

**THE COUNTY COUNCIL OF DURHAM  
(CHARE BANK, EBCHESTER)  
(PROHIBITION OF WAITING)  
ORDER 2023**

On 29/11/2024 the County Council made an Order under Sections 9 and 10, of the Road Traffic Regulation Act 1984 ("RTRA"), as amended, the effect of which comes into operation on 12/12/2024 and will make permanent the experimental order that has been in operation since 21/9/2023. The Order will make permanent the Prohibition of Waiting Restrictions on the following lengths of road at Chare Bank, Ebchester **1.** A694 from the southerly most point of the junction with the B6309 Chare Bank in a generally southerly direction for 15 metres **2.** Vindomora Road from the northerly most point of the junction with the B6309 Chare Bank in a generally northerly direction for 14 metres **3.** B6309 Chare Bank From its junction with the A694 for 225 metres in a westerly then northerly direction **4.** B6309 Chare Bank From its junction with the A694 for 225 metres in a westerly then northerly direction **5.** B6309 Chare Bank From a point 25 metres north west of the centre point of the junction with Mill Lane for 187 metres in a northerly then westerly direction until the County Boundary **6.** B6309 Chare Bank From the junction with Mill Lane for 215 metres in a northerly then westerly direction until the County Boundary. A copy of the Order may be inspected at Consett Library during normal opening hours and via the Councils website. Any person wishing to question the validity of the Order or of any provision contained in it on the grounds that it is not within the powers conferred by the "RTRA", as amended, or on the grounds that any requirement of that Act or of any regulation made under it has not been complied with in relation to the Order may, within six weeks from 5/12/2024 apply to make an application for that purpose to the High Court.

Dated: 5/12/2024

**Helen Bradley**  
Director of Legal and Democratic Services  
County Hall, Durham, DH1 5UL

**THE COUNTY COUNCIL OF DURHAM  
(CHARE BANK, EBCHESTER)  
(PROHIBITION OF WAITING)  
ORDER 2023**

The County Council of Durham (“the Council”) in exercise of their powers under Sections 9 and 10 of the Road Traffic Regulation Act 1984, as amended, (“the Act”) and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act, hereby make the following Order:-

**Part I  
GENERAL**

**1.Citation & Commencement**

This Order may be cited as The County Council of Durham (Chare Bank, Ebchester (Prohibition of Waiting) (Experimental) Order 2023 and shall come into operation on 12th Day of December 2024.

**2.Interpretation**

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

“civil enforcement officer” means a person pursuant to the provisions of section 76 of the Traffic Management Act 2004, as amended”;

“disabled person’s badge” has the same meaning as in the Disabled Person’s (Badge’s for Motor Vehicles) (England) Regulations 2000 (as amended);

“disabled person’s parking disc” has the same meaning as in the Disabled Person’s (Badge’s for Motor Vehicles) (England) Regulations 2000 (as amended);

“enforcement officer” means a uniformed police officer, police community support officer or any subsequent designation of these officers;

“liveried vehicle” means a vehicle having a distinctive design and colour scheme used to distinguish a police, fire brigade or ambulance vehicle;

“motor vehicle” has the same meaning as in Section 136 of the Act;

“parking disc” means a device which:

- (a) is 125 millimetres square coloured blue, if issued on or after 1 April 2000, or orange if issued before that date
- (b) has been issued by a local authority and has not ceased to be valid; and
- (c) is capable of showing the quarter hour during which a period of waiting began

“penalty charge” means a charge set by the Council under the provisions of section 77 of the Traffic Management Act 2004, as amended, in accordance with the relevant statutory regulations or guidance given by the Secretary of State for Transport”;

“penalty charge notice” means a notice issued by a civil enforcement officer pursuant to the provisions of section 78 of the Traffic Management Act 1978, as amended”;

“universal service provider” has the same meaning as in the Postal Services Act 2000

## Part II

### 3.Prohibition of Waiting At Any Time

Save as provided in Article 4 of this Order no person shall, except upon the direction or with the permission of an enforcement officer or a civil enforcement officer, cause or permit any vehicle to wait at any time on any of the lengths of roads or sides of lengths of roads identified within the individual plans detailed in Schedule 1 to this Order.

