NOTTINGHAM CITY COUNCIL
ROAD TRAFFIC REGULATION ACT 1984 AND TRAFFIC MANAGEMENT ACT 2004

NOTTINGHAM CITY COUNCIL (CITY CENTRE AREA, NOTTINGHAM) (CONTROLLED PARKING ZONE REVIEW, EXTENSION TO EVENING AND SUNDAY PARKING RESTRICTIONS AND PROVISIONS INCLUDING TARIFFS) TRAFFIC REGULATION ORDER 2011 (TMP 6915)

Nottingham City Council ("the Council") in exercise of its powers under Sections 1, 2, 3, 4, 5, 32, 35, 35A (1) (3), 45, 46, 46A, 48, 49 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("the Act"), and by the virtue of Section 74 and paragraph 8 (4) of Schedule 8 of the Traffic Management Act 2004 ("the 2004 Act") and all other enabling powers, the City of Nottingham being a Civil Enforcement Area (CEA), and after consultation with the Chief Constable for the Nottinghamshire Police Authority in accordance with Part III of Schedule 9 to "the Act", hereby makes the following Order:-

COMMENCEMENT

This Order shall come into force for all purposes on the ## day of #### **2011** and may be cited as "Nottingham City Council (City Centre Area, Nottingham) (Controlled Parking Zone Review, Extension to Evening and Sunday Parking Restrictions and Provisions including Tariffs) Traffic Regulation Order 2011 ".

ARRANGEMENT OF SECTIONS

Sections 5 to 9 inclusive of Part I of this Order: - Not Allocated.

Sections to Part II of this Order:- Not Allocated.

Sections 1, 2 and 4 to 9 inclusive of Part III of this Order: - Not Allocated.

GENERAL – provisions applying to all parts of this Order.

DEFINITIONS – applying to all parts of this Order.

GENERAL PARAGRAPHS : RESIDENTS CONTROLLED ZONES - RESIDENTS' BUSINESS AND VISITORS' PARKING PERMITS

PART I

(Waiting and Parking Control)

Section 1 : Controlled Parking Zones, Residents' Parking Zones and Prescribed Hours (Articles 1 and 2)

Section 2 : Prohibition and Restriction of Waiting (Articles 3, 4 and 5)

Section 3 : Parking Places (Specified Classes of Vehicle) (Articles 6 to 14)

Section 4 : Parking Places (Pay & Display) (Articles 15 to 26)

PART III

(Revocations and Suspensions)

PERMANENT

Section 3 : Permanent Revocation of Specified Length(s) of Road (Article 3)

GENERAL

G1. All lengths of road specified in this Order are lengths of road in the City of Nottingham.

G2. The prohibitions and restrictions 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 Act" as amended aforesaid or by or under any other enactment.

G3. Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended by any subsequent enactment.

G4. In this Order where the context requires, the masculine includes the feminine and the neuter and vice versa, the singular includes the plural and vice versa.

G5. In this Order heading are included for ease of reference only and shall not affect the interpretation or construction of the Order.

G6. The Council has set penalty charge levels payable in respect of any parking contraventions specified in paragraph 4 of Schedule 7 of "the 2004 Act" and in accordance with The Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007 SI 2007/3487

G7. The Council will take enforcement action in respect of parking contraventions as follows: -

1. in accordance with The Civil Enforcement of Parking Contraventions (England) General Regulations 2007 SI 2007/3483 and for this purpose it may use an "Approved Device" as defined in The Civil Enforcement of Parking Contraventions (Approved Devices) (England) Order 2007 SI 2007/3486

2. the Council's Civil Enforcement Officers (CEO) shall wear uniform when exercising the functions specified in Regulation 2 of The Civil Enforcement (Wearing of Uniform) (England) Regulations 2007 SI 2007/3485 namely giving

notification of a Penalty Charge, immobilising a vehicle and removal of parked and abandoned vehicles

3. the Council will comply with the provisions relating to representation and appeals specified in The Civil Enforcement of Parking Contraventions (England) Representations and Appeals Regulations 2007 SI 2007/3482

4. the Council's CEO will remove vehicles left on a road in a Civil Enforcement Area in accordance with The Removal and Disposal of Vehicles (Amendment) (England) Regulations 2007 SI 2007/3484

G8. A further Penalty Charge shall be payable for each additional day or part of a day during which the vehicle is left in contravention of any prohibitions or restrictions imposed by this Order. Any additional penalty is to be paid in the manner detailed in G7 (1) of this Order.

G9. A CEO or a person under his direction removing a vehicle or altering its position by virtue of this Order may do so by towing or driving the vehicle or in such other manner as he may think necessary and may take such measures in relation to the vehicle as he may think necessary to enable him to remove it or alter its position, as the case may be.

