



**THE CLACKMANNANSHIRE COUNCIL  
(ALLOA TOWN CENTRE) WAITING, LOADING AND  
UNLOADING RESTRICTIONS) (AMENDMENT NO. 4) ORDER 2024**

The Clackmannanshire Council hereinafter referred to as "the Council" in exercise of its powers under Sections 1(1) and (2), 2(1) to (3), 4(2) and 32(1) and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 (as amended) and all other powers enabling them in that behalf, and after consultation with the Chief Constable in accordance with Part III of Schedule 9 to the said Act of 1984, hereby make the following Order:-

1. This Order may be cited as "The Clackmannanshire Council (Alloa Town Centre) (Waiting, Loading and Unloading Restrictions) (Amendment No. 4) Order 2024, and shall come into operation on the 25 October 2024.
2. This order amends "The Clackmannanshire Council (Alloa Town Centre) (Waiting, Loading and Unloading Restrictions) Order 2011", by adding to Schedules 3.1, 20 and 100 as detailed in the Schedules to this Amendment Order.
3. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of Act of Parliament.
4. In this Order except where the context otherwise requires the following expressions have the meaning hereby respectively assigned to them:-
  - (a) "disabled person" means the disabled driver of or a disabled passenger in a motor vehicle, being such a disabled person as is described in regulation 4 of the Disabled Persons (Badges for Motor Vehicles) Regulations 2000 in respect of whom any Council have issued a disabled person's badge and a valid badge is conspicuously displayed in the "relevant position" on the vehicle;
  - (b) "disabled person's badge" has the same meaning as in Regulation 2(1) of the Disabled Persons (Badge for Motor Vehicles) Regulations 2000;
  - (c) "disabled person's vehicle" means a vehicle lawfully displaying a disabled person's badge issued, or having effect as if issued under any regulations

for the time being in force under Section 21 of the Chronically Sick and Disabled Persons Act 1970(a).

- (d) "relevant position" means:
  - (i) in the case of a vehicle fitted with a front windscreen the disabled person's badge is exhibited thereon with the obverse side facing forwards on the near side of and immediately behind the windscreen; and
  - (ii) in the case of a vehicle not fitted with a front windscreen the disabled person's badge is exhibited in a conspicuous position on the front or nearside of the vehicle.
- (e) "driver" in relation to a vehicle waiting in a parking place, means the person driving the vehicle at the time it was left in the parking place;
- (f) "goods" include postal packets of any description; and "delivering" and "collecting" in relation to any goods include checking the goods for purpose of their delivery or collection;
- (g) "goods vehicle" has the same meaning as in Section 192(1) of the Road Traffic Act 1988. "heavy goods vehicle" means a goods vehicle exceeding 7.5 tonnes maximum gross weight;
- (h) "owner" in relation to a vehicle, means the registered owner and/or the person by whom such vehicle is kept or used;
- (i) "prescribed hours" means the hours specified in the Schedules to this Order;
- (j) "road" has the same meaning as in Section 151 of the Roads (Scotland) Act 1984 and includes any verge or footway;
- (k) "taxi" has the same meaning as in Section 23 of the Civic Government (Scotland) Act 1982;

(l) "traffic warden" means a traffic warden employed by a Police Authority in pursuance of Section 95 of the Act 1984;

(m) "vehicle" means a vehicle of any description and includes a machine or implement of any kind drawn or propelled along road whether by animal or mechanical power;

(n) "prescribed hours" means the hours specified in the Schedules to this Order.

5. Save as provided in Articles 8 and 9 of this Order no person shall, except upon the direction or with the permission of a Police Officer in uniform or Traffic Warden, cause or permit any vehicle to wait for a period exceeding twenty minutes between the hours of 9.00 am and 5.00 pm, Monday to Saturday inclusive, on the length(s) of road(s) specified in Schedule 3.1 of this Amendment Order, return prohibited within forty minutes.

6. Save as provided in Articles 8 and 9 of this Order no person shall, except upon the direction or with the permission of a Police Officer in uniform or Traffic Warden, cause or permit any vehicle to wait, load or unload between the hours of 9.00 am and 5.00 pm, Monday to Saturday inclusive on the length(s) of road(s) specified in Schedule 20 of this Order as parking is for disabled persons' vehicles only.

