

ABERDEEN CITY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

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

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.B) Order 202(X)" and shall come into operation on __ ____ 202_.

- (2) Definitions in relation to subsequent Articles

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 11.

Vehicles for which disabled parking places are designated

4. Each disabled parking place described in the Schedule 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 11.

Placing of traffic signs, etc

5. 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

1. 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

2. 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

3. Any person removing any vehicle by virtue of Article 6 and Article 7 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

4. (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

- 10. (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, 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

11. (a) At all times during which a vehicle is left in a disabled parking place in accordance with Article 4 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 fascia of the vehicle; or

(ii) where the vehicle is not fitted with a dashboard or fascia, 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-____.

.....
Roads Infrastructure Manager

.....
Witness

Schedule

(On Street disabled persons' parking place)

Abbey Road

South side, from a point 10.6 metres or thereby east of the gable end of property no. 86, eastwards for a distance of 6.6 metres or thereby.

Alexander Terrace

South-east side, 29 metres north of eastmost corner of property number 16, for a distance of 6.6m

Altonrea Gardens

West side, from a point 72.11 metres south of its junction with Clashnettie Place, southwards for a distance of 6.6 metres.

Anderson Avenue

South side, from a point 66 metres west of Clifton Road, westwards for 6.6 metres.

Ash-Hill Way

North-east side, 30 metres east of Ash-hill Road, eastwards, for a distance of 6.6 metres.

Beattie Avenue

West side, from a point 10 metres or thereby north of the gable end of properties 1-11, north-westwards for a distance of 6.6 metres or thereby.

North-east side, from a point 49 metres or thereby north of Cadenhead Place north-eastwards for a distance of 6.6 metres or thereby.

Berrywell Place

North side, from a point 63.5 metres west of its junction with Berrywell Gardens, westwards for a distance of 2.4 metres.

Brimmond Place

North-east side, from a point 2.4 metres east of the gable end of property nos. 37/38, south-eastwards for a distance of 6.6 metres or thereby.

Broomhill Road

North-west side, from a point 4.8 metres south of the gable end of property no. 154, south-westwards for a distance of 6.6 metres or thereby.

Bruce House, Hazlehead Gardens

South side, from a point 31m east of Hazlehead Terrace continuing westwards for 6.6m

Burnett Place

South-east side, 42.5 metres northeast of Clifton Road, north-eastwards for 6.6 metres.

Cadenhead Road

West side, from a point 1.4 metres south of the northern gable end of properties 25-35 Cadenhead Road, southwards for a distance of 6.6 metres.

Cairnhillock Place

Newhills Avenue inset road serving rear of properties 2-18 Cairnhillocks Place, west side from a point 48 metres north of its junction with Newhills Avenue, northwards for a distance of 6.6 metres.

Carlton Place

South side, 88 metres west of Fountainhall Road westwards for a distance of 6.6 metres.

South side, from a point 197 metres or thereby east of the junction with Forest. Road, eastwards for a distance of 6.6 metres.

Cava Close

South side, from a point 65 metres or thereby east of its junction with Bressay Brae, eastwards for a distance of 2.4 metres or thereby.

Clifton Road

South-west side, from a point 45 metres south of its junction with Hilton Terrace, southwards for distance of 6.6 metres.

Craigendarroch Avenue

East side, from a point 37 metres or thereby south of its junction with Invercauld Road, southwards for a distance of 6.6 metres.

Deansloch Terrace

North side, from a point 83 metre east of Stewart Crescent, eastwards for a distance of 6.6 metres.

Deevale Terrace

East side, from a point 15.6 metres or thereby north of the gable end of property no. 30, northwards for a distance of 6.6 metres or thereby.

Denmore Gardens

North side of Denmore Road inset road serving properties 49-63 Denmore Road, from a point 1 metre east of the western gable end of property no.49 Denmore Road, westwards for a distance of 6.6 metres.

Devonshire Road

North side, from a point 8 metres or thereby east of the gable end of number 36, north-eastwards for a distance of 6.6 metres or thereby.

Dominies Road

North side, from a point 78 metres or thereby east of its junction with North Anderson Drive, eastwards for a distance of 6.6 metres or thereby.

Dulnain Road

North side, from a point 37 metres or thereby west of the western kerbline of Teviot Road, westwards for a distance of 6.6 metres.

Elm Place

north side, from a point 56.9 metres west of its junction with Laurelwood Avenue, westwards for a distance of 6.6 metres.

Farquhar Road

South-east side, from a point 24 metres or thereby north-east of its junction with Downies Place, north-eastwards for a distance of 6.6 metres or thereby.

Gardner Place

South side, from a point 32 metres or thereby east of its junction with Gardner Crescent, eastwards for a distance of 6.6 metres or thereby.

Garthdee Drive

North side, from the gable end of property no. 48, eastwards for a distance of 6.6 metres or thereby.

Garthdee Road

North side, from a point 6 metres west of the gable end of property no. 120 Garthdee Road, westwards for 6.6 metres

Gillespie Crescent

South side, from the north-westmost edge of property 74-84 Gillespie Crescent, for a distance of 18 metres southwards for a distance of 6.6 metres.

Girdleness Road

South side, from a point 3.4 metres or thereby west of the gable end of property no. 106, westward for a distance of 6.6 metres or thereby.

