

Birmingham City Council
(Jewellery Quarter Birmingham)
(Controlled Parking Zone) Order 2011

Birmingham City Council ("the Council") in exercise of its powers under Sections 1(1) and (2), 2(1) to (3), 4(2), 32(1), 35(1), 45, 46, 49, 53, 101 and 102 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. Commencement and citation

- 1.1 This Order shall come into operation on the 21st Day of October Two Thousand and Eleven and may be cited as Birmingham City Council (Jewellery Quarter Birmingham) (Controlled Parking Zone) Order 2011.
- 1.2 The Plan Index titled "Birmingham City Council (Jewellery Quarter Birmingham) (Controlled Parking Zone) Order 2011 Plan Index" (attached hereto) is incorporated into this Order.
- 1.3 The On-Street Plans titled "Birmingham City Council (Jewellery Quarter Birmingham) (Controlled Parking Zone) Order 2011" (attached hereto) are incorporated into this Order.
- 1.4 The Charge Index titled "Birmingham City Council (Jewellery Quarter Birmingham) (Controlled Parking Zone) Order 2011 Charge Index" (attached hereto) is incorporated into this Order.
- 1.5 The Schedule of Charges titled "Birmingham City Council (Jewellery Quarter Birmingham) (Controlled Parking Zone) Order 2011 Charge Schedule" (attached hereto) is incorporated into this Order.

2.0 Interpretation

- 2.1 In this Order except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:

"Authorised Person" means an employee or agent of the Council authorised to exercise all or any of the functions of the Council under this Order;

"Authorised Taxi Rank" means any area of carriageway which is comprised within and indicated by a road marking complying with diagram 1028.2 in The Traffic Signs Regulations and General Directions 2002 (as amended);

"Bus" has the same meaning as in Regulation 22 of the Traffic Signs Regulations and General Directions 2002 (as amended);

"Bus Parking Place" means a part of a Road identified as such on the On-Street Plans for use as a Parking Place for a Bus;

"Bus Stand" means an area of Carriageway bounded by a Traffic Sign shown in diagram 1025.1, 1025.3 or 1025.4 in The Traffic Signs Regulations and General Directions 2002 (as amended) and which includes the words "Bus Stand";

"Bus Stop" means an area of Carriageway bounded by a Traffic Sign shown in diagram 1025.1, 1025.3 or 1025.4 in The Traffic Signs Regulations and General Directions 2002 (as amended) and which includes the words "Bus Stop";

"Car Club Parking Place" means a part of a Road designated by this Order as a Parking Place for a vehicle displaying a Car Club Permit;

"Car Club Permit" means a Permit issued under the provisions of this Order to identify a vehicle which may park in a Car Club Parking Place;

"Carriageway" and "Footway" have the same meaning as in Section 329 (1) of the Highways Act 1980;

"Central Reservation" has the same meaning as in Regulation 4 of the Traffic Signs Regulations and General Directions 2002 (as amended);

"Charge Index" means the (sealed) sheet titled as "Birmingham City Council (Jewellery Quarter Birmingham) (Controlled Parking Zone) Order 2011 Charge Index", in this Order that records Charge Schedules that are current for the purposes of interpretation of this Order;

"Charge Schedule(s)" means the Schedule(s) titled "Birmingham City Council (Jewellery Quarter Birmingham) (Controlled Parking Zone) Order 2011 Charge Schedule" incorporated into this Order, which are recorded as current for the purposes of interpretation of this Order in the Charge Index;

"Disabled Person's Badge" and "Parking Disc" have the same meaning as in Regulation 3 (1) of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000 (as amended);

"Disabled Person's Parking Place" means a part of a Road identified as such on the On-Street Plans for use as a Parking Place for a vehicle which displays in the Relevant Position a Disabled Person's Badge;

"Disabled Person's Vehicle" has the same meaning as in section 142 of the Act;

"Driver" means the person driving or having control or charge of the vehicle at any given time and in particular in relation to a vehicle waiting in a Parking Place the person driving at the time it was left in the Parking Place;

"Duplicate Employee Permit" means a duplicate Employee Permit issued under Article 11.6.1 – 11.6.7;

"Duplicate Family Carer Permit" means a duplicate Family Carer Permit issued under Article 11.6.1 – 11.6.7;

"Duplicate Resident Permit" means a duplicate Resident Permit issued under Article 11.6.1 – 11.6.7;

"Duplicate Special Permit" means a duplicate Special Permit issued under the provisions of this Order to replace a Special Permit that has been lost, destroyed, mutilated or accidentally defaced or the figures or particulars thereon have become illegible or the colour of the Special Permit has become altered by fading or otherwise;

"Electronic Communications Apparatus" has the same meaning as in Schedule 2 to the Telecommunications Act 1984 (as amended);

"Employee" means a person whose principal place of employment has a postal address located on any Road or part of a Road contained within the boundary of the Jewellery Quarter Controlled Parking Zone as indicated on On-Street Plan reference JQ/1

"Employee Permit" means a Permit issued to an Employee under the provisions of Article 11.4.1 – 11.4.7

"Family Carer Permit" means a Permit issued to a Resident under the provisions of Article 11.3.1 – 11.3.7

"Goods" includes postal packets of any description; and delivering and collecting in relation to any Goods includes checking the Goods for the purpose of their delivery or collection;

"Goods Vehicle" means a motor vehicle which is constructed or adapted for use for the carriage of Goods or burden of any description or a Trailer so constructed or adapted;

"Highway" means all Carriageways, Footways, Central Reservations and verges;

"Licensed Taxi" has the same meaning as in Section 13(3) of the Transport Act 1985;

"Loading" includes loading and unloading where appropriate;

"Loading Bay" means part of a Road identified as such on the On-Street Plans and indicated by a road marking complying with diagram 1028.3 when used in conjunction with a sign complying with diagram 660.4 in The Traffic Signs Regulations and General Directions 2002 (as amended) where no vehicles may wait except to load or unload;

"Mobile Telephone" means wireless telegraphy apparatus (as defined in the Wireless Telegraphy Act 2006) designed or adapted for the purpose of transmitting and receiving spoken messages so as to provide a telephone which is connected to a public electronic communications network (within the meaning of the Communications Act 2003) and is not physically connected to a land-line"

"Motor Cycle" and "Invalid Carriage" have the same meaning respectively as in section 136 of the Act;

"Motor Cycle Parking Place" means a part of a Road designated for use as a Parking Place for Solo Motor Cycles;

"On-Street Plan(s)" means the plan(s) titled "Birmingham City Council (Jewellery Quarter Birmingham) (Controlled Parking Zone) Order 2011" incorporated into this Order, which are recorded as current for the purposes of interpretation of this Order in the Plan Index.;

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

"Parking Place" means where the context permits the various types of Parking Place identified in Article 2.2 and identified as such on the On-Street Plans, provided that the expression "Parking Place" shall not for the purposes of this Order include any Road or part of a Road indicated by a road marking complying with diagram 1017 in The Traffic Signs Regulations and General Directions 2002 (as amended);

"Parking Place With Payment" means a Parking Place identified in Article 6.2;

"Parking Place Without Payment" means a Parking Place identified in Article 7.1;

