

2015 No. (W.)

ROAD TRAFFIC, WALES

**The A494 Trunk Road
(Wernfechan, Ruthin,
Denbighshire) (Prohibition of
Waiting) Order 2015**

Made 4 December 2015

Coming into force 10 December 2015

The Welsh Ministers, as traffic authority for the A494 Dolgellau to South of Birkenhead Trunk Road (“the trunk road”), in exercise of the powers conferred upon them by sections 1(1), 2(1) and (2), 4(2) and 124 of, and paragraph 27 of Schedule 9 to, the Road Traffic Regulation Act 1984(1) (“the 1984 Act”), and after consultation with the Chief Officer of the North Wales Police, make this Order.

Title, Interpretation and Commencement

1. This Order comes into force on 10 December 2015. The title to this Order is The A494 Trunk Road (Wernfechan, Ruthin, Denbighshire) (Prohibition of Waiting) Order 2015.

2. (1) In this Order –

“disabled person’s badge” (“bathodyn person anabl”) has the meaning given in Regulation 2 of the Disabled Persons (Badges for Motor Vehicles) (Wales) Regulations 2000(2);

“parking disc” (“disg barcio”) has the meaning given in Regulation 8(5) of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (Wales) Regulations 2000(3).

(2) For the purposes of this Order a vehicle shall be regarded as displaying:

(i) a disabled person’s badge in the relevant position if :

(a) in the case of a vehicle fitted with a dashboard or fascia panel, the badge is

exhibited on the dashboard or fascia panel so that the front of the badge is clearly legible from the outside of the vehicle, or

(b) in the case of a vehicle not fitted with a dashboard or fascia panel, the badge is exhibited in a conspicuous position in or on the vehicle so that the front of the badge is clearly legible from outside the vehicle; and

(ii) a parking disc in the relevant position if :

(a) in the case of a vehicle fitted with a dashboard or fascia panel the disc is exhibited on the dashboard or fascia panel so that the quarter-hour period during which the period of waiting began is clearly legible from outside the vehicle; or

(b) in the case of a vehicle not fitted with a dashboard or fascia panel the disc is exhibited in a conspicuous position in or on the vehicle so that the quarter-hour period during which the period of waiting began is clearly legible from outside the vehicle.

(3) Any reference in this Order to a numbered Article is a reference to the Article bearing that number in this Order.

Prohibition

3. Except as provided in article 4, no person shall, except upon the direction or with the permission of a police constable, police community support officer or civil enforcement officer, cause or permit any vehicle to wait on the sides of the lengths of the trunk road specified in the Schedule.

Exemptions

4. (1) Nothing in article 3 shall render it unlawful to cause or permit any vehicle to wait on sides of the lengths of the trunk road specified in the Schedule for so long as may be necessary to enable:

- (a) a person to board or alight from a vehicle;
- (b) goods to be loaded on or unloaded from the vehicle;
- (c) 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:
 - (i) building, industrial or demolition operations;

- (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance, improvement or reconstruction of the said lengths of road; or
 - (iv) the laying, erection, alteration, or repair in, or in land adjacent to, the said lengths of the trunk road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or any telegraphic line as defined in the Communications Act 2003(4);
- (d) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in the service of a local authority or a water authority in pursuance of statutory powers or duties;
- (e) the vehicle to take petrol, oil, water or air from any garage situated on or adjacent to the said length of the trunk road;
- (f) the vehicle to be used for fire brigade, ambulance or police purposes; or
- (g) the vehicle to stop when the person in control of it:
- (i) is required by law to stop;
 - (ii) is obliged to stop in order to avoid an accident; or
 - (iii) is prevented from proceeding by circumstances outside his control.

(2) Nothing in article 3 shall render it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's 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 the sides of the lengths of the trunk road specified in the Schedule for a period not exceeding 3 hours, subject to there being an interval of at least one hour from a previous period of waiting by the same vehicle on the same day.