Glentamar Crescent

South-east side, from a point 14 metres or thereby south of the gable end of number 42, southwards for a distance of 6.6 metres or thereby.

Greenfern Road

South side, 47 metres east of Springhill Road, eastwards, for a distance of 6.6 metres

Hallfield Road

East side, from a point 13 metres or thereby south of its junction with Hallfield Road, southwards for a distance of 6.6 metres or thereby.

Howes Drive

South side, from a point 9.5 metres east, from the northmost corner of property no. 28 Howes Drive, eastwards for 2.4 metres

Inchbrae Drive

Ramsay Gardens, east side, from a point 33 metres or thereby south of its junction with Ramsay Place, southwards for a distance of 6.6 metres or thereby.

Jasmine Terrace

South side, from a point 102 metres westwards of its junction with Park street, westwards for a distance of 6.6 metres.

Laws Road

East side, from a point 44.6 metres north of its junction with Slessor Road, northwards for a distance of 6.6 metres.

Long Walk Terrace

North side, 45.5 metres from the end of property no.12 Long Walk Terrace, eastwards, for a distance of 6.6 metres.

Mackay Road

Mackay Road (inset), east side, from a point 10 metres or thereby south of its junction with Mackay Road, southwards for a distance of 6.6 metres or thereby.

Malcolm Road

South side, from a point 2.8 metres west of the eastern gable end of property no. 23-25 Malcolm Road, westwards for a distance of 6.6 metres

Marchburn Avenue

West side, from a point 4 metres or thereby north of the gable end of property 39 to 49, north-eastwards for a distance of 6.6 metres or thereby.

Marchburn Crescent

South side, from a point 27.7 metres or thereby east of the eastern kerbline of Marchburn Avenue, eastwards for a distance of 6.6 metres.

Marchburn Drive

North side, from a point 27 metres or thereby east of its junction with Byron Crescent, eastwards for a distance of 6.6 metres or thereby.

Merkland Place

West side, from a point 20 metres north of its junction with Merkland Road, northward for 2.4 metres.

Middlefield Terrace

North Side, from a point 6 metres west of the eastern gable end of property no.115-121 Middlefield Terrace, westwards for a distance of 6.6 metres.

Montrose Drive

North-west side, from a point 6.2 metres or thereby east of the gable end of property no. 12, north-eastward for a distance of 6.6 metres or thereby.

North Anderson Drive

(Inset road) east side, 86 metres north of Hilton Road, northwards for a distance of 6.6 metres.

North Balnagask Road

North west side, from a point 23 metres or thereby west of its junction with Balnagask Place, south-westwards for a distance of 6.6 metres or thereby.

Powis Circle

East side, 27 metres north of Powis Crescent, northwards for a distance of 6.6 metres.

Printfield Walk

Printfield Walk northside 11.0m west of the junction Tanfield Avenue continuing westwards for 6.6m or thereby.

Ross Crescent

North-west side, 16 metres south of Arnage Drive, southwards for a distance of 6.6 metres or thereby.

Ruthrieston Crescent

East side, from a point 9 metres or thereby south of the north-eastern gable end of properties 18 - 24, south-eastwards for a distance of 6.6 metres or thereby.

School Avenue

East side, from a point 33 metres north of its junction with Regent Walk, northwards for a distance of 6.6 metres.

School Terrace

West side, from a point 51.6 metres south of its junction with School Road, southwards for a distance of 6.6 metres.

Seaton Avenue

West side, from a point 66 metres north of its junction with Seaton Drive, northwards for a distance of 3.6 metres.

Seaton House

School Lane, east side from a point 66.6 metres south of its junction with Seaton Drive, southwards for 3.6 metres.

Smithfield Road

South side, from a point 3 metres east of the eastern gable end of property 17-23 Smithfield Road, westwards for a distance of 6.6 metres

Strathburn Street

North-east side, from a point 11 metres or thereby north of the gable end of property no. 10, north-eastward for a distance of 6.6 metres or thereby.

Stockethill Court, Foresterhill Road

Northern car park serving Stockethill Court, south side, from a point 25 metres west of its junction with Forresterhill Road then 9 metres south of North Anderson Drive (inset road), for a distance of 2.4 metres or thereby.

Stoneywood Road

Phoenix Place: East side, from a point 16 metres north of its junction with Market Street, northwards for a distance of 6.6 metres.

Summerhill Crescent

North side, from a point 10.0m east of Westray Crescent, eastwards for a distance of 6.6m.

Summerhill Road

West side, 10 metres north of Summerhill Drive, northwards for a distance of 6.6 metres or thereby.

Thorngrove Avenue

North-east side, from the gable end of property no. 18, south-eastwards for a distance of 6.6 metres or thereby.

Webster Road

East side, from a point 37 metres or thereby south of its junction with Gardner Road, southwards for a distance of 6.6 metres.

Whitestripes Path

North side, from a point at the northeast corner of No.25 Whitestripes Path, eastwards for a distance of 18 metres then southwards for 2.4 metres.

Woodend Crescent

Woodend Avenue. South side, from a point 10 metres or thereby west of its junction with Woodend Crescent, westwards for a distance of 6.6 metres or thereby.

.....
Roads Infrastructure Manager

.....
Witness

DRAFT