"Parking Space" means a space provided for the leaving of vehicles in a Parking Place;

"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 sixteen passengers exclusive of the Driver, and not drawing a Trailer;

"Pedal Cycle" has the same meaning as in Regulation 4 of the Traffic Signs Regulations and General Directions 2002 (as amended);

"Permit" means where the context permits the various types of Permit identified in Article 2.3;

"Permit Holder" means a person to whom a Permit has been issued under the provisions of this Order;

"Permitted Hours" means the period between 0800 hours and 1800 hours on any day, any such day not being Christmas Day, Good Friday, Easter Sunday or a bank holiday being a public holiday;

"Plan Index" means the (sealed) sheet titled as the "Birmingham City Council (Jewellery Quarter Birmingham) (Controlled Parking Zone) Order 2011 Plan Index", in this Order that records plans that are current for the purposes of interpretation of this Order;

"Police Parking Place" means a part of a Road identified as such on the On-Street Plans for use as a Parking Place for vehicles being used in pursuance of police duties;

"Registered Keeper" means the person or organisation recorded by the Driver and Vehicle Licensing Agency as being the legal keeper of a motor vehicle;

"Relevant Fee" means in relation to a Permit or a duplicate Permit, the respective fee which shall be determined from time to time by the Council to be paid by an applicant;

"Relevant Position" means:

- (a) for the display of a Permit, that the Permit is displayed either on the inside of the front windscreen of the vehicle, where the vehicle is fitted with a front windscreen, or in a conspicuous position on the vehicle so that, in either case, all the information recorded on the front of the Permit is legible and

clearly visible to a person standing at the front or nearside of the vehicle and the Permit shall be displayed for the whole time that the vehicle remains in the Parking Place;

- (b) for the display of a Disabled Person's Badge or Parking Disc, that the Disabled Person's Badge or Parking Disc is displayed as stated in Regulation 4 of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000 (as amended);

"Resident" means a person whose principal residential address is located on any Road or part of a Road contained within the boundary of the Jewellery Quarter Controlled Parking Zone as indicated on On-Street Plan reference JQ/1;

"Resident Permit" means a Permit issued to a Resident under the provisions of Article 11.3.1 – 11.3.7

"Resident Visitor Permit" means a Permit issued under the provisions of Articles 11.5.1 – 11.5.4 to a Resident and which Permit is to be displayed on a Passenger Vehicle, a Goods Vehicle not exceeding 5 tonnes maximum gross weight or a Solo Motor Cycle being used by a visitor, who is recognised by that Resident, when it is parked in a Permit Parking Place for the purposes of visiting that Resident

"Restricted Hours" means in relation to any Restricted Road specified in this Order, the period between 0800 hours and 1800 hours on any day except in relation to any Restricted Road or part of a Restricted Road where a 'no waiting at any time' period is indicated on the On-Street Plans;

"Restricted Road" means any Road or part of a Road contained within the boundary of the Jewellery Quarter Controlled Parking Zone as indicated on On-Street Plan reference JQ/1, provided that the expression "Restricted Road" shall not for the purposes of Articles 5.1 to 5.5 include any Parking Place;

"Road" has the same meaning as in Section 142 (1) of the Act;

"Solo Motor Cycle" has the same meaning as in Regulation 4 of the Traffic Signs Regulations and General Directions 2002 (as amended);

"Special Permit" means a Permit issued from time to time by the Council to specified vehicles;

"Special Permit Parking Place" means a part of a Road identified as such on the On-Street Plans for use as a Parking Place for a vehicle displaying a Special Permit in the Relevant Position;

"Ticket Machine" means apparatus designed to indicate the time by a clock and to issue a numbered parking ticket indicating the payment of a charge, the period in respect of which it has been paid and the date and time at which the charge was paid;

"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;

"Traffic Warden" means a Traffic Warden employed by a police authority in pursuance of Section 95 of the Act;

"Trailer" means any vehicle other than a motor vehicle;

"Universal Service Provider" has the same meaning as in Section 4 (3) and (4) of the Postal Services Act 2000 (as amended).

- 2.2 Where the context so permits references in this Order to "Parking Place" shall include reference to a Parking Place With Payment, Parking Place Without Payment, Bus Parking Place, Car Club Parking Place, Disabled Person's Parking Place, Loading Bay, Motor Cycle Parking Place, Permit Parking Place, Police Parking Place or Special Permit Parking Place;
- 2.3 Where the context so permits references in this Order to "Permit" shall include reference to a Employee Permit, Duplicate Employee Permit, Resident Permit, Duplicate Resident Permit, Resident Visitor Permit, Special Permit, Duplicate Special Permit, Family Carer Permit, Duplicate Family Carer Permit or Car Club Permit;
- 2.4 For the purpose of this Order a vehicle shall be deemed to wait for a period of more than twenty minutes in the same place in any Restricted Road if any point in that Road, which is below the vehicle when it first stops, remains below the vehicle or its load (if any) throughout a period exceeding twenty minutes, whether or not the vehicle is moved during that period.
- 2.5 The prohibitions and restrictions of waiting and the prohibitions of stopping imposed by this Order shall also apply to the Footways and verges contiguous to the various parts of Road referred to in this Order.
- 2.6 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.
- 2.7 Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended by any subsequent enactment.
- 2.8 The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any regulation made or having effect as if made under the Act or by or under any other enactment provided that where a prohibition or restriction which is imposed, varied or revoked by this Order is in conflict with a prohibition or restriction imposed by a previous Order, then the provision of this Order shall prevail.
- 2.9 The Orders listed in Schedule 1 are varied to the extent specified in that schedule.
- 2.10 The Orders listed in Schedule 2 are revoked.
- 2.11 The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

3.0 General

- 3.1 Where a penalty charge notice has been issued, the penalty charge shall be paid to the Council in accordance with the instructions on the penalty charge notice.
- 3.2.1 Where a penalty charge notice or any other notice has been attached to a vehicle as a result of a failure to comply with the provisions of this Order, no person not being the Driver of the vehicle, a police constable in uniform or an Authorised Person shall remove the notice from the vehicle unless authorised to do so by the Driver.
- 3.2.2 Where a Permit has been displayed in the Relevant Position on a vehicle in accordance with the provisions of this Order no person, not being the Permit Holder, shall remove the Permit from the vehicle unless authorised to do so by the Permit Holder or the Driver;
- 3.2.3 Where a ticket has been displayed in the Relevant Position on a vehicle in accordance with the provisions of this Order no person shall remove the ticket from the vehicle unless authorised to do so by the Driver;

