

Devon County Council (Haldon Forest) (Clearway) Order

Devon County Council make this order in exercise of powers under sections 1, 2, 4 of the Road Traffic Regulation Act 1984 ("the Act") & all other enabling powers

1. This order comes into force _____ and maybe cited as "Devon County Council (Haldon Forest) (Clearway) Order _____"

2 In this order

carriageway means a way constituting or comprised in a highway being a way (other than a cycle track) over which the public have a right of way for the passage of vehicles but excludes any lay-by intended for the waiting of vehicles

public service vehicle has the same meaning as in the Public Passenger Vehicles Act 1981

24 Hour Clearway

3 Save as provided in article 4 no person shall, except upon the direction or with the permission of a police constable in uniform, cause or permit a vehicle to wait on any carriageway forming part of a length of road specified in the schedule

4 Nothing in article 3 makes it unlawful to cause or permit a vehicle to wait in a length of road referred to for so long as is necessary to enable the vehicle

(a) if it cannot conveniently be used for such purpose in another road, to be used in connection with

(i) building, industrial or demolition operations

(ii) the removal of an obstruction to traffic

(iii) the maintenance, improvement or reconstruction of the said length of road

(iv) the laying, erection, alteration or repair in or in land adjacent to the said length of road of a sewer, main pipe or apparatus for the supply of gas, water, electricity or the electronic communications network as defined in section 38 of the Communications Act 2003

(b) if it cannot conveniently be used for such purpose in another road, to be used in the service of a local authority or a water company in pursuance of statutory powers or duties

(c) to be used for delivering or collecting postal packets as defined in section 4(3) of the Postal Services Act 2000

(d) to be used for fire, police or ambulance purposes

(e) to wait on the carriageway while any gate or other barrier at the entrance to premises to which the vehicle required access or from which it has emerged is opened or closed if it is not reasonably practicable for the vehicle to wait otherwise than on that carriageway

(f) to wait when the person in control of the vehicle

(i) is required by law to stop

(ii) is obliged to stop in order to avoid an accident

(iii) is prevented from proceeding by circumstances outside of their control and it is not reasonably practical to drive or move the vehicle away from the carriageway

(g) if it is a public service vehicle to wait for so long as necessary to enable passengers to board or alight the vehicle

SCHEDULE **24 Hour Clearway – No Stopping at Any Time**
Lengths of road in the parishes of Chudleigh, Dunchideock and Kenn

Road from Haldon Gate to Haldon Plain (track), Dunchideock

both sides from its junction with Road from The Haven to Haldon Plain to its junction with Road from Haldon Gate to Haldon Plain in a westerly direction

Road from Haldon Gate to Haldon Plain, Dunchideock

both sides from a point 67 metres south-east of its junction with Road from Haldon Gate to Holden Cross to its junction with Haldon Plain in a south-easterly direction

Road from The Haven to Haldon Plain, Dunchideock

both sides from a point 71 metres south of its junction with Road from The Haven to Russetts to its junction with Haldon Plain in a southerly direction

Road from Haldon Plain to Haldon Hill, Great Haldon

both sides from its junction with Haldon Plain for a distance of 108 metres in a south-easterly direction

Haldon Plain Side Road, Kennford

both sides from its junction with Haldon Plain to its junction with Road from Haldon Plain to Milestone Cross in an easterly direction

Haldon Plain, Kennford

both sides from its junction with Road from Haldon Plain to Haldon Hill to its junction with Road from Haldon Gate to Haldon Plain in a north-westerly direction

Road from Haldon Plain to A380, Whiteway

both sides from its junction with Road from Haldon Plain to Haldon Hill for a distance of 110 metres in an easterly direction

Road from Haldon Plain to Milestone Cross, Whiteway

both sides from a point 9 metres north-east of its junction with the access to the Waste Disposal Facility to its junction with Haldon Plain in a northerly direction

dated

The COMMON SEAL of)

Devon County Council)

was hereunto affixed)

in the presence of)

document number _____

reference IMR/B16274-5725