

2013 No. (W.)

ROAD TRAFFIC, WALES

The A494 Trunk Road (Loggerheads, Nr. Mold, Denbighshire) (Prohibition of Waiting) Order 2013

Made 13 March 2013

Coming into force 14 March 2013

The Welsh Ministers, as traffic authority for the Dolgellau – South of Birkenhead Trunk Road (A494) (hereinafter referred to as “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) (hereinafter referred to as “the Act of 1984”) and after consultation with the Chief Officer of Police for the North Wales Police, make this Order.

Title, Interpretation and Commencement

1. This Order comes into force on 14 March 2013 and its title is The A494 Trunk Road (Loggerheads, Nr. Mold, Denbighshire) (Prohibition of Waiting) Order 2013.

2. (1) In this Order: –

“lengths of the trunk road” (“*y darnau o’r gefnffordd*”) means those lengths of the A494 trunk road at Loggerheads near Mold in the County of Denbighshire as specified in the Schedule to this Order;

“verge” (“*llain ymyl*”) means any part of the trunk road which is not a carriageway, lay-by or bus bay and includes the adjacent footway.

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

Prohibition

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

Exemptions

4. Nothing in article 3 renders it unlawful to cause or permit any vehicle to wait on the sides of the specified lengths of the trunk road referred to therein for so long as may be necessary to enable: –

- (a) a person to board, or alight from, the 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, namely: –
 - (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 the trunk 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 of any telegraphic line as defined in the Communications Act 2003(2);
- (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 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 lengths of the trunk road; or
- (f) the vehicle to be used for fire brigade, ambulance or police purposes.
- (g) the vehicle stopping 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.

5. The Trunk Road (Loggerheads) (Prohibition of Waiting) Order 1976(3) is hereby revoked.

Signed under authority of the Minister for Local Government and Communities, one of the Welsh Ministers.

Dated 13 March 2013

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, those powers are now exercisable by the Welsh Ministers in relation to Wales.

(2) 2003 c.21

(3) S.I. 1976/839

SCHEDULE

Lengths of the A494 Trunk Road at Loggerheads near Mold in the County of Denbighshire

That length of the northern side of the trunk road which extends from a point 60 metres east of the centre of its junction with the unclassified road to Cadole to a point 32 metres west of the centre of its junction with the said unclassified road.

That length of the northern side of the trunk road which extends from a point 15 metres east of the centre of its junction with the unclassified road Village Road to a point 33.5 metres west of the centre of its junction with the said unclassified road.

That length of the northern side of the trunk road which extends from a point 96.5 metres west of the centre of its junction with the unclassified road Village Road in a westerly direction for a distance of 895 metres

That length of the southern side of the trunk road which extends from a point 60 metres east of the centre of its junction with the unclassified road to Cadole to a point 54.5 metres west of the centre of its junction with the said unclassified road.

That length of the southern side of the trunk road which extends from a point 27 metres west of the centre of its junction with the unclassified road Village Road to a point 82 metres west of the centre of its junction with the said unclassified road.

That length of the southern side of the trunk road which extends from a point 107 metres west of the centre of its junction with the unclassified road Village Road in a westerly direction for a distance of 773 metres.

**THE A494 TRUNK ROAD (LOGGERHEADS,
NR. MOLD, DENBIGHSHIRE) (PROHIBITION
OF WAITING) ORDER 2013**

NOTICE IS HEREBY GIVEN that 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, which comes into force on the 14 March 2013.

The effect of the Order is to prohibit vehicles from waiting on the lengths of the A494 Dolgellau – South of Birkenhead Trunk Road and its verges (hereinafter referred to as “the trunk road”) at Loggerheads in the County of Denbighshire specified in the Schedule to this Notice.

During a period of 6 weeks from 13 March 2013 a copy of the Order and associated plan may be inspected during normal office hours at Flintshire County Council, Entrance 3 Reception, County Hall, Mold, Flintshire or may be obtained free of charge from the address below quoting the reference number CZ510-2-10-qA903695/1.

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 13 March 2013, 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.wales.gov.uk (select ‘Legislation/ Subordinate Legislation/ Local Statutory Instruments/ Permanent Traffic Orders/ 2013’).

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

M D BURNELL
Transport
Welsh Government

SCHEDULE

Lengths of the A494 Trunk Road at Loggerheads near Mold in the County of Denbighshire

That length of the northern side of the trunk road which extends from a point 60 metres east of the centre of its junction with the unclassified road to Cadole to a point 32 metres west of the centre of its junction with the said unclassified road.

That length of the northern side of the trunk road which extends from a point 15 metres east of the centre of its junction with the unclassified road Village Road to a point 33.5 metres west of the centre of its junction with the said unclassified road.

That length of the northern side of the trunk road which extends from a point 96.5 metres west of the centre of its junction with the unclassified road Village Road in a westerly direction for a distance of 895 metres

That length of the southern side of the trunk road which extends from a point 60 metres east of the centre of its junction with the unclassified road to Cadole to a point 54.5 metres west of the centre of its junction with the said unclassified road.

That length of the southern side of the trunk road which extends from a point 27 metres west of the centre of its junction with the unclassified road Village Road to a point 82 metres west of the centre of its junction with the said unclassified road.

That length of the southern side of the trunk road which extends from a point 107 metres west of the centre of its junction with the unclassified road Village Road in a westerly direction for a distance of 773 metres.