G10. When a CEO or a person under his direction who is also authorised by the Council, removes or makes arrangements for the removal of a vehicle from a highway by virtue of this Order, he shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.

G11. If a vehicle or permit holder contravenes any prohibition, restriction or provisions of this Order or conditions of a Restricted Access Permit or a Dispensation permit or Disabled Person's Badge, then a CEO may issue a PCN in line with G7 (1)

G12. **CONFLICT PROVISION**; in case of conflict between the provision of this Order and those of the '2004 Act' and subordinate legislation made under its authority, then that legislation takes priority over the provisions of this Order.

DEFINITIONS

In this Order the following words and phrases (where used) have the meanings ascribed to them as follows:-

D1. "Additional Parking Charges" means penalty charges, being charges made by the Council under the provisions of Regulation 3 and 4 of The Civil Enforcement of Parking Contraventions (Guidelines on levels of Charges) (England) Order 2007 SI 2007/3487 for the removal, storage and disposal of vehicles and charge in respect of the release of a vehicle from an immobilisation device fixed under Section 79 of "the 2004 Act".

D2. "Authorised Officer" means a person authorised by or on behalf of the Council to supervise any parking place, or in respect of civil enforcement of parking contraventions, a person who is authorised to use an approved device.

D3. "Bus" has the same meaning as in Regulation 22 of the Traffic Signs Regulations and General Directions.

D4. “Bus Lane" means any length of road specified in this Order and bounded by delineating road markings as prescribed under regulations for use as a Bus Lane.

D5. “Bus Only Street” and “Bus Gate” means any length of road specified in this Order and delineated by road markings and signs as prescribed in the Traffic Signs Regulations and General Directions.

D6. “Bus Stop Area” means any area of carriageway of a road (which is specified and intended for the waiting of a local bus) which is comprised within and indicated by a road marking complying with either diagram 1025.1 or 1025.3 in Schedule 6 to the Traffic Signs Regulations and General Directions.

D7. “Bus Stop Clearway Hours” means the hours specified in Column 3 of Schedule 6 of Part I, in relation to a length of road.

D8. “Business, Dispensation and Visitors Parking Permit" means a permit issued under established criteria governing the issue of such permits as determined by the Traffic Manager and as amended from time to time.

D9. "Business, Dispensation and Visitors Parking Permit Holder" means a person to whom a permit has been issued under established criteria governing the issue of such permits as determined by the Traffic Manager and as amended from time to time.

D10. "Business, Dispensation and Visitors Parking Permit User" means a person using a permit for the purpose specified in General Paragraphs: Residents Controlled Zones Residents’, Business, Dispensation and Visitors’ Parking Permits, as appropriate.

D11. “Car” means a mechanically propelled vehicle, not being a motor cycle or invalid carriage, which is constructed itself to carry a load or passengers.

D12. “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.

D13. “Civil Enforcement Officer” has the same meaning as that ascribed to it in Section 76 of “the 2004 Act”.

D14. "Cycle Lane" means a length of road specified in this Order as a Cycle Lane and bounded by delineating road markings as prescribed under Regulations.

D15. "Director" means the Nottingham City Council's Director of Development.

D16. “Disabled Person’s”

(1) “Disabled Person’s Vehicle” means a vehicle displaying a valid Disabled Person’s Badge.

(2) “Disabled Person’s Badge” has the same meaning as in The Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000.

D17. “Dispensation Permit” means a valid permit that has been issued in accordance with Traffic & Parking’s criteria after the receipt of the “Dispensation Permit Charge” in respect of any vehicle for the purpose of exemption from the provisions of this Order imposed under Section 45(2) of ““the Act””.

D18. “Dispensation Permit Charge” shall be an amount set by the Traffic Manager (as defined by Section 17 (2) of “the 2004 Act”) and amended from time to time in accordance with Section 45(2)(b) of “the Act”.

D19. "Dual Purpose Vehicle" has the same meaning as in Regulation 3(1) of the Motor Vehicles (Construction and Use) Regulations 1978.

D20. “Electronic Communications” has the same meaning as in Schedule 2, paragraph 1 of the Telecommunications Act 1984 as amended.

D21. “Entrance Clearway” means any area of carriageway or a road which is comprised within and indicated by a road marking complying with diagram 1027.1 in Schedule 6 to the Traffic Signs Regulations and General Directions.

D22. “Entrance Clearway Hours” means the hours specified in Column 3 of Schedule 8 of Part I, in relation to a length of road.

D23. “Footway” means a way constituting or comprised in a highway a way (other than a cycle track) over which the public have a right of way for the passage of pedestrians.

D24. “Footway Loading Area” means any length of footway intended for loading or unloading purposes.

