

CITY COUNCIL OF BRISTOL

(CLIFTONWOOD AND HOTWELLS AREA, CLIFTON AND HOTWELLS AND HARBOURSIDE WARDS, CITY OF BRISTOL) (RESIDENTS' PARKING AREA) (ON-STREET PARKING PLACES) (PROHIBITION OF WAITING AND STOPPING) ORDER 202-

The City Council of Bristol (hereinafter referred to as "the Council") in exercise of its powers under sections 1(1), 2(1) to (3), 4(2), 32(1), 35(1), 45, 46, 49 and 51 of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 (hereinafter referred to as "the Act of 1984") and of all other enabling powers, after consultation with the chief officer of police in accordance with Part III of Schedule 9 to the Act of 1984, hereby makes the following order:-

PART I
GENERAL

Commencement and citation

1. This order shall come into operation on ----- 202- and may be cited as the City Council of Bristol (Cliftonwood and Hotwells Area, Clifton and Hotwells and Harbourside Wards, City of Bristol) (Residents' Parking Area) (On-Street Parking Places) (Prohibition of Waiting and Stopping) Order 202-.

Interpretation

2. (1) In this order except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:-

“**authorised cab rank**” means any area of carriageway which is comprised within and indicated by road marking diagram 1028.2 as provided for at item 5 of the sign table in Part 4 of Schedule 7 to the Traffic Signs Regulations and General Directions 2016, as amended;

“**authorised residents' parking area**” means the residents' parking area or any other similar area controlled by way of an order duly made by the Council under the Act of 1984;

“**business**” means any trade or profession or body or organisation conducting its operation from premises wholly or principally used or adapted for use for those purposes, such premises being listed in either a local or central non-domestic rating list; owners of properties who reside outside the residents' parking area who let properties within the said Area; and shall include any place of worship within the said Area;

“**business permit**” means a permit issued under the provisions of Article 57 of this order;

“Car Club” means a city Car Club or similar organisation (including any person or organisation acting on behalf of such club or organisation) approved in writing by the Council for the purposes of this order;

“Car Club parking place” means an area on a carriageway designated as a Car Club parking place by Article 149 of this order;

“Car Club vehicle” means a vehicle of a type approved by the Council and provided by a Car Club or by the Council for the use of persons who have paid any relevant membership or other Car Club charge and by means of a real-time or advance booking system may have use of the vehicle for a specified period and which displays the relevant identification issued and/or approved by the Council;

“car derived van” means a goods vehicle which is constructed or adapted as a derivative of a passenger vehicle and which has a maximum laden weight not exceeding 3.5 tonnes revenue weight;

“car free/low-car development” means a car free/low-car development whose residents will not be eligible to apply for permits (except for essential visitors’ permits) as recommended in the notice of decision of the relevant planning permission(s) granted by the Council for that development, with reference to the “Advices” at paragraphs I044 and I045 of the Council’s publication entitled ‘Development Management: Conditions & Reasons and Advices’ (dated 31 January 2017) as updated from time to time, or any successor publication and included in the Council’s list of such car free/low car developments;

“carer” means a carer of a resident whose household is located within the residents’ parking area and who can demonstrate to the Council’s satisfaction that they are in receipt of Carer’s Allowance in respect of any such resident;

“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;

“charity” has the same meaning as Section 1 of the Charities Act 2011;

“civil enforcement officer” has the same meaning as in section 76 of the Traffic Management Act 2004;

“credit card” has the same meaning as it has in section 35A of the Act of 1984;

“customer permit” means a permit issued under the provisions of Article 65 of this order;

“debit card” has the same meaning as it has in section 35A of the Act of 1984;

“**delivering**” and “**collecting**” in relation to any goods includes checking the goods for the purpose of their delivery or collection;

“**disabled person**” means a disabled person of a description prescribed by The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000, as amended;

“**disabled person's badge**” has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000, as amended;

“**disabled persons' parking place**” means an area on a carriageway authorised by Article 133 of this order;

“**disabled person's vehicle**” means:

- (a) a vehicle which is lawfully displaying a disabled person's badge in the relevant position and is a vehicle which, immediately before or after any period of waiting allowed by a provision of this order, has been or is to be driven by a disabled person or, as the case may be, has been or is to be used for carrying one or more disabled persons as passengers; or
- (b) an invalid carriage as prescribed in Section 136 of the Act of 1984;

“**doctor**” means a registered medical practitioner who is fully registered person within the meaning of the Medical Act 1983 (as amended) who holds a licence to practice under that Act;

“**driver**” in relation to a vehicle waiting in a Car Club parking place, disabled persons' parking place, loading place, Pay and Display Parking Place, Permit Parking Area, Permit Parking Place, or a Permit Parking Place or Pay and Display Parking Place means the person in charge of the vehicle at the time it was left in the Car Club parking place, disabled persons' parking place, loading place, Pay and Display Parking Place, Permit Parking Area, Permit Parking Place, or Permit Parking Place or Pay and Display Parking Place and where a separate person acts as steersman of a vehicle, includes that person as well as any other person in charge of the vehicle, and “**drive**” shall be construed accordingly;

“**electrically propelled vehicle**” means a vehicle in which the electrical motive power is derived from any electrical storage battery which is not connected to any source of power when the vehicle is in motion;

“**electronic communications apparatus**” means apparatus comprised in or to be comprised in an electronic communications network as defined in the Communications Act 2003;

“eligible for full small business rate relief business” means a business located within the Residents’ Parking Area which is entitled to full (100%) Small Business Rate Relief (not partial relief) and is included on the Council’s local non-domestic rating list pursuant to Section 41 of the Local Government Finance Act 1988 as amended and the Non-Domestic Rating (Reliefs, Thresholds and Amendment) (England) Order 2017, as may be amended from time to time;

“enactment” means any enactment whether public, general or local and includes any order, byelaw, rule, regulation, scheme or other instrument having effect by virtue of an enactment;

“essential visitor” means a visitor who is a carer or visitor to any resident where that resident can demonstrate that the resident is in receipt of Attendance Allowance or the care component of Disability Living Allowance or the daily living component of Personal Independence Payment;

“Essential Visitors’ Permit” means a permit issued under the provisions of Article 50 of this order;

“footway” means a way comprised in a highway which also comprises a carriageway, being a way over which the public have a right of way on foot only;

“goods” means goods of any kind whether animate or inanimate and includes postal packets of any description;

“goods vehicle” means a motor vehicle or trailer which is constructed or adapted for use for the carriage or haulage of goods or burden of any description;

“hackney carriage” has the same meaning as in Section 38 of the Town Police Clauses Act 1847 but complying with the requirements of the relevant licensing authority in respect of roof-top signs;

“hand-held device” means a hand held computer used by a Civil Enforcement Officer whilst carrying out duties;

“household” means any domestic establishment having an individual postal address within the residents’ parking area and maintained as the usual place of abode for any number of residents, provided that where any dispute arises as to the eligibility of any resident for a residents’ permit as a consequence of the definition of a household, the Council's decision in relation to the issue of that permit shall be final;

“immobilisation device” means any device or appliance designed or adapted to be fixed to a vehicle for the purpose of preventing it from being driven or otherwise put into motion, being a device or appliance of a type approved by the Secretary of State for Transport for use for that purpose;

“immobilisation exempt vehicle” means:

- (a) a disabled person’s vehicle or an invalid carriage;
- (b) a vehicle which displays a local exemption parking permit which has been issued by the Council to a doctor, district nurse, midwife or other medically or otherwise professionally qualified person for use when engaged in emergency duties, and is subject to conditions or limitations impose upon its use by the Council; or
- (c) a diplomatic registered vehicle in the execution of official duties;

“invalid carriage” has the same meaning as in Section 136 of the Act of 1984;

“list” means the list of car free/low-car developments maintained and updated from time to time by the Council and such related information as included on the Council’s website and hard copy information as available from the Council upon request;

“loading place” means an area on a carriageway authorised as a loading place by Article 166 or Article 167 of this order;

“medical permit” means a permit issued under the provisions of Article 80 of this order;

“motor cycle” has the same meaning as in Section 136 of the Act of 1984;

“motor vehicle” has the same meaning as in Section 136 of the Act of 1984;

“nurse” means a nurse registered in accordance with Article 5 of the Nursing and Midwifery Order 2001 (as amended);

“one-way street” means a highway in which vehicles are prohibited at all times from proceeding in any other than one direction;

“owner” in relation to a vehicle, means the person by whom such a vehicle is kept and any person who uses a Company-owned vehicle and is able to comply with Article 34(2)(a), Article 56(2)(a), Article 71(2)(a) or Article 79(2)(a) of this order shall be deemed to be the owner for the purposes of Part III, Part VI, Part VIII or Part IX of this order;

“parking bay” means a space which is provided for the leaving of a Car Club vehicle in a Car Club parking place;

“parking charge” means an amount payable in respect of a period for which a vehicle is left in a Pay and Display Parking Place, as provided by Article 9(1), (2) and (3) of this order;

“parking disc” has the same meaning as in the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) (Regulations) 2000;

“parking permit” means a business permit, customer permit, Essential Visitors’ Permit, medical permit, residents’ permit, traders’ permit or Visitors’ Permit;

“passenger vehicle” means a motor vehicle (other than a motor cycle or invalid carriage) constructed solely for the carriage of passengers and their effects and adapted to carry not more than eight passengers exclusive of the driver and not drawing a trailer;

“pay and display machine” means an apparatus of a type and design approved by the Secretary of State for Transport for the purposes of this order being apparatus designed to indicate the time by a clock and to issue numbered tickets indicating:-

- (a) the date of issue;
- (b) the payment of a parking charge;
- (c) the departure time; and
- (d) (if applicable to the apparatus in question) other information relating to the leaving of a vehicle in a Pay and Display Parking Place;

“Pay and Display Parking Place” means an area on a carriageway designated as a parking place by Article 3 or Article 4 or Article 5 or Article 6 of this order;

“permit” means a permit issued under the provisions of Article 35 or Article 43 or Article 50 or Article 57 or Article 65 or Article 72 or Article 80 of this order;

“permit holder” means a person to whom a permit has been issued under the provisions of Article 35 or Article 43 or Article 50 or Article 57 or Article 65 or Article 72 or Article 80 of this order or has been issued pursuant to the Clifton Village authorised residents’ parking area for use in any road identified thereof as an additional road for permit holder use;

“Permit Parking Area” means an area into which each entrance for vehicular traffic has been indicated by the road sign provided for at item 5 of the sign table in Part 3 of Schedule 5 to the Traffic Signs Regulations and General Directions 2016 as amended whereby the parts of unrestricted road within are designated as a parking place for use by permit holders by Article 113 of this order;

“Permit Parking Place” means an area on a carriageway designated as a parking place for use by permit holders by Article 93 of this order;

“Permit Parking Place or Pay and Display Parking Place” means an area on a carriageway designated as a Pay and Display Parking Place by Article 4 or Article 5 or Article 6 of this order and which is available for use as a Permit Parking Place by permit holders in accordance with the provisions of Part III, Part IV, Part V, Part VI, Part VII, Part VIII or Part IX of this order;

“permitted hours” means:

- (a) the period between 9.00 a.m. and 7.00 p.m. on Monday to Saturday inclusive any such day not being Christmas Day, Good Friday or a Bank Holiday being a public holiday (in respect of the parking places designated by Article 4 and Article 5 and Article 93(1) and Article 113 of this order); or
- (b) the period between 10.00 a.m. and 4.00 p.m. on Monday to Friday inclusive and between 9.00 a.m. and 7.00 p.m. on Saturday any such day not being Christmas Day, Good Friday or a Bank Holiday being a public holiday (in respect of the parking places designated by Article 3 and Article 6 and Article 93(2) of this order) -

and accordingly **“appropriate permitted hours”** means those permitted hours as prescribed by this expression which are applicable to each type of parking place as designated by this order;

“place of worship” means any premises wholly or principally used or adapted for use for the purpose of religion or belief as defined in Section 10 of the Equality Act 2010;

“plans” means the drawings which are annexed hereto as specified the Schedule to this order;

“police community support officer” has the same meaning as in section 38 of the Police Reform Act 2002;

“postal packet” has the same meaning as in the Postal Services Act 2000;

“premises” means land and buildings;

“prescribed” means prescribed by any enactment or any regulation, order, direction or other instrument made thereunder;

“protective cover” means a protective cover issued by the Council under the provisions of Article 35, Article 50, Article 57, Article 72 or Article 80 of this order;

“provision of a universal postal service” has the same meaning as in the Postal Services Act 2000;

“**rateable value**” means as determined under Schedule 6 of the Local Government Finance Act 1988 as amended from time to time, with reference to the valuation list of rateable values published by the Council from time to time or any successor or replacement list;

“**registered healthcare provider**” means doctors and nurses; domiciliary health and social care service personnel and community care personnel operating through the Council or the National Health Service; care providers registered with the Care Quality Commission, and any other providers who are Health and Care Professions Council registered;

“**relevant identification**” means a badge or other means of identification issued and/or approved by the Council indicating that a vehicle on which it is displayed is provided by or on behalf of a Car Club and may validly be left in a Car Club parking place;

“**relevant position**” has the same meaning as in the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;

“**resident**” means a person whose usual place of abode is at a household the postal address of which is within the residents’ parking area (**excluding** any person whose residence has been granted a Class M Council Tax exemption (halls of residence); or excluding any person whose residence has been identified as a **car free/low-car development** on or after 1st August 2018 – unless that person is applying for an essential visitors’ permit) –

Provided that in the case of a person who is a resident in a hotel, hostel, hospital or other such establishment which provides long term accommodation that person is able to provide written confirmation in the form of a rent book or invoices for the cost of the accommodation for a period of one month preceding the application for a permit save in cases of emergency where written confirmation need not be evidenced as aforesaid;

“**residents’ parking area**” means the roads or parts of roads and properties which are indicated as being within the area identified as **Traffic Order Boundary and area within which households and businesses may apply for permits and where premises may be eligible for permits** in the plans;

“**residents’ permit**” means a permit issued under the provisions of Article 35 of this order;

“**restricted hours**” means:-

- (a) in relation to any restricted road identified as **No waiting at any time** in the plans, the whole twenty-four hours of every day;
- (b) in relation to any restricted road identified as **No waiting at any time on verge or footway** in the plans, the whole twenty-four hours of every day;

- (c) in relation to any restricted road identified as **No waiting Mon – Fri 7 – 10 am 4.00 – 6.30 pm** in the plans, the period between 7.00 a.m. and 10.00 a.m. and the period between 4.00 p.m. and 6.30 p.m. on Monday to Friday (inclusive), any such day not being Christmas Day, Good Friday or a Bank Holiday being a public holiday; and
- (d) in relation to any restricted road identified as **No stopping Mon – Fri 8 am – 6 pm on entrance markings** in the plans, the period between 8.00 a.m. and 6.00 p.m. on Monday to Friday (inclusive);

“**restricted road**” means any road or part of a road or side of road identified as **No waiting at any time** or identified as **No waiting at any time on verge or footway** or identified as **No waiting Mon – Fri 7 – 10 am 4.00 – 6.30 pm** or identified as **No stopping Mon – Fri 8 am – 6 pm on entrance markings**, in the plans –

Provided that the expression “**restricted road**” shall not for the purposes of Article 184 or Article 185 or Article 186 or Article 187 or Article 188 or Article 189 or Article 190 of this order include any Car Club parking place, disabled persons’ parking place, loading place, Pay and Display Parking Place, Permit Parking Area, Permit Parking Place, or a Permit Parking Place or Pay and Display Parking Place;

“**school**” has the same meaning as in Section 4 of the Education Act 1996;

“**service provider**” means the company authorised and appointed by the Council to operate, administer and maintain the payment of charges by mobile telephone or other data device and to operate, administer and maintain a virtual permit system;

“**small business rate relief**” means as determined and calculated pursuant to Schedule 7 to the Local Government Finance Act 1988, as amended, and the Non-Domestic Rating (Reliefs, Thresholds and Amendment) (England) Order 2017, as may be amended from time to time;

“**trade activity**” in relation to the eligibility for a traders’ permit by virtue of Article 71 of this order means the undertaking of the following commercial activities: aerial installation, bathroom fitting, building, carpentry, carpet fitting, decorating, electrical installation and maintenance, gardening, insulation installation, joinery, kitchen fitting, masonry, painting, plumbing, roofing, tiling, tree surgery and window fitting;

“**traders’ permit**” means a permit issued under the provisions of Article 72 of this order;

“**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 of 1984;

“**universal service provider**” has the same meaning as in the Postal Services Act 2000;

“**vehicle**” means any vehicle, whether or not it is in a fit state for use on a road, and includes any chassis or body, with or without wheels, appearing to have formed part of such a vehicle, and any load carried by and anything attached to such a vehicle;

“**vehicle excise duty**” means as determined by virtue of the Vehicle Excise and Registration Act 1994;

“**vehicle registration certificate**” means the Registration certificate (V5C) issued by the Driver Vehicle Licensing Agency to show the entry of the record kept by the Secretary of State for Transport of the mechanically propelled vehicles registered by him in pursuance of section 21 of the Vehicle Excise and Registration Act 1994;

“**verge**” means any part of a road which is not a carriageway or a footway;

“**virtual permit**” means an electronic record of a parking permit issued and confirmed by the Council or any duly appointed agent under the terms and charges applicable at the time of issue;

“**visitor**” means a person who is visiting a resident and who is not ordinarily resident or resident at that resident’s usual place of abode being premises the postal address of which is within the residents’ parking area; and

“**visitors’ permit**” means a permit issued under the provisions of Article 43 of this order.

- (2) For the purposes of this order a vehicle shall be deemed to wait for a period of more than thirty minutes in the same place in any restricted road if any point in that road is below the vehicle or its load (if any) throughout a period exceeding thirty minutes, whether or not the vehicle is moved during that period.
 - (3) Any reference in this order to any enactment or regulations made thereunder shall be construed as a reference to that enactment as amended by any subsequent enactment or regulations.
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PART II
PAY AND DISPLAY PARKING PLACES

Designation of Pay and Display Parking Places

3. Each area of carriageway which is identified as **Mon – Fri 10 am – 4 pm Sat 9 am – 7 pm Pay at machine Display ticket Max stay 3 hours** in the plans, and unless otherwise so indicated on the said plans bounded on one side of that length by the edge of the carriageway, is hereby designated to be used as a parking place during the **permitted hours** prescribed by sub-paragraph (b) of that expression, subject to the following provisions of this order.
4. Each area of carriageway which is identified as **Mon - Sat 9 am - 7 pm Permit holders or Pay at machine Display ticket Max stay 3 hours** in the plans, and unless otherwise so indicated on the said plans bounded on one side of that length by the edge of the carriageway, is hereby designated to be used as a parking place during the **permitted hours** prescribed by sub-paragraph (a) of that expression, subject to the following provisions of this order.
5. Each area of carriageway which is identified as **Mon – Sat 9 am – 7 pm Permit holders or Pay at machine Display ticket Max stay 4 hours** in the plans, and unless otherwise so indicated on the said plans bounded on one side of that length by the edge of the carriageway, is hereby designated to be used as a parking place during the permitted hours prescribed by sub-paragraph (a) of that expression, subject to the following provisions of this order.
6. Each area of carriageway which is identified as **Mon – Fri 10 am – 4 pm Sat 9 am – 7 pm Permit holders or Pay at machine Display ticket Max stay 3 hours** in the plans, and unless otherwise so indicated on the said plans bounded on one side of that length by the edge of the carriageway, is hereby designated to be used as a parking place during the **permitted hours** prescribed by sub-paragraph (b) of that expression, subject to the following provisions of this order.

Marking on the carriageway of Pay and Display Parking Places

7. The limits of each Pay and Display Parking Place shall be indicated by the Council on the carriageway by appropriate traffic signs.

Vehicles for which Pay and Display Parking Places are designated

8. (1) Vehicles which may use Pay and Display Parking Places
 - (i) Each Pay and Display Parking Place may be used for the leaving during the permitted hours of such vehicles as are passenger vehicles, car derived vans, goods vehicles, motor cycles or invalid carriages.
 - (ii) Each Permit Parking Place or Pay and Display Parking Place may be used for the leaving during the permitted hours of such permit holder's vehicles as are passenger vehicles, car derived vans, or any other vehicle deemed acceptable at the discretion of the Council.

(2) Use of Pay and Display Parking Places by permit holders

Subject to the proviso to this paragraph and notwithstanding the provision of Article 9 of this order, each Pay and Display Parking Place identified as **Mon – Fri 10 am – 4 pm Sat 9 am – 7 pm Permit holders or Pay at machine Display ticket Max stay 3 hours** or identified as **Mon - Sat 9 am – 7 pm Permit holders or Pay at machine Display ticket Max stay 3 hours** or identified as **Mon - Sat 9 am – 7 pm Permit holders or Pay at machine Display ticket Max stay 4 hours** in the plans may be used for the leaving during the permitted hours of such vehicles as display in the manner specified in Article 37, Article 45, Article 51, Article 59, Article 67, Article 73 or Article 81 of this order a valid permit issued in accordance with the provisions of Article 35, Article 43, Article 50, Article 57, Article 65, Article 72 or Article 80 of this order in respect of that vehicle **and thereupon** the appropriate provisions of Part III, Part IV, Part V, Part VI, Part VII, Part VIII or Part IX of this order shall be deemed to apply -

Provided that any such Permit Parking Place or Pay and Display Parking Place referred to in this paragraph is a Pay and Display Parking Place situated in any of the roads as may be designated by the Council at such time as the permit is issued.

(3) General requirement to comply with this order

Except as otherwise prescribed by this order no vehicle may be left in a Pay and Display Parking Place during the permitted hours unless that vehicle is left in accordance with the following provisions of this order.

Amount and method of payment of parking charges at Pay and Display Parking Places

9. (1) Amount of parking charge

Save as provided in Article 27 and Article 28 of this order, the parking charge for a vehicle (other than a permit holder's vehicle) left in a Pay and Display Parking Place identified as **Mon – Sat 9 am - 7 pm Permit holders or Pay at machine Display ticket Max stay 3 hours** in the plans, during the **permitted hours** prescribed by sub-paragraph (a) of that expression, subject as hereinafter provided, be either:-

- (a) **0 (zero)** for a period of not more than **30 minutes**; or
- (b) **two pounds (£2.00)** for a period of not more than **one hour**; or
- (c) **four pounds (£4.00)** for a period of not more than **two hours**; or
- (d) **six pounds (£6.00)** for a period of not more than **three hours**.

(2) Amount of parking charge

Save as provided in Article 27 and Article 28 of this order, the parking charge for a vehicle (other than a permit holder's vehicle) left in a Pay and Display Parking Place identified as **Mon – Sat 9 am – 7 pm Permit holders or Pay at machine Display ticket Max stay 4 hours** in the plans, during the **permitted hours** prescribed by sub-paragraph (a) of that expression, shall, subject as hereinafter provided, be either:-

- (a) **0 (zero)** for a period of not more than **30 minutes**; or
- (b) **two pounds (£2.00)** for a period of not more than **one hour**; or
- (c) **four pounds (£4.00)** for a period of not more than **two hours**; or
- (d) **six pounds (£6.00)** for a period of not more than **three hours**; or
- (e) **eight pounds (£8.00)** for a period of not more than **four hours**.

