle

45. Where a motor vehicle does not carry a registration mark issued under the Vehicles (Excise) Act 1971 the Council shall apply in writing to the Chief Officer of Police in whose area is the parking place from which the motor vehicle has been or could at any time be removed in pursuance of this Order enquiring who that Officer considers is the owner of the motor vehicle and the address of that person
46. If after steps have been taken under the foregoing provisions of this Order a motor vehicle is not claimed the Council shall make such further enquiries (if any) as they consider reasonable as to who may be the owner of the motor vehicle and the address of that person
47. Upon the sale of a motor vehicle by the Council the Council shall apply the proceeds of sale in or towards the satisfaction of any costs incurred by them in connection with the disposal thereof and of any charge or payment to which they are entitled as regards the motor vehicle under Section 102 of the 1984 Act
48. In the event of any such costs incurred by them in connection with the disposal of the motor vehicle not being satisfied by virtue of Article 47 of this Order the Council may recoup those costs as far as not satisfied from the person who was the last owner of the motor vehicle before it was removed from the parking place in pursuance of Article 32 of this Order if that person was sent by the Council a notice under the foregoing provisions of this Order stating the particulars mentioned in Article 18 of this Order
49. Any sums received by the Council on the sale of the motor vehicle after deducting any sum applied by virtue of Article 47 of this Order shall be payable within a period of one year from the date of the sale of the motor vehicle to any person to whom but for such sale the motor vehicle would have belonged and insofar as any such sums are not claimed within the period they shall be paid into the rate fund of the Council
50. Where under the foregoing provisions of this Order a Notice is required to be or may be sent to a person the notice shall be sent by the recorded delivery service

51.

- 51.1 Any person specified in Column 5 of the Second and Third Schedules to this Order who is the owner of a vehicle of the class specified in Column 4 of the said Second and Third Schedules may apply to the Council for the issue of a permit for the leaving of that vehicle in the parking place and any such application shall be made on a form issued by and obtainable from the Council and shall include the particulars and information required by such a form
- 51.2 Any occupant of business premises which abut the parking place may upon payment of the annual charge apply to the Council for the issue or renewal of a business permit (which shall be valid for a period of 12 months from the date of issue or renewal as the case may be) for the leaving of a vehicle of a class specified in Column 4 of the Second Schedule to this Order in the parking place
- 51.3 The Council may at any time require a permit holder or applicant for a permit to produce to an Officer of the Council such evidence in respect of an application made to them for a permit as they may reasonably require to verify any particulars or information given to them
- 51.4 On receipt of an application duly made under the foregoing provisions of this Article the Council upon being satisfied that the applicant is a resident or in occupation of business premises which abut the parking place and is the owner of a vehicle of the class specified in Article 51.1 of this Order may subject to Articles 51.4.1 and 51.4.2 hereto issue to the applicant one permit for the leaving in the parking place of the vehicle to which such permit relates by the owner of such vehicle or by any person using such vehicle with the consent of the owner other than a person to whom such vehicle has been let for hire or reward

**PROVIDED THAT:**

51.4.1 subject to the provisions of Article 53 of this Order the Council shall not issue a permit to any resident which would be valid for any period during which any other permit issued to that resident is or would be valid and

51.4.2 **PROVIDED ALWAYS** that the issue of a permit to a resident or occupier of business premises shall not be construed as if any parking space in the parking place was reserved solely for the use of a permit holder

52.

52.1 The Council may by notice in writing served on the permit holder by sending the same by recorded delivery service to the permit holder at the address shown by that person on the application for the permit or at any other address believed to be that person's place of abode withdraw a permit entirely at its own discretion and the permit holder shall surrender the permit to the Council within 48 hours of the receipt of the aforementioned notice

52.2 A permit shall cease to be valid on the occurrence of any one of the events set out in Article 52.3 of this Order

52.3 The events referred to in the foregoing provisions of this Article are:

52.3.1 the permit holder ceasing to be a resident or occupier of business premises

52.3.2 the permit holder ceasing to be the owner of the vehicle in respect of which the permit was issued

52.3.3 the withdrawal of such permit by the Council under the provisions of Article 52.1 of this Order

52.3.4 the vehicle in respect of which such permit was issued being adapted or used in such a manner that it is not a vehicle of the class specified in Column 4 of the Second Schedule to this Order

53.

