

THE EAST DUNBARTONSHIRE COUNCIL

**(WEST CHAPELTON AVENUE AND WEST CHAPELTON CRESCENT,
BEARSDEN)**

(NO WAITING AND NO LOADING AT ANY TIME RESTRICTIONS)ORDER 2019

On 11 October 2019 the East Dunbartonshire Council made an Order under the Road Traffic Regulations Act 1984 which comes into operation on Monday, 4 November 2019.

The proposed Order was advertised in the Milngavie and Bearsden Herald which was published on 26 April 2019 and the effect of the order is to introduce no waiting and no loading at any time restrictions on a section of road located at the west end of West Chapelton Avenue, between West Chapelton Lane and West Chapelton Crescent and the sections of roads at the junction of West Chapelton Avenue and West Chapelton Crescent.

A copy of the Order and plans detailing the lengths of road affected may be examined during normal office hours and without payment of fee at the offices of:-

- (i) Roads & Transportation, Broomhill Industrial Estate, Kilsyth Road, Kirkintilloch, G66 1TF (Telephone Enquiries to: 0300-123-4510);
- (ii) Legal Services, 12 Strathkelvin Place, Kirkintilloch, G66 1TJ (Telephone Enquiries to: 0300-123-4510);

and also at the following offices during their normal opening hours

- (iii) Bearsden Community Hub, 69 Drymen Road, Bearsden, G61 3QT;
- (iv) Westerton Library, 82 Maxwell Avenue, Bearsden, G61 1NZ;

Any person wishing to question the validity of the Order or any provision therein on grounds that the Order is not within the powers conferred by the Road Traffic Regulations Act 1984, or on the grounds that any requirement of that Act or of any relevant Regulation made thereunder has not been complied with in relation to the Order may, within 6 weeks from 11 September 2019 make application to the Court of Session for this purpose.

Karen Donnelly
Chief Solicitor & Monitoring Officer – Executive Officer
East Dunbartonshire Council Headquarters
12 Strathkelvin Place
Kirkintilloch.
G66 1TJ

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BEARSDEN)**

(NO WAITING AND NO LOADING AT ANY TIME RESTRICTIONS) ORDER 2019

The East Dunbartonshire Council in exercise of the powers conferred on them by sections 1(1), 2(1) to (3) and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 (“the Act”) and of all other enabling powers and after consultation with the Chief Constable of the Police Service of Scotland in accordance with Part III of Schedule 9 to the Act hereby make the following Order.

- 1 This Order may be cited as “The East Dunbartonshire Council (West Chapelton Avenue and West Chapelton Crescent, Bearsden) (No Waiting And No Loading At Any Time Restrictions) Order 2019 and shall come into operation on 4 November 2019.
2. In this Order the following expressions have the meanings hereby assigned to them:-
 - “**Council**” means the East Dunbartonshire Council incorporated under the Local Government etc (Scotland) Act 1994;
 - “**local authority**” means a Council constituted by Section 2 of the Local Government etc (Scotland) Act 1994;
 - “**taxi**” has the same meaning as in Section 23(1) of the Civic Government (Scotland) Act 1982 as amended;
 - “**vehicle**” unless the context otherwise requires, means a vehicle of any description and includes a machine or implement of any kind drawn or propelled along roads whether or not by mechanical power.
3. Save as provided in Article 4 of this Order no person shall, except upon the direction or with the permission of a police constable in uniform or a parking attendant in uniform, cause or permit any vehicle to wait at any time in the length of road specified in Schedule 1 to this Order.
4. Nothing in Article 3 of this Order shall :-
 - (a) prevent any person from causing or permitting a vehicle to wait in any of the lengths of road referred to in that Article:-
 - (i) for so long as may be necessary to enable a person to board or alight from the vehicle or to load thereon or unload therefrom their personal luggage;
 - (ii) for so long as may be necessary to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any building operation or demolition, the removal of any obstruction to traffic, the maintenance, improvement or

reconstruction of any of the lengths of roads so referred to, or the laying, erection, alteration or repair in or near to any of the said lengths of roads, of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity, or of any telecommunications apparatus as defined in the Telecommunications Act 1984, as amended;

- (iii) to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in pursuance of statutory powers and duties and in particular, but without prejudice to the generality of the foregoing, to enable the vehicle to be used in connection with police, fire brigade and ambulance purposes;
- (iv) if the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond their control or to such waiting being necessary in order to avoid an accident;
- (v) if the vehicle is waiting in any of the lengths of roads while postal packets addressed to premises adjacent thereto are being unloaded from the vehicle or having been unloaded therefrom are being delivered or while postal packets are being collected from premises or posting boxes adjacent thereto;
- (vi) for the purpose of loading or unloading the vehicle while the vehicle is standing at the kerb and is in actual use in connection with 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;
- (vii) to enable the vehicle to be used in connection with wedding and funeral operations.

(b) apply to a licenced taxi waiting in a taxi stance during any period for which that stance has been designated by the Council under the Civic Government (Scotland) Act 1982 as amended.

5. The Orders specified in Schedule 2 to this Order shall have effect subject to the amendments specified in that Schedule 2.

Sealed with the Common Seal of the Council and subscribed for them and on their behalf by Karen M Donnelly, Chief Solicitor & Monitoring Officer at Kirkintilloch on the Eleventh day of September in the year Two thousand and nineteen.