(3) Amount of parking charge

Save as provided in Article 27 and Article 28 of this order, the parking charge for a vehicle left in a Pay and Display Parking Place identified as **Mon – Fri 10 am – 4 pm Sat 9 am – 7 pm Pay at machine Display ticket Max stay 3 hours** or for a vehicle (other than a permit holder's vehicle) left in a Pay and Display Parking Place identified as **Mon – Fri 10 am – 4 pm Sat 9 am – 7 pm Permit holders or Pay at machine Display ticket Max stay 3 hours** in the plans, during the **permitted hours** prescribed by sub-paragraph (b) of that expression, shall, subject as hereinafter provided, be either:-

- (a) **0 (zero)** for a period of not more than **30 minutes**; or
- (b) **two pounds (£2.00)** for a period of not more than **one hour**; or
- (c) **four pounds (£4.00)** for a period of not more than **two hours**; or
- (d) **six pounds (£6.00)** for a period of not more than **three hours**.

(4) Method of payment of parking charge

The parking charge shall be payable on the leaving of a vehicle in a Pay and Display Parking Place, either:

- (a) by the insertion in a pay and display machine relating to any Pay and Display Parking Place in which the vehicle is left of a coin of the denomination of two pounds or of the denomination of one pound or of the denomination of fifty pence or of the denomination of twenty pence or of the denomination of ten pence or of the denomination of five pence or of coins of any of all these denominations together making up the amount of the parking charge for the period for which payment is made, and where more coins than one are required they shall be inserted in the pay and display machine immediately one after the other; or
- (b) where notices are displayed in a Pay and Display Parking Place advising of the option of making payment via mobile telephone or other data device in which time limited rights for a nominated vehicle to occupy a Pay and Display Parking Place are secured by credit card or debit card payment to a service provider appointed by the Council.

(5) Giving of information

The driver of the vehicle shall also comply with any instructions exhibited either on the pay and display machine or on the payment by mobile telephone or other data device notice advising as to the inputting into the machine or telephone of all or part of the vehicle's registration number or other information related to the vehicle or the driver thereof relevant to the leaving of the vehicle in the Pay and Display Parking Place.

(6) Requirement to exhibit tickets

Save where appropriate payment of the parking charge has been made for the vehicle by making a credit card or debit card payment by mobile telephone or other data device to a service provider appointed by the Council, the driver thereof shall upon payment of the parking charge exhibit on the vehicle in accordance with the provisions of paragraph (7) of this Article, a ticket issued by the said pay and display machine relating to any Pay and Display Parking Place in which the vehicle is left.

(7) Where ticket is to be exhibited

The ticket referred to in paragraph (6) of this Article shall be exhibited on the vehicle:-

- (i) where the vehicle is fitted with a front glass windscreen extending across the vehicle to the near side, facing forwards in a position so as to be clearly visible behind the near side of the glass of such windscreen;
- (ii) where the vehicle is not fitted with a front glass windscreen as that the ticket is clearly visible to a person standing at the near side of the vehicle.

(8) Vehicles left at times outside permitted hours

Where a vehicle, having been left in a Pay and Display Parking Place at a time which is not within the appropriate permitted hours remains there at the beginning of the appropriate permitted hours, then the vehicle shall be treated, for the purposes of this Part of this order, as if it had arrived in the Pay and Display Parking Place at the beginning of those hours.

Restriction on removal of tickets

10. When a pay and display machine ticket has been exhibited on a vehicle in accordance with the provisions of Article 9(6) and (7) of this order no person, not being the owner or driver of the vehicle or a civil enforcement officer or a police community support officer or a police constable in uniform shall remove the ticket from the vehicle unless authorised to do so by the said owner or driver or a civil enforcement officer or a police community support officer or a police constable in uniform.

Pay and display machines to be installed at Pay and Display Parking Places

11. There shall be a pay and display machine on or in the vicinity of each Pay and Display Parking Place.

Indications by Pay and Display tickets

12. (1) Payment of parking charge

Payment of the parking charge for a vehicle left in a Pay and Display Parking Place shall be indicated by the issue by any pay and display machine relating to a Pay and Display Parking Place in which the vehicle is left of a numbered ticket indicating the date of payment of the parking charge, the parking charge for which payment was made and the departure time, being the time at which the said ticket was issued plus the period for which payment was made by such parking charge as is specified in Article 9 of this order, and by exhibition of that ticket on the vehicle in the manner specified in said Article 9.

(2) Expiry of period of validity of parking charge

The expiry of the period for which the parking charge has been paid shall be indicated when there is exhibited on the vehicle a ticket issued by a pay and display machine relating to any Pay and Display Parking Place in which the vehicle is left showing the date of payment of the parking charge, and the departure time, and the time shown on the clock on the said machine is later than the aforementioned departure time.

Indications by Pay and Display machines and tickets as evidence

13. (1) If no ticket is exhibited

Save where appropriate payment of the parking charge has been made by making a credit card or debit card payment by mobile telephone or other data device to a service provider appointed by the Council, if at any time while a vehicle is left in a Pay and Display Parking Place during the appropriate permitted hours and no ticket is exhibited on that vehicle in accordance with the provisions of paragraph (1) of Article 12 of this order it shall be presumed, unless the contrary is proved, that the parking charge has not been duly paid.

(2) Expiry of period of validity of parking charge

If at any time while a vehicle is left in a Pay and Display Parking Place during the appropriate permitted hours the clock on a pay and display machine relating to any Pay and Display Parking Place in which the vehicle is left and the ticket exhibited on the vehicle gives the indication mentioned in paragraph (2) of Article 12 of this order, it shall be presumed unless the contrary is proved that the parking charge has been duly paid and that the period for which payment was made by the parking charge has already expired.

No additional coins to be inserted after payment of parking charge

14. No person shall insert in a pay and display machine relating to any Pay and Display Parking Place in which a vehicle is left any coins additional to the coin or coins inserted by way of payment of the parking charge in respect of that vehicle.

Interval before vehicle again to be left

15. No vehicle which has been taken away from a Pay and Display Parking Place, after the parking charge has been incurred, shall again be left in that Pay and Display Parking Place during the appropriate permitted hours until the expiration of two hours from the time it was taken away.

Manner of standing in Pay and Display Parking Places

16. Save as provided in Article 27 of this order, the driver of a vehicle left in a Pay and Display Parking Place in respect of which a parking charge has been incurred shall cause it so to stand -

(a) if special provisions

in the case of a Pay and Display Parking Place in relation to which special provisions as to the manner of standing of vehicles in that place are indicated on the carriageway by appropriate traffic signs as to be in accordance with those provisions;

(b) if no special provisions

in the case of any other Pay and Display Parking Place:-

- (i) if the Pay and Display Parking Place is in a one-way street, 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, and
- (ii) (whether or not the Pay and Display Parking Place is in a one way street) that the distance between the edge of the carriageway and the nearest wheel of the vehicle is not more than three hundred millimetres;

(c) vehicles to be within limits of Pay and Display Parking Place

that every part of the vehicle is wholly within the limits of the Pay and Display Parking Place and where the method of payment is as prescribed by Article 9(4)(a) of this order which is the appropriate place in relation to the pay and display machine in which has been or should have been inserted any coin or coins for the purpose of payment of the parking charge.

Immobilisation of vehicle

17. When a vehicle, other than an immobilisation exempt vehicle, is left in a Pay and Display Parking Place in contravention of the provisions contained in Article 9, Article 14, Article 15 or Article 24(3) of this order a civil enforcement officer or a police community support officer or a police constable in uniform may -
- (a) fix an immobilisation device to the vehicle while it remains in the position in which it is found, or
 - (b) remove or make arrangements for the removal of the vehicle from the Pay and Display Parking Place to another place and fix an immobilisation device to it in that other place.
18. On any occasion when an immobilisation device is fixed to a vehicle in accordance with Article 17 of this order the person fixing the device shall also affix to the vehicle a Notice -
- (a) indicating that such a device has been fixed to the vehicle and warning that no attempt should be made to drive it or otherwise put it in motion until it has been released from that device;
 - (b) specifying the steps to be taken in order to secure its release, and
 - (c) giving such other information as may be prescribed.

19. A vehicle to which an immobilisation device has been fixed in accordance with Article 17 of this order may only be released from that device by or under the direction of a civil enforcement officer or a police community support officer or a police constable in uniform.
20. Subject to Article 19 of this order above, a vehicle to which an immobilisation device has been fixed in accordance with Article 17 of this order shall be released from that device on payment in any manner specified in that notice affixed to the vehicle under the provision of Article 18 of this order of such charge in respect of the release as the Council may from time to time determine.
21. When an immobilisation device has been fixed to a vehicle in accordance with Article 17 of this order no person, not being a civil enforcement officer or a police community support officer or a police constable in uniform, or under the direction of a civil enforcement officer or a police community support officer or a police constable in uniform, shall remove or attempt to remove the device from the vehicle.
22. Where a Notice has been attached to a vehicle under the provision of Article 18 of this order no person, not being the driver or owner of the vehicle, or a civil enforcement officer or a police community support officer or a police constable in uniform shall remove the Notice from the vehicle unless authorised by the said driver or owner, or a civil enforcement officer or a police community support officer or a police constable in uniform, so to do.

Restriction of use of vehicles at Pay and Display Parking Places

23. (1) Running of vehicle engines

Save as provided in Article 27 of this order, the driver of a vehicle using a Pay and Display Parking Place during the appropriate permitted hours shall stop the engine as soon as the vehicle is in position in the Pay and Display Parking Place and shall not start the engine except when about to change the position of the vehicle in, or to depart from, the Pay and Display Parking Place.

- (2) The driver of a vehicle using a Pay and Display Parking Place during the appropriate permitted hours shall not sound any horn or other similar instrument except when about to change the position of the vehicle in, or to depart from the Pay and Display Parking Place.

(3) Sales of goods and services

Save as provided in Article 27 of this order, no person shall use any vehicle while it is in a Pay and Display Parking Place during the appropriate permitted hours in connection with the sale of, or the attempted sale of, any vehicle or of any other Article to any person in or near the Pay and Display Parking Place or in connection with the selling or offering for hire his skill or services in any other capacity:

Provided that nothing in this Article shall prevent the sale of goods from a vehicle -

- (a) if the vehicle is one which may be left in a Pay and Display Parking Place in accordance with Article 8 of this order and the goods are immediately delivered at or taken into premises adjacent to the vehicle from which the sale is effected; or
 - (b) if the vehicle is one to which the provisions of Article 24(1)(i) of this order apply.
- (4) No person shall use any vehicle whilst it is in a Pay and Display Parking Place, unless it is a permit holder's vehicle and using a Permit Parking Place or Pay and Display Parking Place, to carry out or permit the carrying out of any work of maintenance or repair or the washing down of any vehicle except such maintenance or repair as may be necessary to enable the vehicle to be moved from the Pay and Display Parking Place.

Restriction of waiting of special categories of vehicles in Pay and Display Parking Places

24. (1) Without prejudice to the foregoing provisions of this order with respect to vehicles which are left in a Pay and Display Parking Place in accordance with those provisions, any other vehicle may wait during the appropriate permitted hours anywhere on the carriageway within a Pay and Display Parking Place, other than a Pay and Display Parking Place or part of a Pay and Display Parking Place the use of which has been suspended, if -
- (a) the vehicle is waiting only for so long as is necessary to enable a person to board or alight from the vehicle;
 - (b) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accident;
 - (c) the vehicle is a vehicle used for fire and rescue service, ambulance or police purposes or is a vehicle (other than a passenger vehicle) in the service of a local authority being used in pursuance of statutory powers or duties;
 - (d) the vehicle is waiting only for so long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic;
 - (e) the vehicle is to be used by a universal service provider in the course of the provision of a universal postal service for the purpose of delivering or collecting postal packets to or from premises adjacent to the Pay and Display Parking Place or for the purpose of delivering to or collecting from posting boxes adjacent to that Pay and Display Parking Place;

- (f) the vehicle, not being a passenger vehicle, is waiting only for so long as may be reasonably necessary to enable it to be used for the purpose of any building operation, demolition or excavation operations in or adjacent to the Pay and Display Parking Place; or the maintenance, improvement or reconstruction of the Pay and Display Parking Place; or the laying, erection, alteration, removal or repair in or adjacent to the Pay and Display 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 the maintenance, installation or removal in or adjacent to the Pay and Display Parking Place of any traffic sign, bus stop infrastructure or other street furniture or pay and display machine;
 - (g) the vehicle, not being a passenger vehicle, is in actual use in connection with the removal of furniture to or from one office, dwelling house or other premises adjacent to the Pay and Display Parking Place from or to a depository, another office, dwelling house or other premises;
 - (h) the vehicle is waiting only for so long as is necessary to enable it to be used in connection with posting or removing advertising material in the form of posters on or from, or cleaning windows or chimneys in, premises adjacent to the Pay and Display Parking Place in which the vehicle is waiting; or
 - (i) in any other case the vehicle is waiting only for so long as is necessary for the purpose of delivering or collecting goods or merchandise, including so far as a Bank is concerned, cash which cannot reasonably be carried by hand or other valuables or valuable securities which cannot reasonably be carried by hand, or loading or unloading the vehicle at premises adjacent to the Pay and Display Parking Place in which the vehicle is waiting and the vehicle does not wait for such purpose for more than thirty minutes or for such longer period as a civil enforcement officer or a police constable in uniform or police community support officer may authorise.
- (2) No charge specified in the foregoing provisions of this order shall be payable in respect of any vehicle waiting in a Pay and Display Parking Place in accordance with the foregoing provisions of this Article.
 - (3) Except as provided in the foregoing provisions of this Article, the driver of a vehicle shall not cause or permit the vehicle to wait in a Pay and Display Parking Place during the appropriate permitted hours except in accordance with the other provisions of this order.
 - (4) Nothing in the foregoing provisions of this Article shall be taken as authorising anything which would be a contravention of any regulations made or having effect as if made under Section 25 of the Act of 1984.

Manner of standing by special categories of vehicles in Pay and Display Parking Places

25. A person causing or permitting a vehicle to wait in a Pay and Display Parking Place by virtue of the provisions of sub-paragraph (e), (f), (h) or (i) in paragraph (1) of the last preceding Article shall take all such steps as are necessary to ensure -
- (a) in the case of a Pay and Display Parking Place in relation to which special provisions as to the manner of standing of vehicles in that place are indicated on the carriageway by appropriate traffic signs, that the vehicle shall so stand -
 - (i) unless the length of the vehicle precludes compliance with this sub-paragraph, in accordance with those provisions and so that every part of the vehicle is within the limits of the Pay and Display Parking Place, or
 - (ii) if the length of the vehicle does preclude compliance with the last preceding sub-paragraph that the longitudinal axis of the vehicle is parallel to the edge of the carriageway nearest to the vehicle and the distance between the said edge and the nearest wheel of the vehicle is not more than three hundred millimetres; and
 - (b) in the case of any other Pay and Display Parking Place, that the longitudinal axis of the vehicle is parallel to the edge of the carriageway nearest to the vehicle and the distance between the said edge and nearest wheel of the vehicle is not more than three hundred millimetres.

Power to suspend use of Pay and Display Parking Places

26. (1) When Pay and Display Parking Place may be suspended

Any person generally or specially authorised by the Council or a civil enforcement officer may suspend the use of a Pay and Display Parking Place or any part thereof 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 operations in or adjacent to the Pay and Display Parking Place;
- (c) for the purpose of the maintenance, improvement or reconstruction of the Pay and Display Parking Place;
- (d) for the purpose of the laying, erection, alteration, removal or repair in or adjacent to the Pay and Display 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;

- (e) for the purpose of the maintenance, installation or removal in or adjacent to the Pay and Display Parking Place of any traffic sign, bus stop infrastructure or other street furniture or pay and display machine;
- (f) for the convenience of occupiers of premises adjacent to the Pay and Display Parking Place on any occasion of the removal of furniture or household effects to or from premises adjacent to the Pay and Display Parking Place to or from other premises;
- (g) on any occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed; or
- (h) for the convenience of occupiers of premises adjacent to the Pay and Display Parking Place at times of weddings or funerals, or on other special occasions.

(2) Suspension by other officers

A police constable in uniform or a police community support officer may suspend for not longer than 7 days the use of a Pay and Display Parking Place or any part thereof whenever that police constable or police community support officer considers such suspension reasonably necessary for the purpose of preventing or mitigating congestion or obstruction of traffic, or danger to or from traffic, in consequence of extraordinary circumstances.

(3) Duties of person suspending Pay and Display Parking Place

Any person suspending the use of a Pay and Display Parking Place or any part thereof in accordance with the provisions of paragraph (1) or paragraph (2) of this Article shall thereupon:-

- (a) in the case of Pay and Display Parking Places where the use of all of the parking places relating to one pay and display machine has been suspended, place or cause to be placed over the pay and display machine(s) relating to those parking places a hood or other cover indicating that the use of the places is suspended and that waiting by vehicles is prohibited, and
- (b) in the case of a Pay and Display Parking Place the use of any part or parts of which has been suspended, place or cause to be placed in or adjacent to that part or those parts a traffic sign or traffic signs indicating that waiting by vehicles is prohibited.

(4) Power to remove Pay and Display machine

On any suspension of the use of a Pay and Display Parking Place or any part thereof in accordance with the provisions of paragraph (1) of this Article, if the use of all the parking places relating to one pay and display machine have been suspended, any person generally or specially authorised by the Council or a civil enforcement officer may temporarily remove that pay and display machine and any post, bracket or other support on which such pay and display machine is fitted.

(5) Exemptions during Pay and Display Parking Place suspension

Save as provided in Article 27 of this order, no person shall cause or permit a vehicle to be left in any part of a Pay and Display Parking Place during such period as either there is a hood or cover indicating that the use of the Pay and Display Parking Place is suspended in pursuance of paragraph 3(a) of this Article or there is in or adjacent to that part of the Pay and Display Parking Place a traffic sign placed in pursuance of paragraph (3)(b) of this Article:

Provided that nothing in this paragraph shall render it unlawful to cause or permit any vehicle being used for:-

- (a) fire and rescue service, ambulance or police purposes;
- (b) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary to avoid an accident;
- (c) the vehicle is waiting only for so long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic; or
- (d) a universal service provider in the course of the provision of a universal postal service for the purpose of delivering or collecting postal packets to or from premises adjacent to the Pay and Display Parking Place or for the purpose of delivering to or collecting from posting boxes adjacent to that Pay and Display Parking Place -

or if the vehicle is left with the permission of the person suspending the use of the Pay and Display Parking Place or part thereof in pursuance of paragraph (1) of this Article, or a person duly authorised by him.

Vehicles left in suspended Pay and Display Parking Places by agreement

27. (1) General provisions

Nothing in Article 9, Article 16 or Article 23 or paragraph (5) of Article 26 of this order shall apply to any vehicle left in a Pay and Display Parking Place or part thereof which has been suspended in accordance with Article 26(1)(b), (c), (d), (e) or (f) of this order -

Provided that the vehicle is left in accordance with a prior agreement entered into with the Council for that period and further provided that the provisions of that agreement with regard to the manner of standing and position of the vehicle have been adhered to.

(2) Charge to be payable

In the case of a vehicle left in a Pay and Display Parking Place in accordance with paragraph (1) of this Article an hourly charge shall be paid for any period during the appropriate permitted hours when the Pay and Display Parking Place or part thereof has been suspended for the leaving of that vehicle.

(3) Amount of charge

The hourly charge shall be specified by the Council at the time that the agreement referred to in this Article is entered into and will be imposed at the discretion of the Council but in any case will not exceed the appropriate administration charge.

(4) Meaning of vehicle

In paragraph (1) and paragraph (2) of this Article reference to a “vehicle” shall include any builders skip or receptacle, any scaffolding which may overhang the Pay and Display Parking Place or part thereof and any building materials which have been left in accordance with the provisions of the aforementioned agreement.

Exemptions from parking charges

28. (1) Out of order Pay and Display machines

If at the time when a vehicle is left during the appropriate permitted hours in a Pay and Display Parking Place there is on all the pay and display machines relating to that place or in or adjacent to that place a notice placed by any person duly authorised by the Council, a civil enforcement officer, or police constable in uniform or a police community support officer, indicating that all the pay and display machines relating to that Pay and Display Parking Place are out of order, that vehicle shall be exempt from the parking charge provided that it is removed within four hours after the said machine is rectified; and if it be not removed from the Pay and Display Parking Place within the aforementioned period applicable to that Pay and Display Parking Place then the parking charge payable in respect of that period shall be treated as having been incurred and paid at the time when the vehicle was left in the Pay and Display Parking Place and all the provisions of this Part of this order shall apply accordingly.

(2) Disabled persons

The following vehicles left in any Pay and Display Parking Place or in any Permit Parking Place or Pay and Display Parking Place during the appropriate permitted hours shall be exempt from the payment of any parking charge or compliance with any limitation of time during which a vehicle may be left in a Pay and Display Parking Place or a Permit Parking Place or Pay and Display Parking Place as specified in the foregoing provisions of this order:-

- (i) an invalid carriage; or
- (ii) a disabled person's vehicle which displays in the relevant position a disabled person's badge issued by any local authority.

(3) Motor cycles

A motor cycle left in any Pay and Display Parking Place or any Permit Parking Place or Pay and Display Parking Place during the appropriate permitted hours shall be exempt from the payment of any parking charge or compliance with any limitation of time during which a vehicle may be left in such a Pay and Display Parking Place or such a Permit Parking Place or Pay and Display Parking Place specified in the foregoing provisions of this order.

- (4) Without prejudice to the generality of this Article, a vehicle to which this Article applies shall stand in the Pay and Display Parking Place in accordance with the provisions of Article 16(a) and (b) of this order and wholly within the limits of that place.

Alteration of position of vehicle In Pay and Display Parking Places

29. Where a vehicle is standing in a Pay and Display Parking Place in contravention of the provisions of Article 16 or Article 25 or Article 28(4) of this order a civil enforcement officer or police community support officer or a police constable in uniform may alter or cause to be altered the position of the vehicle in order that its position shall comply with those provisions.

Removal of vehicle from Pay and Display Parking Places and safe custody of vehicle

30. When a vehicle, other than an immobilisation exempt vehicle, is left in a Pay and Display Parking Place in contravention of any of the provisions of Part II of this order a civil enforcement officer or police community support officer or a police constable in uniform may remove or arrange for the removal of the vehicle from the Pay and Display Parking Place, and where it is so removed shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.

Method of removal of vehicles from Pay and Display Parking Places

31. A civil enforcement officer or police community support officer or a police constable in uniform removing a vehicle by virtue of Article 30 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 that vehicle as may be thought necessary to enable the removal as aforesaid.

Movement of vehicles in Pay and Display Parking Places in emergencies

32. Any person generally or specially authorised by the Council, or a civil enforcement officer or a police constable in uniform or police community support officer may move or cause to be moved, in case of emergency, to any place he thinks fit, any vehicle left in a Pay and Display Parking Place.

