

**DATED**

**30 November**

**2022**

**THE BOROUGH COUNCIL OF GATESHEAD**

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**TRAFFIC REGULATION ORDER**

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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)  
TRAFFIC REGULATION ORDER 2022**

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**

**General**

**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 1<sup>st</sup> 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 –

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

(b) 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;

**"road"** means any side, part or length of road or street referred to in the Schedules to the Order;

**“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**

### **Speed Limit Zone**

1. No person shall cause or permit any vehicle to proceed at a speed exceeding 20 miles per hour on the lengths of road specified in Column 2 of Schedule 1 to this Order and

which are incorporated within the zone area specified, in relation thereto, in Column 1 of Schedule 1.

2. Nothing in Part II shall apply to a vehicle being used for fire brigade, ambulance or police purposes on emergency call.
3. No speed limit imposed by this Order applies to vehicles falling within regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011 when used in accordance with Regulation 3(5) of those regulations.
4. This Order shall supersede any previous speed limit Order relating to the lengths of road specified in Schedule 1 to this Order.

### **PART III**

#### **Prohibition of Driving**

1. Save as Provided in Article 2 of Part III of this Order no person shall, except upon the direction or with the permission of a police constable in uniform, cause or permit any vehicle to proceed in or otherwise be in the lengths of road specified in Schedule 2 to this Order.
2. Nothing in Article 1 of Part III of this Order shall apply to any one of the following vehicles:
  - (1) any police, fire brigade or ambulance vehicle on emergency call;
  - (2) Any vehicle which is being used (and which cannot conveniently be used for such purpose in any road other than a road or length of road described in the Schedule in connection with any of the following operations, namely –
    - (a) any building operation or demolition;
    - (b) the removal of any obstruction to traffic;
    - (c) the maintenance, improvement or reconstruction of the said road or length of road specified in column 2 of the Schedule, or of any road adjoining thereto to which there is no other means of access for vehicles; or
    - (d) the laying, erection, alteration or maintenance in or near the said road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telegraphic line.
  - (3) Any vehicle being used in pursuance of statutory powers or duties;

(4) Any vehicle authorised by the Council requiring access to premises or land adjacent to the road or length of road.

## **PART IV**

### **Waiting and Loading Restrictions**

#### **Prohibition of Waiting At Any Time**

1. Save as provided in Part IV Article 2 to this Order no person shall, except upon the direction or with the permission of a police officer in uniform or a civil enforcement officer, cause or permit any vehicle to wait at any time in or on the lengths of road specified in Schedule 3 to this Order.

#### **Exemptions**

2. (1) Nothing in Part IV Article 1 to this Order shall render it unlawful to cause or permit any vehicle to wait in or on the lengths of road referred to therein for so long as may be necessary to enable:-
  - (a) the picking up or setting down of passengers;
  - (b) goods to be loaded onto or unloaded from the vehicle;
  - (c) the vehicle, if it cannot be conveniently be used for such purpose in any other road, to be used in connection with any of the following operations namely –
    - (i) building or demolition;
    - (ii) the removal of any obstruction to traffic;
    - (iii) the maintenance, improvement or reconstruction of the said roads;
    - (iv) the laying, erection, alteration or maintenance in or on land adjacent to the said length of road of any sewer, main pipe or apparatus for the supply of gas, water or electricity or any telecommunications apparatus as defined in the Telecommunications Act 1984;
  - (d) the vehicle if it cannot conveniently be used for such purpose in any other road be used in the service of a local authority or water authority in pursuance of statutory duties;
  - (e) to enable a vehicle to be used by a postal operator in provision of a postal service;
  - (f) any police, fire brigade or ambulance vehicle on emergency call or being used for such purposes;
  - (g) any vehicle used in pursuance of statutory powers or duties;
  - (h) any vehicle displaying a valid exemption certificate in the relevant position.

(2) Nothing in Part III Article I to this Order shall render it unlawful to cause or permit a vehicle which displays in the relevant position a disabled persons badge and disabled persons parking disc (on which the driver or other person in charge of the vehicle, has marked the quarter hour period during which the period of waiting began) to wait in the lengths of roads referred to in that Article for a period not exceeding three hours (not being a period separated by an interval of less than one hour from the previous period of waiting by the same vehicle in the same length of road on the same day).

### **Prohibition of Loading At Any Time**

3. Save as provided in Part IV Article 4 to this Order no person shall, except upon the direction or with the permission of a police officer in uniform or a civil enforcement officer, cause or permit any vehicle to load or unload at any time in or on the lengths of road specified in Schedule 4 to this Order.