4.0 No Stopping Controls

- 4.1 Where, in relation to any part of a Restricted Road shown on the On-Street Plans, a period of 'no stopping' is indicated, then, subject to the provisions of Article 4.2 no person shall cause or permit any vehicle to stop during that period in that part of the Restricted Road.
- 4.2 Exemptions to 'no stopping' controls
- 4.2.1 Nothing in Article 4.1 shall prohibit any persons from causing or permitting any vehicle to stop in the lengths of Restricted Road or on the sides of Restricted Road referred to therein if:
- (a) required by law to cause the vehicle to stop or not to proceed;
 - (b) obliged to stop the vehicle so as to avoid an accident;
 - (c) prevented from proceeding in the vehicle by circumstances beyond the person's control;
 - (d) getting or giving help in consequence of an accident or an emergency, or otherwise taking action for public safety;
 - (e) opening or closing a gate or other barrier at the entrance to premises to which the vehicle is being driven or from which it has emerged if it is not reasonably practicable to cause the vehicle to stop elsewhere for the purpose;
 - (f) enabling up to a maximum of two vehicles to stop at or near to any premises situated on or adjacent to the said lengths or sides of Restricted Road so long as the waiting by these vehicles is reasonably necessary in connection with any wedding or funeral;

- (g) the vehicle is being used for police, ambulance or fire brigade purposes;
 - (h) the vehicle is being used in connection with the removal of any obstruction to traffic;
 - (i) the vehicle is being used in connection with the maintenance, improvement or reconstruction of any part of that Restricted Road.
 - (j) the vehicle is being used in connection with the laying, erection, alteration or repair in or on land adjacent to the said lengths of Restricted Road or sides of 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.
 - (k) the vehicle (other than a Passenger Vehicle) cannot conveniently be used for such purpose in any other Road and is being used in the service of a local authority, a water undertaker, a sewerage undertaker, the National Rivers Authority or their agents in pursuance of statutory powers or duties;
- 4.2.2 The controls specified in Article 4.1 do not apply to anything done with the permission of an Authorised Person or with the permission or at the direction of a police constable in uniform or a Traffic Warden.
- 5.0 Prohibition and Restriction of Waiting**
- 5.1 Save as provided in Articles 5.2, 5.3, 5.4 and 5.5, no person shall, except upon the direction of a police constable in uniform or with the permission of an Authorised Person, cause or permit any vehicle to wait in any Restricted Road during the Restricted Hours.
- 5.2 Where, in relation to any part of a Restricted Road shown on the On-Street Plans, a period of no waiting is indicated which is either shorter or longer than the Restricted Hours, then, subject to the provisions of Articles 5.3, 5.4 and 5.5, no person shall except upon the direction of a police constable in uniform or with the permission of an Authorised Person, cause or Permit any vehicle to wait during that period in that part of the Road.
- 5.3 Nothing in Articles 5.1 or 5.2 shall prohibit any persons from causing or permitting any vehicle to wait in the lengths of Restricted Road or on the sides of Restricted Road referred to therein for so long as may be necessary:
- (a) to enable a person to board or alight from the vehicle;
 - (b) 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 an accident;
 - (c) to enable the vehicle if it bears the livery of a Universal Service Provider being used for the purposes of the provision of a universal postal service as defined in the Postal Services Act 2000 (as amended);

- (d) to enable the vehicle to be used for police, ambulance or fire brigade purposes;
- (e) to enable the vehicle (other than a Passenger Vehicle) if it cannot conveniently be used for such purpose in any other Road to be used in the service of a local authority, a water undertaker or a sewerage undertaker or the National Rivers Authority or their agents in pursuance of statutory powers or duties;
- (f) to enable up to a maximum of two vehicles to stop at or near to any premises situated on or adjacent to the said lengths or sides of Restricted Road so long as the waiting by these vehicles is reasonably necessary in connection with any wedding or funeral;
- (g) to enable 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) building, industrial or demolition operations;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance, improvement or reconstruction of the said lengths of Road or sides of Road; or
 - (iv) 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 or Ticket Machine;
- (h) if the vehicle is a Licensed Taxi waiting upon any duly Authorised Taxi Rank.

5.4 Loading

- 5.4.1 Nothing in Articles 5.1 or 5.2 shall prohibit any persons from causing or permitting any vehicle to wait in the lengths of Restricted Road or on the sides of Restricted Road referred to therein for so long as may be necessary to enable Goods to be loaded on to the vehicle except for any period indicated on the On-Street Plans when Loading is not permitted in that part of the Restricted Road;
- 5.4.1.1 Provided that no vehicle (other than a Goods Vehicle) engaged in delivering or collecting Goods or merchandise, including, so far as a bank is concerned, cash or other valuables or valuable securities, or being loaded shall wait during the Restricted Hours in the same place in any Restricted Road for a period of more than twenty minutes or such longer period as a police constable in uniform or an Authorised Person may authorise;
- 5.4.2 Notwithstanding anything in Articles 5.4.1 and 5.4.1.1, the Driver of a vehicle waiting for the purpose of delivering or collecting Goods or merchandise or Loading the vehicle shall move the vehicle on the instruction of a police

constable in uniform or of an Authorised Person whenever such moving may be reasonably necessary for the purpose of preventing obstruction.

5.5 Exemption for Disabled Person Badge Holders

5.5.1 Where a period of 'no waiting' indicated on the On-Street Plans exceeds three hours, nothing in Articles 5.1 or 5.2 shall prohibit any persons from causing or permitting a 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 the lengths of Restricted Road or on the sides of the Restricted Road referred to in that Article 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 lengths or on the same sides of Restricted Road on the same day provided that such period lies entirely outside any 'no loading' period specified for that length of Road.

5.5.2 Where a period of 'no waiting' indicated on the On-Street Plans does not exceed three hours, nothing in Articles 5.1 or 5.2 shall prohibit any persons from causing or permitting a vehicle which displays in the Relevant Position a Disabled Person's Badge to wait in the lengths of Restricted Road or on the sides of the Restricted Road referred to in that Article provided that such period lies entirely outside any 'no loading' period specified for that length of Road.

6.0 Parking Places with Payment

6.1 In this section, Parking Place With Payment includes Parking Place With Payment with 4 hours maximum stay, Parking Place With Payment with 2 hours maximum stay and Parking Place With Payment with 20 minutes maximum period of stay.

6.2 Each part of a Road identified as such on the On-Street Plans for use as a Parking Place with payment is designated as a Parking Place With Payment

6.3 The length and situation of Parking Space(s) and of non-parking space(s) in each Parking Place With Payment shall be as may be determined by the Council.

6.4 Each Parking Space may be used, subject to the provisions of this Order, for the leaving during the Permitted Hours of such vehicles as are Passenger Vehicles, Goods Vehicles, Motor Cycles, Invalid Carriages or Disabled Persons' Vehicles.

6.5 The parking charges and relevant additional charges for a vehicle left in a Parking Place With Payment shall be as indicated in the Charge Schedule.