Installation of Pay and Display machines, etc

33. The Council may -
- (a) install in such positions in or in the vicinity of a Pay and Display Parking Place as they may think fit such pay and display machines as are required by Part II of this order for the purposes of that Pay and Display Parking Place, and
 - (b) carry out such other work as is authorised by Part II of this order or is reasonably required for the purposes of the satisfactory operation of a Pay and Display Parking Place.
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PART III
RESIDENTS' PERMITS

Application for Residents' Permits

34. (1) A resident of a household within the residents' parking area who is the owner of a vehicle of any of the following classes:-
- (a) a passenger vehicle; or
 - (b) a car derived van, or
 - (c) any other vehicle deemed acceptable at the discretion of the Council -

may apply to the Council or any duly appointed agent for the issue of up to a maximum of **three** residents' permits (of which each permit may be authorised to apply to a maximum of two vehicles per residents' permit) for the parking during the appropriate permitted hours of one or more vehicles of the aforesaid classes belonging to a resident within that household in any Permit Parking Area, in any Permit Parking Place or in any Permit Parking Place or Pay and Display Parking Place within the residents' parking area as may be designated by the Council at such time as the residents' permit is issued and as will be shown on the residents' permit and any such application shall be made on a form issued by and obtainable from the Council or any duly appointed agent and shall include the particulars and information required by such form -

Provided:

- (a) that where the residents' permit issued is to specify more than one such vehicle it can be shown by the resident of a household making the application that each of the vehicles are kept by a resident in that household;
- (b) that no more than **three** residents' permits may be issued to residents of any one household, subject to (c), (d) and (e) below. The third permit will only be issued if the Council considers in its absolute discretion that there is sufficient capacity within the residents' parking area to provide this facility;
- (c) that where a household has a garage or off-street parking at its address, or suitable alternative arrangements within a reasonable distance of the premises for garaging or otherwise accommodating a vehicle or vehicles associated therewith, no more than **one** residents' permit may be issued **EXCEPT** where such household with a garage or off-street parking at its address is located within the Permit Parking Area, no more than **two** residents' permits may be issued. The second permit will only be issued if the Council considers in its absolute discretion that there is sufficient capacity within the residents' parking area to provide this facility;

- (d) that where a household is in a private road without a garage or off-street parking at its address or suitable alternative arrangements within a reasonable distance of the premises for garaging or otherwise accommodating a vehicle or vehicles associated therewith and the applicant has declared, to the satisfaction of the Council, that an off-street parking place is not available for use or could not be made available for use by the applicant no more than **one** residents' permit may be issued; and
 - (e) that **no** residents' permit will be issued to any resident who resides in a premises or part thereof which is required by the Council to be a car free/low-car development and for the avoidance of doubt any person intending to make an application to the Council for a residents' permit should prior to purchasing, renting or otherwise occupying any residential premises make their own enquiries of the owner of the premises and/or the Council to establish whether such premises has been designated as a car free/low-car development which, if applicable would mean that such person would not be eligible to apply for a residents' permit.
- (2) The Council or any duly appointed agent may at any time require an applicant for a residents' permit or a residents' permit holder to produce to an officer of the Council or any duly appointed agent such evidence in respect of any application for a residents' permit as may be reasonably called for to verify any particulars or information given in it or in respect of any residents' permit previously issued by the Council or any duly appointed agent as may be reasonably required to verify that the residents' permit is valid and such evidence may include:-
- (a) A copy of the vehicle registration certificate naming the applicant as the keeper of the vehicle.

Where the vehicle is a Company-owned vehicle, the production of a copy or sight of the vehicle registration certificate naming the Company as the registered keeper together with an official letter from that Company naming the applicant as the authorised user of the vehicle.
 - (b) Documentary evidence that the applicant is a resident in a road or part of a road specified in the residents' parking area. Such documentary evidence shall consist of -
 - (i) Council Tax documentation issued by Bristol City Council in respect of the resident's abode, or
 - (ii) a Bristol City Council or Housing Association rent book, or
 - (iii) a Tenancy Agreement or other proof that the applicant is a tenant of a household, or

- (iv) a bill from an utility company in respect of the resident's household relating to any period of three months immediately preceding the application, or
- (v) correspondence or documentation from a Solicitor, relating to property purchase or any other documentation deemed acceptable by the Council; or
- (vi) a bank statement dated within the preceding three month period.

Issue of Residents' Permits

35. On receipt of an application duly made under Article 34 of this order and upon receipt of either the appropriate charge(s) specified in Article 36 of this order the Council or the portion of appropriate charge(s) equivalent to a period of three months any duly appointed agent, upon being satisfied that such of the criteria contained in Article 34 of this order are met, may issue to the applicant:-

- (a) no more than three residents' permits for the parking of up to two such vehicle(s) to which the residents' permit(s) relate(s) by the owner of such vehicle(s) or by any person using such vehicle(s) with the consent of the owner, other than a person to whom such vehicle(s) has been let for hire or reward, during the appropriate permitted hours in any Permit Parking Area, in any Permit Parking Place or in any Permit Parking Place or Pay and Display Parking Place within the residents' parking area as may be designated by the Council at such time as the residents' permit(s) is/are issued and as is shown on the permit(s) which subject to the provisions of this order shall be valid for a period of either twelve months or three months in respect of a residents' permit whereby only the three month period portion of the appropriate charge(s) has been received, commencing at the beginning of the month in which the residents' permit(s) become(s) valid -

Provided that, subject to the provisions of Article 39 of this order, the Council or any duly appointed agent shall not issue a residents' permit to any resident which would be valid for any period during which any other residents' permit issued to that resident would be valid.

- (b) protective cover(s) for the display therein of the residents' permit(s).

Charge for Residents' Permits

36. (1) The charges referred to in Article 35 of this order shall be:-

- (i) the charge as set out in paragraph (2) or paragraph (3) or paragraph (4) or paragraph (5) herein, as appropriate, for the **first** residents' permit;
- (ii) **Two hundred and twenty four pounds (£224.00)** for a **second** residents' permit; and

- (iii) **five hundred and sixty pounds (£560.00)** for a **third** residents' permit.
- (2) The charge for the **first** Residents' Permit for a vehicle first registered **on or after 1st April 2017** shall be in accordance with the rate of vehicle excise duty (VED) and shall be:-
- (i) **one hundred and twenty four pounds (£124.00)** for CO2 emissions range **01-100g/km**;
- (ii) **one hundred and twenty four pounds (£124.00)** for CO2 emissions range **101-110g/km**;
- (iii) **one hundred and twenty four pounds (£124.00)** for CO2 emissions range **111-225g/km**; or
- (iv) **one hundred and eighty six pounds (£186.00)** for CO2 emissions range **226-over 255g/km**.
- (3) The charge for the **first** Residents' Permit for a vehicle first registered **on or after 1st March 2001** and before 1st April 2017 shall be in accordance with the rate of vehicle excise duty (VED) and shall be:-
- (i) **one hundred and twenty four pounds (£124.00)** for **Band A**; or
- (ii) **one hundred and twenty four pounds (£124.00)** for **Band B**; or
- (iii) **one hundred and twenty four pounds (£124.00)** for **Band C through to Band K** (inclusive); or
- (iv) **one hundred and eighty six pounds (£186.00)** for **Band L** and **Band M**.
- (4) The charge for the **first** Residents' Permit for a vehicle first registered **before 1st March 2001** shall be **one hundred and twenty four pounds (£124.00)**.
- (5) The charge for the **first** Residents' Permit for **any other vehicle** deemed acceptable at the discretion of the Council shall be **one hundred and twenty four pounds (£124.00)**.
- (6) in accordance with paragraph (a) of the proviso to Article 34(1), where a Residents' Permit issued is to be issued to specify more than one vehicle that Residents' Permit will attract the charge in relation to the vehicle which is classified at the higher appropriate charge of the two specified vehicles.

Residents' Permits to be displayed in vehicles and restriction on the removal of Residents' Permits

37. (a) At all times during which a residents' permit holder leaves a vehicle in a Permit Parking Area, in a Permit Parking Place or in a Permit Parking Place or Pay and Display Parking Place in accordance with Article 34(1) of this order during the appropriate permitted hours the driver thereof shall cause to be displayed in the protective cover on the front of the vehicle a valid residents' permit issued in respect of that vehicle so that all the particulars referred to in Article 40 of this order are readily visible from outside the vehicle.
- (b) When a residents' permit has been displayed on a vehicle in accordance with the provisions of paragraph (a) of this Article of this order no person, not being the keeper of the vehicle, shall remove the residents' permit from the vehicle unless authorised to do so by the keeper of the vehicle.

Surrender, withdrawal and validity of Residents' Permits

38. (1) A residents' permit holder may surrender a residents' permit to the Council at any time and shall surrender a residents' permit to the Council in the occurrence of any of the events set out in paragraph (3) or paragraph (5) of this Article.
- (2) The Council may, by Notice in writing served on the residents' permit holder by sending the same by the recorded delivery service to the residents' permit holder at the address shown by that person on the application for the residents' permit or at any other address believed to be that person's place of abode, withdraw a residents' permit if it appears to the Council that any of the events set out in paragraph (3) (a), (b), (c) or (e) of this Article has occurred and the residents' permit holder shall surrender the residents' permit to the Council within 48 hours of the receipt of the said notice.
- (3) The events referred to in the foregoing provisions of this Article are:-
- (a) the residents' permit holder ceasing to be a resident;
 - (b) the residents' permit holder ceasing to be a resident of a household in any road specified in the residents' parking area to become a resident of another household in any road specified in the said residents' parking area;
 - (c) the residents' permit holder ceasing to be the keeper or authorised user of or changing the registration mark of the vehicle in respect of which the residents' permit was issued;
 - (d) the withdrawal of such residents' permit by the Council under the provisions of paragraph (2) of this Article;

- (e) the vehicle in respect of which such residents' permit was issued being adapted or used in such manner that it is not a vehicle of the class specified in Article 34 of this order;
 - (f) the issue of a duplicate residents' permit by the Council under the provisions of Article 39 of this order;
 - (g) the residents' permit ceasing to be valid pursuant to the provisions of paragraph (4) of this Article;
- (4) Without prejudice to the foregoing provisions of this Article and the provisions of the next following paragraph, a residents' permit shall cease to be valid at the expiration of the period specified thereon, or on the occurrence of any one of the events set out in paragraph (3)(a), (b), (d), (e) or (f) of this Article, whichever is earlier.
- (5) Where a residents' permit is issued to any person upon receipt of a cheque or credit card and the payment is subsequently dishonoured the residents' permit shall cease to be valid and the Council shall by notice in writing served on the person to whom such residents' permit was issued by sending the same by recorded delivery service to the residents' permit holder at the address shown by that person on the application for the residents' permit or at any other address believed to be that person's place of abode, require that person to surrender the residents' permit to the Council within 48 hours of the receipt of the aforementioned notice.

Application for, issue of and charge for duplicate Residents' Permits and replacement Residents' Permits

39. (1) If the residents' permit holder ceases to be a resident of a household in any road in the residents' parking area in respect of which a residents' permit was issued to become a resident of another household in any road in the said residents' parking area then the residents' permit holder may apply to the Council for the issue to him of a replacement residents' permit and the Council, upon being satisfied as to such change of address and upon receipt of the residents' permit originally issued to that residents' permit holder, shall issue a replacement residents' permit, so marked. Upon the issue of the replacement residents' permit the residents' permit duly returned to the Council shall become invalid.
- (2) If a residents' permit is mutilated or accidentally defaced or the figures or particulars thereon have become illegible or the colour of the residents' permit has become altered by fading or otherwise, the residents' permit holder shall surrender it to the Council and apply to the Council for the issue to him of a duplicate residents' permit and the Council, upon receipt of the residents' permit and upon receipt of a duplicate charge of **five pounds (£5.00)**, shall issue a duplicate residents' permit, so marked and upon such issue the residents' permit duly returned to the Council shall become invalid.

- (3) If a residents' permit is lost or destroyed, the residents' permit holder may apply to the Council for the issue to him of a replacement residents' permit and the Council, upon being satisfied as to such loss or destruction, shall issue a replacement residents' permit, so marked and upon such issue the residents' permit being replaced shall become invalid.
- (4) In the case of a lost or destroyed residents' permit which included **one** vehicle registration mark the Council may issue any such replacement residents' permit for a charge of **five pounds (£5.00)** or may make such a charge as appears to be reasonable in the circumstances of each application having due regard to the charges for residents permits.
- (5) In the case of a lost or destroyed residents' permit which included **two** vehicle registration marks the Council may issue any such replacement residents' permit:-
 - (a) in the case of such residents' permit where the date of the expiration of the period of validity specified thereon falls within the first six months of that period of validity, for the exact **same charge** as that of the original residents' permit being replaced, or may make such a charge as appears to be reasonable in the circumstances of each application having due regard to the charges for residents' permits; or
 - (b) in the case of such residents' permit where the date of the expiration of the period of validity specified thereon falls within the second six months of that period of validity, for a charge the rate of which is **50%** of the exact same charge as that of the original residents' permit being replaced, or may make such a charge as appears to be reasonable in the circumstances of each application having due regard to the charges for residents' permits.
- (6) If a residents' permit is stolen the residents' permit holder may apply to the Council for the issue to them of a replacement residents' permit and the Council, upon receipt of a crime reference number, shall issue a replacement residents' permit so marked, and upon such issue the stolen residents' permit shall become invalid.
- (7) On the occurrence of the sale of the vehicle in respect of which the residents' permit was issued and the subsequent purchase of another vehicle for which the residents' permit was not issued, the residents' permit holder may apply to the Council for the issue to him of a replacement residents' permit and the Council, upon being satisfied as to such transaction and upon receipt of the residents' permit issued for the vehicle which has been sold and upon receipt of a replacement charge of **five pounds (£5.00)**, shall issue a replacement residents' permit, so marked. Upon the issue of the replacement residents' permit the residents' permit duly returned to the Council shall become invalid.
- (8) The provisions of this order shall apply to a duplicate or replacement residents' permit and an application therefore as if it were a residents' permit or, as the case may be, an application for a residents' permit.

- (9) Where a duplicate or replacement residents' permit is issued to any person upon receipt of a cheque and the cheque is subsequently dishonoured the duplicate or replacement residents' permit shall cease to be valid and the Council shall by notice in writing served on the person to whom such duplicate or replacement residents' permit was issued by sending the same by recorded delivery service to the residents' permit holder at the address shown by that person on the application for the residents' permit or at any other address believed to be that person's place of abode, require that person to surrender the duplicate or replacement residents' permit to the Council within 48 hours of the receipt of the aforementioned notice.

Form of Residents' Permit

40. A residents' permit shall be in writing and shall include the following particulars:-
- (a) the registration mark(s) of the vehicle or vehicles in respect of which the residents' permit has been issued;
 - (b) the period during which, subject to the provisions of Article 38 of this order, the residents' permit shall remain valid;
 - (c) an indication that the residents' permit has been issued by the Council or any duly appointed agent; and
 - (d) an indication of the residents' parking area within which the residents' permit is valid.
41. The provisions of Article 16, Article 17, Article 23, Article 24, Article 25, Article 26, Article 29, Article 30, Article 32, Article 96, Article 97, Article 103, Article 104, Article 105, Article 106, Article 108, Article 109, Article 111, Article 116, Article 117, Article 123, Article 124, Article 125, Article 126, Article 128, Article 129 and Article 131 of this order shall apply to any residents' permit holder's vehicle left in a Permit Parking Area, in a Permit Parking Place or in a Permit Parking Place or Pay and Display Parking Place in accordance with the foregoing provisions.
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PART IV
VISITORS' PERMITS

Application and charge for Visitors' Permits

42. (1) A resident of a household within the residents' parking area (whether car-owning or not) may apply to the Council or any duly appointed agent for:-
- (i) the initial issue of up to **60** visitors' permits **free of charge**, and
 - (ii) a further issue of **60** visitors' permits at a charge of **one pound and thirty pence (£1.30)** each -

for the parking during the appropriate permitted hours on the date scratched off on the permit of one or more vehicles of any of the classes so specified in Article 43(1) of this order belonging to a resident or belonging to a visitor to that household in any Permit Parking Area, in any Permit Parking Place or in any Permit Parking Place or Pay and Display Parking Place within the residents' parking area as may be designated by the Council at such time as the visitors' permit is issued and as will be shown on the visitors' permit and any such application shall be made on a form issued by and obtainable from the Council or any duly appointed agent and shall include the particulars and information required by such form.

- (2) The Council or any duly appointed agent may at any time require an applicant for a visitors' permit or a visitors' permit holder to produce to an officer of the Council or any duly appointed agent such evidence in respect of any application for a visitors' permit as may be reasonably called for to verify any particulars or information given in it or in respect of any visitors' permit previously issued by the Council or any duly appointed agent as may be reasonably required to verify that the visitors' permit is valid and the Council will require documentary evidence that the applicant is a resident in a road or part of a road specified in the residents' parking area. Such documentary evidence shall consist of:-
- (i) Council Tax documentation issued by Bristol City Council in respect of the resident's abode, or
 - (ii) a Bristol City Council or Housing Association rent book, or
 - (iii) a Tenancy Agreement or other proof that the applicant is a tenant of a household, or
 - (iv) a bill from an utility company in respect of the resident's household in relation to any period of three months preceding the application, or
 - (v) correspondence or documentation from a Solicitor, relating to property purchase or any other documentation deemed acceptable by the Council, or

- (vi) a bank statement dated within the preceding three month period.

Issue of Visitors' Permits

43. (1) On receipt of an application duly made under Article 42 of this order and (where applicable) upon receipt of the charge specified in Article 42 of this order the Council or any duly appointed agent, upon being satisfied that applicant is eligible, may issue to the household up to **120** visitors' permits to permit the owner of a vehicle of any of the following classes:-
- (a) a passenger vehicle, or
 - (b) a car derived van, or
 - (c) any other vehicle deemed acceptable at the discretion of the Council -
- for the parking during the appropriate permitted hours of one or more vehicles of the aforesaid classes belonging to a resident or belonging to a visitor to that household in any Permit Parking Area, in any Permit Parking Place and in any Permit Parking Place or Pay and Display Parking Place within in the residents' parking area as may be designated by the Council at such time as the visitors' permits are issued and on the date scratched off on the permit.
- (2) The annual entitlement of up to **120** visitors' permits referred to in paragraph (1) of this Article and in paragraph (1) of Article 42 of this order shall apply in relation to a period of twelve months commencing at the beginning of the month in which the initial issue of visitors' permits was made. The annual entitlement of up to **120** visitors' permits shall be in accordance with paragraph (1) of Article 42 of this order.

Application for, issue of and charge for additional Visitors' Permits when residents change

44. Where the residents of a household change part-way through the said twelve month period referred to in paragraph (2) of the last preceding Article new residents will be able to purchase a further **60** visitors' permits at a charge of **one pound and thirty pence (£1.30)** each.

Visitors' Permits to be displayed in vehicles and restriction on the removal of Visitors' Permits

45. (a) At all times during which a visitor, or at any time during which a resident chooses to use a visitors' permit as issued to that household, leaves a vehicle in a Permit Parking Area, in a Permit Parking Place or in a Permit Parking Place or Pay and Display Parking Place in accordance with paragraph (1) of Article 42 of this order during the appropriate permitted hours the driver thereof shall cause to be displayed on the front of the vehicle a valid visitors' permit so that all the particulars referred to in Article 47 of this order are readily visible from outside the vehicle.

- (b) When a visitors' permit has been displayed on a vehicle in accordance with the provisions of paragraph (a) of this Article of this order no person, not being the keeper of the vehicle, shall remove the visitors' permit from the vehicle unless authorised to do so by the keeper of the vehicle.
- (c) Ownership of an issued visitors' permit is not transferable between households and no attempt should be made to sell on any issued visitors' permit.

Surrender, withdrawal and validity of Visitors' Permits

- 46.
- (1) A visitors' permit holder may surrender a visitors' permit to the Council at any time and shall surrender a visitors' permit to the Council in the occurrence of any of the events set out in paragraph (3) or paragraph (5) of this Article.
 - (2) The Council may, by Notice in writing served on the visitors' permit holder by sending the same by the recorded delivery service to the visitors' permit holder at the address shown by that person on the application for the visitors' permit or at any other address believed to be that person's place of abode, withdraw a visitors' permit if it appears to the Council that any of the events set out in paragraph (3)(a) or (b) of this Article has occurred and the visitors' permit holder shall surrender the residents' permit to the Council within 48 hours of the receipt of the said notice.
 - (3) The events referred to in the foregoing provisions of this Article are:-
 - (a) the visitors' permit holder ceasing to be a resident;
 - (b) the visitors' permit holder ceasing to be a resident of a household in any road specified in the residents' parking area to become a resident of another household in any road specified in the said residents' parking area;
 - (c) the withdrawal of such visitors' permit by the Council under the provisions of paragraph (2) of this Article; and
 - (d) the visitors' permit ceasing to be valid pursuant to the provisions of paragraph (4) of this Article;
 - (4) Without prejudice to the foregoing provisions of this Article and the provisions of the next following paragraph, a visitors' permit shall cease to be valid at the expiration of the period specified thereon, or on the occurrence of any one of the events set out in paragraph (3)(a) or (b) of this Article, whichever is earlier.

- (5) Where a visitors' permit is issued to any person upon receipt of a cheque or credit card and the payment is subsequently dishonoured the visitors' permit shall cease to be valid and the Council shall by notice in writing served on the person to whom such visitors' permit was issued by sending the same by recorded delivery service to the visitors' permit holder at the address shown by that person on the application for the visitors' permit or at any other address believed to be that person's place of abode, require that person to surrender the visitors' permit to the Council within 48 hours of the receipt of the aforementioned notice.

Form of Visitors' Permit

47. A visitors' permit shall be in the form of a scratch card and shall include the following particulars:-
- (a) an indication by scratching out of the date of activation;
 - (b) an indication that it has been issued by the Council or any duly appointed agent;
 - (c) the period during which, subject to the provisions of Article 46 of this order, the visitors' permit shall remain valid; and
 - (d) an indication of the residents' parking area within which the visitors' permit is valid.
48. The provisions of Article 16, Article 17, Article 23, Article 24, Article 25, Article 26, Article 29, Article 30, Article 32, Article 96, Article 97, Article 103, Article 104, Article 105, Article 106, Article 108, Article 109, Article 111, Article 116, Article 117, Article 123, Article 124, Article 125, Article 126, Article 128, Article 129 and Article 131 of this order shall apply to any visitor's vehicle left in a Permit Parking Area, in a Permit Parking Place or in a Permit Parking Place or Pay and Display Parking Place in accordance with the foregoing provisions.
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PART V
ESSENTIAL VISITORS' PERMITS

Application for Essential Visitors' Permits

49. (1) A resident of a household within the residents' parking area (whether car-owning or not) may apply to the Council or any duly appointed agent for the issue of an Essential Visitors' Permit **free of charge** for the parking during the appropriate permitted hours of a vehicle of any of the classes so specified in Article 50(1) of this order belonging to an essential visitor to that household in any Permit Parking Area, in any Permit Parking Place or in any Permit Parking Place or Pay and Display Parking Place within the residents' parking area as may be designated by the Council at such time as the Essential Visitors' Permit is issued and as will be shown on the Essential Visitors' Permit and any such application shall be made on a form issued by and obtainable from the Council or any duly appointed agent and shall include the particulars and information required by such form.
- (2) The Council or any duly appointed agent may at any time require an applicant for an Essential Visitors' Permit or an Essential Visitors' Permit holder to produce to an officer of the Council or any duly appointed agent such evidence in respect of any application for an Essential Visitors' Permit as may be reasonably called for to verify any particulars or information given in it or in respect of any Essential Visitors' Permit previously issued by the Council or any duly appointed agent as may be reasonably required to verify that the Essential Visitors' Permit is valid and the Council will require documentary evidence that the applicant is a resident in a road or part of a road specified in the residents' parking area. Such documentary evidence shall consist of:-
- (i) Council Tax documentation issued by Bristol City Council in respect of the resident's abode, or
 - (ii) a Bristol City Council or Housing Association rent book, or
 - (iii) a Tenancy Agreement or other proof that the applicant is a tenant of a household, or
 - (iv) a bill from an utility company in respect of the resident's household in relation to any period of three months preceding the application, or
 - (v) correspondence or documentation from a Solicitor, relating to property purchase or any other documentation deemed acceptable by the Council, or
 - (vi) a bank statement dated within the preceding three month period.
- (3) The Council or any duly appointed agent will require an applicant for an Essential Visitors' Permit or an Essential Visitors' Permit holder to demonstrate documentary evidence that:-

- (i) they are in receipt of Attendance Allowance; or
 - (ii) they are in receipt of the care component of Disability Living Allowance or the daily living component of Personal Independence Payment; or
 - (iii) their essential visitor is in receipt of Carer's Allowance in respect of the applicants own care needs.
- (4) The provisions of paragraph (2) and (3) of this Article will only apply to an applicant as specified in paragraph (1) of this Article to such extent as the Council deems necessary.

