

DATED

2020

THE BOROUGH COUNCIL OF GATESHEAD

T R A F F I C R E G U L A T I O N O R D E R

relating to 20mph Speed Limit Zone and Waiting Restrictions, Dunston Area

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File Ref: TS/004884

THE BOROUGH COUNCIL OF GATESHEAD (DUNSTON AREA, GATESHEAD) (20MPH ZONE) (WAITING AND LOADING RESTRICTIONS) ORDER 2020

The Borough Council of Gateshead (hereinafter referred to as “the Council”) in exercise of their powers under Sections 1(1), 2(1) to (3), 4(2), 82, 83 and 84 and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 (“the Act”), by virtue of the Traffic Management Act 2004 and all other enabling powers and after consultation with the Chief Officer of Northumbria Police in accordance with Part III of Schedule 9 to the Act, hereby make the following Order:-

PART I

Definitions

1. In this Order the following expressions have the meanings hereby respectively assigned to them:-

“**civil enforcement officer**” means a person authorised by or on behalf of the Council under Section 76 of the Traffic Management Act 2004 to supervise and enforce the road traffic contraventions for which the Council is the enforcement authority;

“**disabled person’s badge**” has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000;

“**disabled person’s parking disc**” means a disc issued by a local authority (125 millimetres square) coloured blue if issued on or after 1st April 2000 or orange if issued before that date and is capable of showing the quarter hour period during which a period of waiting has begun;

“**exemption certificate**” means an authorisation in writing granted by the Service Director for Development, Transport and Public of the Council or their duly authorised representative allowing a vehicle to wait in contravention of the provisions of this Order subject to and in accordance with any specified conditions or limitations contained within that authorisation;

“**penalty charge**” means a charge set by the Council in accordance with the provisions of Section 77 and Schedule 9 of the 2004 Act and Regulations made thereunder and in accordance with any guidance given by the Secretary of State;

“**postal operator**” means the service of conveying postal packets from one place to another by post and the related services of receiving, collecting and delivering such packets and any other service which relates to any of those services and is provided in conjunction with any of them as defined in section 125 of the Postal Services Act 2000;

“**relevant position**” means –

the disabled person’s parking disc, disabled person’s badge or exemption certificate is exhibited on the dashboard of fascia of the vehicle; or

- (a) in the case of a vehicle not fitted with a dashboard or fascia, the disabled person's parking disc, disabled person's badge or exemption certificate is exhibited in a conspicuous position on the vehicle

so that the front of the disabled person's parking disc, disabled person's badge or exemption certificate is clearly legible from outside of the vehicle;

“vehicle” means any motor car, motor cycle and invalid carriage having the same meaning respectively as in Section 136 of the 1984 Act and any goods vehicle (being a motor vehicle not exceeding 30 unit unladen weight which is constructed or adapted for use for carriage of goods of any description.

PART II

Amendments to the Borough Council of Gateshead (Dunston South Area) (20mph Speed Limit Zone) Order 2005

1. The Borough Council of Gateshead (Dunston South Area) (20mph Speed Limit Zone Order 2005 is amended as follows:
2. Amend the description of 'Dunston South Area' to 'Dunston'.
3. Insert the new items below in Column 2:

Column 1	Column 2
Area	Incorporated Roads
Dunston	Dunston Bank
	Park Avenue
	North Eastern Court
	Market Lane – from the junction with Dunston Bank to a point 400m west of its junction with Dunston Bank
	Market Lane Back (to the rear of properties numbered 2-130 (even))
	Market Lane Back (to the rear of properties 41-59 (odd))
	Market Lane Back (to the rear of properties 9 to 39 (odd))
	Ellison Road
	Ellison Road Back
	Holmside Avenue

	Elsdon Gardens
	Horsley Gardens
	Rochester Gardens
	Ravensworth Terrace
	Ravensworth Terrace Back
	Gunn Street
	Gunn Street Back
	Grace Street
	Grace Street Back
	Shrewsbury Street
	Shrewsbury Street Back
	Wynyard Street
	Wynyard Street Back
	Wood Street
	Wood Street Back
	Park Terrace
	Wellington Road – from a point 35m north west of its junction with Dunston Road to its junction with Ravensworth Road.
	Park Terrace Back
	Clavering Square
	Hawthorn Drive
	Beech Drive
	Ash Grove
	Dunston Road
	Dunston Road Back
	Meadow Lane
	Meadow Close

	Fairfield Close
	Ravensworth Road
	Haig Street
	Ravensworth Road Back
	Kent Avenue
	Renforth Street
	Renforth Street Back
	Dixon Place
	Parkside
	Linden Grove
	Spoor Street
	Spoor Street Back
	Clavering Court
	Wallace Street
	Victoria Street
	Seymour Street
	Seymour Street Back
	Athol Street
	Athol Green
	Buchanan Green
	Church Street
	Clephan Street
	Ruskin Avenue
	Kingsley Place
	Lumley Walk
	Johnson Street
	Johnson Street Back

