

2018 No. 57 (W. 16)

ROAD TRAFFIC, WALES

**The A40 Trunk Road (Brecon
Road, Abergavenny,
Monmouthshire) (Prohibition of
Waiting, Loading and Unloading)
Order 2018**

Made 10 January 2018

Coming into force 16 January 2018

The Welsh Ministers, as traffic authority for the A40 Raglan to Llandovery Trunk Road in exercise of the powers conferred upon them by sections 1(1), 2(1), 2(2) and 4(2) of the Road Traffic Regulation Act 1984⁽¹⁾ (“the 1984 Act”) and after consultation with the Chief Officer of Gwent Police, make this Order.

Title, Interpretation and Commencement

1. This Order comes into force on 16 January 2018 and its title is The A40 Trunk Road (Brecon Road, Abergavenny, Monmouthshire) (Prohibition of Waiting, Loading and Unloading) Order 2018.

2. In this Order “the trunk road” (“y gefnffordd”) means the A40 Raglan to Llandovery Trunk Road, Brecon Road, Abergavenny in the County of Monmouthshire.

(1) 1984 c.27; sections 1(1), 2(1) and (2) were amended by the New Roads and Street Works Act 1991 (c.22), section 168 and Schedule 8, paragraphs 17 and 18, section 1(1) was amended by paragraph 36(1) of Schedule 22 to the Environment Act 1995 (c.25). By virtue of S.I. 1999/672, article 2 and Schedule 1, and paragraph 30 of Schedule 11 to the Government of Wales Act 2006, these powers are now exercisable by the Welsh Ministers in relation to Wales.

Prohibition of Waiting at any time

3. Except as provided in article 5, no person shall cause or permit any vehicle to wait on the sides of the lengths of the trunk road specified in Schedule 1 at any time on any day.

Prohibition of Loading and Unloading at any time

4. Except as provided in article 5, no person shall cause or permit any vehicle to load or unload on the sides of the lengths of the trunk road specified in Schedule 2 at any time on any day.

Exemptions

5. Nothing in articles 3 and 4 shall render it unlawful to cause or permit any vehicle to remain on the sides of the lengths of the trunk road specified in the Schedules for so long as may be necessary to enable:

(a) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any of the following operations:

(i) building, industrial or demolition operations;

(ii) the removal of any obstruction to traffic;

(iii) the maintenance, improvement or reconstruction of the lengths of the trunk road; or

(iv) the laying, erection, alteration, or repair in, or in land adjacent to the said lengths of the trunk road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or any electronic communications apparatus as defined in the Telecommunications Act 1984(2);

(b) the vehicle, if it cannot conveniently be used for such purposes in any other road, to be used in the service of a local authority or a water authority in pursuance of statutory functions;

(c) the vehicle to take petrol, oil, water or air from any garage situated on or adjacent to the lengths of the trunk road;

(2) 1984 (c.12.). Schedule 2 was amended by paragraph 2(2) of Schedule 3 of the Communications Act 2003 (c21).

(d) the vehicle to be used for fire brigade, ambulance or police purposes; or

(e) the vehicle to stop when the person in control of it:

(i) is required by law to stop;

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

(iii) is prevented from proceeding; or

(iv) is acting upon the direction or with the permission of a police constable, police community support officer or civil enforcement officer.

Signed under authority of the Cabinet Secretary for Economy and Transport, one of the Welsh Ministers.

Dated 10 January 2018

Nina Ley
Head of Business Unit, Network Management
Welsh Government

SCHEDULES

SCHEDULE 1

Prohibition of waiting at any time

Those lengths of the northern and southern sides of the trunk road, Brecon Road, Abergavenny, which extend from a point 8 metres west of the centre of its junction with Red Barn Lane to a point 79 metres east of the centre of its junction with Union Road West.

SCHEDULE 2

Prohibition of loading and unloading at any time

Those lengths of the northern and southern sides of the trunk road, Brecon Road, Abergavenny, which extend from a point 27 metres west of the centre of its junction with Union Road West to a point 8 metres west of the centre of its junction with Red Barn Lane.