Revocation

5. The Trunk Road (A494) (Rhos Street, Ruthin, Clwyd) (Prohibition of Waiting) Order 1986(5) is hereby revoked.

Signed under authority of the Minister for Economy,
Science and Transport, one of the Welsh Ministers

Dated 4 December 2015

Richard Morgan

Head of Asset Management and Standards
Welsh Government

- (1) 1984 c.27; sections 1(1), 2(1) and (2) were amended by the New Roads and Street Works Act 1991 (c.22), section 168 and Schedule 8, paragraphs 17 and 18. By virtue of S.I. 1999/672, article 2 and Schedule 1, and paragraph 30 of Schedule 11 to the Government of Wales Act 2006, these powers are now exercisable by the Welsh Ministers in relation to Wales.
- (2) S.I. 2000/1786
- (3) S.I. 2000/1785
- (4) 2003 c.21
- (5) S.I. 1986/1548

SCHEDULE

PROHIBITION OF WAITING

The northern side of the Dolgellau - South of Birkenhead Trunk Road (A494) known as Wernfechan, at Ruthin extending from a point 31 metres east of its junction with Bric Roundabout in an easterly direction for a distance of 32.5 metres to a point 63.5 metres east of its junction with Bric Roundabout.

The eastern side of the Dolgellau - South of Birkenhead Trunk Road (A494) known as Wernfechan, at Ruthin extending from a point 86.5 metres east of its junction with Bric Roundabout in a southerly direction for a distance of 132 metres to its junction with the County Road known as Haulfryn.

The eastern side of the Dolgellau - South of Birkenhead Trunk Road (A494) known as Wernfechan, at Ruthin extending from its junction with the County road known as Haulfryn in a southerly direction for a distance of 128 metres to its junction with the A494 Trunk Road known as Rhos Street.

The southern and western sides of the Dolgellau - South of Birkenhead Trunk Road (A494) known as Wernfechan, at Ruthin extending from a point 30 metres east of its junction with Bric Roundabout in an easterly direction for a distance of 35 metres and then in a southerly direction for a distance of 245 metres.

The western side of the Dolgellau - South of Birkenhead Trunk Road (A494) known as Wernfechan, at Ruthin extending from its junction

with the A494 Trunk Road known as Rhos Street in a northerly direction for a distance of 26 metres.

The north western side of the Dolgellau - South of Birkenhead Trunk Road (A494) known as Rhos Street, at Ruthin extending from its junction with the trunk road known as Wernfechan in a north-easterly direction for a distance of 82 metres to its junction with the County Road known as Haulfryn.

The north western side of the Dolgellau - South of Birkenhead Trunk Road (A494) known as Rhos Street, at Ruthin extending from its junction with the County Road known as Haulfryn in a north-easterly direction for a distance of 132 metres to a point opposite its junction with the County Road known as Stryd y Brython/Parc Brynhyfryd.

The south eastern side of the Dolgellau - South of Birkenhead Trunk Road (A494) known as Rhos Street, at Wernfechan in Ruthin extending from its junction with the A494 Trunk Road known as Wernfechan in a north-easterly direction for a distance of 78 metres.

The south eastern side of the Dolgellau - South of Birkenhead Trunk Road (A494) known as Rhos Street, at Ruthin extending from a point 116 metres northeast of its junction with the A494 Trunk Road known as Wernfechan in a north-easterly direction for a distance of 29 metres.

The south eastern side of the Dolgellau - South of Birkenhead Trunk Road (A494) known as Rhos Street, at Ruthin extending from a point 152 metres northeast of its junction with the A494 Trunk Road known as Wernfechan in a north-easterly direction for a distance of 68 metres to its junction with the County Road known as Stryd y Brython/Parc Brynhyfryd.

The south eastern side of the Dolgellau - South of Birkenhead Trunk Road (A494) known as Rhos Street, at Ruthin extending from its junction with the County Road known as Stryd y Brython/Parc Brynhyfryd in a north-easterly direction for a distance of 6 metres.

**THE A494 TRUNK ROAD (WERNFECHAN,
RUTHIN, DENBIGHSHIRE) (PROHIBITION OF
WAITING) ORDER 2015**

The Welsh Ministers have made an Order under sections 1(1), 2(1) and (2), 4(2) and 124 of, and paragraph 27 of Schedule 9 to, the Road Traffic Regulation Act 1984. The effect of the Order is to prohibit waiting on sides of the lengths of the A497 Dolgellau to Birkenhead Trunk Road (“the trunk road”) at Wernfechan, at Ruthin in the County of

Denbighshire, as specified in the Schedule to this Notice. Waiting is currently prohibited on some of the lengths of the trunk road concerned by virtue of The Trunk Road (A494) (Rhos Street, Ruthin, Clwyd) (Prohibition of Waiting) Order 1986 which will be revoked and re-enacted by the proposed Order.