D25. “Goods” means articles and property of any description, including postal packets of any kind that have been purchased and are ready for collection, provided that it would be unreasonable for an individual to carry such Goods, further than a reasonable distance for the purpose of loading them into a vehicle.

D26. “Goods Vehicle” has the same meaning as that ascribed to it in Section 192(1) of the Road Traffic Act 1988.

D27. “Hirer” is as defined in Regulation 5 of SI 2007/3483.

D28. “Immobilisation Device” has the same meaning as in Section 104 (9) of “the Act” of 1984.

D29. "Junction" means (in the Schedules to this Order) for measurement purposes only: The point where the prolongation of two kerblines intersect (measurements are taken along the line of kerb for the said length of road unless otherwise stated).

D30. "Lay-By" means any area of carriageway lying at the side of the main carriageway for the parking, loading or waiting of vehicles.

D31. “Loading Vehicle” means a vehicle which is being used to enable goods to be loaded or unloaded provided that when the aforementioned purposes have been completed the vehicle must immediately proceed out of that length of road.

D32. "Local Bus" has the same meaning as that ascribed to it in Regulation 4 of the Traffic Signs Regulations and General Directions.

D33. "Main Carriageway" means any carriageway used primarily by through traffic, includes any carriageway of a slip road, but excludes any lay-by or footway loading area.

D34. “Motor Cycle” has the same meaning as in Section 136 of “the Act”.

D35. "One-Way Street" means a highway in which vehicles are prohibited at all times from proceeding in any other than one direction.

D36. "Owner" in relation to a vehicle, means the registered keeper of that vehicle namely the person for the time being shown in the register as registered keeper in the Register kept in accordance with Section 21 Vehicle Excise and Registration Act 1994.

D37. "Parking Disc" is defined in accordance with Regulation 8(5) of the Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000 and means:

a device which is:

(1) 125 millimetres square and coloured blue, if issued on or after 1 April 2000 or orange, if issued before that date;

(2) has been issued by a Local Authority and has not ceased to be valid; and

(3) is capable of showing the quarter hour period during which a period of waiting has begun.

D38. “Parking Permit” means a permit issued by the Council that is valid for use in any Parking Place subject to conditions.

D39. "Parking Place" means (subject to Sections 3, 4 and 5 of Part I) any area of highway authorised by this Order to be used as a parking place, bay or space. In relation to an off street parking area, shown edged in red on the map in Appendix B and specified in Column 1 of Schedule 9 of Part I and provided by the Council in pursuant to Section 32(1) of “the Act” for the purpose of vehicle parking.

D40. “Parking Ticket” means a ticket issued by a ticket machine or issued by an authorised officer at the parking place.

D41. "Passenger Vehicle" means a motor vehicle other than a motorcycle constructed solely for the carriage of passengers and their effects and adapted to carry not more than 8 passengers exclusive of the owner/hirer, and not drawing a trailer.

D42. "Pedal Cycle" means a cycle (which has the same meaning as that ascribed to it in Section 192 of the Road Traffic Act 1988).

D43. “Penalty Charge” means a charge payable in accordance with Regulation 4 of the Civil Enforcement of Parking Contraventions (England) General Regulations 2007 SI 2007/3483 in respect of a parking contravention specified in paragraph 4 of Schedule 7 of “the 2004 Act”.

D44. “Penalty Charge Notice” means a notice issued by a Civil Enforcement Officer pursuant to the provisions of Regulation 8 to SI 2007/3483.

D45. “Permit” means a permit issued under established criteria governing the issue of such permits as determined by the Traffic Manager and as amended from time to time.

D46. “Permit Holder” means a person to whom a permit has been issued under established criteria governing the issue of such permits as determined by the Traffic Manager and as amended from time to time.

D47. “Permit Area” means a parking place, bay or space designated for the use of permit holders as defined in this Order.

D48. “Permitted Motor Vehicle” means a passenger vehicle, a dual purpose vehicle, a goods vehicle not exceeding a maximum unladen weight of 3 tonnes, a motorcycle or a vehicle displaying a valid Disabled Person’s Badge.

D49. “Police Vehicle” means a vehicle being used for police purposes or operating under the instructions of the Chief Constable for Nottinghamshire Police Authority.

D50. "Prescribed Hours" has the meanings ascribed in each particular Part of this Order and shall be construed accordingly.

D51. “Public Holidays” being Christmas Day, Good Friday and any Bank Holiday.

D52. “Reduced Penalty Charge” means the discounted level of the penalty charge.

D53. “Relevant National Authority” means the Secretary of State in respect to England.

D54. “Relevant Parking Charge” means the charge set out in paragraph 25 (1) of this Order.

D55. "Relevant Position"

(1) In relation to the display of a Disabled Person's Badge, has the same meaning as that ascribed to it in The Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000.

