

ABERDEEN CITY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

THE ABERDEEN CITY COUNCIL (DISABLED PERSONS' PARKING PLACES IN ABERDEEN CITY) (REGULATORY PARKING PLACES) (REF.01/2023) ORDER 202(X)

Aberdeen City Council, in exercise of its powers under the Road Traffic Regulation Act 1984 (hereinafter referred to as "The 1984 Act"); its duties under the Disabled Persons' Parking Places (Scotland) Act 2009; and in exercise of all other enabling powers, and after consultation with the Chief Constable of Police Scotland in accordance with Part III 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 (Disabled Persons' Parking Places in Aberdeen City) (Regulatory Parking Places) (REF.01/2023) Order 202(X)" and shall come into operation on ____ 202_.

Definitions in relation to subsequent Articles

2. In the following Articles hereto, except where the context otherwise requires, the following expressions shall have the meanings hereby assigned to them: -

"Article" means an article of this Order;

"city warden" means a person employed by the roads authority as a city warden in pursuance of section 63A of the Road Traffic Regulation Act 1984, as amended by the Road Traffic Act 1991;

"Council" means Aberdeen City Council;

"disabled person" has the same meaning as in The Disabled Persons (Badges for Motor Vehicles) (Scotland) Regulations 2000;

"disabled person's badge" means: -

- (i) a badge issued under section 21 of the Chronically Sick and Disabled Persons Act 1970;
- (ii) a badge issued under a provision of the law of Northern Ireland corresponding to that section; or
- (iii) a badge issued, corresponding to that section, by a State that is a member or an associate of the European Conference of Ministers of Transport

"disabled person's vehicle" has the same meaning as in S142 (1) of the 1984 Act;

"driver" in relation to a vehicle waiting in a disabled parking place means the person driving the vehicle as the time it was left in such a parking place;

"owner" in relation to a vehicle, means the person by whom such vehicle is kept and used, and "owned" shall be constructed accordingly;

“parking space” means a space provided for the leaving of a vehicle in a disabled parking place;

“Schedule” means the Schedule to this order;

“traffic sign” means a sign of any size, colour, and type prescribed or authorised under, or having effect as though prescribed or authorised under Part V of the 1984 Act;

“vehicle” means a motor vehicle;

“off-street parking place” means a parking place on land which does not form part of a road;

“disabled parking place” means a length of road, or an area within an off-street parking place, for the leaving at any time such disabled persons vehicle which have been or are to be driven by a disabled person or have been or are to be used for carrying disabled persons as passengers;

Designation of disabled parking places

3. Each length of road in Aberdeen specified in the first schedule hereto is designated as a disabled parking place only. No person shall cause or permit any vehicle to wait in such a parking space at any time without displaying a valid disabled person’s badge in accordance with Article 12.

Off-Street Car Parks

4. A suitable number of parking spaces may be created for disabled persons' vehicles in the off-street parking places specified in the second schedule hereto. No person shall cause or permit any vehicle to wait in such a parking space at any time without displaying a valid disabled person's badge in accordance with Article 12.

Vehicles for which disabled parking places are designated

5. Each disabled parking place described in the first and second schedules may be used, subject to the provisions of this Order, for the leaving at any time such disabled persons' vehicles which have been or are to be driven by a disabled person or have been or are to be used for carrying disabled persons as passengers and which display a disabled person’s badge in accordance with Article 12.

Placing of traffic signs, etc

6. The Council shall: -
 - (a) cause the limits of each disabled parking place and of each parking space to be indicated by appropriate traffic signs or road markings;
 - (b) carry out such other work as is reasonably required for the purposes of this Order and the satisfactory operation of each disabled parking place.

Removal of vehicle from a disabled parking place

7. When a vehicle is left in any parking space in contravention of any of the provisions of this order, a person authorised in that behalf, by or on behalf of the Council, may remove, or arrange to have removed, the said vehicle from the parking space. The Council may, by written notice, require the owner of such vehicle to remove the vehicle from a parking space, or from any place to which it has been removed for safe custody.