## Part III

### 4.Exemptions

- (1) Nothing in Article 3 of this Order shall render it unlawful to cause or permit any vehicle to wait or stop in the lengths of roads or sides of lengths of roads referred to therein for so long as may be necessary to enable:-
  - (a) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any of the following operations namely:
    - (i) building, demolition or excavation;
    - (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 in land adjacent to the said lengths of roads 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;
  - (b) the vehicle if it cannot conveniently be used for such purpose in any other road to be used in the service of a local authority or water authority in pursuance of statutory duties;
  - (c) the vehicle to be used for the purpose of delivering or collecting postal packets in the service of a universal service provider ;
  - (d) any vehicle being used in the service of the local authority or highway authority in pursuance of any statutory powers or duties;
- (2) Nothing in Article 3 of this Order shall apply to a liveried vehicle being used for police, fire brigade or ambulance purposes in pursuance of statutory duties.
- (3) Nothing in Article 3 of this order shall render it unlawful to cause or permit a vehicle which displays in the relevant position a disabled person’s badge and 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 any of the lengths of roads or the sides 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 a previous period of waiting by the same vehicle in the same length of road on the same day).

- (4) Nothing in Article 3 of this Order shall render it unlawful to cause or permit any vehicle to wait in the lengths of road referred to therein, for so long as it 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;

#### **PART IV**

##### **5. Contravention and Enforcement**

If a vehicle is in contravention of any provision of this Order a penalty charge shall be payable.

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 in accordance with the requirements of section 78 of the Traffic Management Act 2004, as amended

#### **Part V**

##### **7. Saving**

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.

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.

#### **PART VI**

##### **9. Authority to modify or suspend restrictions**

The Council's Corporate Director of Regeneration and Local Services is hereby authorised, after consultation with the Chief Officer of Police, to modify or suspend the operation of this Order or any provision of it if it appears to him essential:-

- (f) for preserving or improving the amenities of the area through which the road runs; or

## SCHEDULE

Item No	Location		Description	Side of Road
1.	Ebchester	A694	from the southerly most point of the junction with the B6309 Chare Bank in a generally southerly direction for 15 metres.	West Side
2.	Ebchester	Vindomora Road	From the northerly most point of the junction with the B6309 Chare Bank in a generally northerly direction for 14 metres.	West side
3.	Ebchester	B6309 Chare Bank	From its junction with the A694 for 225 metres in a westerly then northerly direction.	South then West side
4.	Ebchester	B6309 Chare Bank	From its junction with Vindomora Road for 202 metres in a westerly then northerly direction to the junction with Mill Lane.	North then East side
5.	Ebchester	B6309 Chare Bank	From a point 25 metres north west of the centre point of the junction with Mill Lane for 187 metres in a northerly then westerly direction until the County Boundary.	East then South side
6.	Ebchester	B6309 Chare Bank	From the junction with Mill Lane for 215 metres in a northerly then westerly direction until the County Boundary.	West then North side

**MADE THIS 29<sup>th</sup> DAY OF NOVEMBER 2024 BY  
THE AFFIXING OF THE COMMON SEAL OF THE COUNTY COUNCIL  
OF DURHAM BY ORDER:**