Issue of Essential Visitors' Permits

50. (1) On receipt of an application duly made under Article 49 of this order the Council or any duly appointed agent, upon being satisfied that the applicant is eligible, may issue to the applicant:-
- (a) **one** Essential Visitors' Permit to permit the owner of a vehicle of any of the following classes:-
 - (i) a passenger vehicle, or
 - (ii) a car derived van, or
 - (iii) any other vehicle deemed acceptable at the discretion of the Council -

for the parking during the appropriate permitted hours of a vehicle of the aforesaid classes which belong to the Essential Visitor to that household in any Permit Parking Area, in any Permit Parking Place and in any Permit Parking Place or Pay and Display Parking Place within the residents' parking area as may be designated by the Council at such time as the permit is issued and as is shown on the Essential Visitors' permit which, subject to the provisions of this order, shall be valid for a period of twelve months commencing at the beginning of the month in which the Essential Visitors' Permit becomes valid.
 - (b) protective cover for the display therein of the Essential Visitors' Permit.

Essential Visitors' Permits to be displayed in and restriction on the removal of Essential Visitors' Permits

51. (a) At all times during which an essential visitor leaves a vehicle in a Permit Parking Area, in a Permit Parking Place or in a Permit Parking Place or Pay and Display Parking Place in accordance with paragraph (1) of Article 49 of this order during the appropriate permitted hours the driver thereof shall cause to be displayed in the protective cover on the front or on the front dashboard of the vehicle a valid Essential Visitors' Permit so that all the particulars referred to in Article 54 of this order are readily visible from outside the vehicle.
- (b) When an Essential Visitors' Permit has been displayed on a vehicle in accordance with the provisions of paragraph (a) of this Article of this order no person, not being the keeper of the vehicle, shall remove the Essential Visitors' Permit from the vehicle unless authorised to do so by the keeper of the vehicle.

Surrender, withdrawal and validity of Essential Visitor's Permits

52. (1) An essential visitors' permit holder may surrender an essential visitors' permit to the Council at any time and shall surrender an essential visitors' permit to the Council on the occurrence of any one of the events set out in paragraph (3) of this Article.
- (2) The Council may, by Notice in writing served on the essential visitors' permit holder by sending the same by the recorded delivery service to the essential visitors' permit holder at the address shown by that person on the application for the essential visitors' permit or at any other address believed to be that person's place of abode, withdraw an essential visitors' permit if it appears to the Council that any of the events set out in paragraph (3)(a) or (b) of this Article has occurred and the essential visitors' permit holder shall surrender that permit to the Council or authorised agent within 48 hours of the receipt of the aforementioned notice.
- (3) The events referred to in the foregoing provisions of this Article are -
- (a) the essential visitors' permit holder ceasing to be resident;
 - (b) the essential visitors' permit holder ceasing to receive Attendance Allowance or the care component of Disability Living Allowance or the daily living component of Personal Independence Payment;
 - (c) the withdrawal of such essential visitors' permit by the Council under the provisions of paragraph (2) of this Article;
 - (d) the issue of a duplicate essential visitors' permit by the Council under the provisions of Article 53 of this order; and
 - (e) the essential visitors' permit ceasing to be valid pursuant to the provisions of paragraph (4) of this Article.

- (4) Without prejudice to the foregoing provisions of this Article, an essential visitors' permit shall cease to be valid at the expiration of the period specified thereon, or on the occurrence of any one of the events set out in paragraph (3)(a), (b), (c) or (d) of this Article whichever is the earlier.

Application for and issue of duplicate Essential Visitors' Permit and Replacement Essential Visitors' Permit

53. (1) If the Essential Visitors' Permit holder ceases to be a resident of a household in any road in the residents' parking area in respect of which an Essential Visitors' Permit was issued to become a resident of another household in any road in the said residents' parking area then the Essential Visitors' Permit holder may apply to the Council for the issue to him of a replacement Essential Visitors' Permit and the Council, upon being satisfied as to such change of address and upon receipt of the Essential Visitors' Permit originally issued to that Essential Visitors' Permit holder, shall issue a replacement Essential Visitors' Permit, so marked. Upon the issue of the replacement Essential Visitors' Permit the Essential Visitors' Permit duly returned to the Council shall become invalid.
- (2) If an Essential Visitors' Permit is mutilated or accidentally defaced or the figure or particulars thereon have become illegible or the colour of the Essential Visitors' Permit has become altered by fading or otherwise, the Essential Visitors' Permit holder may surrender it to the Council, apply to the Council for the issue to them of a duplicate Essential Visitors' permit and the Council, upon receipt of the said Essential Visitors' permit, shall issue a duplicate Essential Visitors permit so marked, and upon such issue the Essential Visitors' permit duly returned to the Council shall become invalid.
- (3) If an Essential Visitors' permit is lost or destroyed, the Essential Visitors' permit holder may apply to the Council for the issue to them of a replacement Essential Visitors' permit and the Council, upon being satisfied as to such loss or destruction, shall issue a replacement Essential Visitors' permit so marked, and upon such issue the Essential Visitors' Permit being replaced shall become invalid.
- (4) If an essential visitors' permit is stolen the essential visitors' permit holder may apply to the Council for the issue to them of a replacement essential visitors' permit and the Council, upon receipt of a crime reference number, shall issue a replacement essential visitors' permit so marked, and upon such issue the stolen essential visitors' permit shall be come invalid.
- (5) The provisions of this order shall apply to a duplicate or replacement Essential Visitors' Permit and an application therefore as if it were an Essential Visitors' permit or, as the case may be an application for an Essential Visitors' Permit.

Form of Essential Visitors' Permit

54. An Essential Visitors' permit shall be in writing and shall include the following particulars:-
- (a) the serial number;
 - (b) the period during which, subject to the provisions of Article 52(4) of this order, the Essential Visitors' Permit shall remain valid;
 - (c) an indication that the Essential Visitors' Permit has been issued by the Council or any duly appointed agent; and
 - (d) an indication of the residents' parking area within which the Essential Visitors' permit is valid.
55. The provisions of Article 16, Article 17, Article 23, Article 24, Article 25, Article 26, Article 29, Article 30, Article 32, Article 96, Article 97, Article 103, Article 104, Article 105, Article 106, Article 108, Article 109, Article 111, Article 116, Article 117, Article 123, Article 124, Article 125, Article 126, Article 128, Article 129 and Article 131 of this order shall apply to any essential visitor's vehicle left in a Permit Parking Area, in a Permit Parking Place or in a Permit Parking Place or Pay and Display Parking Place in accordance with the foregoing provisions.
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PART VI
BUSINESS PERMITS

Application for Business Permits

56. (1) Notwithstanding the provisions of Article 57(2) of this order, any person for and on behalf of a business located within the residents' parking area and which operates a vehicle of the class specified in this paragraph may apply to the Council or any duly appointed agent for the issue of no more than seven business permits for the parking during the appropriate permitted hours for business operational purposes only in respect of:-

- (a) **two** passenger vehicles; or
- (b) **two** car derived vans; or
- (c) any other vehicle deemed acceptable at the discretion of the Council -

in any Permit Parking Area, in any Permit Parking Place or in any Permit Parking Place or Pay and Display Parking Place within the residents' parking area as may be designated by the Council at such time as the business permit is issued and as will be shown on the business permit and any such application shall be made in a form issued by and obtainable from the Council or any duly appointed agent and shall include the particulars and information required –

Provided that where the applicant has also made application for Customer Permits pursuant to Article 64 of this order the total number of valid Business Permits plus Customer Permits combined_subsequently issued to that single applicant shall not exceed more than seven valid permits combined at any one time;

(2) The Council may at any time require an applicant for a business permit or a business permit holder to produce to an officer of the Council or authorised agent such evidence in respect of an application for a business permit made to them as they may reasonably call for to verify any particulars or information given to them or in respect of any business permit issued by them as they may reasonably call for to verify that the business permit is valid and such evidence may include:-

- (a) A copy of the vehicle registration certificate naming the applicant as the keeper of the vehicle. Where the vehicle is a Company-owned vehicle, the applicant shall produce the vehicle registration certificate naming the Company as the registered keeper together with an official letter from that Company naming the applicant as the authorised user of the vehicle.
- (b) Documentary evidence that the business is located in the residents' parking area. This documentary evidence shall consist of -

- (i) National Non-Domestic Rate documentation issued in respect of the business location (unless the application is on behalf of a place of worship);
 - (ii) a utility bill dated within the preceding three month period indicating the business name and the address;
 - (iii) correspondence or documentation from a solicitor, building society or an Estate Agent stating that the applicant owns or rents the property;
 - (iv) confirmation that the vehicle is insured for business purposes; and
 - (v) where applicable, confirmation they are a school, charity, a place of worship or an eligible for full small business rate relief business.
- (3) The provisions of paragraph (2) of this Article will only apply to an applicant as specified in paragraph (1) of this Article to such extent as the Council deems necessary.
- (4) Where a business is conducted from more than one separate address within the residents' parking area the provisions of paragraph (1) of this Article shall apply to each individual address from which that same business is conducted and therefore that said business may apply to the Council or any duly appointed agent for the issue of no more than seven business permits for each individual address out of which that business is conducted. Therefore, the provisions of paragraph (1) of this Article shall apply to each separate address -

Provided that seven business permits per individual address will only be issued if the Council considers in its absolute discretion that there is sufficient capacity within the residents' parking area to provide this facility.

- (5) Where more than one business is conducted from one shared address within the residents' parking area the provisions of paragraph (1) of this Article shall apply to each individual business conducted out of that address and therefore each said individual business may apply to the Council or any duly appointed agent for the issue of no more than seven business permits in accordance with the provisions of paragraph (1).

Issue of Business Permits

57. (1) On receipt of an application duly made under Article 56 of this order, and upon receipt of the charge specified Article 58 of this order, the Council or any duly appointed agent, upon being satisfied that the applicant is an eligible business user and is the owner of a vehicle or vehicles of the class specified in Article 56 of this order, may issue to the applicant therefore:

- (a) Up to seven business permits for the parking of the vehicle during the appropriate permitted hours by the owner of such vehicle or by any person using such vehicle with the consent of the owner other than a person to whom such vehicle has let for hirer or reward, in a Permit Parking Area, in a Permit Parking Place or in a Permit Parking Place or Pay and Display Parking Place within the residents' parking area as may be designated by the Council at such time as the business permit(s) is/are issue and as is shown on the business permit(s) at the time it was issued – **each** of which shall be valid for a period of twelve months commencing at the date on which the said business permit first becomes valid -

Provided that where the applicant has also made application for and had issue of Customer Permits pursuant to Article 64 of this order the total number of valid Business Permits plus Customer Permits combined subsequently issued to that single applicant shall not exceed more than seven valid permits combined at any one time;

- (b) protective cover for the display therein of each business permit.

(2) Owners

Notwithstanding the provisions of Article 56 of this order, where owners of multiple properties within the residents' parking area reside inside or outside that residents' parking area themselves:-

- (i) such persons may apply for one business permit in respect of up to 10 properties which they own and may apply for one business permit for up to every additional 10 properties thereafter, with a maximum issue of 10 such business permits - and the business permit(s) may be issued upon payment of the charge specified in Article 58 of this order;
- (ii) any such persons who have satisfied the maximum entitlement pursuant to sub-paragraph (i) as above and who own more than 100 properties may apply for one additional business permit in respect of up to every further 100 properties they own - and the business permit(s) may be issued upon payment of the charge specified in Article 58 of this order; and
- (iii) if any such person owns up to ten properties in any other authorised residents' parking area duly made by the Council by order pursuant to the Act of 1984 (that is to say, other than the residents' parking area as authorised by this order) that person may apply for one business permit pursuant to the provisions of sub-paragraphs (i) and (ii) above to also be valid for use in that additional residents' parking area and when such person is able to demonstrate ownership to the satisfaction of the Council or any duly appointed agent that addition to the business permit may be issued.

Charge for Business Permits

58. (1) The charge referred to in Article 57 of this order shall be:-
- (a) save as provided in paragraph (b) or paragraph (c) of this Article, **three hundred and forty two pounds (£342.00)** in respect of each business permit;
 - (b) save as provided in paragraph (c) of this Article, in respect of any applicant that can demonstrate to the satisfaction of the Council or any duly appointed agent they are a school, a charity, a place of worship or an eligible for full small business rate relief business, **two hundred pounds (£200.00)** in respect of each business permit: and
 - (c) in the case of any **electrically propelled vehicle, 0 (zero)** charge.
- (2) Where a Business Permit is to be issued to specify more than one vehicle that Business Permit will attract the charge in relation to the vehicle which is classified at the higher appropriate charge of the two specified vehicles.

Business Permits to be displayed on vehicles and restriction on the removal of Business Permits

59. (a) At all times during which a vehicle (other than a vehicle otherwise exempted by this order) is left in a Permit Parking Area, in a Permit Parking Place or in a Permit Parking Place or Pay and Display Parking Place in accordance with Article 56(1) of this order during the appropriate permitted hours, the driver thereof shall cause to be displayed in the protective cover on the front or near side of the vehicle a valid business permit as issued in respect of that vehicle, so that all the particulars referred to in Article 62 of this order are readily visible from the front or near side of the vehicle.
- (b) When a business permit has been displayed on a vehicle in accordance with the provisions of paragraph (a) of this Article of this order no person, not being the keeper of the vehicle, shall remove the business permit from the vehicle unless authorised to do so by the keeper of the vehicle.

Surrender, withdrawal and validity of Business Permits

60. (1) A business permit holder may surrender a business permit to the Council at any time and shall surrender a business permit to the Council on the occurrence of any one of the events set out in paragraph (3) of this Article or in accordance with the provisions of paragraph (5) of this Article.

- (2) The Council may, by Notice in writing served on the business permit holder by sending the same by the recorded delivery service to the business permit holder at the address shown by that person on the application for the business permit or at any other address believed to be that person's place of business, withdraw a business permit if it appears to the Council that any of the events set out in paragraph (3)(a), (b) or (d) of this Article has occurred and the business permit holder shall surrender the permit to the Council or authorised agent within 48 hours of the receipt of the aforementioned notice.
- (3) The events referred to in the foregoing provisions of this Article are -
- (a) the Business permit holder ceasing to be an eligible business user within the residents' parking area in respect of which the business permit was issued;
 - (b) the business permit holder ceasing to be the owner of the vehicle or vehicles in respect of which the business permit was issued;
 - (c) the withdrawal of such business permit by the Council under the provisions of paragraph (2) of this Article;
 - (d) the vehicle in respect of which such business permit was issued being adapted or used in such a manner that it is not a vehicle of the class specified in Article 56 of this order;
 - (e) the issue of a duplicate business permit by the Council under the provisions of Article 61 of this order.
 - (f) the business permit ceasing to be valid pursuant to the provisions of paragraph (4) of this Article;
- (4) Without prejudice to the foregoing provisions of this Article, a business permit shall cease to be valid at the expiration of the period specified thereon, or on the occurrence of any one of the events set out in paragraph (3)(a), (c), (d) or (e) of this Article whichever is the earlier.
- (5) Where a business permit is issued to any person upon receipt of a cheque or credit card and the payment is subsequently dishonoured, the business permit shall cease to be of any effect and the Council shall by notice in writing served on the person to whom such business permit was issued by sending the same by recorded delivery service to the business permit holder at the address shown by that person on the application for the business permit or at any other address believed to be that person's place of business, require that person to surrender the business permit to the Council within 48 hours of the receipt of the aforementioned notice.

Application for, issue of and charge for Duplicate Business Permits and Replacement Business Permits

61. (1) If the business ceases to be located in any road in respect of which the business permit was issued and becomes located in any road in the said residents' parking area then the business permit holder may apply to the Council for the issue to him of a replacement business permit and the Council, upon being satisfied as to such change of business address and upon receipt of the business permit originally issued to that business permit holder, shall issue a replacement business' permit, so marked. Upon the issue of the replacement business permit the business permit duly returned to the Council shall become invalid.
- (2) If a business permit is mutilated or accidentally defaced or the figure or particulars thereon have become illegible or the colour of the business permit has become altered by fading or otherwise, the business permit holder may surrender it to the Council, apply to the Council for the issue to them of a duplicate business permit and the Council, upon receipt of the said business permit and upon receipt of a duplicate charge of **five pounds (£5.00)**, shall issue a duplicate business permit so marked, and upon such issue the business permit duly returned to the Council shall become invalid.
- (3) If a business permit is lost or destroyed, the business permit holder may apply to the Council for the issue to them of a replacement business permit and the Council, upon being satisfied as to such loss or destruction, shall issue a replacement business permit so marked, and upon such issue the business permit being replaced shall become invalid.
- (4) In the case of a lost or destroyed business permit which included **one** vehicle registration mark the Council may issue any such replacement business permit for a charge of **five pounds (£5.00)** or may make such a charge as appears to be reasonable in the circumstances of each application having due regard to the charges for business permits.
- (5) In the case of a lost or destroyed business permit which included **two** vehicle registration marks the Council may issue any such replacement business permit:-
- (a) in the case of such business permit where the date of the expiration of the period of validity specified thereon falls within the first six months of that 12 month period of validity, for the exact **same charge** as that of the original permit being replaced, or may make such a charge as appears to be reasonable in the circumstances of each application having due regard to the charges for business permits; or

- (b) in the case of such business permit where the date of the expiration of the period of validity specified thereon falls within the second six months of that 12 month period of validity, for a charge the rate of which is **50%** of the exact same charge as that of the original permit being replaced, or may make such a charge as appears to be reasonable in the circumstances of each application having due regard to the charges for business permits.
- (6) If a business permit is stolen the business permit holder may apply to the Council for the issue to them of a replacement business permit and the Council, upon receipt of a crime reference number, shall issue a replacement business permit so marked, and upon such issue the stolen business permit shall become invalid.
- (7) On the occurrence of the sale of the vehicle in respect of which the business permit was issued and the subsequent purchase of another vehicle for which the business permit was not issued, the business permit holder may apply to the Council for the issue to him of a replacement business permit and the Council, upon being satisfied as to such transaction and upon receipt of the business permit issued for the vehicle which has been sold and upon receipt of a replacement charge of **five pounds (£5.00)**, shall issue a replacement business permit, so marked. Upon the issue of the replacement business permit the business permit duly returned to the Council shall become invalid.
- (8) The provisions of this order shall apply to a duplicate or a replacement business permit and an application therefore as if it were a business permit or, as the case may be an application for a business permit.
- (9) Where a duplicate or replacement business permit is issued to any person upon receipt of a cheque and the cheque is subsequently dishonoured the duplicate or replacement business permit shall cease to be valid and the Council shall by notice in writing served on the person to whom such duplicate or replacement business permit was issued by sending the same by recorded delivery service to the business permit holder at the address shown by that person on the application for the business permit or at any other address believed to be that person's place of business, require that person to surrender the duplicate or replacement business permit to the Council within 48 hours of the receipt of the aforementioned notice.

Form of Business Permit

62. A business permit shall be in writing and shall include the following particulars:-
- (a) the name of the business;
- (b) the registration mark(s) of the vehicle(s) in respect of which the business permit has been issued;
- (c) the period during which, subject to the provisions of Article 60(4) of this order, the business permit shall remain valid;

- (d) an indication that the business permit has been issued by the Council; and
- (e) an indication of the residents' parking area(s) within which the business permit is valid.

63. The provisions of Article 16, Article 17, Article 23, Article 24, Article 25, Article 26, Article 29, Article 30, Article 32, Article 96, Article 97, Article 103, Article 104, Article 105, Article 106, Article 108, Article 109, Article 111, Article 116, Article 117, Article 123, Article 124, Article 125, Article 126, Article 128, Article 129 and Article 131 of this order shall apply to any business permit holder's vehicle left in a Permit Parking Area, in a Permit Parking Place or in a Permit Parking Place or Pay and Display Parking Place in accordance with the foregoing provisions.

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PART VII
CUSTOMER PERMITS

Application for Customer Permits

64. (1) Any business within the residents' parking area may apply to the Council or any duly appointed agent for the issue of up to seven customer permits for the lending to a customer of the business to permit the parking during the appropriate permitted hours of a vehicle of any of the classes so specified in Article 65(1) of this order belonging to a customer to that business in any Permit Parking Area, in any Permit Parking Place or in any Permit Parking Place or Pay and Display Parking Place within the residents' parking area as may be designated by the Council at such time as the customer permit is issued and as will be shown on the customer permit and any such application shall be made on a form issued by and obtainable from the Council or any duly appointed agent and shall include the particulars and information required by such form –

Provided that where the applicant has also made application for Business Permits pursuant to Article 56 of this order the total number of valid Customer Permits plus Business Permits combined subsequently issued to that single applicant shall not exceed more than seven valid permits combined at any one time.

- (2) The Council or any duly appointed agent may at any time require an applicant for a customer permit or a customer permit holder to produce to an officer of the Council or any duly appointed agent such evidence in respect of any application for a customer permit as may be reasonably called for to verify any particulars or information given in it or in respect of any customer permit previously issued by the Council or any duly appointed agent as may be reasonably required to verify that the customer permit is valid and the Council will require documentary evidence that the applicant is a business in a road or part of a road specified in the residents' parking area. Such documentary evidence shall consist of:-
- (i) National Non-Domestic Rate documentation issued in respect of the business location (unless the application is on behalf of a place of worship);
 - (ii) a utility bill dated within the preceding three month period indicating the business name and the address;
 - (iii) correspondence or documentation from a solicitor, building society or an Estate Agent stating that the applicant owns or rents the property; and
 - (iv) where applicable, confirmation they are a school, charity, a place of worship or an eligible for full small business rate relief business.

- (3) The provisions of paragraph (2) of this Article will only apply to an applicant as specified in paragraph (1) of this Article to such extent as the Council deems necessary.

Issue and validity of Customer Permits

65. (1) On receipt of an application duly made under Article 64 of this order and upon receipt of the charge specified in Article 66 of this order the Council or any duly appointed agent, upon being satisfied the applicant is eligible, may issue to the applicant up to seven customer permits to permit the owner of a vehicle of any of the following classes:-

- (a) a passenger vehicle; or
- (b) a car derived van; or
- (c) any other vehicle deemed acceptable at the discretion of the Council -

for the parking during the appropriate permitted hours of a vehicle of the aforesaid classes belonging to a customer to that business in any Permit Parking Area, in any Permit Parking Place and in any Permit Parking Place or Pay and Display Parking Place within the residents' parking area as may be designated by the Council at such time as the customer permit is issued – **each** of which shall be valid for a period of twelve months commencing at the date on which the said customer permit first becomes valid –

Provided that where the applicant has also made application for and had issue of Business Permits pursuant to Article 56 of this order the total number of valid Customer Permits plus Business Permits combined subsequently issued to that single applicant shall not exceed more than seven valid permits combined at any one time;

- (2) Where a business is conducted from more than one separate address within the residents' parking area the provisions of paragraph (1) of this Article shall apply to each individual address from which that same business is conducted and therefore that said business may apply to the Council or any duly appointed agent for the issue of no more than seven customer permits for each individual address out of which that business is conducted. Therefore, the provisions of said paragraph (1) shall apply to each separate address -

Provided that seven customer permits per individual address will only be issued if the Council considers in its absolute discretion that there is sufficient capacity within the residents' parking area to provide this facility.

- (3) Where more than one business is conducted from one shared address within the residents parking area the provisions of paragraph (1) of this Article shall apply to each individual business conducted out of that address and therefore each said individual business may apply to the Council or any duly appointed agent for the issue of no more than seven customer permits in accordance with the provisions of said paragraph (1).

