

YORK CITY COUNCIL

The City of York (Green Dykes Lane) (Weight Restriction) Order 1992

Notice is hereby given that York City Council, acting as agents of North Yorkshire County Council, have made an Order which will prohibit vehicles over 7.5 tonnes using Green Dykes Lane from its junction with Hull Road to its junction with Thief Lane.

The Order takes effect on 10th July 1992.

A copy of the Order may be seen at my office during normal business hours.

If you wish to question the validity of the Order, or of any provisions contained in it, on the grounds that it is not within the powers conferred by the Road Traffic Regulation Act 1984, as amended, or on the grounds that any requirement of that Act, or of any Instrument made under it, has not been complied with in relation to the Order, you may, within 6 weeks of 3rd July 1992, make application to the High Court for the purpose.

R. F. Clark, Head of Legal Services

Guildhall, York YO1 1QN

3rd July 1992.

(726)

NORTH YORKSHIRE COUNTY COUNCIL

North Yorkshire County Council (Prohibition of Heavy Commercial Vehicles in Excess of 17 Tonnes (C34 Askrigg) (Experimental) Order 1992.

Notice is hereby given that, on 25th June 1992, North Yorkshire County Council made an Order under section 9 of the Road Traffic Regulation Act 1984, the effect of which is to prohibit any heavy commercial vehicle with a maximum gross vehicle weight in excess of 17 tonnes from proceeding along the C34 immediately east of the

C135 and west of the C105 roads for an experimental period of 18 months.

A copy of the Order which comes into operation on 13th July 1992, together with a map showing the roads affected and a statement of the Council's reasons for making the Order may be inspected at County Hall, Room 7, Northallerton and at the Yorkshire Dales National Park Office, Yorebridge House, Bainbridge, Leyburn, North Yorkshire, during normal office hours for a period of 6 months from 4th July 1992.

The County Council will be considering, in due course, whether the provision of the Order should be continued in force indefinitely. Within a period of 6 months from the coming into force of the Order, or if the Order is subsequently varied or modified, from the coming into operation of that variation or modification (whichever is the later), any person may object to the making of an Order for the purposes of such indefinite continuation.

Any person wishing to object to the indefinite continuation of the Order must state the grounds for their objection, in writing, to the County Secretary, Room 7, County Hall, Northallerton DL7 8AD, by 13th January 1993.

If any person wishes to question the validity of the above experimental Order, or of any provision contained in it, on the grounds that it is not within the powers conferred by the Road Traffic Regulation Act 1984, or on the grounds that any requirement of that Act, or of any Instrument made under it, has not been complied with in relation to the Order, they may, within 6 months of 4th July 1992, make application to the High Court for that purpose.

M. H. Lightfoot, County Secretary

County Hall, Northallerton.

3rd July 1992.

(485)

CARADON DISTRICT COUNCIL

The Caradon District (Off-street Parking Places) (Amendment No. 1) Order 1992

Notice is hereby given that the Council propose to make an Order under section 35(1) and (3) of the Road Traffic Regulation Act 1984, and Part IV of Schedule 9 to the Act, amending the Caradon District (Off-street Parking Places) Order 1991.

It is intended that the proposals will come into effect on 1st August 1992.

The effect of the Order will be:

1. For *ARTICLE 2* (1) there shall be substituted the following:

In this Order except where the context otherwise requires the following expressions have the meanings hereby respectively assigned to them:

- "driver" in relation to a vehicle left in a parking place means the person driving the vehicle at the time it was left in the parking place;
- "heavy motor car" means a mechanically propelled road vehicle, not being a motor car, invalid carriage, motor cycle or public service vehicle, the size of which exceeds 2 metres wide by 5 metres long but which does not exceed the size of the parking space so designated;
- "invalid carriage" has the same meaning as in section 136 of the Act;
- "motor car" means a mechanically propelled road vehicle, not being a heavy motor car, invalid carriage, motor cycle or public service vehicle, the dimensions of which do not exceed 2 metres wide by 5 metres long and which falls within the motor vehicle taxation class of private/light goods;
- "motor cycle" has the same meaning as in section 136 of the Act;
- "owner" has the same meaning as in section 111 (3) of the Act;
- "parking attendant" means a person authorised by or on behalf of the Council to supervise any parking place;
- "parking place" means any area of land specified by name in column 1 of Schedule 1 to this Order;
- "public service vehicle" has the same meaning as in section 142 of the Act;
- "vehicle" includes a trailer and a caravan.

For *ARTICLE 14* there shall be substituted the following:

Subject to the proviso hereto when a vehicle is left in a parking place in excess of seven days in contravention of the provisions of Articles 4, 5, 6, 10 or 15 of the Order a person authorised in that behalf by the Council may remove the vehicle or arrange for its removal to a place of storage; provided that when a vehicle is waiting in a parking place in contravention of the provisions of Article 4(b) of the Order a person authorised in that behalf by the Council may alter or cause to be altered the position of the vehicle in order that its position shall comply with that provision.

A vehicle removed to a place of storage and not claimed within twenty eight days from the date of the original contravention may be disposed of by the Council to recover the cost of removal and storage. The method of disposal shall be by tender to the firm or individual who submits the highest price in competition after public advertisement.

If a vehicle is claimed within the twenty eight day period referred to above the claimant shall be responsible for paying—

- (i) the actual cost of removal of the vehicle from the parking place to the place of storage.
- (ii) the cost of storage (currently £2.50 per day).
- (iii) the Council's administration cost in connection with (i) and (ii) above.

The person who claims the vehicle will produce evidence of that person's right to claim the vehicle either as keeper or as an agent for the keeper and shall before removal of the vehicle sign a release document indemnifying the Council against subsequent claims.

For *ARTICLE 15* there shall be substituted the following—

The driver of a vehicle shall not permit that vehicle to wait in a parking place unless the vehicle is appropriately licensed in accordance with the provisions of the Vehicles (Excise) Act 1971 and unless there is in relation to the use of the vehicle by the driver such a policy of insurance as complies with the requirements of Part VI of the Road Traffic Act 1988.