During a period of 6 weeks from 10 December 2015, a copy of the Order and plan may be inspected during normal office hours at Ruthin Post Office, 18 St Peters Square, Ruthin, Denbighshire LL15 1YL and at Denbighshire County Council, County Hall, Wynnstay Road, Ruthin LL15 1YN or may be obtained free of charge from the address below quoting the reference number qA1163538.

If any person desires to question the validity of the Order, or of any provisions contained therein on the grounds:

- a. that it is not within the relevant powers of the Road Traffic Regulation Act 1984; or
- b. that any of the relevant requirements has not been complied with,

that person may, within 6 weeks of 10 December 2015, apply to the High Court for the suspension or quashing of the Order or of any provision contained therein.

A copy of the Order and Notice can be viewed on the Welsh Government's website at www.gov.wales (select: Legislation/ Subordinate Legislation/ Local Statutory Instruments/ Permanent Traffic Orders/ 2015).

A copy of this Notice in larger print can be obtained from the Welsh Government, Orders Branch, Transport, Cathays Park, Cardiff CF10 3NQ.

M D Burnell

M D BURNELL
Transport
Welsh Government

SCHEDULE

PROHIBITION OF WAITING

The northern side of the Dolgellau - South of Birkenhead Trunk Road (A494) known as Wernfechan, at Ruthin extending from a point 31 metres east of its junction with Bricc Roundabout in an easterly direction for a distance of 32.5 metres to a point 63.5 metres east of its junction with Bricc

Roundabout.

The eastern side of the Dolgellau - South of Birkenhead Trunk Road (A494) known as Wernfechan, at Ruthin extending from a point 86.5 metres east of its junction with Bric Roundabout in a southerly direction for a distance of 132 metres to its junction with the County Road known as Haulfryn.

The eastern side of the Dolgellau - South of Birkenhead Trunk Road (A494) known as Wernfechan, at Ruthin extending from its junction with the County road known as Haulfryn in a southerly direction for a distance of 128 metres to its junction with the A494 Trunk Road known as Rhos Street.

The southern and western sides of the Dolgellau - South of Birkenhead Trunk Road (A494) known as Wernfechan, at Ruthin extending from a point 30 metres east of its junction with Bric Roundabout in an easterly direction for a distance of 35 metres and then in a southerly direction for a distance of 245 metres.

The western side of the Dolgellau - South of Birkenhead Trunk Road (A494) known as Wernfechan, at Ruthin extending from its junction with the A494 Trunk Road known as Rhos Street in a northerly direction for a distance of 26 metres.

The north western side of the Dolgellau - South of Birkenhead Trunk Road (A494) known as Rhos Street, at Ruthin extending from its junction with the trunk road known as Wernfechan in a north-easterly direction for a distance of 82 metres to its junction with the County Road known as Haulfryn.

The north western side of the Dolgellau - South of Birkenhead Trunk Road (A494) known as Rhos Street, at Ruthin extending from its junction with the County Road known as Haulfryn in a north-easterly direction for a distance of 132 metres to a point opposite its junction with the County Road known as Stryd y Brython/Parc Brynhyfryd.

The south eastern side of the Dolgellau - South of Birkenhead Trunk Road (A494) known as Rhos Street, at Wernfechan in Ruthin extending from its junction with the A494 Trunk Road known as Wernfechan in a north-easterly direction for a distance of 78 metres.

The south eastern side of the Dolgellau - South of Birkenhead Trunk Road (A494) known as Rhos Street, at Ruthin extending from a point 116 metres northeast of its junction with the A494 Trunk Road known as Wernfechan in a north-easterly direction for a distance of 29 metres.

The south eastern side of the Dolgellau - South of Birkenhead Trunk Road (A494) known as Rhos Street, at Ruthin extending from a point 152 metres northeast of its junction with the A494 Trunk Road known as Wernfechan in a north-easterly direction for a distance of 68 metres to its junction with the County Road known as Stryd y Brython/Parc Brynhyfryd.

The south eastern side of the Dolgellau - South of Birkenhead Trunk Road (A494) known as Rhos Street, at Ruthin extending from its junction with the County Road known as Stryd y Brython/Parc Brynhyfryd in a north-easterly direction for a distance of 6 metres.