(2) In the case of a vehicle fitted with a windscreen, a position on the inside surface of the windscreen or on the dashboard so that the date and time of issue or expiry (as appropriate) of the parking ticket or permit may be read by a CEO or Authorised Officer and shall cause the said ticket to be so exhibited at all times and on the part of the windscreen nearest the kerb.

(3) In the case of a vehicle not fitted with a front windscreen, a conspicuous position on the vehicle so that the date and time of issue or expiry (as appropriate) of the parking ticket or permit may be read by a CEO or Authorised Officer and shall cause the said ticket to be so exhibited at all times and on the vehicle.

D56. "Resident" means a person whose usual place of abode is premises the postal address of which is in any road or part of a road being a part of a Residents' Parking Zone described in Schedule 1 of Part I, or any person deemed to be a resident by the Council.

D57. "Residents' Permit" means a permit issued under established criteria governing the issue of such permits as determined by the Traffic Manager and as amended from time to time.

D58. "Residents' Permit Holder" means a person to whom a permit has been issued under established criteria governing the issue of such permits as determined by the Traffic Manager and as amended from time to time.

D59. "Residents' Parking Permit User" means a person using a permit for the purpose specified in the General Paragraphs: Residents Controlled Zones Residents' Business, Dispensation and Visitors' Parking Permits, as appropriate.

D60. "Residents' Parking Place or Bay" means any part of a road specified in Article 27 of Part I.

D61. "Residents' Parking Space" means a space in a Residents' Parking Place or Bay, which is provided for the leaving of a vehicle of the classes specified in Article 29 of Part I.

D62. "Restricted Access Permits" means a permit, which has been issued in accordance with Traffic & Parking's criteria after the receipt of the "Restricted Access Permit Charge" in respect of any vehicle for the purpose of exemption from the provisions of this Order imposed under Section 45 (2) of "the Act".

D63. "Restricted Access Permit Charge" shall be an amount set by the Traffic Manager (as defined by Section 17 (2) of "the 2004 Act") and amended from time to time in accordance with Section 45(2)(b) of "the Act".

D64. "Restricted Road" (save as the context requires in Part I of this Order) means any road or part of a road specified in Schedule 1 of Part I.

D65. "Road" means the area between two highway boundaries excluding any defined footway loading area or lay-by.

D66. “Road Marking” means a traffic sign consisting of a line or mark or legend on a road.

D67. “Solo Motor Cycle” means a motor cycle without a sidecar and having two wheels.

D68. “Tariff Zone” means an area that incorporates parking spaces, parking places or parking bays that are subject to a Relevant Parking Charge.

D69. “Taxi” means in England and Wales, a vehicle licensed under Section 37 of the Town Police Clauses Act 1847.

D70. "Taxi Clearway Hours" means the hours specified in Column 3 of Schedule 7 of Part I, in relation to a length of road.

D71. “Taxi Rank” means an area of carriageway reserved for use by taxis waiting to pick up passengers.

D72. “The reserved car park system” means the system that allows parking by parking permit holders only as specified in Column 4 of Schedule 9 of Part I.

D73. “Ticket Machine” means an apparatus of a type and design generally or specifically approved by the Secretary of State for Transport, being an apparatus designed as a means to indicate on a parking ticket the time at which a vehicle arrived and the time at which it ought to leave or one or other of those times.

D74. "Traffic Sign" means a sign of any size, colour and type prescribed or authorised under, or having effect as though prescribed or authorised under, Section 64 of “the Act”.

D75. "Traffic Signs Regulations and General Directions" means the Traffic Signs Regulations and General Directions 2002 as amended from time to time.

D76. “Tramcar” has the same meaning as in the Greater Nottingham Light Rapid Transit Act 1994.

D77. “Tramway” has the same meaning as in the Greater Nottingham Light Rapid Transit Act 1994.

D78. “Valid Parking Ticket” means a ticket displayed in a relevant position where the paid for time and date, at a pay and display parking place, has not expired and that the parking ticket has not been transferred from one vehicle to another.

D79. "Vehicle" means:-

(1) a mechanically propelled vehicle, intended or adapted for use on the road;

(2) a pedal cycle in actual use for the purpose of cycling.

Notes:-

In the Schedules to this Order all times and days are inclusive.

In Schedules 1 to 8 of Part I to this Order, each length of road specified in Column 2 and itemised by number in Column 1 shall be related only to the specified instructions, times and exemptions (given opposite under Columns 3, 4, 5 and 6) relating to that number.

