

## THE CITY OF EDINBURGH COUNCIL

### THE CITY OF EDINBURGH COUNCIL (COCKBURN STREET AREA) (NO. 2) (TEMPORARY ROAD RESTRICTION AND TRAFFIC REGULATION) ORDER 2022 - TEMP/22/138

THE CITY OF EDINBURGH COUNCIL in exercise of the powers conferred on them by Section 14 (1) (b) of the Road Traffic Regulation Act 1984, as amended, and of all other powers enabling them in that behalf hereby make the following Order: -

1. This Order may be cited as "The City of Edinburgh Council (Cockburn Street Area) (No. 2) (Temporary Road Restriction and Traffic Regulation) Order 2022" and shall come into operation on the Twenty-ninth day of August Two thousand and twenty-two and shall remain in force up to and including the Thirty-first day of December Two thousand and twenty-two. The circumstances necessitating the restrictions within this Order, as stated in Article 3, will be subject to ongoing review and should it be determined that the restrictions are no longer required, then at that time the temporary restrictions shall be revoked by notice, under a separate Order.
2. (a) In this Order the following phrases have the meanings respectively assigned to them:
  - "Article" means an Article of this Order;
  - "Car Club" means any car sharing scheme approved by the Council;
  - "Car Club Vehicle" means a vehicle bearing such indications as may be determined by the Council that it is a vehicle available for use by members of a Car Club;
  - "Chief Constable" means the Chief Constable for the Police Scotland Area;
  - "emergency service vehicles" means a vehicle being used for ambulance, fire or police purposes;
  - "events vehicle" means any vehicle authorised by City Of Edinburgh Council as being connected with an event;
  - "funeral vehicle" means a hearse carrying a deceased person and any other such vehicle forming part of a funeral procession for the purpose of transporting mourners to/from a funeral service;
  - "healthcare worker" means such persons as having been identified by NHS Lothian or qualifying medical practices as being a GP, doctor, registered nurse or any other nominated medical persons carrying out domiciliary visits to patients residing within the restricted road;
  - "healthcare worker permit" has the same meaning as in the 2018 Order;
  - "invalid carriage" has the same meaning as in Section 136 of the 1984 Act;
  - "local authority" means The City of Edinburgh Council;
  - "motor cycle" has the same meaning as in Section 136 of the 1984 Act;
  - "motor vehicle" has the same meaning as in Section 136 of the 1984 Act;
  - "Parking Attendant" has the same meaning as in Section 63A of the 1984 Act;
  - "pedal cycle" shall have the meaning assigned to that phrase by Section 151 of the Roads (Scotland) Act 1984;
  - "permitted hours" means between the hours of 06:30am and 10:30am during which a vehicle may wait to load or unload;
  - "prohibited hours" means in relation to any restricted road, the period or periods where said road is subject to a loading prohibition;
  - "restricted road" means any road identified in Article 3 of this Order as having a prohibition of motor vehicles applying to that road;
  - "road" has the same meaning as in Section 151 of the Roads (Scotland) Act 1984 and, for the avoidance of doubt, for the purposes of this order, includes part of a road;

“the 2018 Order” means ‘The City of Edinburgh Council (Traffic Regulation; Restrictions on Waiting, Loading and Unloading, Stopping and Parking Places) Designation and Traffic Regulation Order 2018’;

“Trades permit” has the same meaning as in the 2018 Order;

"waste service vehicle" means a vehicle specifically designed or adapted to collect and/or transport household or business waste, including recyclable materials.

(b) References in this Order to a disabled person, to a disabled person's badge, to a disabled person's vehicle and to a vehicle displaying a disabled person's badge in the relevant position shall be construed in accordance with the 1984 Act, The Disabled Persons (Badges for Motor Vehicles) (Scotland) Regulations 2000 and The Local Authorities Traffic Orders (Exemptions for Disabled Persons) (Scotland) Regulations 2002.

3. Save as provided in Article 4 and, as the case may be, Schedule 2 of this Order, to facilitate improved safety for pedestrians and cyclists, so that people can safely walk, wheel or cycle and maintain physical distancing should any future Covid-19 restriction be brought into force, no person shall:

(a) cause or permit any motor vehicle to enter or proceed into or on any length of road described in column 1 of Schedule 1 to this Order.