Movement of vehicle in disabled parking place in emergency

8. Where necessary and reasonable, a police constable in uniform, or any person duly authorised by the Council, may move (or cause to be moved) any vehicle left in a parking space.

Manner of moving vehicles

9. Any person removing any vehicle by virtue of Article 7 and Article 8 may do so by towing or driving or moving it in such other manner as they may think necessary to enable them to remove it, provided that in the event of any vehicle being removed from any parking space, such person shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.

Power to suspend use of disabled parking places

10. (a) Any person duly authorised by the Council may suspend the use of a disabled parking place or any part thereof whenever he considers such suspension reasonably necessary: -
- (i) for the purpose of facilitating the movement of traffic or promoting its safety;
 - (ii) for the purpose of any building operation, demolition or excavation in or adjacent to the disabled parking place, the maintenance, improvement or reconstruction of the highway or the cleansing of gullies in or adjacent to the disabled parking place, the laying, erection, alteration, removal or repair in or adjacent to the disabled parking place of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telegraphic line, traffic sign or parking meter;
 - (iii) for the convenience of occupiers of premises adjacent to the disabled parking place on any occasion of the removal of furniture from one office or dwelling house to another or the removal of furniture from such premises to a depository or to such premises from a depository;
 - (iv) on any occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed; or

- (v) for the convenience of occupiers of premises adjacent to the disabled parking place at times of funerals or on other special occasions.
- (b) A city warden may suspend for not longer than twenty-four hours the use of a disabled parking place or any part thereof whenever he considers such suspension reasonably necessary for the purpose of facilitating the movement of traffic or promoting its safety.
- (c) Any person or a police constable suspending the use of a disabled parking place or any part thereof in accordance with the provisions of paragraph (a) or paragraph (b) of this Article shall thereupon place or cause to be placed in or adjacent to that or any part of that disabled parking place the use of which is suspended, a traffic sign or signs indicating that the use of that disabled parking place or that part thereof is suspended and that waiting by vehicles is prohibited.
- (d) No person shall cause or permit a vehicle to wait in any disabled parking place or part thereof during such period as there is in or adjacent to that disabled parking place or part thereof a traffic sign placed in pursuance of paragraph (c) of this Article. Provided that nothing in this paragraph shall render it unlawful to cause or permit any vehicle being used for fire brigade, ambulance or police purposes to wait in that disabled parking place or that part thereof during such period referred to in this paragraph, or any other vehicle so to wait if that vehicle is waiting with the permission of the person suspending the use of the disabled parking place or part thereof in pursuance of paragraph (a) of this Article.

Restrictions on waiting by vehicles in disabled parking places

11. (a) Without prejudice to the foregoing provisions of this Order with respect to vehicles which are left in a disabled parking place in accordance with those provisions, any other vehicle may wait during the permitted hours anywhere in a disabled parking place, other than a disabled parking place or part of a disabled parking place the use of which has been suspended, if: -
- (i) the vehicle is waiting for a period not exceeding two minutes, or such longer period as a city warden may approve, to enable a person to board or alight from the vehicle; or
 - (ii) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid an accident; or
 - (iii) the vehicle is being used for fire brigade, or ambulance, or police purposes; or
 - (iv) the vehicle is waiting only for so long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic; or

- (v) the vehicle, not being a passenger vehicle, is waiting only for so long as may be reasonably necessary to enable it to be used for the purpose of any building operation, demolition or excavation in or adjacent to the disabled parking place, the maintenance, improvement or reconstruction of the disabled parking place or the laying, erection, alteration, removal or repair in or adjacent to the disabled parking place of any sewer or of any main, pipe or apparatus for the supply of gas, water of electricity or of any telegraphic line, or the placing, maintenance or removal of any traffic sign or parking meter; or
 - (vi) the vehicle, not being a passenger vehicle, is in actual use in connection with the removal of furniture to or from one office or dwelling house adjacent to the disabled parking place from or to another office or dwelling house or a depository; or
 - (vii) the vehicle is in actual use in connection with a funeral undertaking.
- (b) Except as provided in the foregoing provisions of this order, the driver or person in charge of a vehicle shall not cause or permit the vehicle to wait in a disabled parking place during the permitted hours.