Charge for Customer Permits

66. The charge referred to in Article 65 of this order shall be:-

- (a) Save as provided in paragraph (b) of this Article, **three hundred and fifty six pounds (£356.00)** for each customer permit; and
- (b) in respect of any applicant that can demonstrate to the satisfaction of the Council or any duly appointed agent they are a school, a charity, a place of worship or an eligible for full small business rate relief business, **two hundred and fourteen pounds (£214.00)** for each customer permit.

Customer Permits to be displayed in vehicles and Restriction on the removal of Customer Permits

67. (a) At all times during which a customer leaves a vehicle in a Permit Parking Area, in a Permit Parking Place or in a Permit Parking Place or Pay and Display Parking Place in accordance with paragraph (1) of Article 64 of this order during the appropriate permitted hours the driver thereof shall cause to be displayed on the front dashboard of the vehicle a valid customer permit so that all the particulars referred to in Article 69 of this order are readily visible from outside the vehicle.
- (b) When a customer permit has been displayed on a vehicle in accordance with the provisions of paragraph (a) of this Article of this order no person, not being the keeper of the vehicle, shall remove the customer permit from the vehicle unless authorised to do so by the keeper of the vehicle.

Restriction of use of Customer Permits

68. (1) Service or repair of vehicles

No car repair and/or garage business shall carry out or permit the carrying out of any work of maintenance or repair of any vehicle displaying a customer permit in a Permit Parking Area, in a Permit Parking Place or in a Permit Parking Place or Pay and Display Parking Place except where such work is necessary to enable the vehicle to be moved from that Permit Parking Area, that Permit Parking Place or that Permit Parking Place or Pay and Display Parking Place.

(2) Sales of vehicles goods and services

No car repair and/or garage business shall use any vehicle displaying a customer permit while it is in a Permit Parking Area, in a Permit Parking Place or in a Permit Parking Place or Pay and Display Parking Place in connection with the sale of, or the attempted sale of any such vehicle, or of any other Article to any person in or near the Permit Parking Area, the Permit Parking Place or the Permit Parking Place or Pay and Display Parking Place or in connection with the selling of goods or offering for hire its skill or services in any other capacity.

(3) Storage of vehicles

No car repair and/or garage business shall store any vehicle displaying a customer permit in a Permit Parking Area, in a Permit Parking Place or in a Permit Parking Place or Pay and Display Parking Place except where the said vehicle is in the process of being repaired and it is considered to be in a state where it can be moved immediately under its own power, if it is required to do so.

Form of Customer Permit

69. A customer's permit shall be in writing and shall include the following particulars:

- (a) the name of the business;
- (b) the period during which, subject to the provisions of Article 65 of this order, the customer permit shall remain valid;
- (c) an indication that the customer permit has been issued by the Council; and
- (d) an indication of the residents' parking area within which the customers permit is valid.

70. The provisions of Article 16, Article 17, Article 23, Article 24, Article 25, Article 26, Article 29, Article 30, Article 32, Article 96, Article 97, Article 103, Article 104, Article 105, Article 106, Article 108, Article 109, Article 111, Article 116, Article 117, Article 123, Article 124, Article 125, Article 126, Article 128, Article 129 and Article 131 of this order shall apply to any customer vehicle left in a Permit Parking Area, in a Permit Parking Place or in a Permit Parking Place or Pay and Display Parking Place in accordance with the foregoing provisions.

PART VIII
TRADERS' PERMITS

Application for and Charge for Traders' Permits

71. (1) Any person who can demonstrate to the satisfaction of the Council a legitimate commercial requirement to undertake trade activity at any premises within any authorised residents' parking area duly made by the Council by order pursuant to the Act of 1984, may apply to the Council or any duly appointed agent for the issue of:-

- (i) **25** daily traders' permits, which are individually valid on the date scratched off on the permit, at a charge of **eighty nine pounds (£89.00)** per issue of 25 with a maximum of three issues per 12 month period; or
- (ii) **one** annual traders' permit at a charge of **two hundred and seventy four pounds (£274.00) -**

for the parking for trade activity operational purposes only during the appropriate permitted hours of a vehicle of any of the classes so specified in Article 72 of this order in any Permit Parking Area, in any Permit Parking Place or in any Permit Parking Place or Pay and Display Parking Place within any authorised residents' parking area duly made by the Council by order pursuant to the Act of 1984 as may be designated by the Council at such time as the traders' permit is issued and will be shown on the traders' permit and any such application shall be made on a form issued by and obtainable from the Council or any duly appointed agent and shall include the particulars and information required by such form.

(2) The Council or any duly appointed agent may at any time require an applicant for a Traders' Permit or a Traders' Permit Holder to produce to an officer of the Council or any duly appointed agent such evidence in respect of any application for a Traders' permit as may be reasonably called for to verify any particulars or information given in it or in respect of any Traders' Permit previously issued by the Council or any duly appointed agent as may be reasonably required to verify that the Traders' Permit is valid and the Council will require documentary evidence that the applicant is eligible. Such documentary evidence shall consist of:-

- (a) a copy of the vehicle registration certificate naming the applicant as the keeper of the vehicle. Where the vehicle is a Company-owned vehicle the applicant shall produce the vehicle registration certificate naming the Company as the registered keeper together with an official letter from that Company naming the applicant as the authorised user of the vehicle;
- (b) correspondence or documentation that demonstrates the nature of the trade activity;

- (c) correspondence or documentation that demonstrates the applicant requires necessary access to premises located within an authorised residents' parking area duly made by the Council by order pursuant to the Act of 1984, in order to undertake their trade activity; and
 - (d) confirmation the vehicle is insured for business purposes.
- (3) The provisions of paragraph (2) of this Article will only apply to an applicant as specified in paragraph (1) of this Article to such extent as the Council deems necessary.

Issue of Traders' Permits

72. On receipt of an application duly made under Article 71 of this order, and upon receipt of the relevant charge specified in Article 71 of this order, the Council, upon being satisfied that the applicant is eligible, may issue to the applicant:-

- (a) either -
 - (i) a maximum of 75 daily traders' permits as specified in Article 71(1)(i) of this order, or,
 - (ii) one annual Traders' Permit as specified in Article 71(1)(ii) of this order, -

to permit the owner/authorised user of a vehicle of any of the following classes:-

- (i) a passenger vehicle, or
- (ii) a car derived van, or
- (iii) any other vehicle deemed acceptable at the discretion of the Council -

for the parking during the appropriate permitted hours of a vehicle of the aforesaid classes in any Permit Parking Area, any Permit Parking Place and in any Permit Parking Place or Pay and Display Parking Place within any authorised residents' parking area duly made by the Council by order pursuant to the Act of 1984 as may be designated by the Council at such time as the Traders' Permit is issued and as is shown on the permit which subject to the provisions of this order shall be valid for:-

- (i) a period of twelve months commencing at the beginning of the month in which the initial issue of 25 Traders' Permits becomes valid in respect of the traders' permits as specified in Article 71(1)(i) of this order; or
- (ii) a period of twelve months commencing at the beginning of the month in which the Traders' Permit becomes valid in respect of an annual traders' permit as specified in Article 71(1)(ii) of this order; and

- (b) in the case of an annual Traders' Permit as specified in Article 71(1)(ii) of this order, protective cover for the display therein of the Traders' Permit.

Traders' Permits to be displayed in vehicles and restriction on the removal of Traders' Permits

- 73. (a) At all times during which a Traders' Permit holder leaves a vehicle in a Permit Parking Area, in a Permit Parking Place or in a Permit Parking Place or Pay and Display Parking Place in accordance with paragraph (1) of Article 71 of this order during the appropriate permitted hours the driver thereof shall cause to be displayed (in the protective cover, where applicable) on the front of the vehicle a valid Traders' Permit issued in respect of that vehicle so that all the particulars referred to in Article 76 or Article 77 of this order, as appropriate, are readily visible from outside the vehicle.
- (b) When a Traders' Permit has been displayed on a vehicle in accordance with the provisions of paragraph (a) of this Article no person, not being the keeper of the vehicle, shall remove the Traders' Permit from the vehicle unless authorised to do so by the keeper of the vehicle.

Surrender, withdrawal and validity of Traders' Permits

- 74. (1) A Traders' Permit holder may surrender a Traders' Permit to the Council at any time and shall surrender a Traders' Permit to the Council on the occurrence of any one of the events set out in paragraph (3) of this Article or in accordance with the provisions of paragraph (5) of this Article.
- (2) The Council may, by Notice in writing served on the Traders' Permit holder by sending the same by the recorded delivery service to the Traders' Permit holder at the address shown by that person on the application for the Traders' Permit, or at any other address believed to be that person's place of employment, withdraw a Traders' Permit if it appears to the Council that any of the events set out in paragraph (3)(a), (b) or (d) of this Article has occurred and the Traders' Permit holder shall surrender the Traders' Permit to the Council or authorised agent within 48 hours of the receipt of the aforementioned notice.
- (3) The events referred to in the foregoing provisions of this Article are -
 - (a) the Traders' Permit holder ceasing to be eligible to a Traders' Permit following a cessation in an eligible commercial activity;
 - (b) the Traders' Permit holder ceasing to be the owner/authorised user of the vehicle in respect of which the Traders' Permit was issued;
 - (c) the withdrawal of such Traders' Permit by the Council under the provisions of paragraph (2) of this Article;

- (d) the vehicle in respect of which such Traders' Permit was issued being adapted or used in such a manner that it is not a vehicle of the class specified in Article 72 of this order;
 - (e) the issue of a duplicate Traders' Permit by the Council under the provisions of Article 75 of this order.
 - (f) the Traders' permit ceasing to be valid pursuant to the provisions of paragraph (4) of this Article;
- (4) Without prejudice to the foregoing provisions of this Article, a Traders' Permit shall cease to be valid at the expiration of the period specified or indicated thereon, or on the occurrence of any one of the events set out in paragraph (3)(a), (c), (d) or (e) of this Article, whichever is the earlier.
- (5) Where a Traders' Permit is issued to any person upon receipt of a cheque or credit card and the payment is subsequently dishonoured, the Traders' Permit shall cease to be of any effect and the Council shall by notice in writing served on the person to whom such Traders' Permit was issued by sending the same by recorded delivery service to the Traders' Permit holder at the address shown by that person on the application for the Traders' Permit or at any other address believed to be that person's place of employment, require that person to surrender the Traders' Permit to the Council within 48 hours of the receipt of the aforementioned notice.

Application for, issue of and charge for Duplicate Annual Traders' Permits and Replacement Annual Traders' Permits

75. (1) If an annual Traders' Permit as specified in Article 71(1)(ii) is mutilated or accidentally defaced or the figure or particulars thereon have become illegible or the colour of the Traders' permit has become altered by fading or otherwise, the Traders' Permit Holder may surrender it to the Council, apply to the Council for the issue to them of a duplicate Traders' Permit and the Council, upon receipt of the said Traders' Permit and upon receipt of a duplicate charge of **five pounds (£5.00)**, shall issue a duplicate annual Traders' Permit so marked, and upon such issue the Traders' Permit duly returned to the Council shall become invalid.
- (2) If an annual Traders' Permit as specified in Article 71(1)(ii) is lost or destroyed, the Traders' Permit holder may apply to the Council for the issue to them of a replacement Traders' Permit and the Council, upon being satisfied as to such loss or destruction and upon receipt of a replacement charge of **five pounds (£5.00)**, shall issue a replacement annual Traders' Permit so marked, and upon such issue the Traders' Permit being replaced shall become invalid.

- (3) If an annual Traders' Permit as specified in Article 71(1)(ii) is stolen the Traders' Permit holder may apply to the Council for the issue to them of a replacement Traders' Permit and the Council, upon receipt of a crime reference number, shall issue a replacement annual Traders' Permit so marked, and upon issue the stolen Traders' Permit shall become invalid.
- (4) On the occurrence of the sale of the vehicle in respect of which the annual traders' permit as specified in Article 71(1)(ii) was issued and the subsequent purchase of another vehicle for which the traders' permit was not issued, the traders' permit holder may apply to the Council for the issue to him of a replacement traders' permit and the Council, upon being satisfied as to such transaction and upon receipt of the traders' permit issued for the vehicle which has been sold and upon receipt of a replacement charge of **five pounds (£5.00)**, shall issue a replacement annual traders' permit, so marked. Upon the issue of the replacement traders' permit the traders' permit duly returned to the Council shall become invalid.
- (5) The provisions of this order shall apply to a duplicate or replacement annual Traders' Permit and an application therefore as if it were an annual Traders' Permit or, as the case may be an application for an annual Traders' permit.
- (6) Where a duplicate or replacement annual Traders' permit is issued to any person upon receipt of a cheque and the cheque is subsequently dishonoured the duplicate or replacement Traders' permit shall cease to be valid and the Council shall by notice in writing served on the person to whom such duplicate or replacement Traders' permit was issued by sending the same by recorded delivery service to the traders' permit holder at the address shown by that person on the application for the traders' permit, or at any other address believed to be that person's place of business/employment, require that person to surrender the duplicate or replacement Traders' permit to the Council within 48 hours of the receipt of the aforementioned notice.

Form of daily Traders' Permit

76. A daily Traders' Permit as specified in Article 71(1)(i) shall be in the form of a scratch card and shall include the following particulars:-
- (a) an indication by scratching out of the date of activation;
 - (b) the period during which the Traders' Permit shall remain valid;
 - (c) an indication that the Traders' Permit has been issued by the Council; and
 - (d) an indication that the Traders' Permit is valid in any authorised residents' parking area duly made by the Council by order pursuant to the Act of 1984.

Form of annual Traders' Permit

77. A annual Traders' Permit as specified in Article 71(1)(ii) shall be in writing and shall include the following particulars:

- (a) the name of the trader;
- (b) the registration mark of the vehicle in respect of which the Traders' permit has been issued;
- (c) the period during which, subject to the provisions of Article 74(4) of this order, the Traders' Permit shall remain valid;
- (d) an indication that the Traders' Permit has been issued by the Council; and
- (e) an indication that the Traders' Permit is valid in any authorised residents' parking area duly made by the Council by order pursuant to the Act of 1984.

78. The provisions of Article 16, Article 17, Article 23, Article 24, Article 25, Article 26, Article 29, Article 30, Article 32, Article 96, Article 97, Article 103, Article 104, Article 105, Article 106, Article 108, Article 109, Article 111, Article 116, Article 117, Article 123, Article 124, Article 125, Article 126, Article 128, Article 129 and Article 131 of this order shall apply to any Traders' permit holder's vehicle left in a Permit Parking Area, in a Permit Parking Place or in a Permit Parking Place or Pay and Display Parking Place in accordance with the foregoing provisions.

PART IX
MEDICAL PERMITS

Application for Medical Permits

79. (1) Any person who is a registered healthcare provider who undertakes the provision of domiciliary healthcare may apply to the Council or any duly appointed agent for the issue of one medical permit for the parking during the appropriate permitted hours of a vehicle of any of the classes so specified in Article 80(1) of this order in any Permit Parking Area, in any Permit Parking Place or in any Permit Parking Place or Pay and Display Parking Place, within any authorised residents' parking area duly made by the Council by order pursuant to the Act of 1984 as may be designated by the Council at such time as the medical permit is issued and will be shown on the medical permit and any such application shall be made on a form issued by and obtainable from the Council or any duly appointed agent and shall include the particulars and information required by such form.
- (2) The Council or any duly appointed agent may at any time require an applicant for a Medical Permit or a Medical Permit holder to produce to an officer of the Council or any duly appointed agent such evidence in respect of any application for a Medical permit as may be reasonably called for to verify any particulars or information given in it or in respect of any Medical Permit previously issued by the Council or any duly appointed agent as may be reasonably required to verify that the Medical Permit is valid and the Council will require documentary evidence that the applicant is eligible. Such documentary evidence shall consist of:-
- (a) a copy of the vehicle registration certificate naming the applicant as the keeper of the vehicle. Where the vehicle is a Company-owned vehicle the applicant shall produce the vehicle registration certificate naming the company as the registered keeper together with an official letter from that company naming the applicant as the authorised user of the vehicle;
 - (b) correspondence or documentation that they are a registered healthcare provider who undertakes to provide domiciliary healthcare; and
 - (c) confirmation the vehicle is insured for business purposes.
- (3) The provisions of paragraph (2) of this Article will only apply to an applicant as specified in paragraph (1) of this Article to such extent as the Council deems necessary.

Issue of and charge for Medical Permits

80. (1) On receipt of an application duly made under Article 79 of this order and upon receipt of the charge specified in paragraph (2) of this Article the Council, upon being satisfied that the applicant is eligible, may issue to the applicant:-
- (a) a Medical Permit to permit the owner/authorised keeper of a vehicle of any of the following classes:-
 - (i) a passenger vehicle, or
 - (ii) a car derived van, or
 - (iii) any other vehicle deemed acceptable at the discretion of the Council -
- for the parking during the appropriate permitted hours of a vehicle of the aforesaid classes in any Permit Parking Area, any Permit Parking Place and in any Permit Parking Place or Pay and Display Parking Place within any authorised residents' parking area duly made by the Council by order pursuant to the Act of 1984 as may be designated by the Council at such time as the Medical Permit is issued and as is shown on the permit which subject to the provisions of this order shall be valid for a period of twelve months commencing at the beginning of the month in which the Medical Permit becomes valid, and
- (b) protective cover for the display therein of the Medical Permit.
- (2) The **charge** referred to in paragraph (1) of this Article shall be **two hundred and seventy four pounds (£274)** in respect of the Medical Permit.

Medical Permits to be displayed in vehicles and restriction on the removal of Medical Permits

81. (a) At all times during which a Medical Permit holder leaves a vehicle in a Permit Parking Area, in a Permit Parking Place or in a Permit Parking Place or Pay and Display Parking Place in accordance with paragraph (1) of Article 79 of this order during the appropriate permitted hours the driver thereof shall cause to be displayed in the protective cover on the front of the vehicle a valid Medical Permit issued in respect of that vehicle so that all the particulars referred to in Article 84 of this order are readily visible from outside the vehicle.
- (b) When a Medical Permit has been displayed on a vehicle in accordance with the provisions of paragraph (a) of this Article of this order no person, not being the keeper of the vehicle, shall remove the Medical Permit from the vehicle unless authorised to do so by the keeper of the vehicle.

Surrender, withdrawal and validity of Medical Permits

82. (1) A Medical Permit holder may surrender a Medical Permit to the Council at any time and shall surrender a Medical Permit to the Council on the occurrence of any one of the events set out in paragraph (3) of this Article or in accordance with the provisions of paragraph (5) of this Article.
- (2) The Council may, by Notice in writing served on the Medical Permit holder by sending the same by the recorded delivery service to the Medical Permit holder at the address shown by that person on the application for the Medical Permit, or at any other address believed to be that person's place of employment, withdraw a Medical Permit if it appears to the Council that any of the events set out in paragraph (3)(a), (b) or (d) of this Article has occurred and the Medical Permit holder shall surrender the Medical Permit to the Council or authorised agent within 48 hours of the receipt of the aforementioned notice.
- (3) The events referred to in the foregoing provisions of this Article are -
- (a) the Medical Permit holder ceasing to be an eligible registered healthcare provider;
 - (b) the Medical Permit holder ceasing to be the owner/authorised user of the vehicle in respect of which the Medical Permit was issued;
 - (c) the withdrawal of such Medical Permit by the Council under the provisions of paragraph (2) of this Article;
 - (d) the vehicle in respect of which such Medical Permit was issued being adapted or used in such a manner that it is not a vehicle of the class specified in Article 80 of this order;
 - (e) the issue of a duplicate Medical Permit by the Council under the provisions of Article 83 of this order;
 - (f) the medical permit ceasing to be valid pursuant to the provisions of paragraph (4) of this Article;
- (4) Without prejudice to the foregoing provisions of this Article, a Medical Permit shall cease to be valid at the expiration of the period specified thereon, or on the occurrence of any one of the events set out in paragraph (3)(a), (c), (d) or (e) of this Article, whichever is the earlier.

- (5) Where a Medical Permit is issued to any person upon receipt of a cheque or credit card and the payment is subsequently dishonoured, the Medical Permit shall cease to be of any effect and the Council shall by notice in writing served on the person to whom such Medical Permit was issued by sending the same by recorded delivery service to the Medical Permit holder at the address shown by that person on the application for the Medical Permit, or at any other address believed to be that person's place of employment, require that person to surrender the Medical Permit to the Council within 48 hours of the receipt of the aforementioned notice.

Application for, issue of and charge for Duplicate Medical Permits and Replacement Medical Permits

83. (1) If a Medical Permit is mutilated or accidentally defaced or the figure or particulars thereon have become illegible or the colour of the Medical Permit has become altered by fading or otherwise, the Medical Permit Holder may surrender it to the Council, apply to the Council for the issue to them of a duplicate Medical Permit and the Council, upon receipt of the said Medical Permit and upon receipt of a duplicate charge of **five pounds (£5.00)**, shall issue a duplicate Medical Permit so marked, and upon such issue the Medical Permit duly returned to the Council shall become invalid.
- (2) If a Medical Permit is lost or destroyed, the Medical Permit holder may apply to the Council for the issue to them of a replacement Medical Permit and the Council, upon being satisfied as to such loss or destruction and upon receipt of a replacement charge of **five pounds (£5.00)**, and shall issue a replacement Medical Permit so marked, and upon such issue the Medical Permit being replaced shall become invalid.
- (3) If a Medical Permit is stolen the Medical Permit holder may apply to the Council for the issue to them of a replacement Medical Permit and the Council, upon receipt of a crime reference number, shall issue a replacement Medical Permit so marked, and upon issue the stolen Medical Permit shall become invalid.
- (4) On the occurrence of the sale of the vehicle in respect of which the medical permit was issued and the subsequent purchase of another vehicle for which the medical permit was not issued, the medical permit holder may apply to the Council for the issue to him of a replacement medical permit and the Council, upon being satisfied as to such transaction and upon receipt of the medical permit issued for the vehicle which has been sold and upon receipt of a replacement charge of **five pounds (£5.00)**, shall issue a replacement medical permit, so marked. Upon the issue of the replacement medical permit the medical permit duly returned to the Council shall become invalid.
- (5) The provisions of this order shall apply to a duplicate or replacement medical Permit and an application therefore as if it were a medical Permit or, as the case may be an application for a medical permit.

- (6) Where a duplicate or replacement medical permit is issued to any person upon receipt of a cheque and the cheque is subsequently dishonoured the duplicate or replacement medical permit shall cease to be valid and the Council shall by notice in writing served on the person to whom such duplicate or replacement medical permit was issued by sending the same by recorded delivery service to the residents' permit holder at the address shown by that person on the application for the medical permit or at any other address believed to be that person's place of employment, require that person to surrender the duplicate or replacement medical permit to the Council within 48 hours of the receipt of the aforementioned notice.

Form of Medical Permit

84. A Medical Permit shall be in writing and shall include the following particulars:
- (a) the registration mark of the vehicle in respect of which the Medical Permit has been issued;
 - (b) the period during which, subject to the provisions of Article 82(4) of this order, the Medical Permit shall remain valid;
 - (c) an indication that the Medical Permit has been issued by the Council; and
 - (d) an indication that the medical Permit is valid in any authorised residents' parking area duly made by the Council by order pursuant to the Act of 1984.
85. The provisions of Article 16, Article 17, Article 23, Article 24, Article 25, Article 26, Article 29, Article 30, Article 32, Article 96, Article 97, Article 103, Article 104, Article 105, Article 106, Article 108, Article 109, Article 111, Article 116, Article 117, Article 123, Article 124, Article 125, Article 126, Article 128, Article 129 and Article 131 of this order shall apply to any medical permit holder's vehicle left in a Permit Parking Area, in a Permit Parking Place or in a Permit Parking Place or Pay and Display Parking Place in accordance with the foregoing provisions.
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PART X
VIRTUAL PERMITS

86. Where there is a requirement or option to obtain a parking permit this requirement or option may be discharged by obtaining of a virtual permit as an alternative to any other method set out in this order.