7. Save as provided in Article 9 of this Order no person shall, except upon the direction or with the permission of a Police Officer in uniform or Traffic Warden, cause or permit any vehicle to wait in any road specified in Schedule 100 to this Amendment Order at any time.

8. Nothing in Articles 5 and 6 of this Order shall prevent any person from causing or permitting a vehicle to wait in any road specified in Schedules 3.1 and 20 to this Amendment Order at any time.

(a) if the vehicle in the service of or employed by the Postmaster General is being used for the purposes of delivering or collecting postal packets as defined in Section 87 of the Post Office Act 1953;

- (b) for so long as may be necessary to enable a person to board or alight from a vehicle;
- (c) for so long as may be necessary to enable the vehicle, if it cannot 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 the said lengths of road of any sewer or main, pipe apparatus for the supply of gas, water or electricity or any telecommunications apparatus as defined in sub-paragraph 1(1) of Schedule 2 to the Telecommunications Act;
- (d) where the vehicle is used for Police, Fire Brigade or Ambulance purposes or any vehicle in the service of the local authority in either case being used in pursuance of statutory power or duties;
- (e) where any disabled person's vehicle is not causing an obstruction and displays in the relevant position a disabled person's badge issued by the local authority in exercise of the powers under Section 21 of the Chronically Sick and Disabled Persons Act 1970;
- (f) where the vehicle is being used by a medical practitioner visiting patients on professional calls when such a vehicle bears, in conspicuous position, the appropriate identification badge;
- (g) if the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or in order to avoid an accident;
- (h) where the person in control of the vehicle is required by law to stop.

9. Nothing in Articles 5, 6 and 7 of this Order shall prevent any person from causing a pedal cycle not propelled by mechanical power to wait in any of the said roads.

10. For the purposes of this Order a vehicle shall be deemed to wait or stop:
- (a) if any point in that road is below the vehicle or its load and the vehicle is stationary;
  - (b) for more than a specified period in the same place if any point in that road is below the vehicle or its load throughout a period exceeding the specified period whether or not the vehicle is moved during that period.
11. The restriction imposed by this Order shall be in addition to and not in derogation of any restriction or requirement imposed by any regulations made or having effect as if made under the Road Traffic Regulation Acts.
12. Insofar as any provision of this Order conflicts with a Provision which is contained in an Order made or having effect as if made under the Act of 1984 and which imposes a restriction or prohibition on waiting by vehicles or grants an exemption from such restriction or prohibition then the provision of this Order shall prevail.

**DATED THIS THIRD DAY OF SEPTEMBER, TWO THOUSAND AND TWENTY FOUR**

Kevin Wells  
**Strategic Director (Place)**

**THE CLACKMANNANSHIRE COUNCIL  
(ALLOA TOWN CENTRE) WAITING, LOADING AND  
UNLOADING RESTRICTIONS) (AMENDMENT NO. 4) ORDER 2024**

<b>LIST OF SCHEDULES</b>	
Schedule 3.1	Parking is restricted to twenty minutes, return prohibited within forty minutes between the hours of 9.00am and 5:00pm, Monday to Saturday inclusive.
Schedule 20	Parking is permitted for disabled persons' vehicles between the hours of 9.00am and 5:00pm, Monday to Saturday inclusive.
Schedule 100	Parking is suspended, at all times.

**THE CLACKMANNANSHIRE COUNCIL  
(ALLOA TOWN CENTRE) WAITING, LOADING AND  
UNLOADING RESTRICTIONS) (AMENDMENT NO. 4) ORDER 2024**

