

Devon County Council (A361 North Devon Link Road, Tiverton) (Clearway) Order

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

1. This order comes into force _____ and maybe cited as "Devon County Council (A361 North Devon Link Road, Tiverton) (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
- 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 the length of road specified in the schedule
4. Nothing in article 3 makes it unlawful to cause or permit a vehicle to wait in the 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 telecommunications apparatus as defined in section 4(3) of the Telecommunications Act 1984
 - (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 fire, police or ambulance purposes
 - (d) 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
 - (e) 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

SCHEDULE 1 24 Hour Clearway – No Stopping At Any Time

A361 North Devon Link Road – both slip roads from the east and westbound carriageways of the A361 North Devon Link Road to their junction with the roundabout at the New Link Road between Blundells Road.

Dated

The COMMON SEAL of)

Devon County Council)

was hereunto affixed)

in the presence of)

Document Number _____

A Duly Authorised Officer

Reference LAB/B18795 Website Reference 5947