Application

87. A virtual permit may be obtained by application to the Council by the methods provided from time to time and in compliance with any procedure for application for parking permits as prescribed by this order, where appropriate.

Validity of virtual permit

88. For a virtual permit to be valid it must be registered on an account in an electronic database approved by the Council or any duly authorised agent where there will be indication it has been issued and validated in accordance with Council procedures.

Indication as evidence

89. An indication that any necessary payment has been made and the period for which the payment has been made and/or the validation of any virtual permit shall either:
- (1) appear on a hand-held device; or
 - (2) be obtained by a Civil Enforcement Officer contacting the service provider.
90. Without prejudice to the provisions of this order, if a vehicle is left by a permit holder in any permit parking place or a permit parking area or a permit parking place and pay and display parking place within the residents' parking area as may be designated by the council at such time as the parking permit is issued and there is no indication as set out in Article 89 of this order that the payment of any necessary charge for a parking permit has been made using the virtual permit system, or there is indication that the period for which payment was made has expired, it shall be presumed, unless the contrary is proved, that either:-
- (1) the charge for the parking permit has not been duly paid in respect of that vehicle;
or
 - (2) the parking period for which payment was made had already expired.

No requirement to display

91. Where a virtual permit has been obtained as the parking permit and remains valid any requirement in this order for the parking permit to be displayed on the vehicle to which it relates shall not apply.

Application of all other provisions

92. All other provisions of this order relating to validity of a parking permit shall except where the context otherwise provides, apply to a virtual permit.

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PART XI
PERMIT PARKING PLACES

Designation of Permit Parking Places

93. (1) Each area of carriageway which is identified as:-
- (a) **Permit holders only Mon – Sat 9 am – 7 pm; or**
 - (b) **Mon - Sat 9 am – 7 pm Permit holders or Pay at machine Display ticket Max stay 3 hours; or**
 - (c) **Mon - Sat 9 am – 7 pm Permit holders or Pay at machine Display ticket Max stay 4 hours -**
- in the plans (and unless otherwise so indicated on the said plans, bounded on one side of that length by the edge of the carriageway) is hereby designated to be used as a Permit Parking Place during the appropriate permitted hours prescribed by sub-paragraph (a) of that expression, subject to the following provisions of this order.
- (2) Each area of carriageway which is identified as **Mon – Fri 10 am – 4 pm Sat 9 am – 7 pm Permit holders or Pay at machine Display ticket Max stay 3 hours** in the plans (and unless otherwise so indicated on the said plans, bounded on one side of that length by the edge of the carriageway) is hereby designated to be used as a Permit Parking Place during the appropriate permitted hours prescribed by sub-paragraph (b) of that expression, subject to the following provisions of this order.

Marking on the carriageway of Permit Parking Places

94. The limits of each Permit Parking Place shall be indicated by the Council on the carriageway by appropriate traffic signs.

Vehicles for which Permit Parking Places are designated

95. (1) Vehicles which may use Permit Parking Places

Each Permit Parking Place may be used for the leaving during the appropriate permitted hours of such vehicles as are passenger vehicles, car derived vans, goods vehicles deemed acceptable at the discretion of the Council, invalid carriages and any other vehicle deemed acceptable at the discretion of the Council which display in the manner specified in Article 37, Article 45, Article 51, Article 59, Article 67, Article 73 or Article 81 of this order a valid permit issued by the Council in respect of that vehicle.

(2) Disabled persons

The following vehicles left in a Permit Parking Place during the appropriate permitted hours shall be exempt from the requirement of paragraph (1) of this Article to display a permit and exempt from compliance with any limitation of time during which a vehicle may be left in a Permit Parking Place as specified in the foregoing provisions of this order:-

- (i) an invalid carriage; or
- (ii) a disabled person's vehicle which displays in the relevant position a disabled person's badge issued by any local authority.

(3) Motor cycles

The requirement of paragraph (1) of this Article to display a permit and the requirement to park in accordance with the manner of standing prescribed by Article 96 of this order or compliance with any limitation of time during which a vehicle may be left in such a Permit Parking Place specified in the foregoing provisions of this order shall not apply to motor cycles.

(4) General requirement to comply with this order

Except as otherwise prescribed by this order no vehicle may be left in a Permit Parking Place during the appropriate permitted hours unless that vehicle is left in accordance with the following provisions of this order.

(5) Vehicles left at times outside of permitted hours

Where a vehicle, having been left in a Permit Parking Place at a time which is not within the appropriate permitted hours remains there at the beginning of the appropriate permitted hours, then the vehicle shall be treated, for the purposes of this Part of this order, as if it had arrived in the Permit Parking Place at the beginning of those hours.

Manner of standing in Permit Parking Places

96. Save as provided in Article 107 of this order, the driver of a vehicle left in a Permit Parking Place during the appropriate permitted hours shall cause it to stand -

(a) if special provisions

in the case of a Permit Parking Place in relation to which special provisions as to the manner of standing of vehicles in that place are indicated on the carriageway by appropriate traffic signs, as to be in accordance with those provisions;

(b) if no special provisions

in the case of any other Permit Parking Place:-

- (i) if the Permit Parking Place is in a one-way street, 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, and
- (ii) (whether or not the Permit Parking Place is in a one way street) that the distance between the edge of the carriageway and the nearest wheel of the vehicle is not more than three hundred millimetres; and

(c) vehicles to be within limits of Permit Parking Place

so that every part of the vehicle is wholly within the limits of the Permit Parking Place.

Immobilisation of vehicle

97. When a vehicle, other than an immobilisation exempt vehicle, is left in a Permit Parking Place in contravention of the provisions contained in Article 95(1) or Article 104(2) of this order a civil enforcement officer or a police community support officer or a police constable in uniform may -
- (a) fix an immobilisation device to the vehicle while it remains in the position in which it is found, or
 - (b) remove or make arrangements for the removal of the vehicle from the Permit Parking Place to another place and fix an immobilisation device to it in that other place.
98. On any occasion when an immobilisation device is fixed to a vehicle in accordance with Article 97 of this order the person fixing the device shall also affix to the vehicle a Notice -
- (a) indicating that such a device has been fixed to the vehicle and warning that no attempt should be made to drive it or otherwise put it in motion until it has been released from that device;
 - (b) specifying the steps to be taken in order to secure its release, and
 - (c) giving such other information as may be prescribed.
99. A vehicle to which an immobilisation device has been fixed in accordance with Article 97 of this order may only be released from that device by or under the direction of a civil enforcement officer or a police community support officer or a police constable in uniform.

100. Subject to Article 99 of this order above, a vehicle to which an immobilisation device has been fixed in accordance with Article 97 of this order shall be released from that device on payment in any manner specified in that Notice affixed to the vehicle under the provision of Article 98 of this order of such charge in respect of the release as the Council may from time to time determine.
101. When an immobilisation device has been fixed to a vehicle in accordance with Article 97 of this order no person, not being a civil enforcement officer or a police community support officer or a police officer in uniform, or under the direction of a civil enforcement officer or a or a police community support officer or a police officer in uniform shall remove or attempt to remove the device from the vehicle.
102. Where a Notice has been attached to a vehicle under the provision of Article 98 of this order no person, not being the driver or owner of the vehicle, or a civil enforcement officer or a police community support officer or a police officer in uniform shall remove the notice from the vehicle unless authorised by the said driver or owner, or a civil enforcement officer or a police community support officer or a police officer in uniform, so to do.

Restriction of use of vehicles at Permit Parking Places

103. (1) Running of vehicle engines

Save as provided in Article 107 of this order, the driver of a vehicle using a Permit Parking Place shall stop the engine as soon as the vehicle is in position in the Permit Parking Place and shall not start the engine except when about to change the position of the vehicle in, or to depart from, the Permit Parking Place.

- (2) The driver of a vehicle using a Permit Parking Place shall not sound any horn or other similar instrument except when about to change the position of the vehicle in, or to depart from the Permit Parking Place.

(3) Sales of goods and services

Save as provided in Article 107 of this order, no person shall use any vehicle while it is in a Permit Parking Place during the appropriate permitted hours in connection with the sale of, or the attempted sale of, any vehicle or of any other Article to any person in or near the Permit Parking Place or in connection with the selling or offering for hire his skill or services in any other capacity:

Provided that nothing in this Article shall prevent the sale of goods from a vehicle -

- (a) if the vehicle is one which may be left in a Permit Parking Place in accordance with Article 95 of this order and the goods are immediately delivered at or taken into premises adjacent to the vehicle from which the sale is effected; or

- (b) if the vehicle is one to which the provisions of Article 104(1)(i) of this order apply.

Restriction of waiting of special categories of vehicles in Permit Parking Places

104. (1) Without prejudice to the foregoing provisions of this order with respect to vehicles which are left in a Permit Parking Place in accordance with those provisions, any other vehicle may wait during the appropriate permitted hours anywhere on the carriageway within a Permit Parking Place, other than a Permit Parking Place or part of a Permit Parking Place the use of which has been suspended, if -
- (a) the vehicle is waiting only for so long as is necessary to enable a person to board or alight from the vehicle;
 - (b) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accident;
 - (c) the vehicle is a vehicle used for fire and rescue service, ambulance or police purposes or is a vehicle (other than a passenger vehicle) in the service of a local authority being used in pursuance of statutory powers or duties;
 - (d) the vehicle is waiting only for so long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic;
 - (e) the vehicle is to be used by a universal service provider in the course of the provision of a universal postal service for the purpose of delivering or collecting postal packets to or from premises adjacent to the Permit Parking Place or for the purpose of delivering to or collecting from posting boxes adjacent to that Permit Parking Place;
 - (f) the vehicle, not being a passenger vehicle, is waiting only for so long as may be reasonably necessary to enable it to be used for the purpose of any building operation, demolition or excavation operations in or adjacent to the Permit Parking Place; or the maintenance, improvement or reconstruction of the Permit Parking Place; or the laying, erection, alteration, removal or repair in or adjacent to the Permit 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 the maintenance, installation or removal in or adjacent to the Permit Parking Place of any traffic sign, bus stop infrastructure or other street furniture or pay and display machine;
 - (g) the vehicle, not being a passenger vehicle, is in actual use in connection with the removal of furniture to or from one office, dwelling house or other premises adjacent to the Permit Parking Place from or to a depository, another office, dwelling house or other premises;

- (h) the vehicle is waiting only for so long as is necessary to enable it to be used in connection with posting or removing advertising material in the form of posters on or from, or cleaning windows or chimneys in, premises adjacent to the Permit Parking Place in which the vehicle is waiting; or
 - (i) in any other case the vehicle is waiting only for so long as is necessary for the purpose of delivering or collecting goods or merchandise, including so far as a Bank is concerned, cash which cannot reasonably be carried by hand or other valuables or valuable securities which cannot reasonably be carried by hand, or loading or unloading the vehicle at premises adjacent to the Permit Parking Place in which the vehicle is waiting and the vehicle does not wait for such purpose for more than thirty minutes or for such longer period as a civil enforcement officer or a police community support officer or a police constable in uniform or may authorise.
- (2) Except as provided in the foregoing provisions of this Article, the driver of a vehicle shall not cause or permit the vehicle to wait in a Permit Parking Place during the appropriate permitted hours, except in accordance with the other provisions of this order.
 - (3) Nothing in the foregoing provisions of this Article shall be taken as authorising anything which would be a contravention of any regulations made or having effect as if made under Section 25 of the Act of 1984.

Manner of standing by special categories of vehicles in Permit Parking Places

105. A person causing or permitting a vehicle to wait in a Permit Parking Place by virtue of the provisions of sub-paragraph (e), (f), (h), or (i) in paragraph (1) of the last preceding Article shall take all such steps as are necessary to ensure -
- (a) in the case of a Permit Parking Place in relation to which special provisions as to the manner of standing of vehicles in that place are indicated on the carriageway by appropriate traffic signs that the vehicle shall so stand -
 - (i) unless the length of the vehicle precludes compliance with this sub-paragraph, in accordance with those provisions and so that every part of the vehicle is within the limits of the Permit Parking Place, or
 - (ii) if the length of the vehicle does preclude compliance with the last preceding sub-paragraph that the longitudinal axis of the vehicle is parallel to the edge of the carriageway nearest to the vehicle and the distance between the said edge and the nearest wheel of the vehicle is not more than three hundred millimetres; and
 - (b) in the case of any other Permit Parking Place, that the longitudinal axis of the vehicle is parallel to the edge of the carriageway nearest to the vehicle and the distance between the said edge and nearest wheel of the vehicle is not more than three hundred millimetres.

Power to suspend use of Permit Parking Places

106. (1) When Permit Parking Place may be suspended

Any person generally or specially authorised by the Council or a civil enforcement officer may suspend the use of a Permit Parking Place or any part thereof 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 operations in or adjacent to the Permit Parking Place;
- (c) for the purpose of the maintenance, improvement or reconstruction of the Permit Parking Place;
- (d) for the purpose of the laying, erection, alteration, removal or repair in or adjacent to the Permit 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;
- (e) for the purpose of the maintenance, installation or removal in or adjacent to the Permit Parking Place of any traffic sign, bus stop infrastructure or other street furniture or pay and display machine;
- (f) for the convenience of occupiers of premises adjacent to the Permit Parking Place on any occasion of the removal of furniture or household effects to or from premises adjacent to the Permit Parking Place to or from other premises;
- (g) on any occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed; or
- (h) for the convenience of occupiers of premises adjacent to the Permit Parking Place at times of weddings or funerals, or on other special occasions.

(2) Suspension by other officers

A police constable in uniform, a police community support officer may suspend for not longer than 7 days the use of a Permit Parking Place or any part thereof whenever that police constable in uniform, police community support officer considers such suspension reasonably necessary for the purpose of preventing or mitigating congestion or obstruction of traffic, or danger to or from traffic, in consequence of extraordinary circumstances.

(3) Duties of person suspending Permit Parking Place

Any person suspending the use of a Permit Parking Place or any part thereof in accordance with the provisions of paragraph (1) or paragraph (2) of this Article shall thereupon in the case of a Permit Parking Place the use of any part or parts of which has been suspended, place or cause to be placed in or adjacent to that part or those parts a traffic sign or traffic signs indicating that waiting by vehicles is prohibited.

(4) Exemptions during Permit Parking Place suspension

Save as provided in Article 107 of this order, no person shall cause or permit a vehicle to be left in any part of a Permit Parking Place during such period as there is in or adjacent to that part of the Permit Parking Place a traffic sign placed in pursuance of paragraph (3) of this Article:

Provided that nothing in this paragraph shall render it unlawful to cause or permit any vehicle being used for:-

- (a) fire and rescue service, ambulance or police purposes;
- (b) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary to avoid an accident;
- (c) the vehicle is waiting only for so long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic; or
- (d) a universal service provider in the course of the provision of a universal postal service for the purpose of delivering or collecting postal packets to or from premises adjacent to the Permit Parking Place or for the purpose of delivering to or collecting from posting boxes adjacent to that Permit Parking Place -

or if the vehicle is left with the permission of the person suspending the use of the Permit Parking Place or part thereof in pursuance of paragraph (1) of this Article, or a person duly authorised by him.

Vehicles left in suspended Permit Parking Places by agreement

107. (1) General provisions

Nothing in Article 95(1), Article 96, Article 103 or paragraph (4) of Article 106 of this order shall apply to any vehicle left in a Permit Parking Place or part thereof which has been suspended in accordance with Article 106(1)(b), (c), (d), (e) or (f) of this order -

Provided that the vehicle is left in accordance with a prior agreement entered into with the Council for that period and further provided that the provisions of that agreement with regard to the manner of standing and position of the vehicle have been adhered to.

(2) Charge to be payable

In the case of a vehicle left in a Permit Parking Place in accordance with paragraph (1) of this Article a daily charge shall be paid for any period during the appropriate permitted hours when the Permit Parking Place or part thereof has been suspended for the leaving of that vehicle.

(3) Amount of charge

The daily charge shall be specified by the Council at the time that the agreement referred to in this Article is entered into and will not exceed an appropriate administration charge.

(4) Meaning of vehicle

In paragraph (1) and paragraph (2) of this Article reference to a vehicle shall include any builders skip or receptacle, any scaffolding which may overhang the Permit Parking Place or part thereof and any building materials which have been left in accordance with the provisions of the aforementioned agreement.

Alteration of position of vehicle in Permit Parking Places

108. Where a vehicle is standing in a Permit Parking Place in contravention of the provisions of Article 96 or Article 105 of this order a civil enforcement officer or police community support officer or a police constable in uniform may alter or cause to be altered the position of the vehicle in order that its position shall comply with those provisions.

Removal of vehicle from Permit Parking Places and safe custody of vehicle

109. When a vehicle, other than an immobilisation exempt vehicle, is left in a Permit Parking Place in contravention of any of the provisions of Part XI of this order a civil enforcement officer or police community support officer or a police constable in uniform may remove or arrange for the removal of the vehicle from the Permit Parking Place, and where it is so removed shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.

Method of removal of vehicles from Permit Parking Places

110. A civil enforcement officer or police community support officer or a police constable in uniform removing a vehicle by virtue of Article 109 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 that vehicle as may be thought necessary to enable the removal as aforesaid.

Movement of vehicles in Permit Parking Places in emergencies

111. Any person generally or specially authorised by the Council, or a civil enforcement officer or a police constable in uniform or police community support officer may move or cause to be moved, in case of emergency, to any place he thinks fit, any vehicle left in a Permit Parking Place.

Placing of traffic signs etc.

112. (1) The Council shall place and maintain in or in the vicinity of each Permit Parking Place a traffic sign or signs indicating that such Permit Parking Place may be used during the appropriate permitted hours for the leaving only of the vehicles specified in Article 95 of this order.
- (2) The Council shall carry out such other work as is reasonably required for the purposes of the satisfactory operation of a Permit Parking Place.
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PART XII
PERMIT PARKING AREA

Designation of Permit Parking Area

113. Each area of carriageway which is identified as **Permit parking area Permit holders only Mon – Sat 9 am – 7 pm** in the plans (and unless otherwise so indicated on the said plans, bounded on one side of that length by the edge of the carriageway) is hereby designated to be used as a Permit Parking Area during the appropriate permitted hours prescribed by sub-paragraph (a) of that expression, subject to the following provisions of this order.

Marking on the highway of Permit Parking Areas

114. The limits of the Permit Parking Area shall be indicated by the Council on the highway by appropriate traffic signs.

Vehicles for which Permit Parking Areas are designated

115. (1) Vehicles which may use Permit Parking Areas

Each Permit Parking Area may be used for the leaving during the appropriate permitted hours of such vehicles as are passenger vehicles, car derived vans, goods vehicles deemed acceptable at the discretion of the Council, invalid carriages and any other vehicle deemed acceptable at the discretion of the Council which display in the manner specified in Article 37, Article 45, Article 51, Article 59, Article 67, Article 73 or Article 81 of this order a valid permit issued by the Council in respect of that vehicle.

- (2) Disabled persons

The following vehicles left in a Permit Parking Area during the appropriate permitted hours shall be exempt from the requirement of paragraph (1) of this Article to display a permit and exempt from compliance with any limitation of time during which a vehicle may be left in a Permit Parking Area as specified in the foregoing provisions of this order:-

- (i) an invalid carriage; or
- (ii) a disabled person's vehicle which displays in the relevant position a disabled person's badge issued by any local authority.

- (3) Motor cycles

The requirement of paragraph (1) of this Article to display a permit and the requirement to park in accordance with the manner of standing prescribed by Article 116 of this order or compliance with any limitation of time during which a vehicle may be left in such a Permit Parking Area specified in the foregoing provisions of this order shall not apply to motor cycles.

(4) General requirement to comply with this order

Except as otherwise prescribed by this order no vehicle may be left in a Permit Parking Area during the appropriate permitted hours unless that vehicle is left in accordance with the following provisions of this order.

(5) Vehicles left at times outside of permitted hours

Where a vehicle, having been left in a Permit Parking Area at a time which is not within the appropriate permitted hours remains there at the beginning of the appropriate permitted hours, then the vehicle shall be treated, for the purposes of this Part of this order, as if it had arrived in the Permit Parking Area at the beginning of those hours.

Manner of standing in Permit Parking Areas - Vehicles to be within limits of Permit Parking Area

116. Save as provided in Article 127 of this order the driver of a vehicle left in a Permit Parking Area during the appropriate permitted hours shall cause it to stand so that every part of the vehicle is wholly within the limits of the Permit Parking Area.

Immobilisation of vehicle

117. When a vehicle, other than an immobilisation exempt vehicle, is left in a Permit Parking Area in contravention of the provisions contained in Article 115(1) or Article 124(2) of this order a civil enforcement officer, police community support officer, police constable in uniform may -

- (a) fix an immobilisation device to the vehicle while it remains in the position in which it is found, or
- (b) remove or make arrangements for the removal of the vehicle from the Permit Parking Area to another place and fix an immobilisation device to it in that other place.

118. On any occasion when an immobilisation device is fixed to a vehicle in accordance with Article 117 of this order the person fixing the device shall also affix to the vehicle a Notice -

- (a) indicating that such a device has been fixed to the vehicle and warning that no attempt should be made to drive it or otherwise put it in motion until it has been released from that device;
- (b) specifying the steps to be taken in order to secure its release, and
- (c) giving such other information as may be prescribed.

119. A vehicle to which an immobilisation device has been fixed in accordance with Article 117 of this order may only be released from that device by or under the direction of a civil enforcement officer or a police community support officer or a police constable in uniform.
120. Subject to Article 119 of this order above, a vehicle to which an immobilisation device has been fixed in accordance with Article 117 of this order shall be released from that device on payment in any manner specified in that Notice affixed to the vehicle under the provision of Article 118 of this order of such charge in respect of the release as the Council may from time to time determine.
121. When an immobilisation device has been fixed to a vehicle in accordance with Article 117 of this order no person, not being a civil enforcement officer or a police community support officer or a police officer in uniform, or under the direction of a civil enforcement officer or a or a police community support officer or a police officer in uniform shall remove or attempt to remove the device from the vehicle.
122. Where a Notice has been attached to a vehicle under the provision of Article 118 of this order no person, not being the driver or owner of the vehicle, or a civil enforcement officer or a police community support officer or a police officer in uniform shall remove the notice from the vehicle unless authorised by the said driver or owner, or a civil enforcement officer or a police community support officer or a police officer in uniform, so to do.

Restriction of use of vehicles at Permit Parking Areas

123. (1) Running of vehicle engines

Save as provided in Article 127 of this order, the driver of a vehicle using a Permit Parking Area shall stop the engine as soon as the vehicle is in position in the Permit Parking Area and shall not start the engine except when about to change the position of the vehicle or to depart.

- (2) The driver of a vehicle using a Permit Parking Area shall not sound any horn or other similar instrument except when about to change the position of the vehicle or to depart.

(3) Sales of goods and services

Save as provided in Article 127 of this order, no person shall use any vehicle while it is in a Permit Parking Area during the appropriate permitted hours in connection with the sale of, or the attempted sale of, any vehicle or of any other Article to any person in or near the Permit Parking Area or in connection with the selling or offering for hire his skill or services in any other capacity:

Provided that nothing in this Article shall prevent the sale of goods from a vehicle -

- (a) if the vehicle is one which may be left in a Permit Parking Area in accordance with Article 115 of this order and the goods are immediately delivered at or taken into premises adjacent to the vehicle from which the sale is effected; or
- (b) if the vehicle is one to which the provisions of Article 124(1)(i) of this order apply.

