

THE KENT COUNTY COUNCIL
(RADNOR CLIFF, SANDGATE, DISTRICT OF FOLKESTONE & HYTHE)
(WAITING RESTRICTIONS AND STREET PARKING PLACES)
EXPERIMENTAL ORDER 2025

ROAD TRAFFIC REGULATION ACT 1984

THE KENT COUNTY COUNCIL (hereinafter referred to as “the Council”), acting as Local Traffic Authority and in exercise of its powers under Sections 9 and 10 of, and Part VI of Schedule 9 to, the Road Traffic Regulation Act 1984 (hereinafter referred to as “the Act”) as amended by the Traffic Management Act 2004 Part 6 and all other enabling powers, after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act, hereby make the following Order.

Commencement and Citation

This Order shall come into operation on the 26th day of July 2025 for a period not exceeding 18 months and may be cited as “THE KENT COUNTY COUNCIL (RADNOR CLIFF, SANDGATE, DISTRICT OF FOLKESTONE & HYTHE) (WAITING RESTRICTIONS AND STREET PARKING PLACES) EXPERIMENTAL ORDER 2025” (‘this Order’).

Interpretation

(1) In this Order:-

Term	Meaning
“Civil Enforcement Area”	means an area where civil enforcement of parking restrictions can be undertaken as defined by s.74 of the Traffic Management Act 2004
“Civil Enforcement Officer”	means a person employed by Folkestone & Hythe District Council in pursuance of powers granted by s.76 of the Traffic Management Act 2004 (Civil Enforcement Area)
“Contravention”	means a failure to comply with restrictions set out in this Order that may result in the issue of a Penalty Charge Notice
“Emergency Services Vehicle”	means a vehicle operated by the police, fire & rescue service or ambulance service
“Parking Place”	means any area of land or length of road specified in the Schedule to this Order provided by the Council under Section 32 of the Act for the use as a Parking Place
“Penalty Charge”	has the same meaning as set out in Part 1 section 2 of the Civil Enforcement of Parking Contraventions (England) General Regulations 2007.
“Penalty Charge Notice”	has the same meaning as set out in Regulation 8 of the Civil Enforcement of Parking Contraventions (England) General Regulations 2007.
“Road”	means the full width, including any footway or verge, of any length of highway or of any other road to which the public have access, and includes bridges over which a road passes
“Vehicle”	has the same meaning as that assigned to “motor vehicle” in s.136(1) of the Act

Restrictions Imposed

(2) Save as provided in Article (3) of this Order no person shall, except upon the direction or with the permission of a police officer in uniform or of a Civil Enforcement Officer, cause or permit any Vehicle to wait at any time in any of the lengths of Road specified in the Schedule to this Order.

Exemptions from Waiting Restrictions

(3) Nothing in Article (2) of this Order shall prevent any person from causing or permitting a Vehicle to wait in any of the lengths of Road referred to in the Schedule for so long as may be necessary:-

(a) to enable the Vehicle, if it cannot conveniently be used for such a purpose in any other road, to be used in the service of any local authority or with the permission of any such authority in pursuance of statutory powers and duties;

(b) to enable an Emergency Services Vehicle to be used for police, ambulance or fire brigade purposes.

General Provisions

(4) In so far 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 and existing at the time when this Order comes into operation, and which imposes a restriction or prohibition on waiting by Vehicles or grants an exemption from such restriction or prohibition, the provisions of this Order shall prevail.

(5) The restrictions imposed by this Order shall be in addition to and not in derogation of any restriction or requirement imposed by regulations made or having effect as if made under the Act, or by or under any other enactment.

Contraventions of this Order

- (6) Where a person contravenes any of the provisions of this Order, and the Vehicle does not fall into any one of the exemptions contained within Article (3) of this Order, a Penalty Charge Notice may be issued by a Civil Enforcement Officer and a Penalty Charge may be payable.

Unless this Order is revoked or made permanent by a subsequent Order, this Order shall cease to have effect on 26th January 2027.

FIRST SCHEDULE

Prohibition of Loading and Unloading at any time

Roads in Sandgate in the District of Folkestone & Hythe

RADNOR CLIFF	On the both sides from the entrance to Lower Sandgate West Car Park for a distance of 49 metres in a westerly direction.
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Given under the Common Seal of the Kent County Council

This day of 2025

**THE COMMON SEAL OF THE
KENT COUNTY COUNCIL** was
hereunto affixed in the
presence of:-
Authorised Signatory