.....  
**AUTHORISED SIGNATORY  
(A PERMANENT OFFICER OF THE COUNTY COUNCIL)**

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**SCHEDULE**

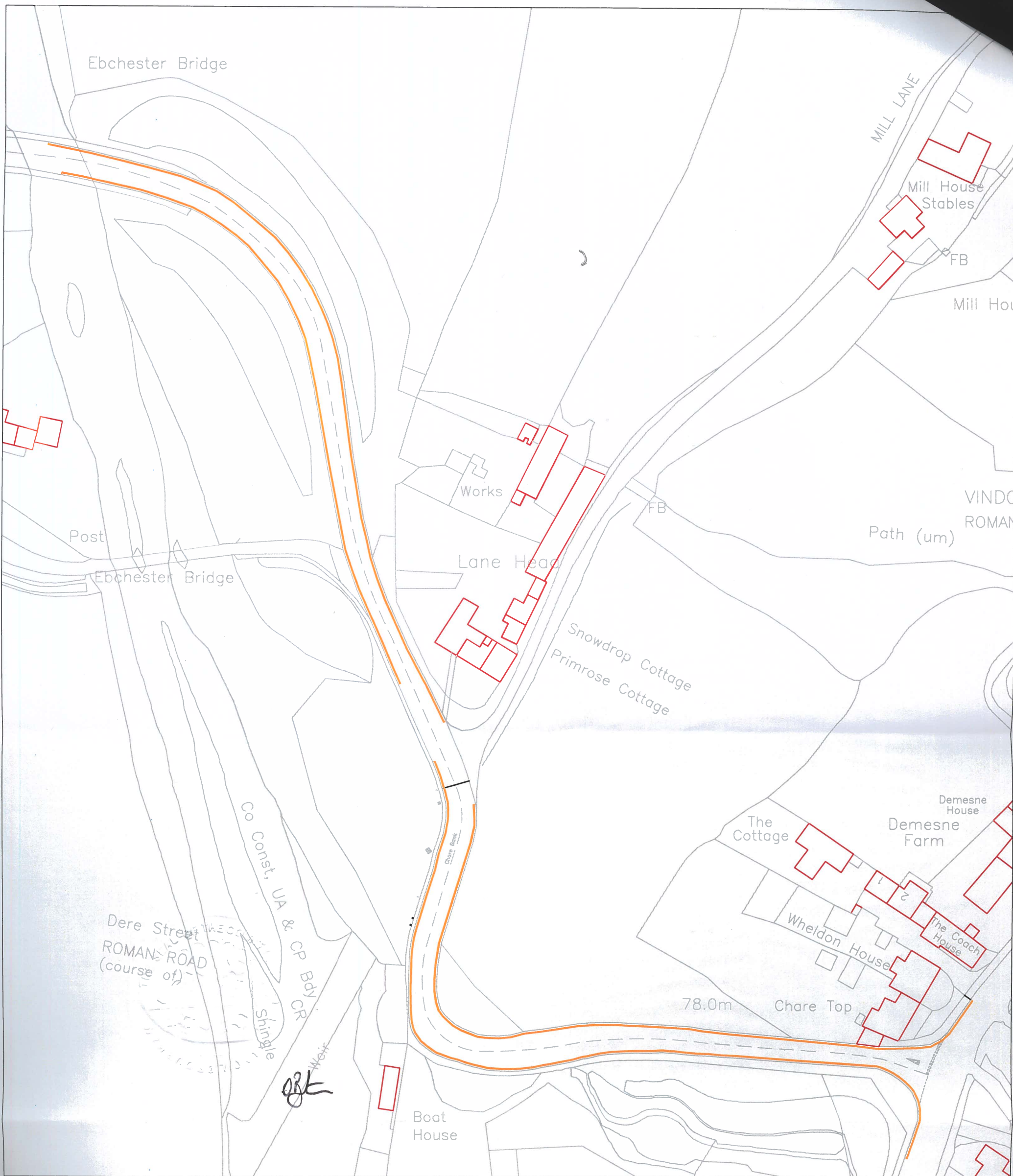
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**MADE THIS 29<sup>th</sup> DAY OF NOVEMBER 2024 BY  
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OF DURHAM BY ORDER:**

*JGL*

.....  
**AUTHORISED SIGNATORY  
(A PERMANENT OFFICER OF THE COUNTY COUNCIL)**






**LEGEND:**  
 'no waiting at any time' restrictions.

Rev	Drawn By		Approved By			Description Of Amendments
	Name	Date	Name	Date	Sign	
0/-	D.Morgan	09/22	L.Mowbray	09/22	L.Morgan	

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 <b>Durham</b> County Council Corporate Director Regeneration, Economy and Growth Strategic Traffic Management County Hall, Durham DH1 5UQ	Project: <b>LEADGATE, MEADOMSLEY &amp; HAMSTERLEY TRO</b>		
	Drawing: <b>CHARE BANK, EBCHESTER</b>		
	Scale: <b>1:1000 @ A3</b>	Project/Drawing No: <b>-</b>	Rev: <b>0/-</b>
	Path: <b>TRAFPROJ\06\Settlement\Leadgate Medomsley and Hamsterley\Traffic Regulation Orders (Experimental or Temporary TROs)\August 2022</b>		