GENERAL PARAGRAPHS : RESIDENTS CONTROLLED ZONES - RESIDENTS', BUSINESS, DISPENSATION AND VISITORS' PARKING PERMITS

A. Nothing in this Order shall make it unlawful for any person to leave a vehicle in a Residents' Parking Space provided that:-

(1) an appropriate and valid Residents', Business, Dispensation or Visitors Parking Permit (hereinafter also referred to as "Permit") is displayed, by a Residents', Business, Dispensation or Visitors Parking Permit User in the relevant position;

(2) the use of the Residents' Parking Space has not been suspended; OR

(3) it is waiting with the permission of a Police Constable in uniform or is of one or more of the categories B4, E2 and I, specified in Appendix A of this Order.

B. A Permit shall only be issued for the purpose of allowing a visitor (being a Visitors Parking Permit User) to leave a vehicle in a Residents' Parking Space whilst visiting a resident or business within the Controlled Parking Zone to which the Permit relates. Each Permit shall only be valid for use in the Zone and Permit Area specified in respect of the Permit.

C. A Permit shall be issued by the Traffic Manager in accordance with the criteria of issue of such permits as determined by the Traffic Manager from time to time.

D. Whilst a vehicle is in a Residents' Parking Space, that vehicle shall be subject to the provisions (as to the position in which vehicles are to wait in a Residents' Parking Space) contained in this Order and the Residents', Business, Dispensation, Visitors Parking Permit User shall ensure that the vehicle complies with those provisions.

E. A Residents', Business, Dispensation, Visitors Parking Permit Holder shall be subject to provisions contained in the established criteria and conditions of issue for Permits as determined by the Traffic Manager and as amended from time to time in relation to:

(1) Surrender of a Permit;

(2) Revocation of a Permit;

(3) Issue of a duplicate Permit.

PART I

PART I, SECTION 1 : CONTROLLED PARKING ZONES, RESIDENTS' PARKING ZONES AND PRESCRIBED HOURS

In this Part of this Order, each road or length of road specified in Column 2 of Schedule 1 to Part I of this Order is a Restricted Road, within the Zone described in Column 3 and numbered in Column 1, during the prescribed hours specified in Column 4 in relation to that Zone provided that: where a length of road is specified in Schedule 2 to Part I of this Order, that length of road shall not be a Restricted Road.

In this Part of this Order, "Prescribed Hours" means the hours (in relation to a particular road or roads) specified in Column 4 of Schedule 1 to Part I of this Order.

In this Part of this Order, each Permit shall only be valid for use in the Zone or part of a Zone specified in respect of the Permit.

1. Subject to the provisions of Article 2, General Paragraphs A to E and Sections 2, 3, 4, and 5 of Part I of this Order no person shall cause or permit any vehicle to wait during the prescribed hours in any restricted road.

2. (1) Subject to Section 2 and the provisions in Article 1 of this Part of this Order, nothing shall apply to any vehicle which is waiting with the permission of a Police Constable in uniform or is of one or more of the categories A, B1, B4, B5, C, E1, E2, F1, F3, I and K1 specified in Appendix A of this Order.

   (2) Nothing in Article 1 of this Part of this Order shall apply to an authorised Hackney Carriage Stand/Taxi Rank whilst the particular Stand/Rank is delineated by the appropriate traffic signs and/or road markings.

   (3) Nothing in Article 1 of this Order shall apply to any Bus waiting at any of the following points, being sites which have current written authorisation, given by the Director for the following purposes:-

      (a) Crew Relief Points;

      (b) Bus Timing Points;

      (c) Bus Stands;

      (d) Bus Turning Points; and

      (e) Bus Termination Points.

PART I, SECTION 2 : PROHIBITIONS AND RESTRICTIONS OF WAITING

3. (1) Save as provided in Paragraph 3(2) of this Article, no person shall except with the direction or with the permission of a Police Constable in uniform, cause or permit any vehicle to wait in any of the lengths of road specified in Column 2 of Schedule 2 to Part I of this Order during the times specified in Column 3 of that Schedule.

(2) Nothing in Paragraph 3(1) of this Article shall apply to any vehicle which is in one or more of the categories specified, in Column 4 of Schedule 2 to Part I of this Order, in relation to each length of road specified in Column 2 of that Schedule.

(3) Nothing in Paragraph 3(1) of this Article shall apply to:-

(a) An authorised Hackney Carriage Stand, or

(b) A Disabled Persons' Parking Place, or

(c) A Doctor Parking Place, or

(d) A Pedal Cycle Parking Place, or

(e) Any other Parking Place provided under the provisions of "the Act", or

(f) A Bus Stop Area during the Bus Stop Clearway Hours, or

(g) A Taxi Rank during the Taxi Clearway Hours, or

(h) The area of road within the limits of a Pedestrian Crossing (including its road markings)

whilst the particular Place, Stand, Area or Rank (a) is delineated by the appropriate traffic signs and road markings, or (b) where waiting is otherwise in accordance with the provisions of this Order.