	Barry Street
	Ross Avenue
	Lister Avenue
	Rendel Street
	Baker Gardens Back
	Fowler Gardens Back
	Kelvin Gardens
	Kelvin Gardens Back
	Tyndal Gardens Back
	Parsons Garden Back
	Wellington Road Back (to the rear of properties numbered 1 to 115 (odd))
	Wellington Road Back (to the rear of the properties numbered 48 to 100 (even))
	Newton Street
	Whitegate Close
	Collingwood Terrace
	Collingwood Terrace Back
	Colliery Road/Wellington Road Link Road West Dunston Community Centre
	A1114 St. Omers Road – from a point 15m north west of its junction with Dunston Road to its junction with A1114 Colliery Road
	A1114 Colliery Road
	A1114 Railway Street
	A1114 Clockmill Road – from its junction with Festival Way to a point 10m south east of its junction with Festival Way
	Railway Street Back
	Railway Street
	Colliery Road Back

	Flour Mill Road
	Kingfisher Court
	Bittern Close
	Grebe Close
	Cormorant Drive
	Staithes Road
	Dunston Community Centre/Cross Keys P.H. Access off Clockmill Road
	Festival Way
	Seymour Court
	Ravensworth Court
	Riverside Court
	Princess Drive
	Swan Drive
	Castlegate Gardens

Amendments to the Borough Council of Gateshead (Traffic Movements) (Consolidation) Order 2010

4. The Borough Council of Gateshead (Traffic Movements) (Consolidation) Order 2010 is amended as follows:
5. Insert into Schedule 1.01 'Prohibition of Driving' the following new items listed below:

Road Name	Description
Newton Street Back	From a point 118m north of its junction with Wellington Road to a point 119m north of its junction with Wellington Road
Church Street	From a point 28m south of its junction with Wallace Street to a point 29m south of its junction with Wallace Street
Barry Street	From a point 29m north of its junction with Lister Avenue to a point 30m north of its junction with Lister Avenue

Amendments to the Borough Council of Gateshead (relating to Ravensworth Road/Wellington Road) Dunston Order 2009

6. The Borough Council of Gateshead (relating to Ravensworth Road/Wellington Road) Dunston Order 2009 is amended as follows:
7. In the Schedule 'No Waiting at Any Time' under Ravensworth Road – East Side insert into the description 'inclusive of junction radiis'.
8. In the Schedule 'No Waiting at any Time', insert the following new items listed below

Ravensworth Road – west side – from a point 12m south of its junction with Seymour Street to a point 10m north of its junction with Seymour Street.

Ravensworth Road – back lane – from the junction with Seynour Street extending southerly for a distance of 6m.

Seymour Street – south side – from its junction with Ravensworth Road to its junction with Ravensworth Road Back

North Side – from its junction with Ravensworth Road to a point 4.6 m west of its junction with Ravensworth Road

Clavering Court – both sides – for its entirety

Amendments to the Borough Council of Gateshead (relating to Dunston and Teams Area) (Waiting Restrictions) Order 2007

9. The Borough Council of Gateshead (relating to Dunston and Teams Area) (Waiting Restrictions) Order 2007 is amended as follows:
10. In Schedule 1, revoke the description of Ellison Road and replace it with the following description:

Ellison Road – North Side – from a point 11m south west of its junction with Gunn Street to a point 33m north east of its junction with Park Terrace.

11. In Schedule 2 'No Waiting At Any Time' revoke Item 1 in its entirety and insert the following:

Oak Avenue	West side – from its junction with King George Avenue to a point 9m south of its junction with King George Avenue
King George Avenue	Both Sides – from its junction with Ellison Road to a point 10m south of its junction with Willow Avenue North Side – from its junction with the Dunston Bank to a point 30m east of its junction with Dunston Bank South Side – from its junction with Dunston Bank to its junction with Oak Avenue