(b) except with the permission of a Parking Attendant, cause or permit any vehicle to wait or load onto or unload from any vehicle on any part of:

i. **Cockburn Street:** (a) *east and north sides*, from its junction with High Street to its junction with Market Street; and (b) *west side*, from its junction with High Street, northwards for a distance of 50 metres or thereby; and

ii. **High Street, both sides**, from the extended eastern kerbline of its junction with the east access to Parliament Square, eastwards for a distance of 10 metres or thereby.

(c) except with the permission of a Parking Attendant, cause or permit any vehicle to wait on any part of:

i. **Cockburn Street, west and south sides**, from a point 25 metres or thereby north of its junction with High Street to its junction with Market Street;

ii. **High Street, both sides**, from a point 10 metres or thereby east of the extended eastern kerbline of the east access to Parliament Square, eastwards to its junction with South Bridge; and

iii. **Market Street**, from a point 57 metres or thereby west of its junction with Cockburn Street, westwards for a distance of 16 metres or thereby.

(d) drive or cause or permit any motor vehicle to be driven on the length of road specified in column 1 of Schedule 3 to this Order otherwise than in the direction specified opposite in the corresponding line of column 2 of the said Schedule.

4. Nothing in:

(a) Article 3(a) shall apply to any vehicle described or specified in Schedule 2 to this Order, subject to the conditions imposed within that Schedule, where the corresponding reference in column 1 of that Schedule is contained within column 2 of Schedule 1

(b) Article 3(c) shall apply so as to prevent any person from causing or permitting a vehicle to wait during the permitted hours in any road described in said Article while the vehicle is in actual use for the purpose of delivering or collecting goods or while loading or unloading goods from or to premises adjoining the said road; provided that:

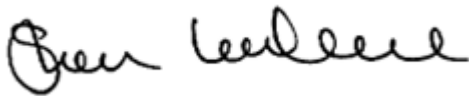
i. no such vehicle so engaged shall wait for a period of more than thirty minutes in the same place; and

ii. no such vehicle so engaged shall return to the same place, unless a period of more than thirty minutes has elapsed since the termination of the previous waiting period.

(c) Article 3(c) of this Order shall apply to a vehicle displaying a valid disabled person's badge, provided that said vehicle is being used by, or for the conveyance of, the holder of a valid disabled person's badge;

- (d) Article 3(c) shall apply to any vehicle bearing a valid resident permit issued in respect of that vehicle, where said vehicle is registered to a resident of Cockburn Street and said vehicle bears an additional identification issued by the Council; provided that said vehicle is in actual use for the loading and/or unloading of goods to or from premises at or adjacent to and address in Cockburn Street, Edinburgh and that no vehicle shall, by virtue of this article, wait for a period exceeding 30 minutes;
  - (e) Article 3(d) of this Order shall apply to car club vehicles;
  - (f) Articles 3(a) or 3(e) shall apply to pedal cycles; and
  - (g) Article 3 shall apply to emergency service vehicles.
5. Access for pedestrians will be maintained. An alternative route for motor vehicles will be available via: South Bridge, Chambers Street, George IV Bridge, Lawnmarket and High Street.

Executed by The City of Edinburgh Council this Twenty-fourth day of August Two thousand and twenty-two.



(witness)



signed on behalf of Executive Director of Place

SCHEDULE 1  
PROHIBITION OF MOTOR VEHICLES

Lengths of road in the City of Edinburgh in which, with certain exceptions, motor vehicles are prohibited from entering or proceeding:

1	2	3
Roads in Edinburgh	Exemptions 10:30hrs – 21:00hrs	Exemptions 21:00hrs – 10:30hrs
<b>Cockburn Street</b> , between its junction with High Street and its junction with Market Street.	3, 4, 5, 6, 7 & 8	1, 2, 3, 4, 5, 6, 7, 8, 9, 10 & 11
<b>High Street</b> , from a point 10 metres or thereby east of its junction with Parliament Square to its junction with Cockburn Street.	3, 4, 5, 6, 7 & 8	1, 2, 3, 4, 5, 6, 7, 8, 9, 10 & 11
<b>High Street</b> , between its junction with Cockburn Street and its junction with South Bridge	None	None