6.6 Payment of Parking Charges, etc.

6.6.1 Where a Driver parks a vehicle in a Parking Place With Payment, the Driver shall pay on leaving the vehicle in the Parking Place With Payment either:

- (a) a parking charge as specified by Article 6.5 by the insertion in the Ticket Machine adjacent to that Parking Place With Payment of an appropriate coin or coins, where more than one coin is required, and they shall be inserted in the Ticket Machine immediately one after the other; or
 - (b) a parking charge and relevant additional charges as specified by Article 6.5 by the making of an appropriate payment by Mobile Telephone in accordance with any instructions set out in notices on the Ticket Machine.
- 6.6.2 Where a Driver in seeking to pay a parking charge as in Article 6.6.1(a) inserts into a Ticket Machine a coin or coins, the total value of which exceeds the parking charge for a specified number of hours, a ticket will be issued only for the number of hours, for which the whole of the parking charge has been paid.
- 6.6.3 Where a Driver parked in a Parking Place With Payment in seeking to pay a parking charge as in Article 6.6.1(a) finds that the Ticket Machine adjacent to that Parking Place With Payment is faulty, the Driver must pay the parking charge using an alternative Ticket Machine relevant to the same period of waiting which is located on any road contained within the boundary of the Jewellery Quarter Controlled Parking Zone as indicated on the On-Street Plan reference JQ/1.
- 6.6.4 Where a Driver attempts to pay the parking charge in accordance with Article 6.6.1(b) but is unable to do so, the Driver shall pay the parking charge in accordance with Article 6.6.1(a).
- 6.6.5 Any tickets issued on the payment of the charge referred to in Articles 6.6.1(a) and 6.6.3 shall be displayed on the vehicle, in respect of which it was issued, either on the inside of the front windscreen of the vehicle, where the vehicle is fitted with a front windscreen, or in a conspicuous position on the vehicle so that, in either case, all the information recorded on the front of the ticket is legible and clearly visible to a person standing at the front or nearside of the vehicle and the ticket shall be so displayed for the whole time that the vehicle remains in the Parking Place With Payment;
- 6.7
 - (a) A vehicle must not be left in a Parking Place With Payment during the Permitted Hours for longer than the period for which payment has been made by the parking charge;
 - (b) Except with the written authority of the Council, the Driver of a vehicle shall not permit it to wait in a Parking Place With Payment for longer than the maximum period permitted for waiting specified on the On-Street Plans in relation to that Parking Place and a vehicle found waiting in contravention of this Article shall be treated as a vehicle parked without displaying a valid ticket for each and every day thereafter.
- 6.8.1
 - (a) Payment of the parking charge in accordance with Article 6.6.1(a) for a vehicle left during the Permitted Hours in a Parking Space in a Parking Place With Payment shown on the On-Street Plans shall be indicated by the display of a ticket in accordance with the provisions of Article

6.6.5, which has been issued by the Ticket Machine relating to the Parking Space in which the vehicle is left or by an alternative Ticket Machine relevant to the same maximum period of waiting indicating that charge has been paid, the time by which the vehicle must be removed from the Parking Space and the day and time of payment of the charge.

- (b) Payment of the parking charge in accordance with Article 6.6.1(b) for a vehicle left during the Permitted Hours in a Parking Space in a Parking Place shown on the On-Street Plans shall be indicated by a verbal or text message confirmation sent to the Driver's Mobile Telephone indicating that the payment has been accepted and confirming the time at which the period for which payment has been made by the parking charge will expire
- (c) The expiry of the period for which the parking charge has been paid in accordance with Article 6.6.1(b) shall be indicated in the electronic record of the parking charge payments accepted.

6.8.2 The day and time recorded on a ticket as being the day on which the charge specified in Article 6.5 has been paid shall be presumed unless the contrary is proved to be the day and time in respect of which the charge was paid.

6.8.3 If at any time while a vehicle is left during the Permitted Hours in a Parking Place With Payment shown on the On-Street Plans, the clock on the Ticket Machine which issued the ticket displayed on the vehicle in accordance with Article 6.6.5 and the time shown on the ticket displayed on the vehicle indicate that the time period in respect of which payment has been duly made has expired it shall be presumed unless the contrary is proved that the parking charge has been duly paid in respect of that vehicle, and that the parking period for which payment was made by the parking charge has already expired.

6.9 No person shall insert in a Ticket Machine relating to the Parking Space 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.

6.10 The maximum period that a vehicle may remain in a Parking Place with Payment on payment of the relevant parking charge is as indicated on the On-Street Plans

6.11 No vehicle which has been taken away from a Parking Space in a Parking Place With Payment, after the parking charge has been incurred, shall again be left in that Parking Place With Payment during the Permitted Hours until the expiration of the 'no return' period indicated on the On-Street Plans.

6.12 Exemptions from charges

6.12.1 The following vehicles left in Parking Spaces during the Permitted Hours shall be exempt from the payment of any charge or compliance with any limitation of time during which a vehicle may be left in a Parking Place specified in the foregoing provisions of this Order:

- (i) an Invalid Carriage;

- (ii) a vehicle issued to a disabled person by a department of the United Kingdom Government in lieu of an Invalid Carriage;
 - (iii) a Disabled Person's Vehicle which displays in the relevant position a Disabled Person's Badge.
- 6.12.2 Without prejudice to the generality of Article 6.12.1, a vehicle to which Article 6.12.1 applies shall stand in the Parking Space in accordance with the provisions of Article 10.3 and wholly within the limits of that space.
- 6.13 Installation of Ticket Machines, etc
- 6.13.1 The Council may install in such positions in or in the vicinity of a Parking Place With Payment as they may think fit such Ticket Machines as are required by this part of this Order for the purposes of that Parking Place.
- 6.13.2 The Council may carry out other work as is authorised by this Part of this Order or is reasonably required for the purposes of the satisfactory operation of a Parking Place.
- 7.0 Parking Places without Payment**
- 7.1 Each part of a Road identified as such on the On-Street Plans for use as a Parking Place without Payment is designated as a Parking Place Without Payment
- 7.2 The length and situation of Parking Space (s) and of non-parking space (s) in each Parking Place Without Payment shall be as may be determined by the Council.
- 7.3 Each Parking Space may be used, subject to the provisions of this Order, for the leaving during the Permitted Hours of such vehicles as are Passenger Vehicles, Goods Vehicles, Motor Cycles, Invalid Carriages or Disabled Persons' Vehicles.
- 7.4 Duration of stay
- 7.4.1 Within the length (s) of Parking Space in a Parking Place Without Payment it shall be permitted to set aside a part or parts or the whole of the Parking Space for parking of a maximum duration as shown on the On-Street Plans, and the situation of such Parking Space shall be as determined by the Council.
- 7.4.2 Where a part, parts or the whole of a Parking Space within a Parking Place Without Payment has been set aside, with the appropriate Traffic Signs, for parking of a maximum duration as shown on the On-Street Plans the Driver of a vehicle shall not permit it to wait in that Parking Space for longer than the duration permitted for waiting as shown on the On-Street Plans.
- 7.4.3 When a vehicle has left a Parking Place Without Payment after waiting thereon the Driver thereof shall not permit it to wait again in that Parking Place before the no return period as shown on the On-Street Plans has elapsed.

7.5 The following vehicles left in a Parking Place be exempt from any limitation on time specified in Article 7.4.2:

- (i) an Invalid Carriage
- (ii) a vehicle issued to a disabled person by a department of the United Kingdom Government in lieu of an Invalid Carriage; or
- (iii) a Disabled Person's Vehicle which displays in the relevant position a Disabled Person's Badge

7.6 Without prejudice to the generality of Article 7.5, a vehicle to which Article 7.5 applies shall stand in the Parking Space in accordance with the provisions of Article 10.3 and wholly within the limits of that space.