Restriction of waiting of special categories of vehicles in Permit Parking Areas

124. (1) Without prejudice to the foregoing provisions of this order with respect to vehicles which are left in a Permit Parking Area in accordance with those provisions, any other vehicle may wait during the appropriate permitted hours anywhere on the highway within a Permit Parking Area, other than a Permit Parking Area or part of a Permit Parking Area the use of which has been suspended, if -
- (a) the vehicle is waiting only for so long as is necessary to enable a person to board or alight from the vehicle;
 - (b) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accident;
 - (c) the vehicle is a vehicle used for fire and rescue service, ambulance or police purposes or is a vehicle (other than a passenger vehicle) in the service of a local authority being used in pursuance of statutory powers or duties;
 - (d) the vehicle is waiting only for so long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic;
 - (e) the vehicle is to be used by a universal service provider in the course of the provision of a universal postal service for the purpose of delivering or collecting postal packets to or from premises adjacent to the Permit Parking Area or for the purpose of delivering to or collecting from posting boxes adjacent to that Permit Parking Area;
 - (f) the vehicle, not being a passenger vehicle, is waiting only for so long as may be reasonably necessary to enable it to be used for the purpose of any building operation, demolition or excavation operations in or adjacent to the Permit Parking Area; or the maintenance, improvement or reconstruction of the Permit Parking Area; or the laying, erection, alteration, removal or repair in or adjacent to the Permit Parking Area 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 the maintenance, installation or removal in or adjacent to the Permit Parking Area of any traffic sign, bus stop infrastructure or other street furniture;

- (g) the vehicle, not being a passenger vehicle, is in actual use in connection with the removal of furniture to or from one office, dwelling house or other premises adjacent to the Permit Parking Area from or to a depository, another office, dwelling house or other premises;
 - (h) the vehicle is waiting only for so long as is necessary to enable it to be used in connection with posting or removing advertising material in the form of posters on or from, or cleaning windows or chimneys in, premises adjacent to the Permit Parking Area in which the vehicle is waiting; or
 - (i) in any other case the vehicle is waiting only for so long as is necessary for the purpose of delivering or collecting goods or merchandise, including so far as a Bank is concerned, cash which cannot reasonably be carried by hand or other valuables or valuable securities which cannot reasonably be carried by hand, or loading or unloading the vehicle at premises adjacent to the Permit Parking Area in which the vehicle is waiting and the vehicle does not wait for such purpose for more than thirty minutes or for such longer period as a civil enforcement officer or a police community support officer or a police constable in uniform or may authorise.
- (2) Except as provided in the foregoing provisions of this Article, the driver of a vehicle shall not cause or permit the vehicle to wait in a Permit Parking Area during the appropriate permitted hours, except in accordance with the other provisions of this order.
 - (3) Nothing in the foregoing provisions of this Article shall be taken as authorising anything which would be a contravention of any regulations made or having effect as if made under Section 25 of the Act of 1984.

Manner of standing by special categories of vehicles in Permit Parking Areas

125. A person causing or permitting a vehicle to wait in a Permit Parking Area by virtue of the provisions of sub-paragraph (e), (f), (h), or (i) in paragraph (1) of the last preceding Article shall take all such steps as are necessary to ensure that every part of the vehicle is wholly within the limits of the Permit Parking Area.

Power to suspend use of Permit Parking Areas

126. (1) When Permit Parking Area may be suspended

Any person generally or specially authorised by the Council or a civil enforcement officer or a police community support officer or a police constable in uniform may suspend the use of a Permit Parking Area or any part thereof 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 operations in or adjacent to the Permit Parking Area;
- (c) for the purpose of the maintenance, improvement or reconstruction of the Permit Parking Area;
- (d) for the purpose of the laying, erection, alteration, removal or repair in or adjacent to the Permit Parking Area of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any electronic communications apparatus;
- (e) for the purpose of the maintenance, installation or removal in or adjacent to the Permit Parking Area of any traffic sign, bus stop infrastructure or other street furniture or pay and display machine;
- (f) for the convenience of occupiers of premises adjacent to the Permit Parking Area on any occasion of the removal of furniture or household effects to or from premises adjacent to the Permit Parking Area to or from other premises;
- (g) on any occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed; or
- (h) for the convenience of occupiers of premises adjacent to the Permit Parking Area at times of weddings or funerals, or on other special occasions.

(2) Suspension by other officers

A police constable in uniform or a police community support officer may suspend for not longer than 7 days the use of a Permit Parking Area or any part thereof whenever that police constable in uniform or police community support officer considers such suspension reasonably necessary for the purpose of preventing or mitigating congestion or obstruction of traffic, or danger to or from traffic, in consequence of extraordinary circumstances.

(3) Duties of person suspending Permit Parking Area

Any person suspending the use of a Permit Parking Area or any part thereof in accordance with the provisions of paragraph (1) or paragraph (2) of this Article shall thereupon in the case of a Permit Parking Area the use of any part or parts of which has been suspended, place or cause to be placed in or adjacent to that part or those parts a traffic sign or traffic signs indicating that waiting by vehicles is prohibited.

(4) Exemptions during Permit Parking Area suspension

Save as provided in Article 127 of this order, no person shall cause or permit a vehicle to be left in any part of a Permit Parking Area during such period as there is in or adjacent to that part of the Permit Parking Area a traffic sign placed in pursuance of paragraph (3) of this Article:

Provided that nothing in this paragraph shall render it unlawful to cause or permit any vehicle being used for:-

- (a) fire and rescue service, ambulance or police purposes;
- (b) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary to avoid an accident;
- (c) the vehicle is waiting only for so long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic; or
- (d) a universal service provider in the course of the provision of a universal postal service for the purpose of delivering or collecting postal packets to or from premises adjacent to the Permit Parking Area or for the purpose of delivering to or collecting from posting boxes adjacent to that Permit Parking Area -

or if the vehicle is left with the permission of the person suspending the use of the Permit Parking Area or part thereof in pursuance of paragraph (1) of this Article, or a person duly authorised by him.

Vehicles left in suspended Permit Parking Areas by agreement

127. (1) General provisions

Nothing in Article 115(1) or Article 116 or Article 123 or paragraph (4) of Article 126 of this order shall apply to any vehicle left in a Permit Parking Area or part thereof which has been suspended in accordance with Article 126(1)(b), (c), (d), (e) or (f) of this order -

Provided that the vehicle is left in accordance with a prior agreement entered into with the Council for that period and further provided that the provisions of that agreement with regard to the manner of standing and position of the vehicle have been adhered to.

(2) Charge to be payable

In the case of a vehicle left in a Permit Parking Area in accordance with paragraph (1) of this Article a daily charge shall be paid for any period during the appropriate permitted hours when the Permit Parking Area or part thereof has been suspended for the leaving of that vehicle.

(3) Amount of charge

The daily charge shall be specified by the Council at the time that the agreement referred to in this Article is entered into and will not exceed an appropriate administration charge.

(4) Meaning of vehicle

In paragraph (1) and paragraph (2) of this Article reference to a vehicle shall include any builders skip or receptacle, any scaffolding which may overhang the Permit Parking Area or part thereof and any building materials which have been left in accordance with the provisions of the aforementioned agreement.

Alteration of position of vehicle in Permit Parking Areas

128. Where a vehicle is standing in a Permit Parking Area in contravention of the provisions of Article 116 or Article 125 of this order a civil enforcement officer or police community support officer or a police constable in uniform may alter or cause to be altered the position of the vehicle in order that its position shall comply with those provisions.

Removal of vehicle from Permit Parking Areas and safe custody of vehicle

129. When a vehicle, other than an immobilisation exempt vehicle, is left in a Permit Parking Area in contravention of any of the provisions of Part XII of this order a civil enforcement officer or police community support officer or a police constable in uniform may remove or arrange for the removal of the vehicle from the Permit Parking Area, and where it is so removed shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.

Method of removal of vehicles from Permit Parking Areas

130. A civil enforcement officer or police community support officer or a police constable in uniform removing a vehicle by virtue of Article 129 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 that vehicle as may be thought necessary to enable the removal as aforesaid.

Movement of vehicles in Permit Parking Areas in emergencies

131. Any person generally or specially authorised by the Council, or a civil enforcement officer or a police constable in uniform or a police community support officer may move or cause to be moved, in case of emergency, to any place he thinks fit, any vehicle left in a Permit Parking Area.

Placing of traffic signs etc.

132. (1) The Council shall place and maintain at the entrance and exit to the Permit Parking Area traffic signs as provided for at item 5 of the sign table in Part 3 of Schedule 5 and at diagram 664.1 provided for at item 3 of the sign table in Part 2 of Schedule 7 to the Traffic Signs Regulations and General Directions 2016, as amended, indicating that such Permit Parking Area may be used during the appropriate permitted hours for the leaving only of the vehicles specified in Article 115 of this order and indicating the extent of the Permit Parking Area.
- (2) The Council shall carry out such other work as is reasonably required for the purposes of the satisfactory operation of a Permit Parking Area.
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PART XIII
DISABLED PERSONS' PARKING PLACES

Authorisation and use of Disabled Persons' Parking Places

133. Each area of carriageway which is identified as **Disabled badge holders only** in the plans, and unless otherwise so indicated on the said plans bounded on one side of that length by the edge of the carriageway, is hereby authorised to be used as a parking place for disabled persons' vehicles, subject to the following provisions of this order.

Marking on the carriageway of Disabled Persons' Parking Places

134. The limits of each disabled person's parking place shall be indicated on the carriageway by appropriate traffic signs.

Manner of standing in Disabled Persons' Parking Places

135. The driver of a disabled person's vehicle waiting in a disabled person's parking place shall cause it so to stand:-

(a) if special provisions

in the case of a disabled person's parking place in relation to which special provisions as to the manner of standing of disabled persons' vehicles in that place are indicated on the carriageway by appropriate traffic signs, so as to be in accordance with those provisions;

(b) if no special provisions

in the case of any other disabled person's parking place:-

(i) if the disabled person's parking place is in a one-way street, 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, and

(ii) (whether or not the disabled person's parking place is in a one way street) in a single line parallel to the edge of the carriageway and so that the distance between the edge of the carriageway and the nearest wheel of the vehicle is not more than three hundred millimetres;

(c) vehicles to be within limits of Disabled Persons' Parking Places

so that every part of the invalid carriage or disabled person's vehicle is wholly within the limits of a disabled person's parking place.

Restriction of use of vehicles at Disabled Persons' Parking Places

136. The driver of a disabled person's vehicle using a disabled person's parking place shall stop the engine as soon as the vehicle is in position in the disabled person's parking place and shall not start the engine except when about to change the position of the vehicle in or to depart from the disabled person's parking place.
137. The driver of a disabled person's vehicle using a disabled person's parking place shall not sound any horn or other similar instrument except when about to change the position of the vehicle in or to depart from the a disabled person's parking place.
138. No person shall use any disabled person's vehicle whilst it is in a disabled person's parking place for the purposes of or in connection with the sale of or the attempted sale of any Article to any person in or near the disabled person's parking place or in connection with the selling or offering for sale of his skill or his services in any other capacity.
139. No person shall use any disabled person's vehicle whilst it is in a disabled person's parking place to carry out or permit the carrying out of any work of maintenance or repair or the washing down of any vehicle except such maintenance or repair as may be necessary to enable the vehicle to be moved from the disabled person's parking place.

Restriction of waiting in Disabled Persons' Parking Places

140. Save as provided in Article 141 of this order no person shall leave a vehicle in a disabled person's parking place -
 - (a) unless it is of a class specified in Article 133 of this order; and
 - (b) in a position other than that specified in Article 135 of this order.

Restriction of waiting of vehicles other than disabled persons' vehicles in Disabled Persons' Parking Places

141. (1) Without prejudice to the foregoing provisions of this order with respect to vehicles which are left in a disabled person's parking place in accordance with those provisions, any other vehicle not being a disabled person's vehicle may wait anywhere on the carriageway in a disabled person's parking place, (other than a disabled person's parking place or part thereof the use of which has been suspended) if:-
 - (a) the vehicle is waiting only for so long as is necessary to enable a person to board or alight from the vehicle;
 - (b) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary to avoid an accident;

- (c) the vehicle is being used for fire and rescue service, ambulance or police purposes or is a vehicle (other than a passenger vehicle) in the service of a local authority being used in pursuance of statutory powers or duties;
 - (d) the vehicle is waiting only for so long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic;
 - (e) the vehicle is to be used by a universal service provider in the course of the provision of a universal postal service for the purpose of delivering or collecting postal packets to or from premises adjacent to the disabled person's parking place or for the purpose of delivering to or collecting from posting boxes adjacent to that disabled person's parking place; or
 - (f) the vehicle is waiting only so long as may be reasonably necessary to enable it to be used for the purpose of the maintenance, installation or removal in or adjacent to the disabled person's parking place of any traffic sign or other street furniture;
- (2) Nothing in the foregoing provisions of this Article shall be taken as authorising anything which would be a contravention of any regulations made or having effect as if made under Section 25 of the Act of 1984.

Manner of standing by exempted vehicles in Disabled Persons' Parking Places

142. A person causing or permitting a vehicle to wait in Disabled Persons' Parking Places by virtue of the provisions of sub-paragraph (e) or (f) in paragraph (1) of the last preceding Article shall ensure -
- (a) in the case of a disabled person's parking place in relation to which special provisions as to the manner of standing of vehicles in that place are indicated on the carriageway by appropriate traffic signs so that the vehicle shall so stand -
 - (i) unless the length of the vehicle precludes compliance with this sub-paragraph, in accordance with those provisions and so that every part of the vehicle is within the limits of the disabled person's parking place, or
 - (ii) if the length of the vehicle does preclude compliance with the last preceding sub-paragraph that the longitudinal axis of the vehicle is parallel to the edge of the carriageway nearest to the vehicle and the distance between the said edge and the nearest wheel of the vehicle is not more than three hundred millimetres; and
 - (b) in the case of any other disabled person's parking place, that the longitudinal axis of the vehicle is parallel to the edge of the carriageway nearest to the vehicle and the distance between the said edge and nearest wheel of the vehicle is not more than three hundred millimetres.

Power to suspend the use of Disabled Persons' Parking Places

143. (1) Any person generally or specially authorised by the Council may suspend the use of any disabled person's parking place, or any part thereof, whenever that person 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, industrial, demolition or excavation operations in or adjacent to the disabled person's parking place;
 - (c) for the purpose of the maintenance, improvement or reconstruction of the disabled person's parking place;
 - (d) for the purpose of the laying, erection, alteration, removal or repair in or adjacent to the disabled person's parking place of any sewer, main pipe or apparatus for the supply of gas, water or electricity or any electronic communications apparatus;
 - (e) for the purpose of the maintenance, installation or removal in or adjacent to the disabled person's parking place of any traffic sign or other street furniture;
 - (f) for the convenience of occupiers of premises adjacent to the disabled person's parking place on any occasion of the removal of furniture or household effects to or from premises adjacent to the disabled person's parking place;
 - (g) on any occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed; or
 - (h) for the convenience of occupiers of premises adjacent to disabled persons' parking places at times of weddings or funerals or other special occasions.
- (2) A police constable in uniform or a police community support officer may suspend for not longer than 7 days the use of a disabled person's parking place or any part thereof whenever that police constable considers such suspension reasonably necessary for the purpose of preventing or mitigating congestion or obstruction to traffic, or danger to or from traffic, in consequence of extraordinary circumstances.
- (3) Any person suspending the use of a disabled person's parking place or any part thereof in accordance with the provisions of paragraph (1) or paragraph (2) of this Article shall thereupon place or cause to be placed in or adjacent to that disabled person's parking place or part thereof the use of which is suspended, a traffic sign indicating that waiting by vehicles is prohibited.

(4) Exemptions during suspension of Disabled Persons' Parking Places

No person shall cause or permit a vehicle to be left in any part of a Disabled Person's Parking Place during such period as there is in or adjacent to that part of the disabled person's parking place a traffic sign (indicating that the use of that disabled person's parking place is suspended) placed in pursuance of paragraph (3) of this Article –

Provided that nothing in this paragraph shall render it unlawful to cause or permit any vehicle being used for:-

- (a) fire and rescue service, ambulance or police purposes;
- (b) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary to avoid an accident;
- (c) the vehicle is waiting only for so long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic -

or if the vehicle is left with the permission of the person suspending the use of Disabled Person's Parking Place or part thereof in pursuance of paragraph (1) of this Article, or a person duly authorised by him.

Alteration of position of vehicle in Disabled Persons' Parking Places

144. Where a vehicle is standing in a disabled person's parking place in contravention of the provisions of Article 135 or Article 142 of this order a civil enforcement officer, a police community support officer, a police constable in uniform may alter or cause to be altered the position of the vehicle in order that its position shall comply with those provisions.

Removal of vehicles from Disabled Persons' Parking Places and safe custody of vehicles

145. When a vehicle, other than an immobilisation exempt vehicle, is left in a disabled person's parking place in contravention of any of the provisions of Part XIII of this order a civil enforcement officer or a police community support officer or a police constable in uniform may remove or arrange for the removal of the vehicle from that disabled person's parking place, and where it is so removed shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.

Method of removal of vehicles from Disabled Persons' Parking Places

146. A civil enforcement officer, a police community support officer or a police constable in uniform removing a vehicle by virtue of Article 145 of this order may do so by towing or driving the vehicle or in such other manner as that civil enforcement officer, police community support officer or police constable in uniform may think necessary and may take such measures in relation to that vehicle as may be thought necessary to enable the removal as aforesaid.

Movement of vehicles in Disabled Persons' Parking Places in an emergency

147. Any person generally or specially authorised by the Council, a civil enforcement officer, a police constable in uniform or a police community support officer may cause to be moved, in case of emergency, to any place he thinks fit any vehicle left in a disabled person's parking place.

Placing of traffic signs etc.

148. The Council shall:

- (a) place and maintain in or in the vicinity of each disabled persons' parking place traffic signs and or carriageway markings of any size, colour and type prescribed or authorised by the Department for Transport indicating that such disabled persons' parking place may be used for the purpose of and leaving only of the vehicles specified in Article 133 of this order, and
 - (b) carry out such other work as is reasonably required for the purposes of the satisfactory operation of a disabled persons' parking place.
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PART XIV
CAR CLUB PARKING PLACES

Designation and use of Car Club Parking Places

149. Each area of carriageway which is identified as **Car club permit holders only** in the plans, and unless otherwise so indicated on the said plans bounded on one side of that length by the edge of the carriageway, is hereby designated to be used, subject to the following provisions of this order as a Car Club parking place for Car Club vehicles.

Number and situation of Car Club Parking Places

150. The number and situation of parking bays in each Car Club parking place shall be as determined by the Council.
151. The limits of each Car Club parking place and of each Car Club parking bay shall be indicated on the carriageway by appropriate traffic signs.

Manner of standing in Car Club Parking Places

152. The driver of a Car Club vehicle waiting in a Car Club parking place shall cause it so to stand:-

(a) if special provisions

in the case of a Car Club parking place in relation to which special provisions as to the manner of standing of a vehicle in that place are indicated on the carriageway by appropriate traffic signs, as to be in accordance with those provisions;

(b) if no special provisions

on a road in a single line parallel to the edge of the carriageway and so that the distance between the edge of the carriageway and the nearest wheel of the vehicle is not more than three hundred millimetres; and

so that every part of the vehicle is wholly within the limits of a single Car Club parking place.

Restriction of use of vehicles at Car Club Parking Places

153. The driver of a vehicle using a Car Club parking place shall stop the engine as soon as the vehicle is in position in the Car Club parking place and shall not start the engine except when about to change the position of the vehicle in, or to depart from, the Car Club parking place.
154. The driver of a vehicle using a Car Club parking place shall not sound any horn or other similar instrument except when about to change the position of the vehicle in, or to depart from, the Car Club parking place.

155. No person shall use any vehicle whilst it is in a Car Club parking place in connection with the sale of or the attempted sale of any Article to any person in or near the Car Club parking place or in connection with the selling or offering for hire his skill or his services in any other capacity.
156. No person shall use any vehicle whilst it is in a Car Club parking place to carry out or permit the carrying out of any work of maintenance or repair or the washing down of any vehicle except such maintenance or repair as may be necessary to enable the vehicle to be moved from the Car Club parking place.

Restriction of waiting in Car Club Parking Places

157. Save as provided in Article 158 of this order no person shall leave a vehicle in a Car Club parking place:-
- (a) unless it is a Car Club vehicle; and
 - (b) in a position other than that specified in Article 152 of this order.

Restriction of waiting of vehicles other than Car Club vehicles in Car Club Parking Places

158. (1) Without prejudice to the foregoing provisions of this order with respect to vehicles which are left in a Car Club parking place in accordance with those provisions, any vehicle not being a Car Club vehicle may wait anywhere on the carriageway within a Car Club parking place (other than a Car Club parking place or part thereof the use of which has been suspended), if:-
- (a) the vehicle is waiting only for so long as is necessary to enable a person to board or alight from the vehicle;
 - (b) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary to avoid an accident;
 - (c) the vehicle is being used for fire and rescue service, ambulance or police purposes or is a vehicle (other than a passenger vehicle) in the service of a local authority being used in pursuance of statutory powers or duties;
 - (d) the vehicle is waiting only for so long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic;
 - (e) the vehicle is to be used by a universal service provider in the course of the provision of a universal postal service for the purpose of delivering or collecting postal packets to or from premises adjacent to the Car Club parking place or for the purpose of delivering to or collecting from posting boxes adjacent to that Car Club parking place; or

- (f) the vehicle is waiting only so long as may be reasonably necessary to enable it to be used for the purpose of the maintenance, installation or removal in or adjacent to the Car Club parking place of any traffic sign, bus stop infrastructure or other street furniture.
- (2) Nothing in the foregoing provisions of this Article shall be taken as authorising anything which would be a contravention of any regulations made or having effect as if made under section 25 of the Act of 1984.

Manner of standing by exempted vehicles in Car Club Parking Places

159. A person causing or permitting a vehicle to wait in a Car Club parking place by virtue of the provisions of sub-paragraph (e) and (f) of the last preceding Article shall ensure -
- (a) in the case of a Car Club parking place in relation to which special provisions as to the manner of standing of vehicles in that place are indicated on the carriageway by appropriate traffic signs, so that the vehicle shall so stand -
 - (i) unless the length of the vehicle precludes compliance with this sub-paragraph, in accordance with those provisions and so that every part of the vehicle is within the limits of the Car Club parking place, or
 - (ii) if the length of the vehicle does preclude compliance with the last preceding sub-paragraph that the longitudinal axis of the vehicle is parallel to the edge of the carriageway nearest to the vehicle and the distance between the said edge and the nearest wheel of the vehicle is not more than three hundred millimetres; and
 - (b) in the case of any other Car Club parking place so that every part of the vehicle is within the limits of a parking bay and that the longitudinal axis of the vehicle is parallel to the edge of the carriageway nearest to the vehicle and the distance between the said edge and nearest wheel of the vehicle is not more than three hundred millimetres.

