

## FALKIRK COUNCIL

### THE FALKIRK COUNCIL (MCINTYRE AVENUE, LARBERT) (PROHIBITION OF WAITING) (TRO/15/014) ORDER 2015

The FALKIRK COUNCIL in exercise of the powers conferred on it under Sections 1(1) and (2), 2(1) to (3), 4(2), 32(1), 35(1), 49 and 53 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984, as amended, (hereinafter referred to as "the 1984 Act") and of all other enabling powers and after consultation with the Chief Constable of Police Scotland in accordance with Part III of Schedule 9 to the 1984 Act, hereby make the following Order:-

1. This Order may be cited as "The Falkirk Council (McIntyre Avenue, Larbert) (Prohibition of Waiting) (TRO/15/014) Order 2015" and shall come into operation on the \*\*day of \*\*, Two Thousand and Fifteen.
2. (1) In this Order, except where the context otherwise requires, the following expressions have the meaning hereby respectively assigned to them:-
  - (a) "disabled person's badge" has the same meaning as in regulation 2(1) of the Disabled Persons (Badges for Motor Vehicles)(Scotland) Regulations 2000, as amended;
  - (b) "relevant position" means
    - (i) in the case of a vehicle fitted with a dashboard or fascia panel, so that Part 1 of the badge is legible from outside the vehicle; or
    - (ii) in the case of a vehicle not fitted with a dashboard or fascia panel in a conspicuous position on the vehicle so that Part 1 of the badge is legible from outside the vehicle;
  - (c) "road" has the same meaning as in Section 151 of the Roads (Scotland) Act 1984 and includes any verge or footway.
- (2) 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 Act of 1984 or by any other enactment.
- (3) The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
3. Save as provided in Articles 4 and 5 of this Order, no person shall, except upon the direction or with the permission of a police constable in uniform or a traffic warden, cause or permit any vehicle to wait at any time on the lengths of roads specified in Schedule 1 to this Order and shown on the plan annexed hereto.
4. Nothing in Article 3 of this Order shall prevent any person from causing or permitting a vehicle to wait on the lengths of roads referred to in that Article for so long as it may be necessary:-
  - (a) to enable persons to board or alight from the vehicle; or
  - (b) to enable goods to be loaded onto or unloaded from the vehicle; or

- (c) to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any building operation or demolition, the removal of any obstruction to traffic, the maintenance, improvement or reconstruction of the lengths of road so referred to or the laying, erection, alteration, or repair in or near to the said lengths of road, of any sewer or any main, pipe or apparatus for the supply of gas, water or electricity, or of any telecommunication apparatus as defined in sub-paragraph 1(1) of Schedule 2 to the Telecommunications Act 1984, or cleansing, ambulance, fire brigade or police purposes; or
- (d) to enable the vehicle if it cannot conveniently be used for such purpose in any other road, to be used in pursuance of statutory powers or duties;
- (e) if the vehicle is in actual use in connection with a funeral undertaking.

5 Nothing in Article 3 shall apply to:-

- (a) any vehicle which is not causing an obstruction and lawfully displays in the relevant position a disabled person's badge issued by a local authority in exercise of the powers under Section 21(1) of the Chronically Sick and Disabled Persons Act 1970;
- (b) any vehicle being used by a medical practitioner visiting patients on professional calls when such a vehicle bears, in a conspicuous position, the appropriate identification badge.

DATED THIS \*\* DAY OF \*\* TWO THOUSAND AND FIFTEEN

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**Head of Roads and Design**  
**Abbotsford House**  
**Davids Loan**  
**Falkirk**  
**FK2 7YZ**

Schedule 1

Roads in Larbert

No waiting at any time

**McIntyre Avenue**

On the north side thereof:

- a) from a point 16 metres or thereby west of the projected western kerblines of Gowhill Place, in a generally northeasterly direction to a point 30 metres or thereby west of the projected western kerblines of Muir Drive, a distance of 180 metres or thereby.

On the south side thereof:

- a) from the projected western kerblines of Gowhill Place, in a westerly direction for a distance of 18 metres or thereby.
- b) from the projected northern kerblines of the Redding Industrial Estate Access in a generally easterly direction to the point it meets the roundabout at the superstore access road, a distance of 381 metres or thereby.
- c) from the projected eastern kerblines of Kinnaird Village Centre access road, in a northeasterly direction for a distance of 9 metres or thereby.
- d) from a point 61 metres or thereby southwest of the projected western kerblines of Muir Drive, in a southwesterly direction for a distance of 27 metres or thereby.

**Gowhill Place**

On the west side thereof:

- a) from the projected southern kerblines of McIntyre Avenue, in a southerly direction for a distance of 6 metres or thereby.

On the east side thereof:

- a) from the projected southern kerblines of McIntyre Avenue, in a southerly direction for a distance of 7 metres or thereby.

**Kinnaird Village Centre  
(Access Road)**

On the southwestern side thereof:

- a) from the projected southern kerblines of McIntyre Avenue, in a southeasterly direction for a distance of 4 metres or thereby.

On the northeastern side thereof:

- a) from the projected southeastern kerbline of McIntyre Avenue, in a southeasterly direction for a distance of 6 metres or thereby.

**THE FALKIRK COUNCIL (MCINTYRE AVENUE, LARBERT)  
(PROHIBITION OF WAITING) (TRO/15/014) ORDER 2015**

**Statement of Reasons for Making the Order**

In the interests of road safety, waiting on McIntyre Avenue, in the vicinity of Kinnaird Primary School will be prohibited. This will ensure the free passage of traffic is maintained and improve visibility for drivers and for pedestrians crossing the road.

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Head of Roads and Design  
Abbotsford House  
Davids Loan  
Falkirk  
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## NOTICE

### FALKIRK COUNCIL

#### THE FALKIRK COUNCIL (MCINTYRE AVENUE, LARBERT) (PROHIBITION OF WAITING) (TRO/15/014) ORDER 2015

The Council proposes to make the above named Order under the Road Traffic Regulation Act 1984.

1. The general effect of the Order will be to prohibit waiting in McIntyre Avenue, Larbert.
2. Full details may be inspected at Abbotsford House, David's Loan, Falkirk and One-Stop Shop, Callendar Sq, Falkirk, Mon-Fri between 9.30am – 4.30pm, between 25/06/15 – 16/07/15 and <http://www.tellmescotland.gov.uk/>.
3. Objectors must state their grounds for objection in writing, to be received by 16/07/15 to: Head of Roads and Design, Abbotsford House, David's Loan, Falkirk, FK2 7YZ. Alternatively, objectors can e-mail objections to [adteam3.ds@falkirk.gov.uk](mailto:adteam3.ds@falkirk.gov.uk).

#### **Head of Roads & Design**

Falkirk Council  
Abbotsford House  
Davids Loan  
FALKIRK  
FK2 7YZ