53.1 If a permit is mutilated or accidentally defaced or the figures or particulars thereon have become illegible or the colour of the permit has become altered by fading or otherwise the permit holder shall surrender it to the Council and the Council upon receipt of the permit shall issue a duplicate permit so marked

53.2 If a permit is lost or destroyed the permit holder may apply to the Council for the issue to him of a duplicate permit and the Council upon being satisfied as to such loss or destruction shall issue a duplicate permit so marked and upon such issue the permit which it duplicates shall become invalid **PROVIDED THAT** a replacement will only be issued upon payment of a charge of £10.00 (or such other sum as the Council may from time to time determine)

53.3 The provisions of this Order shall apply to a duplicate permit and an application therefore as if it were a permit or as the case may be an application therefore

54. A permit shall be in writing and shall bear the words Residents Parking Permit, Business Parking Permit, Accessible Mini Bus Parking Permit or Visitors Parking Permit as the case may be and shall include the following particulars:

54.1 the registration mark of the vehicle in respect of which the permit has been issued or the address of the premises in question

54.2 the name of the parking place for which the permit is issued

54.3 an authentication that the permit has been issued by the Council

- 54.4 in relation to a business permit the period during which the permit shall remain valid and an indication that the annual charge has been paid
55. At all times during which a vehicle is left in a parking place there shall be displayed on the front or near side of the vehicle a valid permit issued in respect of that vehicle so that all the particulars referred to in Article 54 of this Order are readily visible from the front or near side of the vehicle
56. Where a permit has been displayed on a vehicle in accordance with the provisions of Article 55 of this Order no person not being the driver of the vehicle shall remove the permit from the vehicle unless authorised to do so by the driver of the vehicle
57. Where the Council deem it so expedient all reference to a permit in this Order shall include reference to a business permit, visitor's permit, resident's permit, Accessible Mini Bus permit and permit holder shall be similarly construed
- 58 Nothing in Article 27 of this Order shall prohibit any person from causing or permitting any vehicle to wait in the length of road specified therein for so long as may be necessary ;
- 58.1 to enable a person to board or alight from the vehicle
- 58.2 to enable a vehicle to wait in the said length of road if it is a vehicle bearing a livery which is used by a universal service provider engaged in the collection and/or delivery of letters in accordance with statutory duties for the provision of services for the conveyance of letters
- 58.3 to enable a vehicle to be used in the said length of road for police ambulance fire brigade local authority sewerage or water undertakers purposes when used in pursuance of statutory powers or duties
- 58.4 if a vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or for such waiting as is necessary to prevent an accident
- 58.5 for the purpose of loading or unloading the vehicle while it is in actual use in

connection with the delivery or removal of furniture to or from any premises fronting onto the said length of road **PROVIDED THAT** notice is given 24 hours in advance to the police and their consent obtained

58.6 to deliver to or collect from or load or unload goods at premises fronting onto the said length of road **PROVIDED THAT** no vehicle so engaged shall wait for longer than 30 minutes outside the same premises without the permission of a police constable in uniform or a traffic warden and provided always that a police constable in uniform or a traffic warden may at any time require the driver of the vehicle to move it if it is reasonably necessary for the purpose of preventing obstruction

58.7 Nothing in Article 27 of this Order shall render it unlawful to cause or permit any vehicle to wait 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 road or a part of the same road on the same day) in the lengths of road specified therein if the vehicle displays in the relevant position a disabled persons badge and a parking disc issued by any local authority in accordance with the provisions of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 or a badge having effect under those Regulations as if it were a disabled persons badge and the driver or other persons in charge of the vehicle marks on the said parking disc the time at which the period of waiting began

### **REVOCATION/AMENDMENT OF EXISTING ORDERS**

59. The Order specified in Column 2 of the Fifth Schedule to this Order is hereby revoked/amended to the extent specified in Column 3 of the said Fifth Schedule

### **GENERAL**

60. The restrictions imposed by this Order shall be in addition to and not in derogation of any restrictions or requirements imposed by any Regulations made or having effect as if made under the 1984 Act or by or under any other enactment
61. For the avoidance of doubt any reference in this Order to a length of road or parking place shall be deemed to be a reference to more than one length of road or parking place where the context requires it
62. This Order is made on the                      day of                      2010 and shall come into effect on the                      day of                      2010 and may be cited as the Leeds City Council (Traffic Regulation) (Waiting Restrictions) (N0.25) Order 2010

**THE COMMON SEAL** of  
**LEEDS CITY COUNCIL**  
was hereunto affixed in the presence of

Assistant Chief Executive (Corporate Governance)





**LEEDS CITY COUNCIL  
(TRAFFIC REGULATION) (WAITING RESTRICTIONS)  
(NO.W25) ORDER 2010  
&  
(TRAFFIC REGULATION) (MOVEMENT RESTRICTIONS)  
(NO.M16) ORDER 2010**

**OAKLEY VIEW/OAKLEY TERRACE AND OAKLEY GROVE BEESTON LEEDS**

**VARIOUS TRAFFIC MEASURES**

Leeds City Council proposes to make the above Orders under its powers contained in the Road Traffic Regulation Act 1984 the effect of which will be to introduce:-