Power to suspend use of Car Club Parking Places

160. (1) Any person generally or specially authorised by the Council may suspend the use of a Car Club parking place, or any part thereof, whenever that person 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, industrial, demolition or excavation operations in or adjacent to the Car Club parking place,
 - (c) for the purpose of the maintenance, improvement or reconstruction of the Car Club parking place;

- (d) for the purpose of the laying, erection, alteration, removal or repair in or adjacent to the Car Club 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;
 - (e) for the purpose of the maintenance, installation or removal in or adjacent to the Car Club parking place of any traffic sign, bus stop infrastructure or other street furniture;
 - (f) for the convenience of occupiers of premises adjacent to the Car Club parking place on any occasion of the removal of furniture or household effects to or from premises adjacent to the Car Club parking place;
 - (g) on any occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed; or
 - (h) for the convenience of occupiers of premises adjacent to the Car Club parking place at times of weddings or funerals, or on other special occasions.
- (2) A police constable in uniform or a police community support officer may suspend for not longer than 7 days the use of a Car Club Parking Place or any part thereof whenever that police constable in uniform or police community support officer considers such suspension reasonably necessary for the purpose of preventing or mitigating congestion or obstruction to traffic, or danger to or from traffic, in consequence of extraordinary circumstances.
- (3) Any person suspending the use of a Car Club parking place or any part thereof in accordance with the provisions of paragraph (1) or paragraph (2) of this Article shall thereupon place or cause to be placed in or adjacent to that Car Club Parking Place or any part thereof the use of which is suspended, a traffic sign indicating that waiting by vehicles is prohibited.

(4) Exemptions during Car Club Parking Place suspension

No person shall cause or permit a vehicle to be left in any part of a Car Club Parking Place during such period as there is in or adjacent to that part of the Car Club parking place a traffic sign (indicating that the use of that Car Club parking place is suspended) placed in pursuance of paragraph (3) of this Article -

Provided that nothing in this paragraph shall render it unlawful to cause or permit any vehicle being used for:-

- (a) fire and rescue service, ambulance of police purposes;
- (b) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary to avoid an accident;

- (c) the vehicle is waiting only for so long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic -

or if the vehicle is left with the permission of the person suspending the use of the Car Club parking place or part thereof in pursuance of paragraph (1) of this Article, or a person duly authorised by him.

Alteration of position of vehicle in Car Club Parking Place

161. Where any vehicle is standing in a Car Club parking place in contravention of the provisions of Article 152 or Article 159 of this order a civil enforcement officer or a police community support officer or a police constable in uniform may alter or cause to be altered the position of the vehicle in order that its position shall comply with those provisions.

Removal of vehicle from Car Club Parking Place and safe custody of vehicle

162. When a vehicle, other than an immobilisation exempt vehicle, is left in a Car Club parking place in contravention of any of the provisions of Part XIV of this order a civil enforcement officer, a police community support officer or a police constable in uniform may remove or arrange for the removal of the vehicle from that Car Club parking place and, where it is so removed shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.

Method of removal of vehicles from Car Club Parking Places

163. A civil enforcement officer, a police constable in uniform or a police community support officer removing a vehicle by virtue of Article 162 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 that vehicle as may be thought necessary to enable the removal as aforesaid.

Movement of vehicles in Car Club Parking Place in an emergency

164. Any person generally or specially authorised by the Council, or a civil enforcement officer or a police constable in uniform or a police community support officer, may cause to be moved, in case of emergency, to any place he thinks fit, any vehicle left in a Car Club parking place.

Placing of traffic signs etc.

165. The Council shall:
- (a) place and maintain in or in the vicinity of each Car Club parking place traffic signs and or carriageway markings of any size, colour and type prescribed or authorised by the Department for Transport indicating that such Car Club parking place may be used for the purpose of and leaving only of the vehicles specified in Article 149 of this order, and
 - (b) carry out such other work as is reasonably required for the purposes of the satisfactory operation of a Car Club parking place.
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PART XV
LOADING PLACES

Authorisation and use of Loading Places

166. Each area of a carriageway which is identified as **Loading only** in the plans, and unless otherwise so indicated on the said plans bounded on one side of that length by the edge of the carriageway, is hereby authorised to be used, subject to the following provisions of this order, as a loading place.
167. Each area of a carriageway which is identified as **Loading only Mon - Fri 8 am - 6 pm** in the plans, and unless otherwise so indicated on the said plans, bounded on one side of that length by the edge of the carriageway, is hereby authorised to be used between the hours of 8.00 a.m. and 6.00 p.m. on any day except a Saturday or a Sunday, subject to the following provisions of this order, as a loading place.

Vehicles for which Loading Places are authorised

168. Each loading place may be used, subject to the provisions of this order, for the leaving of such vehicles as are goods vehicles and passenger vehicles, for the purpose:
- (a) of continuous loading and unloading, or
 - (b) of returning or collecting goods previously purchased at premises in the vicinity of the loading place which cannot reasonably be carried by hand and provided that a recent sales receipt is held in respect of such goods.
169. The limits of each loading place shall be indicated on the carriageway by appropriate traffic signs.

Manner of standing in a Loading Place

170. The driver of a vehicle waiting in a loading place shall cause it so to stand:-
- (a) on a road in a single line parallel to the edge of the carriageway and so that the distance between the edge of the carriageway and the nearest wheel of the vehicle is not more than 300 millimetres, and
 - (b) so that every part of the vehicle is wholly within the limits of a single loading place.

Restriction of use of vehicles at Loading Places

171. The driver of a vehicle using a loading place shall stop the engine as soon as the vehicle is in position in the loading place and shall not start the engine except when about to change the position of the vehicle in, or to depart from, the loading place.
172. The driver of a vehicle in loading place shall not sound any horn or other similar instrument except when about to change the position of the vehicle in, or to depart from, the loading place.

173. No person shall use any vehicle whilst it is in a loading place in connection with the sale of or the attempted sale of any Article directly from the vehicle to any person in or near the loading place or in connection with the selling or offering for sale of his skill or his services in any other capacity.
174. No person shall use any vehicle whilst it is in a loading place to carry out or permit the carrying out of any work of maintenance or repair or the washing down of any vehicle except such maintenance or repair as may be necessary to enable the vehicle to be moved from the loading place.

Restriction of waiting In Loading Places

175. Save as provided in Article 176 of this order no person shall leave a vehicle in a loading place:-
- (a) unless the vehicle is in accordance with the provisions of Article 168 of this order; and
 - (b) in a position other than that specified in Article 170 of this order.

Restriction of waiting by a vehicle in a Loading Place

176. (1) Without prejudice to the foregoing provision of this order with respect to vehicles which are left in a loading place in accordance with those provision, any vehicle may wait anywhere on the carriageway within a loading place (other than a loading place or part thereof the use of which has been suspended), if:-
- (a) the vehicle is waiting for a period not exceeding two minutes, or such longer period as a civil enforcement officer, a police constable in uniform or a police community support officer may approve, to enable a person to board or alight from the vehicle or load thereon or unload therefrom his personal luggage -

Provided that if the said person is a person suffering from any disability or injury which seriously impairs his ability to walk or who is blind, the vehicle may wait for as long as may be necessary to enable that person to board or alight from the vehicle or load thereon or unload therefrom his personal luggage;
 - (b) the vehicle is waiting only for so long as is necessary to enable a person to board or alight from the vehicle;
 - (c) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary to avoid an accident;

- (d) the vehicle is being used for fire and rescue service, ambulance or police purposes or is a vehicle (other than a passenger vehicle) in the service of a local authority being used in pursuance of statutory powers or duties;
 - (e) the vehicle is waiting only for so long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic;
 - (f) the vehicle is to be used by a universal service provider in the course of the provision of a universal postal service for the purpose of delivering or collecting postal packets to or from premises adjacent to the Loading Place or for the purpose of delivering to or collecting from posting boxes adjacent to that Loading Place;
 - (g) the vehicle is waiting only for so long as may be reasonably necessary to enable it to be used for the purpose of the maintenance, installation or removal in or adjacent to the loading place of any traffic sign, bus stop infrastructure or other street furniture;
 - (h) the vehicle is waiting only for so long as is necessary to enable it to be used in connection with posting or removing advertising material in the form of posters on or from, or cleaning windows or chimneys in, premises adjacent to the loading place in which the vehicle is waiting.
- (2) Nothing in the foregoing provisions of this Article shall be taken as authorising anything which would be a contravention of any regulations made or having effect as if made under Section 25 of the Act of 1984.

Manner of standing by exempted vehicles in Loading Places

177. A person causing or permitting a vehicle to wait in a loading place by virtue of the provisions of sub-paragraph (f), (g) and (h) in paragraph (1) of the last preceding Article shall ensure that the longitudinal axis of the vehicle is parallel to the edge of the carriageway nearest to the vehicle and the distance between the said edge and nearest wheel of the vehicle is not more than three hundred millimetres.

Power to suspend the use of a Loading Place

178. (1) Any person generally or specially authorised by the Council may suspend the use of a loading place, or any part thereof, 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, industrial, demolition or excavation operations in or adjacent to the loading place;
 - (c) for the purpose of the maintenance, improvement or reconstruction of the loading place;

- (d) for the purpose of the laying, erection, alteration, removal or repair in or adjacent to the loading 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;
 - (e) for the purpose of the maintenance or removal of any traffic sign, bus stop infrastructure or other street furniture;
 - (f) for the convenience of occupiers of premises adjacent to the loading place on any occasion of the removal of furniture or household effects to or from premises adjacent to the loading place;
 - (g) on any occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed; or
 - (h) for the convenience of occupiers of premises adjacent to the loading place at times of weddings or funerals, or on other special occasions.
- (2) A police constable in uniform or a police community support officer may suspend for not longer than 7 days the use of a loading place or any part thereof whenever that police constable considers such suspension reasonably necessary for the purpose of preventing or mitigating congestion or obstruction of traffic, or danger to or from traffic, in consequence of extraordinary circumstances.
- (3) Any person suspending the use of a loading place or any part thereof in accordance with the provisions of paragraph (1) or paragraph (2) of this Article shall thereupon place or cause to be placed over the traffic signs relating to such loading place hoods or other covers indicating that the use of the loading place is suspended or a traffic sign indicating that waiting by vehicles is prohibited; and

(4) Exemptions during Loading Place suspension

No person shall cause or permit a vehicle to be left in any part of a loading place during such period as there is over the traffic signs relating to that place a hood or other cover (indicating that the use of the loading place is suspended) or during such period as there is in or adjacent to that part of the Loading Place a traffic sign (indicating that the use of the loading place is suspended) placed in pursuance of paragraph (3) of this Article -

Provided that nothing in this paragraph shall render it unlawful to cause or permit any vehicle being used for:-

- (a) fire and rescue service, ambulance or police purposes;
- (b) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary to avoid an accident;

- (c) the vehicle is waiting only for so long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic -
- or if the vehicle is left with the permission of the person suspending the use of the loading place or part thereof in pursuance of paragraph (1) of this Article, or a person duly authorised by him.

Alteration of position of a vehicle in a Loading Place

179. Where a vehicle is standing in a loading place in contravention of the provisions of Article 170 or Article 177 of this order a civil enforcement officer, a police constable in uniform or a police community support officer may alter or cause to be altered the position of the vehicle in order that its position shall comply with those provisions.

Removal of a vehicle from a Loading Place and safe custody of vehicle

180. When a vehicle, other than an immobilisation exempt vehicle, is left in a loading place in contravention of the provisions of Part XV of this order a civil enforcement officer, a police community support officer or a police constable in uniform may remove or arrange for the removal of the vehicle from that loading place, and where it is so removed shall make such arrangement as may be reasonably necessary for the safe custody of the vehicle.

Method of removal of vehicles from Loading Places

181. A civil enforcement officer, or a police community support officer or a police constable in uniform removing a vehicle by virtue of Article 180 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 be thought necessary to enable the removal as aforesaid.

Movement of a vehicle in a Loading Place in an emergency

182. Any person generally or specially authorised by the Council, or civil enforcement officer, a police constable in uniform or a police community support officer may move or cause to be moved, in case of emergency, to any place he thinks fit any vehicle left in a loading place.

Placing of traffic signs etc.

183. The Council shall:
- (a) place and maintain in or in the vicinity of each loading place traffic signs and or carriageway markings of any size, colour and type prescribed or authorised by the Department for Transport indicating that such Loading Place may be used for the purpose of and leaving only of the vehicles specified in Article 168 of this order, and
 - (b) carry out such other work as is reasonably required for the purposes of the satisfactory operation of a loading place.
-

PART XVI
WAITING, LOADING AND UNLOADING AND STOPPING OF VEHICLES

Prohibition and restriction of waiting of vehicles

184. Save as provided in Article 187 or Article 188 of this order, no person shall, except upon the direction or with the permission of a civil enforcement officer, a police constable in uniform or a police community support officer cause or permit any vehicle to wait at any time in any of the lengths of restricted road or on any of the sides of restricted road during the restricted hours as identified as **No waiting at any time** in the plans.
185. No person shall, except upon the direction or with the permission of a civil enforcement officer, a police community support officer or a police constable in uniform cause or permit any vehicle to wait at any time in any footway or verge in a restricted road during the restricted hours as identified as **No waiting at any time on verge or footway** in the plans.
186. Save as provided in Article 187 or Article 188 of this order, no person shall, except upon the direction or with the permission of a civil enforcement officer, a police constable in uniform or a police community support officer, cause or permit any vehicle to wait during the restricted hours of 7.00 a.m. and 10.00 a.m. or between the hours of 4.00 p.m. and 6.30 p.m. on any day other than a Saturday or Sunday in any of the lengths of restricted road or on any of the sides of restricted road identified as **No waiting Mon – Fri 7 – 10 am 4.00 – 6.30 pm** in the plans.

Exemptions from waiting restrictions

187. (1) Nothing in Article 184 or Article 186 of this order shall prevent any person from causing or permitting a vehicle to wait in any restricted road during the restricted hours referred to in those Articles:-
- (a) for so long as may be necessary to enable a person to board or alight from the vehicle;
 - (b) for so long as may be necessary to enable the vehicle, if it cannot conveniently be used for such purpose in any other road to be used in connection with any building operation, demolition or excavation in or adjacent to any restricted road, the removal of any obstruction to traffic in any restricted road, the maintenance, improvement or reconstruction of any restricted road, or the laying erection, alteration, removal or repair in or adjacent to any restricted road, of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any electronic communications apparatus, traffic sign, bus stop infrastructure, other street furniture or pay and display machine;

- (c) if the vehicle is being used for fire and rescue service, ambulance or police purposes or is a vehicle (other than a passenger vehicle) in the service of a local authority, the Environment Agency, a water undertaker or sewerage undertaker being used in the pursuance of statutory powers or duties;
- (d) if the vehicle is a hackney carriage waiting upon any duly authorised cab rank;
- (e) if the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accident;
- (f) if the vehicle is to be used by a universal service provider in the course of the provision of a universal postal service and is waiting for the purpose of delivering or collecting postal packets to or from premises adjacent to the that road or for the purpose of delivering to or collecting from posting boxes adjacent to that road;
- (g) for so long as may be necessary to enable the vehicle to take in petrol, oil, water or air from any garage situated on or adjacent to any restricted road;
- (h) for so long as may be reasonably necessary to enable the vehicle to wait at or near to any premises in connection with any wedding or funeral and provided the vehicle is in actual use as part of the funeral cortege or is a ceremonial vehicle associated with any such wedding;
- (i) for so long as may be necessary to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with posting or removing advertising material in the form of posters on or from, or cleaning windows or chimneys in, premises adjacent to that road; or
- (j) for the purpose of loading or unloading the vehicle while the vehicle is in actual use in connection with the removal of furniture to or from one office, dwelling house or other premises to another or from or to a depository, another other, dwelling house or other premises, except that no vehicle shall wait for any such purpose -
 - (i) at any time in any part of a restricted road identified as **No loading / unloading at any time** in the plans unless notice is given twenty-four hours in advance to the Council and their consent is obtained; or

- (ii) during the period between 7.00 a.m. and 10.00 a.m. or the period between 4.00 p.m. and 6.30 p.m. on any day other than Saturday or Sunday so far as any such period falls within the restricted hours in any part of a restricted road identified as **No loading Mon - Fri 7 – 10 am 4.00 – 6.30 pm** in the plans, unless notice is given twenty-four hours in advance to the Council and their consent is obtained.
- (2) (a) Nothing in Article 184 of this order shall render it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's badge and a parking disc (on which the driver, or other person in charge of the vehicle, has marked the time at which the period of waiting began) to wait in any restricted road referred to therein for a period not exceeding three hours (not being a period separated by an interval of less than one hour from a previous period of waiting by the same vehicle in the same length or on the same side of restricted road on the same day); and
 - (b) Nothing in Article 186 of this order shall render it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's badge to wait in any restricted road referred to in those Articles -

Provided –

- (i) that no disabled person's vehicle shall wait at any time in any part of a restricted road identified as **No loading / unloading at any time** in the plans; or
 - (ii) that no disabled person's vehicle shall wait during the period between 7.00 a.m. and 10.00 a.m. or the period between 4.00 p.m. and 6.30 p.m. on any day other than Saturday or Sunday so far as any such period falls within the restricted hours in any part of a restricted road identified as **No loading Mon - Fri 7 – 10 am 4.00 – 6.30 pm** in the plans.
- (3) Nothing in Article 184 or Article 186 of this order shall apply to a vehicle of any description waiting in a restricted road during the restricted hours in accordance with a special authorisation in writing for that use given by any person generally or specially authorised by the Council and authorisation is displayed in a conspicuous position on the vehicle.

Loading and unloading of goods

- 188. (1) Save as provided in paragraph (2) of this Article, nothing in Article 184 or Article 186 of this order shall prevent any person from causing or permitting a vehicle to wait in any restricted road for so long as may be necessary for the purpose of delivering or collecting goods or merchandise or loading or unloading a vehicle at premises adjoining that road:

Provided that -

- (a) no vehicle (other than a goods vehicle) engaged in delivering or collecting goods or merchandise, including, so far as a Bank is concerned, cash which cannot reasonably be carried by hand or other valuables or valuable securities which cannot reasonably be carried by hand, or being loaded or unloaded - shall wait in the same place in any restricted road for a period of more than thirty minutes or such longer period as a civil enforcement officer or a police constable in uniform or police community support officer may authorise;
 - (b) no vehicle shall wait at any time in any part of a restricted road identified as **No loading / unloading at any time** in the plans for the purpose of delivering or collecting goods or merchandise or loading or unloading the vehicle;
 - (c) no vehicle shall wait during the period between 7.00 a.m. and 10.00 a.m. or the period between 4.00 p.m. and 6.30 p.m. on any day other than Saturday or Sunday so far as any such period falls within the restricted hours in any part of a restricted road identified as **No loading Mon - Fri 7 – 10 am 4.00 – 6.30 pm** in the plans, for the purpose of delivering or collecting goods or merchandise or loading or unloading the vehicle; and
 - (d) nothing in any of the preceding provisions shall apply so as to restrict the loading or unloading of any vehicle while the vehicle is in actual use in connection with the collection or delivery of goods provided that notice is given twenty four hours in advance to the Council and their consent is obtained.
- (2) Notwithstanding anything in paragraph (1) of this Article, the driver of a vehicle waiting for the purpose of delivering or collecting goods or merchandise or loading or unloading the vehicle shall move the vehicle on the instruction of a civil enforcement officer, a police constable in uniform or a police community support officer whenever such moving may be reasonably necessary for the purpose of preventing obstruction.

Prohibition of Stopping of vehicles

189. Save as provided in Article 190 of this order no person shall, except upon the direction or with the permission of a civil enforcement officer, a police community support officer or a police constable in uniform, cause or permit any vehicle to stop or remain at rest between the restricted hours of 8.00 a.m. and 6.00 p.m. on any day other than Saturday or Sunday in any of the lengths of restricted road or on any of the sides of restricted road identified as **No stopping Mon - Fri 8 am – 6 pm on entrance markings** in the plans.

Exemptions from Stopping

190. Nothing in Article 189 of this order shall render it unlawful to cause or permit any vehicle to stop or remain at rest in any of the lengths of restricted road or on any of the sides of restricted road during the restricted hours referred to therein 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, namely –
 - (i) the maintenance, improvement or reconstruction of the said lengths of road or sides of road;
 - (ii) the laying, erection, alteration or repair in, or in land adjacent to, the said lengths of road or sides of road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any electronic communications apparatus as defined in the Communications Act 2003; or
 - (iii) the construction, installation, improvement, maintenance, repair or cleaning of any traffic sign, bus stop infrastructure or other street furniture or other object lawfully placed or to be placed on, in or over the said lengths of road or sides of road;
- (b) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in the service of a local authority, the Environment Agency, a water undertaker or sewerage undertaker in pursuance of statutory powers or duties;
- (c) the vehicle to take in petrol, oil, water or air from any garage situated on or adjacent to the said lengths of road or sides of road;
- (d) the vehicle to wait at or near to any premises situated on or adjacent to the said lengths of road or sides of road for so long as such waiting by that vehicle is reasonably necessary in connection with any funeral; or
- (e) the vehicle to be used for fire and rescue service, ambulance or police purposes.

Removal of vehicle and safe custody of vehicle

191. When a vehicle, other than an immobilisation exempt vehicle, is left in a road in contravention of any of the provisions of Part XVI of this order a civil enforcement officer, or a police community support officer or a police constable in uniform may remove or arrange for the removal of the vehicle and where it is so removed shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.

Method of removal of vehicles

192. A civil enforcement officer, or a police community support officer or a police constable in uniform removing a vehicle by virtue of Article 191 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 that vehicle as he may think necessary to enable the removal as aforesaid.

Movement of vehicles in an emergency

193. Any person generally or specially authorised by the Council, a civil enforcement officer, a police constable in uniform or a police community support officer may cause to be moved, in case of emergency to any place he thinks fit any vehicle which has been left in accordance with the provisions of Article 187, Article 188 and Article 190 of this order.

PART XVII **REVOCATION OF ORDER**

194. The City Council of Bristol (Cliftonwood and Hotwells Area, Clifton and Hotwells and Harbourside Wards, City of Bristol) (Residents' Parking Area) (On-Street Parking Places) (Prohibition of Waiting and Stopping) Order 2019 as varied by the City Council of Bristol (Residents' Parking Areas and Residents' Permit Parking Area, Citywide, City of Bristol) (Variation - Virtual Permits) Minor Order 2019, City of Bristol Variation of Charges at Designated (On-Street) Parking Places Notice No. 6 2022, City of Bristol Variation of Charges at Designated (On-Street) Parking Places Notice No. 3 2023 and City of Bristol Variation of Charges at Designated (On-Street) Parking Places Notice No.7 2025 is hereby revoked.

PART XVIII **TRANSITIONAL PROVISIONS**

195. Any permit issued pursuant to the The City Council of Bristol (Cliftonwood and Hotwells Area, Clifton and Hotwells and Harbourside Wards, City of Bristol) (Residents' Parking Area) (On-Street Parking Places) (Prohibition of Waiting and Stopping) Order 2019 as varied by the City Council of Bristol (Residents' Parking Areas and Residents' Permit Parking Area, Citywide, City of Bristol) (Variation - Virtual Permits) Minor Order 2019, City of Bristol Variation of Charges at Designated (On-Street) Parking Places Notice No. 6 2022, City of Bristol Variation of Charges at Designated (On-Street) Parking Places Notice No. 3 2023 and City of Bristol Variation of Charges at Designated (On-Street) Parking Places Notice No.7 2025 which is valid at the date of commencement of this order will remain operational for its period of validity, subject to the appropriate provisions of Part III, Part IV, Part V, Part VI, Part VII, Part VIII and Part IX of this order henceforth.

196. The provisions of this order shall be in addition to and not in derogation from the provisions of any regulations made or having effect as if made under the Act of 1984 or by any other enactment.

Given under the Common Seal of the City Council of Bristol the -- day of ---- 202-.

The COMMON SEAL of the
CITY COUNCIL of BRISTOL
was hereunto affixed
in the presence of:-

Director of Legal and Democratic Services

SCHEDULE
Plans

REMAKE-TRO1911-00 (Area Plan)
REMAKE-TRO1911-01
REMAKE-TRO1911-02
REMAKE-TRO1911-03
REMAKE-TRO1911-04
REMAKE-TRO1911-05
REMAKE-TRO1911-06