Display of Permits

12. (a) At all times during which a vehicle is left in a disabled parking place in accordance with Articles 4 and 5, the driver thereof shall display or cause to be displayed a valid disabled person's badge in the following manner: -
- (i) the badge is exhibited on the dashboard or facia of the vehicle; or
 - (ii) where the vehicle is not fitted with a dashboard or facia, the badge is exhibited in a conspicuous position on the vehicle.
- (b) The disabled person's badge referred to in this Article shall be so attached to or displayed on the vehicle that the particulars recorded on the permit are clearly visible to a person standing at the front or the nearside of the vehicle.

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
(On-Street disabled persons' parking places)

Ardarroch Close

Pittodrie Street south side, 10 metres east of its junction with Ardarroch Road, for a distance of 6.6 metres of thereby.

Auchlea Road

Auchlea Road, south side, for a distance of 73 metres westwards from its junction with Sheddocksley Drive for a distance of 6.6 metres eastwards or thereby.

Auchlossan Court

Auchlossan Court, south side, from a point 50 metres west of the junction with Kinord Circle, westwards for 6.6 metres.

Balgownie Way

Balgownie Way, north side from a point 133 metres, or thereby, northeast from its junction with Balgownie Drive, extending eastwards for a distance of 6.6 metres or thereby.

Balnagask Place

Balnagask Place, west side, from the boundary between property numbers 8 and 9, southwards for a distance of 6.6 metres or thereby.

Balnagask Road

Balnagask Road, Torry, from a point 5 metres from the extended southwestern gable of property no. 82 Balnagask Road in a north easterly direction for a distance of 6.6 metres or thereby.

Balnagask Road

Balnagask Road, north side, from a point 24 metres or thereby west from the extended west side kerb line with Finnan Brae, extending westwards for a further 6.6 metres or thereby.

Balnagask Road

Balnagask Road, north side. from a point 45 metres or thereby east of its junction with Wellington Road, westwards for a distance of 6.6 metres or thereby.

Bankhead Avenue

Bankhead Avenue, north side, from a point 30 metres or thereby east of its junction with Stoneyton Terrace, extending eastwards for a distance of 6.6 metres or thereby.

Bedford Avenue

Bedford Avenue, west side, from a point 10 metres from the gable end of property no. 37 Bedford Avenue for a distance southwards of 6.6 metres or thereby.

Beechgrove Terrace

North side, from a point 13 metres south of the gable end of property number 72 Beechgrove, eastwards for a distance of 6.6 metres or thereby.

Berrywell Place

Berrywell Place, south side, from a point 64 metres from the junction with Berrywell Place for a distance southwards 4.8 metres or thereby.

Bodachra Place

Northeast side, from a point 2.1 metres south of the gable end of property no. 20 Bodachra Place, northwestwards for a distance of 6.6 metres or thereby.

Bonnyview Drive

Bonnyview Drive, north side, from a point 148 metres west of its junction with Bonnyview Road, westwards for a distance of 6.6 metres or thereby.

Bonnyview Drive

Bonnyview Drive, length serving property numbers 153-191, west side, from a point 28 metres south of its junction with Bonnyview Drive, westwards for 4.8 metres.

Bright Street

Bright Street, east side, from a point 10 metres south of its junction with Sycamore Place, southwards for a distance of 6.6 metres.

Cadenhead Road

Cadenhead Road, north side, from a point 62 metres from its junction with Cairnie Drive, for a distance of 6.6 metres or thereby.

Caiesdykes Road

South side, from a point 66 metres or thereby east of the extended eastern kerbline of Caiesdykes Drive, westwards for a distance of 6.6 metres or thereby.

Cairngorm Crescent

Cairngorm Crescent, north side, from a point 13 metres or thereby westwards from the junction to the cul-de-sac there containing property numbers 18-44, extending in a general westward direction for a further 6.6 metres.

Carlton Place

Carlton Place, south side from a point 177 metres or thereby east of Forest Road, extending further eastwards for a distance of 6.6 metres.