8.0 Prohibition and Restriction of Loading

8.1 Where, in relation to any part of a Restricted Road shown on the On-Street Plans, a period of 'no Loading' is indicated, then, subject to the provisions of Article 8.2 no person shall cause or permit any vehicle to wait during the process of Loading during that period in that part of the Restricted Road.

8.2 Exemptions to 'no loading' controls

8.2.1 Nothing in Article 8.1 shall prohibit any persons from causing or permitting any vehicle to wait in the lengths of Restricted Road or on the sides of Restricted Road referred to therein:

- (a) to enable a person to board or alight from the vehicle;
- (b) 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 an accident;
- (c) to enable the vehicle if it bears the livery of a Universal Service Provider being used for the purposes of the provision of a universal postal service as defined in the Postal Services Act 2000 (as amended);
- (d) to enable the vehicle to be used for police, ambulance or fire brigade purposes;
- (e) to enable the vehicle (other than a Passenger Vehicle) if it cannot conveniently be used for such purpose in any other Road to be used in the service of a local authority, a water undertaker or a sewerage undertaker or the National Rivers Authority or their agents in pursuance of statutory powers or duties;
- (f) to enable up to a maximum of two vehicles to stop at or near to any premises situated on or adjacent to the said lengths or sides of Restricted Road so long as the waiting by these vehicles is reasonably necessary in connection with any wedding or funeral;

- (g) to enable 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) building, industrial or demolition operations;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance, improvement or reconstruction of the said lengths of Road or sides of Road; or
 - (iv) 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 or Ticket Machine;

8.2.2 The controls specified in Article 8.1 do not apply to anything done with the permission of an Authorised Person or with the permission or at the direction of a police constable in uniform or a Traffic Warden.

9.0 Other Parking Places

9.1 Bus Parking Places

9.1.1 Where a part of a Road shown on the On-Street Plans is identified as a Bus Parking Place then subject to the provisions of this Order, no person shall except upon the direction of a police constable in uniform or a Traffic Warden or with the permission of an Authorised Person, cause or permit any vehicle to wait in the Bus Parking Place during its specified hours of operation unless it is a Bus.

9.1.2 Where, in relation to a Bus Parking Place shown on the On-Street Plans, a permitted period for parking is indicated, then, no person shall except upon the direction of a police constable in uniform or a Traffic Warden or with the permission of an Authorised Person, cause or permit a Bus to park during that period:

- (a) for longer than the maximum period of parking specified for that Bus Parking Place;
- (b) if a period of less than the no return interval specified for that Bus Parking Place has elapsed since the termination during the said hours of the last period of parking (if any) of the Bus in that length of Road.

9.2 Car Club Parking Places

9.2.1 Where a part of a Road shown on the On-Street Plans is identified as a Car Club Parking Place then subject to the provisions of this Order, no person shall except upon the direction of a police constable in uniform or a Traffic Warden or with the permission of an Authorised Person, cause or permit any vehicle to wait in the Car Club Parking Place during its specified hours of operation unless it displays a Car Club Permit in the relevant position and

that Car Club Permit is so displayed for the whole time that the vehicle remains in the Car Club Parking Place.

9.3 Disabled Persons' Parking Places

- 9.3.1 Where a part of a Road shown on the On-Street Plans is identified as a Disabled Person's Parking Place then subject to the provisions of this Order, no person shall except upon the direction of a police constable in uniform or a Traffic Warden or with the permission of an Authorised Person, cause or permit any vehicle to wait in the Disabled Person's Parking Place during its specified hours of operation unless it is a vehicle displaying a Disabled Person's Badge in the Relevant Position and the Disabled Persons Badge is so displayed for the whole time that the vehicle remains in the Disabled Persons Parking Place.

9.4 Loading Bays

- 9.4.1 Any part of a Road shown on the On-Street Plans, which is described as a Loading Bay and is indicated by a road marking complying with the "Loading Only" permitted variant of diagram 1028.3 in The Traffic Signs Regulations and General Directions 2002 (as amended), is designated as a Loading Bay.
- 9.4.2 Subject to the provisions of this Order, no person shall except upon the direction of a police constable in uniform or a Traffic Warden or with the permission of an Authorised Person, cause or permit any vehicle to wait in the Loading Bay other than during the process of Loading.
- 9.4.3 Where, in relation to a Loading Bay shown on the On-Street Plans, a permitted period for Loading is indicated, then, no person shall except upon the direction of a police constable in uniform or a Traffic Warden or with the permission of an Authorised Person, cause or permit any vehicle to park during that period:
- (a) for longer than the maximum period of waiting specified for that Loading Bay;
 - (b) if a period of less than the no return interval specified for that Loading Bay has elapsed since the termination during the said hours of the last period of waiting (if any) of the vehicle in that length of Road.

9.5 Motor Cycle Parking Places

- 9.5.1 Where a part of a Road shown on the On-Street Plans is identified as a Motor Cycle Parking Place then subject to the provisions of this Order, no person shall except upon the direction of a police constable in uniform or a Traffic Warden or with the permission of an Authorised Person, cause or permit any vehicle to wait in the Motor Cycle Parking Place during its specified hours of operation unless it is a Solo Motor Cycle.

9.6 Police Parking Places

- 9.6.1 Where a part of a Road shown on the On-Street Plans is identified as a Police Parking Place then subject to the provisions of this Order, no person shall except upon the direction of a police constable in uniform or a Traffic

Warden or with the permission of an Authorised Person, cause or permit any vehicle to wait in the Police Parking Place during its specified hours of operation unless it is a vehicle being used in pursuance of police duties.

9.7 Permit Parking Places

9.7.1 Where a part of a Road shown on the On-Street Plans is identified as a Permit Parking Place, then subject to the provisions of this Order, no person shall except upon the direction of a police constable in uniform or a Traffic Warden or with the permission of an Authorised Person, cause or permit any vehicle to wait in the Permit Parking Place unless:

- (a) it is a Passenger Vehicle, a Goods Vehicle not exceeding 5 tonnes maximum gross weight or a Solo Motor Cycle; and
- (b) the vehicle is displaying a valid Permit in the Relevant Position and that Permit is so displayed for the whole time that the vehicle remains in the Permit Parking Place.

