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13.8.2001

**BIRMINGHAM CITY COUNCIL
(OFF-STREET PARKING PLACES)
(BRUNEL STREET) (AMENDMENT) (No. 2) ORDER 2001**

Birmingham City Council ("the Council") in exercise of the powers conferred on it by sections 35(1) and 35(3) and Part IV of the Road Traffic Regulation Act 1984 and all other enabling powers and after consultation with the Chief Constable of the West Midlands in accordance with Part III of Schedule 9 to the Act hereby make the following Order

1. **Citation and Commencement**

This Order may be cited as the "Birmingham City Council (Off-Street Parking Places) (Brunel Street) (Amendment) (No. 2) Order 2001" and shall come into operation on 3rd September 2001

2. **Interpretation**

- (1) In this Order "the Order" means the Birmingham City Council (Off-Street Parking Places) (Brunel Street) Order 1983
- (2) Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended, applied, consolidated, re-enacted or as having effect by virtue of any subsequent enactment;
- (3) Unless the context otherwise requires any expression used in this Order which is also used in the Order shall have the same meaning as in the Order.

3. **Amendment of the Order**

Without prejudice to the validity of anything done or to any liability incurred in respect of any act or omission before the coming into operation of this Order the Order shall have effect as though:-

- (a) The words "initial charge" shall wherever they appear be deleted and the words "parking charge" substituted therefor.

(b) Any reference to an "excess charge" shall be deleted therefrom.

(c) Article 8A shall be deleted therefrom and the following substituted therefor....

"8A(a) A vehicle must not be left in a parking place during the charging hours for longer than the period for which payment has been made by the parking charge

8A(b) Except with the written authority of the Council, the driver of a vehicle shall not permit it to wait in a parking place for longer than the maximum period permitted for waiting specified in Part II of the Schedule in relation to that parking place and any vehicle found waiting in such a manner shall be treated as a vehicle parked without displaying a valid ticket".

(d) Article 26 shall be deleted and the following substituted therefor...

"26. Where the driver of a vehicle is alleged by the Council to have failed to comply with this Order, the owner of the vehicle and any other person shall if requested by an Authorised Officer give such information as he is able as to the identity and whereabouts of the driver".

GIVEN under the COMMON SEAL of BIRMINGHAM CITY COUNCIL the 10th day of August 2001

THE COMMON SEAL of BIRMINGHAM
CITY COUNCIL was hereunto affixed in
the presence of

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Solicitor

[Signature]
Authorised Officer

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