(4) Nothing in this Paragraph 3(1) of this Article shall apply to any Bus waiting at any of the following points, being sites which have current written authorisation, given by the Director for the purposes of:-

(a) Crew relief points;

(b) Bus timing points;

(c) Bus Stands;

(d) Bus turning points; and

(e) Bus termination points.

4. In Column 4 of Schedule 2 to Part I of this Order, the reference letters (where used) categorise and have the meanings as ascribed to them as contained in Appendix A of this Order.

5. In Appendix A of this Order "Authorised Vehicle" means:- Not allocated.

PART I, SECTION 3 : PARKING PLACES (SPECIFIED CLASSES OF VEHICLE)

In this Section of Part I of this Order, the expressions "Parking Place", “Parking Bay” and "Parking Space" refer only to those areas of highway authorised under Article 6 of this Order.

6. The areas of highway specified in Column 2 of Schedule 3 to Part I of this Order are authorised to be used, subject to the following provisions of this Order, as parking places for all classes of vehicle, on such days and during such hours as are specified in Column 4 in relation to each part of road in the said Schedule.

7. (1) Subject to Paragraph 7(2) of this Article, where in Schedule 3 to Part I of this Order a parking place specified in Column 2, is described as available for vehicles of a specified class or in a specified position, the owner/hirer of a vehicle shall not permit it to wait in that parking place:-

(a) unless it is of the class specified in Column 3

(b) in a position other than that specified; or

(c) for longer than the period of time, if any, specified in Column 5 (not being a period separated by an interval of less than the period of time, if any, specified in Column 6 in relation to a parking place, from a previous period of waiting by the same vehicle on the same part of highway on the same day).

(2) Where a period of time is specified in Columns 5 and 6 of Schedule 3 to Part I of this Order, any Disabled Person's Vehicle may wait in the parking place and, whilst so waiting, will not be subject to the provisions of Sub-Paragraphs (a) and (b) of Paragraph 7(1) of this Article. This paragraph does not apply if the specified vehicle in Column 3 is a Disabled Person’s Vehicle.

(3) Nothing in Articles 6 and 7(1) of this Order shall apply to any vehicle which is waiting with the permission of a Police Constable in uniform or is in one or more of the categories B4, E2 and I, specified in Appendix A of this Order.

(4) In Schedule 3 to Part I of this Order "Authorised Vehicle" means as follows: - Not Allocated.

8. A Police Constable in uniform or a CEO may, in the case of an emergency, move or cause to be moved any vehicle left in a parking place to any place he thinks fit.

9. (1) Any person authorised by the Council may suspend the use of a parking place or part thereof by order made whenever he considers such suspension reasonably necessary:-

(a) for the purpose of facilitating the movement of traffic or promoting its safety;

(b) for the purpose of any building operation, demolition or excavation in or adjacent to the Parking Place or the maintenance,

improvement or reconstruction of the parking place or the laying, erection, alteration, removal or repair in or adjacent to the parking place of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any electronic communications apparatus or traffic sign;

(c) for the convenience of occupiers of premises adjacent to the parking place on any occasion of the removal of furniture from one office or dwelling house to another or the removal of furniture from such premises to a depository or to such premises from a depository;

(d) on the occasion of any public procession, rejoicing or illumination or when streets are thronged or liable to be obstructed;

(e) for the convenience of occupiers of premises adjacent to the parking place at times of weddings or funerals or on other special occasions;

(f) for any reason/occasion considered necessary by the Traffic Manager as determined from time to time.

(2) Any person suspending the use of a parking place or any part thereof in accordance with the provisions of Paragraph 9(1) of this Article shall thereupon place or cause to be placed, in or adjacent to that parking place or the part thereof the use of which is suspended, a Traffic Sign indicating that waiting and/or loading/unloading by vehicles is prohibited.

(3) For so long as a Traffic Sign prohibiting waiting is displayed in accordance with Paragraph 9(2) of this Article no person shall cause or permit a vehicle to be left in that parking place or that part of a parking place.

10. The owner/hirer of a motor vehicle shall position the vehicle such that it is wholly within the limits of a parking place or, within the limits of a parking space which is delineated within that parking place, by signs and road markings specified under the Traffic Signs Regulations and General Directions.

11. (1) The owner/hirer of a motor vehicle shall leave that vehicle in a parking place:-

(a) if the parking place is not in a one-way street, so that the left or near side of the vehicle is adjacent to the left-hand edge of the carriageway;

(b) if the parking place is in a one-way street, so that the left or near side of the vehicle is adjacent to the left-hand edge of the carriageway or that the right or off side of the vehicle is adjacent to the right-hand edge of the carriageway;

(c) where the parking spaces are at an angle to the kerb, so that the vehicle stands within the limits of a parking space;

(2) The owner/hirer of a pedal cycle shall position that pedal cycle such that it is appropriately attached to the stand provided.

