

BIRMINGHAM CITY COUNCIL

(JEWELLERY QUARTER BIRMINGHAM)

(CONTROLLED ZONE) (VARIATION) (NO 1) ORDER 1996

Birmingham City Council ("the Council") in exercise of its powers under Sections 32(1) and 35(1) of the Road Traffic Regulation Act 1984 (as amended) ("the Act") and of Part IV of Schedule 9 to the Act and of all other enabling powers and after consulting the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act hereby makes the following Order.

1. This Order shall come into operation on the 19th day of February One thousand nine hundred and ninety six and may be cited as "Birmingham City Council (Jewellery Quarter Birmingham) (Controlled Zone) (Variation) (No. 1) Order 1996".
2. (1) In this Order:

(1) Except where otherwise stated, any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order.

(2) The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
3. The Birmingham City Council (Jewellery Quarter Birmingham) (Controlled Zone) Order 1992 as amended shall continue in full force and effect subject to the variations specified in the Schedule to the Order.

SCHEDULE (ARTICLE 3)
VARIATIONS TO THE BIRMINGHAM CITY COUNCIL
(JEWELLERY QUARTER BIRMINGHAM) (CONTROLLED ZONE)
ORDER 1992

Immediately following Article 43 the following Articles shall be added to the Order

PART IIIA

DOCTORS VEHICLE PARKING PLACES

Designation of parking places.

43A Each area on a highway in the City of Birmingham which is described as a designated parking place in Schedule 2A of this Order is designated as a doctors vehicle parking place.

Manner of standing in doctors vehicles parking place

43B Every doctors vehicle left in a doctors vehicle parking place shall stand in accordance with the provisions as to the manner of standing specified in Column 3 of Schedule 2A to this Order.

Power to suspend use of doctors vehicle parking place

43C (1) Any person duly authorised by the Council may suspend the use of a doctors vehicle parking place or any part thereof for up to seven days and for longer

periods with the permission of the Council whenever he considers such suspension reasonably necessary for any of the purposes or in any of the circumstances specified in Article 22 of this Order.

(2) A police constable in uniform may suspend for not longer than twenty four hours the use of a doctors vehicle parking place or any part thereof whenever he considers such suspension necessary for the purposes of facilitating the movement of traffic or promoting its safety.

(3) Any person suspending the use of a doctors vehicle 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 the parking place or part thereof the use of which is suspended a traffic sign indicating that waiting by vehicles is prohibited.

(4) No person shall cause or permit a doctors vehicle to be left in any part of a doctors vehicle parking place during such period as there is in or adjacent to that part of the 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 fire brigade, ambulance or police purposes to be left in any part of the parking place during such period as is referred to therein, or to any other vehicles so left if that vehicle is left with the permission (i) of the person suspending the use of the parking place or the part thereof in pursuance of paragraph (1) of this Article, (ii) of a police constable in uniform, or (iii) of a traffic warden

Restriction of waiting in doctors vehicle parking places

43D No person shall leave a vehicle in a doctors vehicle parking place unless it is a vehicle displaying a badge issued by Birmingham City Council in the relevant position.

Removal of vehicle from doctors vehicle parking places

43E When a doctors vehicle is left in a doctors vehicle parking place in contravention of any of the provisions contained in Article 43C(1) of this Order or when a vehicle other than a doctors vehicle is left in a doctors vehicle parking place in contravention of the provisions of Article 43D of this Order, a traffic warden may remove or arrange for the removal of the vehicle from that parking place.

Method of removal of vehicles from doctors vehicle parking place

43F A traffic warden removing a doctors vehicle or other vehicle by virtue of the last preceding Article of this Order may do so by towing or driving the doctors vehicle or other vehicle or in such other manner as he may think necessary and may take such measures in relation to the doctors vehicle or other vehicle as he may think necessary to enable him to remove it as aforesaid.

Safe custody of vehicles removed from doctors vehicle parking place.

43G When a traffic warden removes or makes arrangements for the removal of a doctors vehicle or other vehicle from a doctors vehicle parking place by virtue of the last preceding Article of this Order, he shall make such arrangements as may be reasonably necessary for the safe custody of the doctors vehicle or other vehicle.

Alteration of position of doctors vehicle in doctors parking place

43H Where a doctors vehicle is standing in a doctors vehicle parking place in contravention of the provisions of Article 43B of this Order, a traffic warden may alter or cause to be altered the position of the vehicle in order that its position shall comply with those provisions.

Movement of doctors vehicles in doctors vehicle parking places in an emergency

43I A police constable in uniform or a traffic warden may move or cause to be moved, in case of emergency, to any place he thinks fit, any doctors vehicle left in a doctors vehicle parking place.

Schedule 2

In parking place No. 77 the figures 120 in the second column and 119 in the third column shall be deleted and the figures 42 and 41 respectively substituted therefor.

Immediately following reference No. 77 there shall be added to the Schedule the following new reference.

(1)	(2)	(3)	(4)
"77A	All that part of the Northeast side of Summer Hill Terrace which is bounded on the Northeast by so much of the edge of the carriageway of that highway as extends from a point 67 metres Southeast of the Southeast kerbline of Powell Street for a distance of 63 metres in a Southeasterly direction and has a width throughout of 2 metres.	62	1"

Immediately following Schedule 2 a new schedule shall be added to the Order.

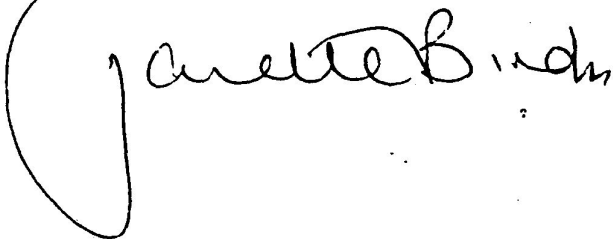
"SCHEDULE 2A

Parts of road authorised as Parking Places for Doctors vehicles.

(1)	(2)	(3)
No of Doctor parking place	Each part of the road described below in this column is an authorised parking place for doctors vehicles	Position in which vehicles may wait.
1	<u>Summer Hill Terrace</u> All that part of the Northeast side which is bounded on the Northeast by so much of the edge of carriageway of that highway as extends from a point 52 metres Southeast of the Southeast kerbline of Powell Street for a distance of 15 metres in a Southeasterly direction and has a width throughout of 2 metres.	Alongside edge of carriageway

GIVEN under the COMMON SEAL of BIRMINGHAM CITY COUNCIL the 14th day of
February One thousand nine hundred and ninety six

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

A large, stylized handwritten signature in black ink, appearing to read "Janet B. Smith". The signature is written over a large, faint circular mark.

Solicitor

21899

TMD/CP/1798

14RA

C/DOCS/1798/10