**ABERDEEN CITY COUNCIL**

**ROAD TRAFFIC REGULATION ACT, 1984**

**THE ABERDEEN CITY COUNCIL (STREETS IN THE VICINITY OF MILLTIMBER SCHOOL, BINGHILL ROAD, MILLTIMBER, ABERDEEN) (TRAFFIC MANAGEMENT) ORDER 202\_**

Aberdeen City Council, in exercise of its powers under the Road Traffic Regulation Act 1984 (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 Ill of Schedule 9 to the 1984 Act, and having complied with the requirements of The Local Authorities' Traffic Orders (Procedure) (Scotland) Regulations 1999, hereby makes the following order:-

Citation

1. This order may be cited as "The Aberdeen City Council” (Streets in the vicinity of Milltimber School, Binghill Road, Milltimber, Aberdeen) (Traffic Management) Order 202\_” and shall come into operation on \_\_ \_\_\_\_\_ 202\_.

Prohibition of Waiting

2. Save as provided in Articles 4, 5 and 6 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 wait at any time on any day on the lengths of road specified in the first schedule hereto.

3. Save as provided in Articles 4, 5 and 6 of this order, no person shall, except upon the direction or permission of a police constable in uniform, cause or permit any vehicle to wait on the lengths of road specified in the second schedule hereto between 8.00am and 5.00pm on any day, except Saturdays and Sundays.

Exemptions

4. Nothing in Articles 2 and 3 of this order shall prevent any person from causing or permitting a vehicle to wait on any of the lengths of road referred to in those articles for so long as may be necessary:

(a)  to enable a person to board or alight from the vehicle or to load thereon or unload there from goods or personal luggage;

(b) when the person in control of the vehicle is:

(i) required by law to stop; or

(ii) obliged to stop in order to avoid an accident; or

(iii)  prevented from proceeding by any circumstances beyond their control, where the said circumstances relate directly to the movement or otherwise of traffic on the road;

(c)if the vehicle is in material use in connection with a funeral undertaking;

(d) If the vehicle is in the service of, or is being employed by, a security company and is in actual use while currency or other valuables:

(i) are being unloaded from the vehicle; or

(ii) having been unloaded from the vehicle, are being delivered; or

(iii) are being collected from premises adjacent to that road for loading onto the

vehicle; or

(iv) having been collected from such premises, are being loaded onto the vehicle.

5. Nothing in Articles 2 and 3 of this order shall prevent any person from causing or permitting a vehicle to wait in any of the lengths of road referred to in those article for so long as may be necessary:

(a)  to enable a vehicle in actual use or materially necessary for such purpose (provided that the vehicle cannot conveniently be used for the same purpose in any other road) to be used in or adjacent to that road in connection with any:

(i) building operation;

(ii) demolition;

(iii) laying, erection, alteration or repair of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity, or of any electronic communications apparatus; or

(iv)  excavation, provided that, in the case of any of the operations described in sub-paragraphs (iii) and (iv) above, the said operation or operations are to be conducted within the extents of the road.

(b)  to enable a vehicle in actual use or materially necessary for such purpose (provided that the vehicle cannot conveniently be used for the same purpose in any other road) to be used in connection with the:

(i)  cleansing or lighting of any road;

(ii)  removal of any obstruction to traffic on any road;

(iii)  maintenance or improvement or reconstruction of any road; or

(iv)  placing, maintenance or removal of any traffic sign or parking meter on any road.

(c) if the vehicle, being a liveried vehicle, is in the service of, or is being employed by, a universal service provider, and is in actual use while postal packets:

(i) addressed to premises adjacent to that road are being unloaded from the vehicle;

(ii) addressed to premises adjacent to that road and having been unloaded from the vehicle, are being delivered;

(iii) are being collected from postal boxes or premises adjacent to that road for loading onto the vehicle; or

(iv) having been so collected, are then being loaded onto the vehicle.

6. Nothing in Articles 2 and 3 of this order shall apply to any invalid carriage or disabled person’s vehicle which is not causing an obstruction and which displays in the relevant position a valid disabled person’s badge issued by a local authority.

Prohibition of Stopping “School Keep Clear”

7. No person shall, except upon the direction or with the permission of a police constable in uniform, cause or permit any vehicle to stop on any length of the length of road specified in the third schedule hereto between 8.00am and 5.00pm on any day, except Saturdays and Sundays.

Given by Aberdeen City Council on this \_\_\_\_\_ day of \_\_\_\_\_, in the year Two Thousand and Twenty-\_\_\_.

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Roads Infrastructure Manager

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Witness

**First schedule**

(Prohibition of waiting at any time)

**Binghill Road**

Western side, from its junction with Binghill Hedges, in a south-easterly direction for a distance of 10m or thereby.

Western side, from its junction with Binghill Road West, in a south-easterly direction for a distance of 10m or thereby.

Western side, from its junction with Binghill Road West, in a north-westerly direction for a distance of 10m or thereby.

Western side, from its junction with Binghill Road North, in a south-easterly direction for a distance of 10m or thereby.

Western side, from its junction with Binghill Road North, in a north-westerly direction for a distance of 10m or thereby.

Western side, from a point 122m or thereby north-west of its junction with Binghill Hedges, in a northerly direction for a distance of 40m or thereby.

Eastern side, from its junction with Murtle Den Crescent, in a south-easterly direction for a distance of 10m or thereby.

Eastern side, between a point 31m or thereby north-west of its junction with Murtle Den Crescent and its junction with The Meadows.

Eastern side, between its junction with The Meadows and a point 78m or thereby north-west of its junction with Murtle Den Crescent.

**Binghill Hedges**

Both sides, from its junction with Binghill Road, south-westwards for a distance of 10m or thereby.

**Binghill Road North**

Both sides, from its junction with Binghill Road, south-westwards for a distance of 10m or thereby.

**Binghill Road West**

Both sides, from its junction with Binghill Road, south-westwards for a distance of 10m or thereby.

**Oldfold Place**

Both sides, from its junction with The Meadows, northwards for a distance of 10m or thereby.

**The Meadows**

Northern side, between a point 35 metres or thereby east of its junction with Oldfold Place and its junction with Binghill Road.

Northern side, from its junction with Oldfold Place, in an easterly direction for 10m or thereby.

Northern side, from its junction with Oldfold Place, in a westerly direction for a distance of 10m or thereby.

**Murtle Den Crescent**

In its entirety, except for the length on its northern side, from a point 55m or thereby east of its junction with Binghill Road, in an easterly direction for a distance of 54m or thereby.

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Roads Infrastructure Manager

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Witness

**Second Schedule**

(Prohibition of waiting, 8.00am to 5.00pm, Monday to Friday)

Binghill Road

Western side, from a point 31m or thereby north of its junction with Binghill Hedges, north-westwards for a distance of 90m or thereby.

The Meadows

Northern side, from a point 10m or thereby east of its junction with Oldfold Place, in an easterly direction for a distance of 24m or thereby.

Murtle Den Crescent

Northern side, from a point 54m or thereby east of its junction with Binghill Road, in an easterly direction for a distance of 55m or thereby.

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Roads Infrastructure Manager

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Witness

**Third schedule**

(‘School Keep Clear’ Prohibition of stopping, 8.00am to 5.00pm, Monday to Friday)

**Murtle Den Crescent**

Northern side, from a point 10m or thereby north-east of its junction with Binghill Road, north-eastwards for a distance of 44 metres or thereby.

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Roads Infrastructure Manager

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Witness