10.0 Parking Places in General

10.1 Exemptions

- 10.1.1 Nothing in Articles 9.1.1, 9.2.1, 9.3.1, 9.4.2, 9.4.3, 9.5.1 and 9.7.1 shall prohibit any persons from causing or permitting any vehicle to wait in the lengths of Road or on the sides of Road referred to therein for so long as may be necessary:
- (a) to enable a person to board or alight from the vehicle;
 - (b) to enable the vehicle if it bears the livery of a Universal Service Provider being used for the purposes of the provision of a universal postal service as defined in the Postal Services Act 2000 (as amended);
 - (c) to enable the vehicle to be used for police, ambulance or fire brigade purposes;
 - (d) to enable up to a maximum of two vehicles to stop at or near to any premises situated on or adjacent to the said lengths or sides of Restricted Road so long as the waiting by these vehicles is reasonably necessary in connection with any wedding or funeral;
 - (e) to enable the vehicle (other than a Passenger Vehicle) if it cannot conveniently be used for such purpose in any other Road to be used in the service of a local authority, a water undertaker, a sewerage undertaker, the National Rivers Authority or their agents in pursuance of statutory powers or duties;
 - (f) to enable 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) building, industrial or demolition operations when authorised by an Authorised Person by virtue of article 10.2.1;

- (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance, improvement or reconstruction of the said lengths of Road or sides of Road; or
 - (iv) the laying, erection, alteration or repair in or on 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, Traffic Sign or Ticket Machine.
- 10.1.2 No charge specified in the provisions of this Order shall be payable in respect of any vehicle waiting in a Parking Place in accordance with the provisions of Article 10.1.1.
- 10.1.3 Nothing in the provisions of Article 10.1.1 and 10.1.2 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.
- 10.2 Power to suspend use of Parking Places
- 10.2.1 An Authorised Person may suspend the use of any 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:
- (a) for the purpose of facilitating the movement of traffic or promoting its safety;
 - (b) for the purpose of any building operation, demolition or excavation in or adjacent to the Parking Place or the maintenance, improvement or reconstruction of the Parking Place or the laying, erection, alteration, removal or repair in or adjacent to the Parking Place of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or any Electronic Communications Apparatus or Traffic Sign;
 - (c) for the convenience of occupiers of premises adjacent to the Parking Place on any occasion of the removal of furniture from one office or dwelling house to another or the removal of furniture from such premises to a depository or to such premises from a depository;
 - (d) on any occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed; or
 - (e) for the convenience of occupiers of premises adjacent to the Parking Place at times of weddings or funerals, or on other special occasions;
- 10.2.2 A police constable in uniform may suspend for not longer than twenty-four hours the use of any Parking Place or any part thereof whenever he considers such suspension reasonably necessary for the purpose of facilitating the movement of traffic or promoting its safety.
- 10.2.3 Any person suspending the use of any Parking Place or any part thereof in accordance with the provisions of Articles 10.2.1 or 10.2.2 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.

10.2.4 On any suspension of the use of a Parking Place or any part thereof in accordance with the provisions of Article 10.2.1 any person duly authorised by the Council may temporarily remove any Ticket Machine relating to any Parking Space within that Parking Place, or as the case may be, that part thereof and any post, bracket or other support on which such a Ticket Machine is fitted and shall thereupon place or cause to be placed in or adjacent to that Parking Space a Traffic Sign giving the indication referred to in Article 10.2.3.

10.2.5 No person shall cause or permit a vehicle to be left in any part of any 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 Article 10.2.3.

Provided that nothing in this Article 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 vehicle so left if that vehicle is left with the permission:

- (a) of an Authorised Person;
- (b) of a police constable in uniform; or
- (c) of a Traffic Warden.

10.3 The limits set aside for Parking Spaces and for no waiting in each Parking Place Without Payment shall be as indicated by the Council on the Carriageway by appropriate Traffic Signs.

10.4 Every vehicle left in a Parking Place shall so stand:-

- (a) in the case of a Parking Place that is indicated by a road marking complying with diagram 1033 in The Traffic Signs and General Directions 2002 (as amended);

that every part of the vehicle is within the limits of a Parking Space as bounded by carriageway markings in accordance with The Traffic Signs and General Directions 2002 (as amended) and or the edge of the carriageway

- (b) in the case of any other Parking Place:-

that the distance between the edge of the carriageway and the nearest wheel of the vehicle is not more than 0.3 metres; and

that every part of the vehicle is within the limits of a Parking Space as bounded by carriageway markings in accordance with The Traffic Signs and General Directions 2002 (as amended) and or the edge of the carriageway; and

(i) if the Parking Place is in a one-way street, that the left or nearside of the vehicle is adjacent to the left-hand edge of the carriageway;

(ii) If the Parking Place is not in a one-way street, that the left or nearside of the vehicle is adjacent to the left-hand edge of the carriageway or that the right or offside of the vehicle is adjacent to the right-hand edge of the carriageway.

10.4.1 Provided that, in the case of any Parking Place referred to in paragraph (b) of Article 10.4 where the length of any vehicle, being a Passenger Vehicle, precludes it from standing wholly within the limits of a Parking Space, being the appropriate space as provided in paragraph (b) of Article 10.4 such vehicle may so stand in that Parking Space that, and shall be deemed for the purposes this Article to be wholly within the limits of a Parking Space if -

(i) the extreme front portion or the extreme rear portion, as the case may be, of the vehicle is within 0.3 metres of the limits of that Parking Space which are indicated on the Carriageway in the manner provided in Article 10.3; and

(ii) no part of the vehicle is within the limits of any other Parking Space

10.5 Where any vehicle is standing in a Parking Place in contravention of the provisions of the Articles 10.4, an Authorised Person may alter or cause to be altered the position of the vehicle in order that its position shall comply with those provisions.

10.6 A police constable in uniform or an Authorised Person may move or cause to be moved, in case of emergency, to any place he thinks fit, vehicles left in a Parking Place.

10.7 The Driver of a vehicle using any Parking Place shall not permit the carrying out of any work of construction or repair on that vehicle except such as may be necessary to enable the vehicle to be removed from the Parking Place.

10.8 No person shall use any vehicle, while it is in any Parking Place during the Permitted Hours in connection with the sale of any article to any person in or near the Parking Place or in connection with the selling or offering for sale of his skill in handicraft or his services in any other capacity.

Provided that nothing in this Article shall prevent the sale of Goods from a vehicle if the vehicle is a Passenger Vehicle or a Goods Vehicle not exceeding 5 tonnes maximum gross weight left in any Parking Place and the Goods are immediately delivered at or taken into premises adjacent to the vehicle from which the sale is effected.

10.9 When a vehicle is left in a Parking Place in contravention of any of the provisions of this Order, the Registered Keeper will become liable for a penalty charge and an Authorised Person may affix a penalty charge notice to the vehicle and, subsequently, may remove or arrange for the removal of the vehicle from that Parking Place.

- 10.10 An Authorised Person removing a vehicle by virtue of Article 10.9 may do so by towing or driving the vehicle or in such other manner as he may think necessary and may take such measures in relation to the vehicle as he may think necessary to enable him to remove it as aforesaid.
- 10.11 When an Authorised Person removes or makes arrangements for the removal of a vehicle from a Parking Place by virtue of Article 10.9, he shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.
- 10.12 Any expenses incurred by the Council in removing a vehicle from a Parking Place by virtue of Article 10.9 or in making arrangements for the safe custody of the vehicle by virtue of Article 10.11 shall be recoverable by the Council from the Registered Keeper of the vehicle.
- 10.13 The Council may as respects a vehicle which has been removed from a Parking Place in pursuance of Article 10.9, if it appears to have been abandoned, sell or otherwise dispose of the vehicle after having made reasonable enquiry to ascertain the name and address of the Registered Keeper of the vehicle in accordance with the procedure set out in the Refuse Disposal (Amenity) Act 1978 (as amended).
- 10.14 A Driver of a vehicle shall not use a Parking Place so as unreasonably to prevent access to any premises adjoining the road, or the use of the road by other persons, so as to be a nuisance.
- 10.15 The Driver of a motor vehicle using a Parking Place shall stop the engine as soon as the vehicle is in position in the Parking Place, and shall not start the engine except when about to change position of the vehicle in or depart from the Parking Place
- 10.16 No person shall use a vehicle, while it is in a Parking Place, in connection with the sale of any article to persons in or near that Parking Place or in connection with the selling or offering for hire of his skill or services.