SCHEDULE 2  
EXEMPTIONS FROM SCHEDULE 1

For the purposes of the application of this Order to any road specified in Schedule 1 the expression:

<b>1</b>	Means a vehicle being used, during the permitted hours, for the purpose of delivering or collecting goods to or from premises adjoining the said road, subject to the provisions of Article 4(b).
<b>2</b>	Means an invalid carriage or a motor vehicle being driven or used by, or for the conveyance of, disabled persons, where said invalid carriage or motor vehicle: <ul style="list-style-type: none"> <li>i. requires access to premises located within a road listed in Schedule 1; and</li> <li>ii. conspicuously displays, so as to be clearly visible from the front of the vehicle, a valid disabled person's badge.</li> </ul>
<b>3</b>	Means a liveried waste services vehicle being used by, or in the service of, a local authority for the purpose of collecting household or business waste from premises within a length of road described in Schedule 1 to this Order.
<b>4</b>	Means a liveried vehicle being used in the service of a local authority, where said vehicle is materially required to be in a road listed in Schedule 1 in pursuance of a statutory duty.
<b>5</b>	Means a vehicle being used by a healthcare workers' permit holder when, in the course of their employment, the said permit holder is visiting patients in premises situated on a road listed in Schedule 1 and the vehicle at all times displays, at the front or nearside of the vehicle and so as to be clearly visible from the front or nearside at all times, a healthcare workers' permit.
<b>6</b>	the vehicle is in actual use in connection with a funeral undertaking, provided that notice is given twenty-four hours in advance to the Executive Director of Place and his consent, either generally or specifically, has been obtained and such reasonable conditions he may impose are complied with.
<b>7</b>	Means a vehicle being used in connection with; <ul style="list-style-type: none"> <li>(a) an event authorised by the local authority, or</li> <li>(b) a vehicle being used for the purpose of a furniture removal to or from premises located in a road listed in Schedule 1; provided that the vehicle is materially required to be used in a road listed in Schedule 1 and that notice is given twenty-four hours in advance to the Executive Director of Place and his consent, either generally or specifically, has been obtained and such reasonable conditions he may impose are complied with.</li> </ul>
<b>8</b>	Means a vehicle being used in connection with emergency works related to the maintenance or upkeep of a road listed in Schedule 1 or the maintenance or upkeep

	<p>of public utility cables, pipes or other infrastructure located within the boundary of a road listed in Schedule 1, provided that:</p> <p>(a) said works have been authorised by the local authority,</p> <p>(b) the vehicle is materially required to be used in a road listed in Schedule 1 and</p> <p>(c) notice is given twenty-four hours in advance to the Executive Director of Place and his consent, either generally or specifically, has been obtained and such reasonable conditions he may impose are complied with.</p>
<b>9</b>	<p>means a vehicle being used in connection with construction works being undertaken on property adjacent to a road listed in Schedule 1, provided that:</p> <p>(a) said works have been authorised by the local authority,</p> <p>(b) the vehicle is materially required to be used in a road listed in Schedule 1 and</p> <p>(c) notice is given twenty-four hours in advance to the Executive Director of Place and his consent, either generally or specifically, has been obtained and such reasonable conditions he may impose are complied with.</p>
<b>10</b>	<p>Means a vehicle displaying a valid Trades Permit, provided that:</p> <p>(a) the vehicle is materially required to be used in a road listed in Schedule 1; and</p> <p>(b) notice is given twenty-four hours in advance to the Executive Director of Place and his consent, either generally or specifically, has been obtained and such reasonable conditions he may impose are complied with.</p>
<b>11</b>	<p>Means a vehicle owned or leased by a resident of Cockburn Street and which bears a valid residents parking permit issued in respect of said vehicle; provided that said vehicle is being used solely for the purpose of delivering or collecting goods to or from premises at or adjacent to an address in Cockburn Street, Edinburgh.</p>

SCHEDULE 3  
ONE-WAY ROAD

<b>1.</b>	<b>2.</b>
<b>Length of Road in Edinburgh</b>	<b>Direction</b>
<b>High Street</b> - from a point 10 metres east of the extended eastern kerbline of the east access to Parliament Square to its junction with Cockburn Street.	West to East