Clifton Road

Clifton Road, west side, from a point 20 metres southeast of its junction with Hilton Street for a distance 6.6 metres north westwards.

Cloverfield Gardens

Cloverfield Gardens, north side, from a point 186 metres west of its junction with Sclattie Park, eastwards for 6.6 metres.

Corthan Crescent

Corthan Crescent, south side from a point 51 metres east of the extended kerb line of Corthan Crescent inset road, then eastwards for a distance of 6.6 metres or thereby.

Craigendarroch Avenue

West side, from a point 28 metres or thereby south of its junction with Invercauld Road, southwards for a distance of 6.6 metres or thereby.

Craigievar Crescent

South side, from the boundary between numbers 55 and 57 Craigievar Crescent, for a distance of 6.6 metres extending in a general westward direction.

Crown Crescent

Crown Crescent, Peterculter, north side, from the boundary between numbers 55 and 57 Crown Crescent, extending in a westward direction for a distance of 6.6 metres or thereby.

Cruden Crescent

Cruden Crescent, north side, from a point 6 metres north of its junction with Cruden Park, eastwards for 6.6 metres or thereby.

Cummings Park Drive

Cummings Park Road, north side, from a point 95 metres eastwards from its junction with Granitehill Road for a distance of 6.6 metres eastwards or thereby.

Davidson Drive

Davidson Drive, east side, from a point 82 metres south of its junction with Dickson Terrace, northwards for a distance of 6.6 metres or thereby.

Deevale Crescent

Deevale Crescent, Kincorth, from a point 10 metres or thereby from the southwestern gable of number 30 Deevale Crescent in a north easterly direction for a distance of 6.6 metres or thereby.

Derbeth Crescent

Derbeth Crescent, north side, from a point 34 metres west from its junction with Cloghill Place, westwards for a distance of 6.6 metres or thereby.

Dugald Baird Square

Boyd Orr Avenue, west side, from a point 65 metres or thereby south of its junction with Nigg Way, extending for a distance of 6.6 metres or thereby in a southwards direction.

Farquhar Road

South side, from a point 39 metres or thereby west of the extended western kerbline of Downies Place, westwards for a distance of 6.6 metres or thereby.

Farquhar Road

South side, from a point 4 metres or thereby east of the extended eastern kerbline of Downies Place, eastwards for a distance of 6.6 metres or thereby.

Forest Avenue

Forest Avenue, west side, from a point 10 metres south of gable end of property no. 73, southwards for a distance of 6.6 metres or thereby.

Garden Road

Garden Road, west side, from a point 20 metres south of Kirk Place, southwards for a distance of 6.6 metres or thereby.

Garden Road

Southwestern side, from the extended kerbline of Kirk Place, southeastwards for a distance of 6.6 metres or thereby.

Girdleness Road

Farquhar Road, south side from a point 5 metres or thereby east of its junction with Rockall Place, extending for a distance of 6.6 metres.

Glenbervie Road

North side, from a point 311 metres or thereby east of its junction with Grampian Road, eastwards for a distance of 6.6 metres or thereby.

Gray Street

Southwestern side, from a point of the northwestern boundary wall between property numbers 78 and 80 Gray Street, southeastwards for a distance of 6.6 metres or thereby.

Greenbrae Gardens North

Greenbrae Gardens, north, west side, from a point 54 metres west of its junction with Greenbrae Drive, westwards for a distance of 4.8 metres.

Greenfern Road

Greenfern Road, south side, from a point 54 metres east of its junction with Fernhill Drive, eastwards for a distance of 6.6 metres or thereby.

Greenbrae Walk

North side, from a point 42 metres or thereby southwest of its junction with Greenbrae Crescent. Southwards for a distance of 4.8 metres or thereby.

Greenbrae Walk

South side, from a point 31 metres or thereby west of its junction with Greenbrae Crescent. Southwards for a distance of 4.8 metres or thereby.

Greenburn Terrace

Northeast side, from a point 41 metres or thereby west of its junction with Greenburn Drive, southwestwards for a distance of 4.8 metres or thereby.

Hardgate

Hardgate, west side, from a point 2 metres or thereby southwest of its junction with Howburn Court, southwestward for a distance of 6.6 metres or thereby.