11.0 Permits

11.1 Particulars to be included on Permits

11.1.1 A Resident Permit shall include the following particulars:

- (a) The registration mark of the vehicle in respect of which the Permit has been issued;
- (b) The name of the controlled parking zone for which the Permit is issued;
- (c) the date on which the validity of the Permit will expire;
- (d) An authentication that the Permit has been issued by the Council.

11.1.2 An Employee Permit shall include the following particulars:

- (a) The registration mark of the vehicle in respect of which the Permit has been issued;
- (b) The name of the controlled parking zone for which the Permit is issued;
- (c) the date on which the validity of the Permit will expire;
- (d) An authentication that the Permit has been issued by the Council.

11.1.3 A Family Carer Permit shall include the following particulars:

- (a) The registration marks of the two vehicles, in either of which the Permit may be displayed;
- (b) The name of the controlled parking zone for which the Permit is issued;
- (c) the date on which the validity of the Permit will expire;
- (d) An authentication that the Permit has been issued by the Council.

11.1.4 A Resident Visitor Permit shall include the following particulars:

- (a) The registration mark of the vehicle in which the Permit is being displayed;
- (b) The name of the controlled parking zone for which the Permit is issued;
- (c) the date for which the visitor Permit is valid;
- (d) An authentication that the Permit has been issued by the Council.

11.1.5 A Special Permit shall include the following particulars:

- (a) An identity reference number for the Permit;
- (b) The name of the Special Permit Parking Place for which the Permit is issued;
- (c) The date for which the Permit is valid;
- (d) An authentication that the Permit has been issued on behalf of the Council.

11.1.6 A Car Club Permit shall include the following particulars:

- (a) An identity reference number for the Permit;
- (b) The name of the Car Club Parking Place for which the Permit is issued;
- (c) The date for which the Permit is valid;

- (d) An authentication that the Permit has been issued on behalf of the Council.

11.2 Provision of Permits

Special Permits

- 11.2.1 From time to time, the Council may determine that to address a particular parking need, it would be appropriate to issue a Special Permit to a person who is the Registered Keeper of a Passenger Vehicle, a Goods Vehicle not exceeding 5 tonnes maximum gross weight or a Solo Motor Cycle to enable that person or any other person using the vehicle with the Registered Keeper's consent to park the vehicle in a Special Permit Parking Place.
- 11.2.2 The issue of a Special Permit to a person shall not be construed as if any part of a Special Permit Parking Place was reserved solely for the use of a Permit Holder or that there will be space available for parking a vehicle in a Special Permit Parking Place.
- 11.2.3 An organisation which issues Special Permits on behalf of the Council shall maintain a record of the use of these Permits, the record to show the Permit identity reference number, the registration mark of the vehicle in which the Permit is being used, the date and time of the issue of the Permit and the date and time of its return.
- 11.2.4 The record of the use of any Special Permits shall be made available at any time for inspection by an Authorised Person.
- 11.2.5 The provisions of this Order shall apply to a Duplicate Special Permit, and an application therefore as if it were the Special Permit it duplicates;
- 11.2.6 The date on which the Duplicate Special Permit will expire will be the same date as shown on the Special Permit which it duplicates;

Car Club Permits

- 11.2.5 An organisation which issues Car Club Permits on behalf of the Council shall maintain a record of the use of these Permits, the record to show the Permit identity reference number, the registration mark of the vehicle in which the Permit is being used, the date and time of the issue of the Permit and the date and time of its return.
- 11.2.6 The record of the use of any Car Club Permits shall be made available at any time for inspection by an Authorised Person.

11.3 Application for and use of Resident Permits or Family Carer Permits

- 11.3.1 Any Resident who is the Registered Keeper of a Passenger Vehicle, a Goods Vehicle not exceeding 5 tonnes maximum gross weight or a Motor Cycle may apply to the Council for the issue of a Resident Permit or Family Carer Permit for the parking of that vehicle in the Permit Parking Place;
- 11.3.2 The application for Resident Permits or Family Carer Permits shall:

- (a) be made on a form issued by and obtainable from the Council;
 - (b) include the particulars and information required by such form; and
 - (c) be accompanied by the Relevant Fee.
- 11.3.3 The Council may at any time require an applicant for a Permit or a Permit Holder to produce to an employee or agent of the Council such evidence in respect of the application as they may reasonably require to verify any particulars or information given to them.
- 11.3.4 On receipt of an application duly made under Article 11.3.2, the Council upon being satisfied that the applicant is a resident and is the Registered Keeper of a vehicle of the class specified in Article 11.3.1, may, subject to Article 11.3.3 and Article 11.3.5, issue to the applicant one Resident Permit for the parking in a Permit Parking Place of the vehicle to which such Permit relates by the Registered Keeper of such vehicle or by any person using such vehicle with the consent of the Registered Keeper.
- 11.3.5 Initially only one Resident Permit or one Family Carer Permit will be issued per household; however where sufficient space is available in a Permit Parking Place, the Council may consider issuing more than one Resident Permit or Family Carer Permit to a particular household.
- 11.3.6 Where the Council have issued more than one Resident Permit or Family Carer Permit to a particular resident, all the Resident Permits and Family Carer Permits issued to that resident shall have the same period of validity;
- 11.3.7 The issue of a Resident Permit or Permits and Family Carer Permit or Permits to a Resident shall not be construed as if any part of a Permit Parking Place was reserved solely for the use of a Permit Holder or that there will be space available for parking a vehicle in a Permit Parking Place.
- 11.4 Application for and use of Employee Permits
 - 11.4.1 Any Employee who is the Registered Keeper of a Passenger Vehicle, a Goods Vehicle not exceeding 5 tonnes maximum gross weight or a Solo Motor Cycle may apply to the Council for the issue of an Employee Permit for the parking of that vehicle in the Permit Parking Place;
 - 11.4.2 The application for Employee Permits shall:
 - (a) be made on a form issued by and obtainable from the Council;
 - (b) include the particulars and information required by such form; and
 - (c) be accompanied by the Relevant Fee.
 - 11.4.3 The Council may at any time require an applicant for a Permit or a Permit Holder to produce to an employee or agent of the Council such evidence in respect of the application as they may reasonably require to verify any particulars or information given to them.