Willow Avenue	Both Sides – from its junction with King George Avenue to a point 10m west of its junction with Kind George Avenue
Ellison Road	<p>North Side – (i) from its point with Park Terrace to a point 33m north east of its junction with Park Terrace</p> <p>(ii) from a point 11m south west of its junction with Gunn Street to a point 6.5m east of its junction with Grace Street</p> <p>(iii) from a point 28.5m west of its junction with Shrewsbury Street to a point 37m east of its junction with Shrewsbury Street</p> <p>(iv) from a point 33m east of its junction with Wynyard Street to a point 10m north east of its junction with Wilson Street.</p> <p>South Side – (i) from its junction with Park Avenue to its junction with Shrewsbury Street</p> <p>(ii) from its junction with King George Avenue to a point 25m west of its junction with King George Avenue</p> <p>(iii) from a point 25m east of its junction with Ede Avenue to a point 10m north east of its junction with Wilson Street</p>
Gunn Street	Both sides - from the junction with Ellison Road to a point 10m north of its junction with Ellison Road
Grace Street	Both Sides – from the junction with Ellison Road to a point 10m north of its junction with Ellison Road
Shrewsbury Street	Both sides – from the junction with Ellison Road to a point 10m north of its junction with Ellison Road
Wynyard Street	Both sides – from the junction with Ellison Road to a point 10m north of its junction with Ellison Road
Wood Street	Both sides – from the junction with Ellison Road to a point 10m north of its junction with Ellison Road
School Avenue	Both sides – from the junction with Ellison Road to a point 10m south of the junction with Ellison Road
Ede Avenue	<p>West Side – from the junction with Ellison Road to a point 41m south of its junction with Ellison Road</p> <p>East Side – from the junction with Ellison Road to a point 10m south of its junction with Ellison Road</p>
Whickham Avenue	Both sides – from the junction with Ellison Road to a point 10m south of its junction with Ellison Road

Wilson Street	<p>South west side – from the junction with Ellison Road to its junction with Ellison Road Back</p> <p>North east side – (i) from the junction with Ellison Road for a distance of 15.5m in a south easterly direction</p> <p>(ii) from the junction with Ellison Road back extending in a north westerly direction for 3.7m</p>
Ellison Road Back	North west side – from a point 3.5m south west of the junction with Wilson Street to a point 2.5m north east of the junction with Wilson Street
Dunston Bank	<p>West Side – from a point 14m north of its junction with North Eastern Court to a point 26m south of its junction with North Eastern Court</p> <p>East side – from a point 27m north of its junction with King George Avenue to its junction with Mountside Gardens</p>
Mountside Gardens	North Side – from its junction with Dunston Bank to a point 14.5m east of its junction with Dunston Bank

12. In Schedule 3 'No Loading At Any Time' insert the following new items:

Ellison Road	<p>North side – from a point 33m east of its junction with Wynyard Street to a point 10m north east of its junction with Wilson Street</p> <p>South side – From a point 25m east of its junction with Ede Avenue to its junction with Wilson Street</p>
Wood Street	Both Sides – from the junction with Ellison Road to a point 10m north of its junction with Ellison Road
Whickham Avenue	Both sides – from the junction with Ellison Road to a point 10m south of its junction with Ellison Road
Wilson Street	South west side – from its junction with Ellison Road to a point 5 m south east of its junction with Ellison Road

PART III

Revocations

1. Part IV of The Borough Council of Gateshead (relating to Market Lane Dunston) Traffic Regulation Order 2013 is hereby revoked.

2. The Borough Council of Gateshead Traffic Regulation Order (relating to 20mph speed limit at Ellison Road Dunston) Order 2012 is hereby revoked in its entirety.
3. The Borough Council of Gateshead Traffic Regulation Order (relating to Dunston Riverside School Area Dunston) Order 2012 is hereby revoked in its entirety.
4. The Borough Council of Gateshead (Wilson Street, Dunston) (Prohibition of Waiting) Order 1976 is hereby revoked in its entirety.
5. The Borough Council of Gateshead (Ede Avenue Dunston) Traffic Regulation Order 1996 is hereby revoked in its entirety.
6. In The Borough Council of Gateshead Consolidation Order 1982 Item 174 Wilson Street is hereby revoked from the order.

PART IV

Contraventions

1. If a vehicle is left in contravention of any Article of this Order a penalty charge shall be payable.
2. In the case of a vehicle in respect of which a penalty charge is payable, a penalty charge notice may then be issued by a civil enforcement officer or the Council in accordance with the requirements of Section 78 of the 2004 Act.

PART V

Savings and Commencement

1. (1) The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any regulations made or having effect as if made under the Act, or by or under any other enactment.

(2) In so far as any provision of this Order conflicts with any provision which is contained in an Order made or having effect as if made under the Act, or by or under any other enactment, THEN the provisions of THIS ORDER shall prevail.
2. This Order shall come into operation on XX day of XX 2020 and may be cited as The Borough Council of Gateshead (Dunston Area, Gateshead) (20mph Speed Limit Zone and Waiting Restrictions) Traffic Regulation Order 2020.

Given under the Common Seal of the Borough Council of Gateshead this XXth day of XX 2020.

THE COMMON SEAL of the)
BOROUGH COUNCIL OF GATESHEAD)

was hereunto affixed in the presence of:-)

Mayor

Solicitor to the Council