Heathryfold Circle

Heathryfold Circle, north side, from a point 34 metres southwest from its junction from Dancing Cairns place for a distance of 6.6 metres westwards or thereby.

Hetherwick Road

North side from a point 14 metres from the extended kerblines of Gardner Drive in an easterly direction for a distance of 6.6 metres or thereby.

Hilton Street

South side, from a point 235 metres west of its junction with Clifton Road westwards for a distance of 6.6 metres or thereby.

Invercauld Gardens

Invercauld Gardens, north side, from a point 27 metres or thereby east from the extended east side kerb line with Craigendarroch Avenue, extending eastwards for a distance of 6.6 metres or thereby.

Kepplehills Drive

Kepplehills Drive, north side, from a point 45 metres west of its junction with Kepplehills Drive, westwards for a distance of 2.4 metres.

Kirkhill Road

Kirkhill Road, north side from a point 63 metres east of its junctions with Gregness Gardens, eastwards for a distance of 6.6 metres or thereby.

Laws Road

Laws Road, west side from a point 56 metres or thereby north of its junction with Caiesdykes Road, northwards for a distance of 6.6 metres or thereby.

Loirston Road

Loirston Road, west side from a point 5.3 metres or thereby north of the gable end of the property at 17 Loirston Road, extending northwards for a distance of 13.2 metres or thereby.

Lossie Place

West side, from a point 12 metres or thereby south of its junction with Dulmain Road, southwards for a distance of 6.6 metres or thereby.

Mansefield Place

Mansefield Place, north side from a point 27 metres or thereby southwest from the extended west side kerb line of Tullos Crescent, extending further south westwards for a distance 6.6 metres or thereby.

Marchbank Road

South side, from a point 26 metres or thereby west of its junction with Bielside Station Road, westwards for a distance of 6.6 metres or thereby.

Marchburn Drive

Marchburn Drive, south side, for a distance of 44 metres westwards from its junction with Bryon Crescent for a distance eastwards for 6.6 metres or thereby.

Marischal Street

Marischal Street, west side from a point 82 metres or thereby south of the extended south side kerb line with Union Street, extending southwards for 6.6 metres or thereby.

Market Street

Market Street, north side, from a point 45 metres west of its junction with Stoneywood Road, westwards for a distance 6.6 metres or thereby.

North Anderson Drive

West side, from a point 67 metres south of its junction with Middlefield Place, southwards for a distance of 6.6 metres or thereby.

North Deeside Road

North Deeside Road, Bieldside, south side, 15 metres from North Deeside Road (lane) eastwards for a distance of 6.6 metres or thereby.

Oldcroft Place

North side, from a point 37 metres north of its junction with Oldcroft Place westwards for 4.8 metres.

Oldtown Terrace

Oldtown Terrace, north side, from a point 74 metres south from its junction with Marchburn Drive, westwards for 4.8 metres.

Orkney Avenue

East side from a point 64 metres southeast from its junction with Lewis Road. North for a distance of 6.6 metres or thereby.

Overhill Gardens

Overhill Gardens, north side, from a point 16 metres south from its gable end of no.4 Overhill Gardens, eastwards for 6.6 metres or thereby.

Overhill Gardens

Northwest side, from a point 8 metres or thereby southwest of the gable end of property no. 89 Overhill Gardens, northeastwards for a distance of 2.4 metres or thereby.

Pitdourie Walk

Southwest side, from a point 22 metres or thereby south of its junction with Kepplehills Road, southwards for a distance of 4.8 metres or thereby.

Pittodrie Place

North side, from a point 110 metres west of its junction with Golf Road, westwards for a distance of 6.6 metres or thereby.

Polwarth Road

Polwarth Road, north side from a point 13 metres or thereby west of Walker Road, extending further westwards for a distance of 6.6 metres or thereby.

Powis Circle

Powis Circle, west side, from a point 63 metres north of its junction with Powis Crescent, southwards for a distance of 2.4 metres or thereby.

Provost Rust Row

Provost Rust Row, north side, from a point 6.5 metres west of the gable end of property number 7, westwards for a distance of 6.6 metres or thereby.