### **Exemptions**

4. Nothing in Part IV Articles 3 to this Order shall render it unlawful to cause or permit any vehicle to wait in or on the lengths of road referred to therein for so long as may be necessary to enable:-

(a) the vehicle, if it cannot be conveniently be used for such purpose in any other road, to be used in connection with any of the following operations namely-

(i) building or demolition;

(ii) the removal of any obstruction to traffic;

(iii) the maintenance, improvement or reconstruction of the said roads;

(iv) the laying, erection, alteration or maintenance in or on land adjacent to the said length of road of any sewer, main pipe or apparatus for the supply of gas, water or electricity or any telecommunications apparatus as defined in the Telecommunications Act 1984;

(d) any vehicle, if it cannot conveniently be used for such purpose in any other road, be used in the service of a local authority or water authority in pursuance of statutory powers or duties;

- (e) to enable a vehicle to be used by a postal operator in provision of a postal service;
- (f) any police, fire brigade or ambulance vehicle on emergency call or being used for such purposes;
- (g) any vehicle used in pursuance of statutory powers or duties;

## **PART V**

### **Amendments**

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

1. The Borough Council of Gateshead (relating to Ravensworth Road/Wellington Road) Dunston Order 2009 is amended as follows:
2. In the Schedule 'No Waiting at Any Time', under Ravensworth Road – East Side insert into the description 'inclusive of junction radii'.
3. 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.*

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

4. The Borough Council of Gateshead (relating to Dunston and Teams Area) (Waiting Restrictions) Order 2007 is amended as follows:
5. In Schedule 1, revoke the description of Ellison Road (north side only) 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.*

## **PART VI**

### **Revocations**

4. The Borough Council of Gateshead (relating to Dunston and Teams Area) (Waiting Restrictions) Order 2007, in Schedule 2 'No Waiting At Any Time' Item 1 is hereby revoked in its entirety.
5. Part IV of The Borough Council of Gateshead (relating to Market Lane Dunston) Traffic Regulation Order 2013 is hereby revoked.
6. 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.
7. The Borough Council of Gateshead Traffic Regulation Order (relating to Dunston Riverside School Area Dunston) Order 2012 is hereby revoked in its entirety.
8. The Borough Council of Gateshead (Wilson Street, Dunston) (Prohibition of Waiting) Order 1976 is hereby revoked in its entirety.
9. The Borough Council of Gateshead (Ede Avenue Dunston) Traffic Regulation Order 1996 is hereby revoked in its entirety.
10. In The Borough Council of Gateshead Consolidation Order 1982 Item 174 Wilson Street is hereby revoked from the order.
11. In the Borough Council of Gateshead (Dunston South Area) (20mph speed limit zone) Order 2005 is hereby revoked and reintroduced in this Order.

## **PART VII**

### **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 VIII**

**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 the 9th day of December 2022 and may be cited as The Borough Council of Gateshead (Dunston Area, Gateshead) (20mph Speed Limit Zone and Waiting Restrictions) Traffic Regulation Order 2022.

Given under the Common Seal of the Borough Council of Gateshead this 30<sup>th</sup> day of November 2022.

**THE COMMON SEAL** of the )  
**BOROUGH COUNCIL OF GATESHEAD** )  
was hereunto affixed in the presence of:- )



**Mayor**

**Solicitor to the Council**

**SCHEDULE 1**  
**20MPH SPEED LIMIT ZONE**

<b>Column 1</b>	<b>Column 2</b>
<b>Area</b>	<b>Incorporated Roads from the 2005 Dunston South Order</b>
<b>Dunston</b>	<p>Knightside Gardens, Mountside Gardens, Woodside Gardens, Woodburn Gardens, Lobley Gardens, Hillhead Gardens, Raylees Gardens, Percy Gardens, Otterburn Gardens, Douglas Gardens, Braeside, Spinneyside Gardens, Bracken Drive, Deneside, Knoll Rise, Hillside, Hillcrest Drive, Monkridge Gardens, Redesdale Gardens, Mount Grove, Valley Drive, Oak Avenue, Cypress Crescent including the back lane to the rear of Nos 1-27 (odd numbers only), Wilson Street, Maple Avenue, West Way, Murray Gardens, Poplar Crescent, Ede Avenue including the back lane to the rear of Nos 1-34, King George Avenue, School Avenue, Willow Avenue, Elm Avenue, Cedar Crescent, Holly Avenue, Myrtle Avenue, Back Lane to the rear of Nos 1-23 (odd numbers only), Whickham Avenue, Back Lane to the rear of Nos 1-17 (odd numbers only) Moore Avenue, Back Lane to the rear of The Crescent, Back Lane to the rear of Hawthorn Terrace.</p>
	<b>New Roads</b>
	<p>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</p>

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.

**SCHEDULE 2  
PROHIBITION OF DRIVING**

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

**SCHEDULE 3  
PROHIBITION OF WAITING AT ANY TIME**

Road Name	Description
Ravensworth Road – back lane	East side – from the junction with Seymour 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
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

	<p>North Side – from its junction with the Dunston Bank to a point 30m east of its junction with Dunston Bank</p> <p>South Side – from its junction with Dunston Bank to its junction with Oak Avenue</p>
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	West Side – from the junction with Ellison Road to a point 41m south of its junction with Ellison Road  East Side – from the junction with Ellison Road to a point 10m south 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 the junction with Ellison Road to its junction with Ellison Road Back  North east side – (i) from the junction with Ellison Road for a distance of 15.5m in a south easterly direction  (ii) from the junction with Ellison Road back extending in a north westerly direction for 3.7m
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	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  East side – from a point 27m north of its junction with King George Avenue to its junction with Mountside Gardens

Mountside Gardens	North Side – from its junction with Dunston Bank to a point 14.5m east of its junction with Dunston Bank
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**SCHEDULE 4**  
**PROHIBITION OF LOADING AT ANY TIME**

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