12. The owner/hirer of a motor vehicle using a parking place shall stop the engine as soon as the vehicle is in position in the parking place, and shall not start the engine except when about to change the position of the vehicle in or to depart from the parking place.

13. A owner/hirer of a vehicle shall not use a parking place so as to unreasonably prevent access to any premises adjoining the road, or the use of the road by other persons, or so as to be a nuisance.

14. No person shall cause any vehicle to be used, while it is in a parking place, in connection with the sale of any article to persons in or near the parking place or in connection with the selling or offering for hire of his skill or services.

PART I, SECTION 4 : PARKING PLACES (PAY AND DISPLAY)

In this Section of Part I of this Order, the expressions “Parking Place”, “Parking Bay” and “Parking Space” refer only to those areas of highway authorised under Article 15 of Part I of this Order.

15. The areas of highway specified in Column 2 of Schedule 4 to Part I of this Order are authorised to be used, subject to the following provisions of this Order, as parking places for permitted motor vehicles, on such days and during such hours as are specified in Column 3 of Schedule 4 to Part I of this Order in relation to each part of road in that Schedule.

16. (1) Subject to Paragraph 16(2) of this Article, where in Schedule 4 to Part I of this Order a parking place specified in Column 2, is described as available for vehicles, the owner/hirer of a vehicle shall not permit it to wait in that parking place:-

(a) for longer than the period of time, if any, specified in Column 4 (not being a period separated by an interval of less than the period of time, if any, specified in Column 5 in relation to a parking place, from a previous period of waiting by the same vehicle in the same parking place on the same length of road on the same day); either

(b) (i) without displaying a valid parking ticket in the relevant position for that parking place, issued by a ticket machine or

(ii) without payment of the Relevant Parking Charge having been made electronically to the Council or its agent via the use of a mobile device *in the manner described on signs located at or near the parking place.*

(2) Where a period of time is specified in Columns 4 and 5 of Schedule 4 to Part I of this Order a Disabled Person's vehicle which displays in the relevant position a valid Disabled Person's badge issued by any local authority or a motor cycle may wait in the parking place and, whilst so waiting, will not be subject to any charge other than a Penalty Charge or Additional Penalty Charges.

(3) Every vehicle left in a parking place shall so stand that every part of the vehicle is wholly within the limits of the parking place.

(4) Nothing in Paragraphs 16(1) and 16(2) of this of this Article to this Order shall apply to any vehicle which is waiting with the permission of a Police Constable in uniform or is in one or more of the categories B4, E2, F1 and I, specified in Appendix A of this Order.

17. A Police Constable in uniform or a CEO may, in the case of an emergency, move or cause to be moved any vehicle left in a Parking Place to any place he thinks fit.

18. (1) Any person authorised by the Council may suspend the use of a Parking Place or part thereof by order made whenever he considers such suspension reasonably necessary:-

(a) for the purpose of facilitating the movement of traffic or promoting its safety;

(b) for the purpose of any building operation, demolition or excavation in or adjacent to the Parking Place or the maintenance, improvement or reconstruction of the Parking Place or the laying, erection, alteration, removal or repair in or adjacent to the Parking Place of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any electronic communications apparatus or traffic sign;

(c) for the convenience of occupiers of premises adjacent to the Parking Place on any occasion of the removal of furniture from one office or dwelling house to another or the removal of furniture from such premises to a depository or to such premises from a depository;

(d) on the occasion of any public procession, rejoicing or illumination or when streets are thronged or liable to be obstructed;

(e) for the convenience of occupiers of premises adjacent to the Parking Place at times of weddings or funerals or on other special occasions;

(f) for any reason/occasion considered necessary by the Traffic Manager as determined from time to time.

(2) Any person suspending the use of a Parking Place or any part thereof in accordance with the provisions of Paragraph 18(1) of this Article shall thereupon place or cause to be placed, in or adjacent to that Parking Place or the part thereof the use of which is suspended, a Traffic Sign indicating that waiting and/or loading/unloading by vehicles is prohibited.

(3) For so long as a Traffic Sign prohibiting waiting is displayed in accordance with Paragraph 18(2) of this Article no person shall cause or permit a vehicle to be left in that Parking Place or that part of a Parking Place.

19. (1) The owner/hirer of a motor vehicle shall position the vehicle such that it is wholly within the limits of a parking place or, within the limits of a parking space which is delineated within that parking place, by signs and road markings specified under the Traffic Signs Regulations and General Directions.

(2) The owner/hirer of a motor vehicle shall leave that vehicle in a parking place:-

(a) if the parking place is not in a one-way street, so that the left or near side of the vehicle is adjacent to the left-hand edge of the carriageway;

(b) if the parking place is in a one-way street, so that the left or near side of the vehicle is adjacent to the left-hand edge of the carriageway or that the right or off side of the vehicle is adjacent to the right-hand edge of the carriageway;

(c) where the parking spaces are at an angle to the kerb, so that the vehicle stands within the limits of a parking space.