1. No waiting 8am to 6pm Monday to Saturdays inclusive on the southern side of Oakley View from its junction with Garnett Road for a distance of 25 metres;
2. Waiting limited to 1 hour with no return within 1 hour between 8.00am and 6.00pm Monday to Saturday inclusive on both sides of sections of Oakley View from its junction with Dewsbury Road and the southern side of Oakley Terrace for a distance of 55 metres from its junction with Dewsbury Road;
3. Residents only permit parking on sections of Oakley View, northern side for a distance of 30 metres from its junction with Garnet Road; Oakley Terrace, southern side for a distance of 50 metres from its junction with Garnet Road and northern side for its whole length; and Oakley Grove, northern side for a distance of 25 metres from its Dewsbury Road end and southern side for its whole length;
4. Accessible Mini Bus Operator only permit parking on Oakley View, northern side for a distance of 9 metres between the entrance to the Over 55s Club; and
5. One way traffic flows on Oakley View and Oakley Terrace in a north west to south east direction.

Full details of the proposals in the form of draft Orders together with a plan showing the affected sections of highway and a statement of reasons for making the Orders may be examined during normal office hours at the Legal, Licensing & Registration Reception Desk, 1<sup>st</sup> Floor, St. George House, Great George Street, Leeds 1 and Town Street, Beeston, Leeds LS11 8PN.

If you wish to object to, or make any representations concerning the proposed Orders, you should write to Mr R A Hardy, Development Section, Legal, Licensing & Registration, Civic Hall, Leeds LS1 1UR or e-mail [legal.development@leeds.gov.uk](mailto:legal.development@leeds.gov.uk) specifying the grounds on which your objection or representation is made, by no later than 12 noon on 20 December 2010 quoting reference A76/RAH/873060/1.

Dated this 19 day of November 2010

Nicolé Jackson  
Assistant Chief Executive (Corporate Governance)  
Civic Hall  
LEEDS LS1 1UR



**LEEDS CITY COUNCIL  
(TRAFFIC REGULATION)(MOVEMENT RESTRICTIONS)  
(NO.M16) ORDER 2010**

**SCHEDULE**

**ONE WAY TRAFFIC FLOW**

**Lengths of Road in Beeston in the Metropolitan District of Leeds**

<b>ITEM NUMBER</b>	<b>COLUMN 1  LENGTH OF ROAD</b>	<b>COLUMN 2</b>	
		<b>DIRECTION OF FLOW</b>	
		<b>FROM</b>	<b>TO</b>
1	OAKLEY VIEW - from its junction with Dewsbury Road to its junction with Garnet Road	North West	South East
2	OAKLEY TERRACE – from its junction with Dewsbury Road to its junction with Garnet Road	North West	South East



**DATED**

**2010**

**LEEDS CITY COUNCIL  
(TRAFFIC REGULATION) (MOVEMENT RESTRICTION)  
(NO.M16) ORDER  
2010**

**OAKLEY VIEW AND OAKLEY TERRACE  
LEEDS**

**ONE WAY TRAFFIC FLOW**

**Nicolé Jackson  
Assistant Chief Executive (Corporate Governance)  
Civic Hall  
LEEDS LS1 1UR**

**Ref: A76/RAH/873061**

**LEEDS CITY COUNCIL  
(TRAFFIC REGULATION) (MOVEMENT RESTRICTION)  
(NO.M16) ORDER  
2010**

**OAKLEY VIEW AND OAKLEY TERRACE  
LEEDS**

**ONE WAY TRAFFIC FLOW**

Leeds City Council in exercise of the powers contained in Sections 1 and 2 of the Road Traffic Regulation Act 1984 (hereinafter referred to as "the 1984 Act") and of all other powers so enabling and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the 1984 Act and with those persons and organisations specified in the Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996 hereby makes the following Order:-

1. No person shall except upon the direction or with the permission of a police constable in uniform or of a traffic warden cause or permit any vehicle to proceed in the lengths of road specified in Column 1 of the Schedule to this Order in any direction other than that specified in Column 2 of the said Schedule
2. Nothing in Article 1 of this Order shall apply if the vehicle is a mechanical road cleansing vehicle when being used for that purpose between 10.00 pm and 6.00 am on Monday to Saturday inclusive and between 7.30 am and 12.30 am on Sunday and Christmas Day
3. The restrictions imposed by this Order shall be in addition to and not in derogation of any restrictions or requirements imposed by any regulations made or having effect as if made under the 1984 Act or by or under any other enactment

4. For the avoidance of doubt any reference in this Order to a length of road shall be deemed to be a reference to more than one length of road where the context requires it
5. This Order is made on the            day of            2010 and shall come into force on the            day of            2010 and shall be cited as the “Leeds City Council (Traffic Regulation) (Movement Restriction) (No.M16) Order 2010”

**THE COMMON SEAL of  
LEEDS CITY COUNCIL**  
was hereunto affixed in  
the presence of:

Assistant Chief Executive (Corporate Governance)