Provost Rust Row

Provost Rust Row, north side, from a point 260 metres west of its junction with Smithfield Drive for a distance of 6.6 metres westwards or thereby.

Raasay Gardens

Raasay Gardens, north side, for a distance of 30 metres westwards from its junction with Skye Road, for a distance eastward for 6.6 metres or thereby.

Ratray Place

Ratray Place, east side, from a point of 60 metres from its junction with Conningham Gardens, eastwards for a distance of 4.8 metres or thereby.

Roslin Street

East side, from a point 22.7 metres north of the gable end of property 26 Roslin Street. North for a distance of 6.6 metres or thereby.

Ruthrieston Road

Ruthrieston Road, northeast side, 14 metres or thereby south-eastwards from the south side of the access road between properties 61 and 63, extending in a general south eastward direction for a distance of 6.6 metres or thereby.

Ruthrie Terrace

Ruthrie Terrace, north side, from the gable end of 17 Ruthrie Terrace, for a distance of 6.6m eastwards or thereby.

School Drive

School Drive, west side, from a point 66 metres from its junction with School, northwards for a distance of 6.6 metres or thereby.

Sheddocksley Road

Sheddocksley Road, west side, from a point 18 metres south of its junction with Auchlea Place, southwards for a distance of 6.6 metres or thereby.

South Anderson Drive

South Anderson Drive, east side, from a point 2 metres or thereby south of the gable end of properties 42 to 48, southwards for a distance of 6.6 metres or thereby.

Springhill Road

Springhill Road north side, from a point 12 metres east of its junction with Springhill Road, eastwards for a distance of 6.6 metres or thereby.

Sunnybank Road

Southeast side, from a point 116 metres southeast of the of the junction with Bedford Road, southeastwards for a distance of 6.6 metres or thereby.

Sunnyside Avenue

Sunnyside Avenue, north side, for a distance of 100 metres southwest from the junction with Sunnyside Road, northeastwards for a distance of 6.6 metres or thereby.

Talisman Road

Talisman Road, south side, from a point 65m or thereby west of Talisman Drive, westwards for a distance of 6.6m or thereby.

Tollohill Gardens

Tollohill Gardens, Kincorth, south side from the extended gable end of number 27, for a distance of 6.6 metres extending in a general eastwards direction.

Tulloch Park

Tulloch Park, east side, from a point 23 metres south of its junction with Kepplehills Road, southwards for a distance of 6.6 metres or thereby.

Victoria Road

North side, from a point 112 metres or thereby west of the western kerbline of Mansefield Road, westwards for a distance of 6.6 metres or thereby.

Whin Park

Whin Park, west side, from a point 22 metres north of its junction with Stewart Crescent, northwards for 6.6 metres or thereby.

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Roads Infrastructure Manager

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Witness

Second Schedule

(Disabled persons' parking places in off-street car parks)

Cairn Park

Off street parking area serving 1-16 Cairn Park, Cults.

Coningham Terrace

Off street parking area serving 21-41 Coningham Terrace.

Constitution Court

Off street parking area serving Constitution Court. 2 Bays.

Cruives Courtyard

Off street parking serving 1-14 Cruives Courtyard.

Eday Crescent

Off street parking area serving 1-45 Gray Court.

Fortmartine Road

Off street parking area, accessed by way of Fortmartine Road, located southwest of Tillydrone Community Centre (E.393116, N.808975).

Powis Place

Off street parking area serving 16-38 Powis Place.

Richmond Walk

Off street parking area serving 10 Short Loanings. 2 Bays.

Ruthrieston Gardens

Off street parking area serving 2-32 Ruthrieston Gardens.

Stocket Grange

Off street parking area, accessed by way of Ashgrove Gardens South, serving Stocket Grange.

Stocket Grange

Off street parking area, accessed by way of Stockethill Crescent, serving Stocket Grange.

Wallace House

Off street parking serving Wallace House. 2 Bays.

Whitestripes Close

Off street parking area serving 1-14 Whitestripes Close.

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Roads Infrastructure Manager

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Witness