<b>SCHEDULE 3.1</b>	
<b>Road In Alloa Town Centre</b>	<b>Side and section of road on which parking is restricted to twenty minutes, return prohibited within forty minutes between the hours of 9.00am and 5:00pm, Monday to Saturday inclusive.</b>
High Street	On the east side thereof:
1.	From a point 58 metres or thereby north of its junction with Mill Street in a northerly direction for a distance of 9 metres or thereby.
<b>SCHEDULE 20</b>	
<b>Road In Alloa Town Centre</b>	<b>Side and section of road on which parking is permitted for disabled persons' vehicles between the hours of 9.00am and 5:00pm, Monday to Saturday inclusive.</b>
High Street	On the east side thereof:
1.	From a point 36 metres or thereby north of its junction with Mill Street in a northerly direction for a distance of 22 metres or thereby.
<b>SCHEDULE 100 (for information only)</b>	
<b>Road In Alloa Town Centre</b>	<b>Side and section of road on which parking is suspended, at all times.</b>
High Street	On the east side thereof:
1.	From a point 67 metres or thereby north of its junction with Mill Street in a northerly direction for a distance of 8 metres or thereby.

**THE CLACKMANNANSHIRE COUNCIL  
(ALLOA TOWN CENTRE) (WAITING, LOADING AND  
UNLOADING RESTRICTIONS) (AMENDMENT NO. 4) ORDER 2024**

**Statement of Reasons for Making the Order**

The waiting, loading and unloading restrictions set out in the Clackmannanshire Council (Alloa Town Centre) (Waiting, Loading and Unloading Restrictions) Order 2011 are being amended to put in place additional restrictions as set out in the schedules to this amendment order. This is required for:

- The introduction of a timed parking bay (Schedule 3.1) on High Street, Alloa.
- The introduction of more disabled parking on High Street, Alloa (Schedule 20).
- Amendments to be made to the southern most suspended area where the bins are now located to accommodate the above changes (Schedule 100).

These new measures should help disabled people access shops within the town centre easier.

Kevin Wells  
**Strategic Director (Place)**



## THE CLACKMANNANSHIRE COUNCIL (ALLOA TOWN CENTRE) WAITING, LOADING AND UNLOADING RESTRICTIONS) (AMENDMENT NO. 4) ORDER 2024

The Council proposes to make the above Amendment Order under Sections 1(1) and (2), 2(1) to (3), 4(2), 32(1) and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 which will amend "The Clackmannanshire Council (Alloa Town Centre) (Waiting, Loading and Unloading Restrictions) Order 2011", by adding to Schedules 3.1, 20 and 100 to amend waiting restrictions in Alloa Town Centre to introduce a timed parking bay and more disabled parking on High Street, Alloa and to make amendments to the southern most suspended area where the bins are now located to accommodate these changes. **Schedule 3.1** - side and section on which parking is restricted to twenty minutes, return prohibited within 40 minutes between the hours of 9.00 am and 5.00 pm, Monday to Saturday inclusive: **High Street, Alloa** (On the east side thereof: 1. From a point 58 metres or thereby north of its junction with Mill Street in a northerly direction for a distance of 9 metres or thereby. **Schedule 20** – side and section of road on which parking is permitted for disabled persons' vehicles between the hours of 9.00 am and 5.00 pm, Monday to Saturday inclusive: **High Street, Alloa** (On the east side thereof: 1. From a point 36 metres or thereby north of its junction with Mill Street in a northerly direction for a distance of 22 metres or thereby. **Schedule 100** – side and section of road on which parking is suspended at all times: **High Street, Alloa** (On the east side thereof: 1. From a point 67 metres or thereby north of its junction with Mill Street in a northerly direction for a distance of 8 metres or thereby. Full details are available on [www.clacks.gov.uk](http://www.clacks.gov.uk), where objectors must state their reasons for objection by 02/08/24.

## THE CLACKMANNANSHIRE COUNCIL (ALLOA TOWN CENTRE) WAITING, LOADING AND UNLOADING RESTRICTIONS) (AMENDMENT NO. 4) ORDER 2024