20. The owner/hirer of a motor vehicle using a parking place shall stop the engine as soon as the vehicle is in position in the parking place, and shall not start the engine except when about to change the position of the vehicle in or to depart from the parking place.

21. A owner/hirer of a vehicle shall not use a parking place so as to unreasonably prevent access to any premises adjoining the road, or the use of the road by other persons, or so as to be a nuisance.

22. No person shall cause any vehicle to be used, while it is in a parking place, in connection with the sale of any article to persons in or near the parking place or in connection with the selling or offering for hire of his skill or services.

23. At all times during which the vehicle is left in a Parking Place during the prescribed hours there shall be displayed in the relevant position on the vehicle a valid parking ticket for that parking place issued by a ticket machine unless in relation to those times payment of the Relevant Parking Charge has been made electronically to the Council or its agent via the use of a mobile device in the manner described on signs located at or near the parking place.

24. A vehicle shall only be left in a Parking Place if it displays a valid parking ticket unless in relation to the times when the vehicle is left during the prescribed hours payment of the Relevant Parking Charge has been made electronically to the Council or its agent via the use of a mobile device in the manner described on signs located at or near the parking place.

25. (1) Subject to the maximum period of waiting specified in Column 4 in addition to the Tariff Zone number specified in Column 6 (titled 'Zone') of Part I of Schedule 4 of this Order the initial charge for a vehicle left in a parking place referred to in Schedule 4 of Part I shall be either:-

a) Tariff Zone 1:- Monday to Saturday inclusive 8am to 6pm; £1.00 for half an hour, £2.00 for one hour and £3.50 for two hours. Sunday 8am to 6pm; seventy pence for half an hour, £1.50 for one hour and £3.00 for 2 hours. Evening 6pm to 8pm; £1.00 for half an hour, £2.00 for one hour and £3.50 for two hours.

b) Tariff Zone 2:- Monday to Saturday inclusive 8am to 6pm; Eighty pence for half an hour, £1.50 for one hour, £3.00 for two hours, £4.50 for three hours, £5.50 for four hours and £6.50 for five hours. Sunday 8am to 6pm; £1.00 for one hour and £2.00 for 2 hours, £3.50 for three hours, £4.50 for four hours and £5.50 for five hours. Evening 6pm to 8pm; £1.00 for one hour, £2.00 for two hours.

c) Tariff Zone 3:- Monday to Saturday inclusive 8am to 6pm; Fifty pence for half an hour, £1.00 for one hour, £2.00 for two hours and £3.00 for three hours. Sunday 8am to 6pm; £2.00. Evening 6pm to 8pm; £1.00 for two hours.

d) Tariff Zone 4; Not allocated

(2) The charges referred to in Paragraph 25(1) (a) (b) (c) of this Article shall be payable by the insertion of an appropriate coin or coins, credit card, bank notes or other approved method of payment and relevant to the apparatus or device provided.

(3) Where an owner/hirer of a vehicle has paid the Relevant Parking Charge in the manner described in 25 (2) and the valid parking charge pertains to a Tariff Zone, should the vehicle leave the Parking Place and proceed to a Tariff Zone of a different tariff then the Relevant Parking Charge for that Tariff Zone must be purchased as described in 25 (2).

(4) A Relevant Parking Charge may only be redeemed to its maximum valid paid for period in a Tariff Zone of the same tariff and is not transferable into Tariff Zones of a different tariff.

26. When a vehicle is left in a parking place beyond the prescribed hours in contravention of any provision of this Order, a Penalty Charge shall be payable.

PART III

PART III, SECTION 3 : PERMANENT REVOCATION OF SPECIFIED LENGTH(S) OF ROAD

(1) Revocation of Length

Where, in Schedule 3 to Part III of this Order

(a) an Order is specified and

(b) a length of road is specified in respect of that Order and

(c) no provision is specified in relation to that length of road:-

the effects of that Order are revoked insofar as it relates to that length of road.

(2) Revocation of Provision

Where in Schedule 3 to Part III of this Order

(a) an Order is specified and

(b) a length of road is specified in respect of that Order and

(c) a provision is specified in relation to that length of road:-

the effects of such provision of that Order are revoked insofar as the provision relates to that length of road.

APPENDIX AND SCHEDULES

Appendix A.

Schedules 5 to 9 inclusive to Part I of this Order: - Not Allocated.

Schedules to Part II of this Order:- Not Allocated.

Schedules 1, 2 and 4 to 9 inclusive to Part III of this Order: - Not Allocated.

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