KAREN M DONNELLY
CHIEF SOLICITOR & MONITORING OFFICER



SCHEDULE 1

NO WAITING AND NO LOADING AT ANY TIME

Length of Road in Bearsden within East Dunbartonshire

Side of Road to which
Restriction Applies

West Chapelton Avenue

1. From a point 40 meters east of the extended east kerbline of Drymen Road north-eastwards to a point 15 metres east of the extended east kerbline of West Chapelton Crescent.

Both

West Chapelton Crescent

1. From the extended north kerbline of West Chapelton Avenue northwards for a distance of 15 metres.

Both



KAREN M DONNELLY
CHIEF SOLICITOR & MONITORING OFFICER

SCHEDULE 2
ORDERS TO BE AMENDED

Name of Order

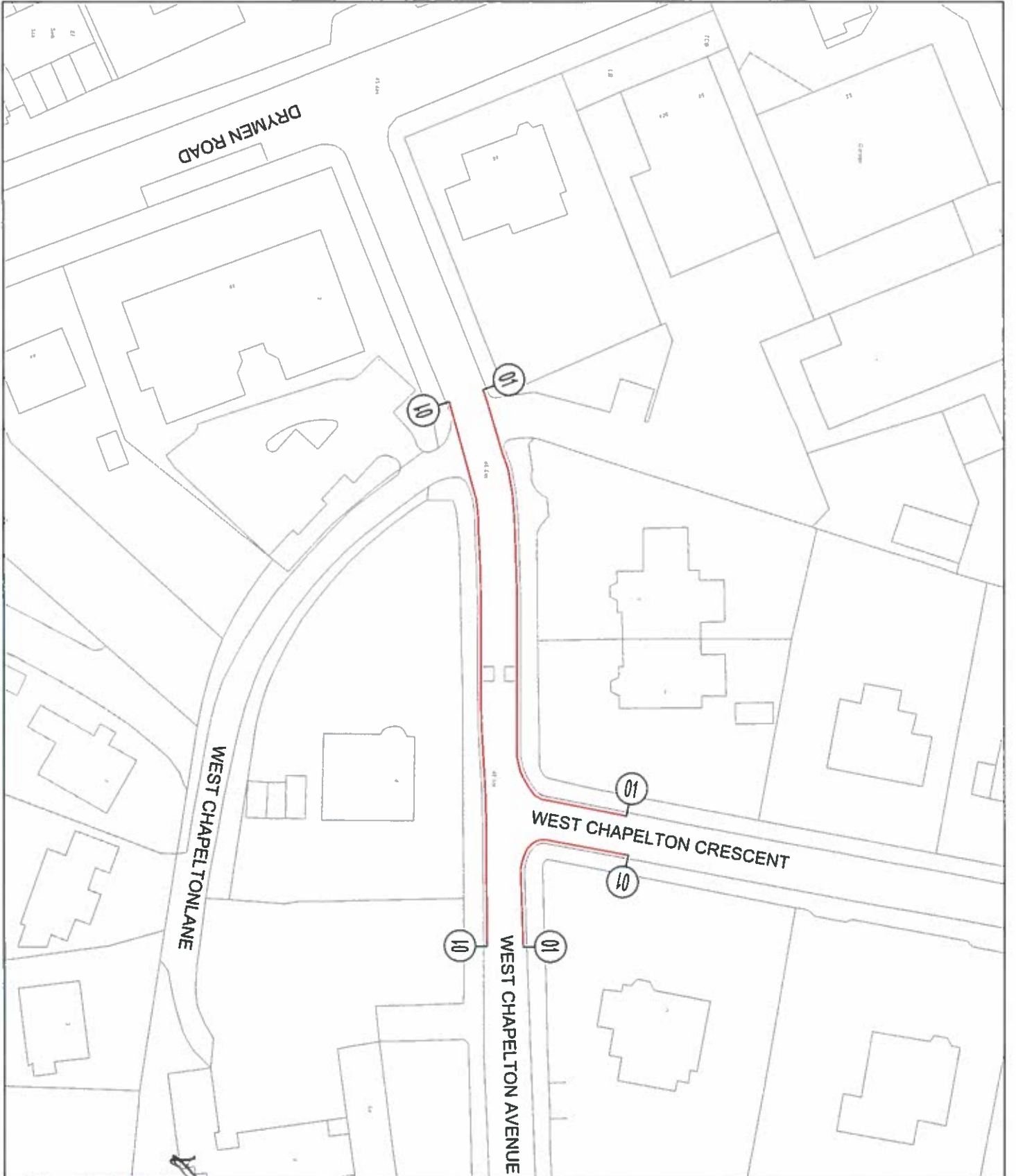
Extent of Amendment

The East Dunbartonshire Council
(Bearsden Town Centre)
(Waiting and Loading Restrictions
Consolidation)
Order 2013

Delete all reference to SCHEDULE 5



KAREN M DONNELLY
CHIEF SOLICITOR & MONITORING OFFICER



No waiting and no loading at any time.



Approved



East Dunbartonshire Council
 Sustainable Driving Achieving
 www.eastdunbarton.gov.uk

West Chapelton
 No Waiting and No Loading

DATE	APPROVED BY	SCALE	DATE
December 2018	JCH	1:500	05.09.2018
MEMO	PROJECT NO.	WCDPR-01-2018	

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