The Council has made the above Amendment Order under Sections 1(1) and (2), 2(1) to (3), 4(2), 32(1) and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 which will amend "The Clackmannanshire Council (Alloa Town Centre) (Waiting, Loading and Unloading Restrictions) Order 2011", by adding to Schedules 3.1, 20 and 100 to amend waiting restrictions in Alloa Town Centre to introduce a timed parking bay and more disabled parking on High Street, Alloa and to make amendments to the southern most suspended area where the bins are now located to accommodate these changes. **Schedule 3.1** - side and section on which parking is restricted to twenty minutes, return prohibited within 40 minutes between the hours of 9.00 am and 5.00 pm, Monday to Saturday inclusive: **High Street, Alloa** (On the east side thereof: 1. From a point 58 metres or thereby north of its junction with Mill Street in a northerly direction for a distance of 9 metres or thereby. **Schedule 20** – side and section of road on which parking is permitted for disabled persons' vehicles between the hours of 9.00 am and 5.00 pm, Monday to Saturday inclusive: **High Street, Alloa** (On the east side thereof: 1. From a point 36 metres or thereby north of its junction with Mill Street in a northerly direction for a distance of 22 metres or thereby. **Schedule 100** – side and section of road on which parking is suspended at all times: **High Street, Alloa** (On the east side thereof: 1. From a point 67 metres or thereby north of its junction with Mill Street in a northerly direction for a distance of 8 metres or thereby. Anyone wishing to question the validity of any of the provisions within this order should write to the Court of Session within six weeks of 11/09/24. Full details are available on [www.clacks.gov.uk](http://www.clacks.gov.uk).

**THE CLACKMANNANSHIRE COUNCIL**  
**(ALLOA TOWN CENTRE) WAITING, LOADING AND**  
**UNLOADING RESTRICTIONS) (AMENDMENT NO. 4) ORDER 2024**

The Clackmannanshire Council has made an Amendment Order under Sections 1(1) and (2), 2(1) to (3), 4(2), 32(1) and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 (as amended) and all other powers enabling them in that behalf on 3 September 2024.

FULL DETAILS of this Amendment Order are as published in the Alloa Advertiser on 10 July 2024 2024, which will amend "The Clackmannanshire Council (Alloa Town Centre) (Waiting, Loading and Unloading Restrictions) Order 2011", by adding to Schedules 3.1, 20 and 100 to amend waiting restrictions in Alloa Town Centre to introduce a timed parking bay and more disabled parking on High Street, Alloa and to make amendments to the southern most suspended area where the bins are now located to accommodate these changes.

A copy of the Order, together with a copy of the relative plan, is available at [www.clacks.gov.uk](http://www.clacks.gov.uk)  
Any person wishing to question the validity of the Order or of any provision contained therein on the grounds that it is not within the powers conferred by the aforesaid Act or that if any requirement therein has not been complied with, may, within six weeks from 11 September 2024 apply to the Court of Session for this purpose.

Kevin Wells  
**Strategic Director (Place)**

SCHEDULE 3.1	
<b>Road In Alloa Town Centre</b>	<b>Side and section of road on which parking is restricted to twenty minutes, return prohibited within forty minutes between the hours of 9.00am and 5:00pm, Monday to Saturday inclusive.</b>
High Street	On the east side thereof:
1.	From a point 58 metres or thereby north of its junction with Mill Street in a northerly direction for a distance of 9 metres or thereby.
SCHEDULE 20	
<b>Road In Alloa Town Centre</b>	<b>Side and section of road on which parking is permitted for disabled persons' vehicles between the hours of 9.00am and 5:00pm, Monday to Saturday inclusive.</b>
High Street	On the east side thereof:
1.	From a point 36 metres or thereby north of its junction with Mill Street in a northerly direction for a distance of 22 metres or thereby.

SCHEDULE 100 (for information only)	
<b>Road In Alloa Town Centre</b>	<b>Side and section of road on which parking is suspended, at all times.</b>
High Street	On the east side thereof:
1.	From a point 67 metres or thereby north of its junction with Mill Street in a northerly direction for a distance of 8 metres or thereby.

**THE CLACKMANNANSHIRE COUNCIL  
(ALLOA TOWN CENTRE) WAITING, LOADING AND  
UNLOADING RESTRICTIONS) (AMENDMENT NO. 4) ORDER 2024**

This is the plan referred to in The Clackmannanshire Council (Alloa Town Centre)  
(Waiting, Loading and Unloading Restrictions) (Amendment No. 4) Order 2024 made by  
Clackmannanshire Council on 3 September 2024.

Kevin Wells  
**Strategic Director (Place)**

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