- 11.4.4 On receipt of an application duly made under Article 11.4.2, the Council upon being satisfied that the applicant is a Employee, may, subject to Article 11.4.3 and Article 11.4.5, issue to the applicant one Employee Permit for the parking in a Permit Parking Place of a vehicle of the class specified in Article 11.4.1
- 11.4.5 Initially only one Employee Permit will be issued per Employee, however where sufficient space is available in a Permit Parking Place, the Council may consider issuing more than one Employee Permit to a particular Employee.
- 11.4.6 Where the Council have issued more than one Employee Permit to a particular Employee, all the Employee Permits issued to that Employee shall have the same period of validity;
- 11.4.7 The issue of an Employee Permit or Permits to an Employee shall not be construed as if any part of a Permit Parking Place was reserved solely for the use of a Permit Holder or that there will be space available for parking a vehicle in a Permit Parking Place.
- 11.5 Application for and use of Resident Visitor Permits
- 11.5.1 Any Resident may apply to the Council for the issue of Resident Visitor Permits for the parking of a vehicle in the Permit Parking Place provided it is a vehicle of the class specified in Article 11.3.1.
- 11.5.2 The application for Resident Visitor Permits shall:
- (a) be made on a form issued by and obtainable from the Council;
 - (b) include the particulars and information required by such form; and
 - (c) be accompanied by the Relevant Fee.
- 11.5.3 The Council may at any time require an applicant for Resident Visitor Permits to produce to an officer of the Council such evidence in respect of the application as they may reasonably require to verify any particulars or information given to them.
- 11.5.4 On receipt of an application duly made under the provisions of Article 11.5.2, the Council upon being satisfied that the applicant is a resident may, subject to Article 11.5.3 issue to the applicant Resident Visitor Permits for the parking in a Permit Parking Place of a vehicle of the class specified in Article 11.3.1.
- 11.5.5 The issue of a Resident Visitor Permit or Permits to a resident shall not be construed as if any part of a Permit Parking Place was reserved solely for the use of a Permit Holder or that there will be space available for parking a vehicle in a Permit Parking Place.
- 11.6 Application for and issue of Duplicate Resident Permits, Duplicate Family Carer Permits or Duplicate Employee Permits

- 11.6.1 If a Resident Permit, Family Carer Permit or Employee Permit is mutilated or accidentally defaced or the figures or particulars thereon have become illegible or the colour of said Permit has become altered by fading or otherwise, the Permit Holder shall surrender it to the Council and may apply to the Council for the issue of a Duplicate Permit so marked;
- 11.6.2 If a Resident Permit, Family Carer Permit or Employee Permit is lost or destroyed, the Permit shall become invalid and the Permit Holder may apply to the Council for the issue to him of a Duplicate Permit so marked;
- 11.6.3 The application for Duplicate Resident Permits, Duplicate Family Carer Permits or Duplicate Employee Permits shall:
- (a) be made on a form issued by and obtainable from the Council;
 - (b) include the particulars and information required by such form; and
 - (c) be accompanied by the Relevant Fee.
- 11.6.4 The Council may at any time require an applicant for a Permit or a Permit Holder to produce to an employee or agent of the Council such evidence in respect of the application as they may reasonably require to verify any particulars or information given to them.
- 11.6.5 On receipt of an application duly made under Article 11.6.3, the Council may, subject to Article 11.6.4 and in the case of an application made due to the circumstances detailed in Article 11.6.1, subject to the Residents Permit, Family Carer Permit or Employee Permit first being returned, issue to the applicant a Duplicate Permit so marked.
- 11.6.6 The provisions of this Order shall apply to a Duplicate Resident Permit, Duplicate Family Carer Permit or Duplicate Employee Permit and an application therefore as if it were the Resident Permit, or Family Carer Permit or Employee Permit it duplicates;
- 11.6.7 The date on which the Duplicate Resident Permit, Duplicate Family Carer Permit or Duplicate Employee Permit will expire will be the same date as shown on the Resident Permit, Family Carer Permit or Employee Permit which it duplicates;
- 11.7 Surrender, Cancellation and Validity of Permits
- 11.7.1 A Permit Holder may surrender a Permit to the Council at any time;
- 11.7.2 A Permit shall cease to be valid on the occurrence of any one of the events set out in Article 11.7.4 and the Permit Holder shall surrender the Permit which he holds to the Council within 48 hours of the occurrence of the relevant event.
- 11.7.3 The Council may entirely at its own discretion cancel a Permit and notify the Permit Holder by a notice in writing served on the Permit Holder at the address shown by that person on the application for the Permit or at any other address believed to be that person's place of abode or, in the case of an Employee Permit or Car Club Permit, that person's place of business and

the Permit Holder shall surrender the Permit to the Council within 48 hours of the receipt of the aforementioned notice;

11.7.4 The events referred to in Article 11.7.2 are:

- (a) the Permit Holder ceasing to be a Resident or an Employee
- (b) the Permit Holder ceasing to be the Registered Keeper of the vehicle in respect of which the Permit was issued;
- (c) the withdrawal of such Permit by the Council under the provisions of Article 11.7.3;
- (d) the vehicle in respect of which such Permit was issued being adapted or used in such a manner that it is not a Passenger Vehicle, a Goods Vehicle not exceeding 5 tonnes maximum gross weight or a Solo Motor Cycle; or
- (e) the period of validity of the Permit has expired.

12.0 Variation and revocation of existing Traffic Regulation Orders

12.1 The Orders specified in Schedule 1 to this Order shall have effect subject to the variations specified in that part of the said Schedule, and the Orders specified in Schedule 2 to this Order are hereby revoked

SCHEDULE 1 (Article 12.1) Varied Orders

Variations to "Birmingham City Council (Parking Places and Controlled Parking Zone) (Birmingham) (Consolidation) Order 1995" (as amended)

1. In SCHEDULE 1 PART I :

The following references shall be deleted

- The 6th reference to LIVERY STREET
- All references to LIONEL STREET
- The 1st, 2nd, 3rd, 4th, 5th, 6th, 7th reference to NEWHALL STREET
- The 1st and 2nd reference to LUDGATE HILL

2. In SCHEDULE 1 PART II :

The following references shall be deleted

- All references to BROOK STREET
- All references to GEORGE STREET
- All references to LIVERY STREET
- All references to FLEET STREET
- All references to HOLLAND STREET
- All references to CHARLOTTE STREET
- All references to WATER STREET
- All references to COX STREET
- All references to LIONEL STREET
- The 1st, 2nd, 3rd, 4th, 5th, 6th, 7th, 8th, 9th, 10th reference to NEWHALL STREET

- The 2nd reference to SUMMER ROW

The 1st reference to Summer Row shall be replaced by

North side, from a point 10 metres west of the line of the kerb on the north-west side of Charlotte Street to a point 8 metres west of the line of the kerb on the north-west side of Fleet Street

The 3rd reference to Summer Row shall be replaced by

South side, whole length. Except the south side of the service road which is bounded on the north of Summer Row by so much of the edge of the carriageway of that highway as extends from a point 8 metres west of the line of the north-west kerblines of Fleet Street to the junction of Summer Row and Great Charles Street Queensway

5. In SCHEDULE 2 PART VI :

The following references shall be deleted

- All references to BROOK STREET
- All references to GEORGE STREET
- All references to JAMES STREET
- The 1st, 2nd, 3rd, 4th, 5th, 6th, 7th, 8th & 9th reference to LIVERY STREET
- All references to FLEET STREET
- All references to HOLLAND STREET
- All references to CHARLOTTE STREET
- All references to WATER STREET
- All references to COX STREET
- All references to LIONEL STREET
- All references to NEWHALL STREET
- All references to MARY ANN STREET
- All references to LUDGATE HILL
- All references to SUMMER ROW
- All references to ST PAUL'S SQUARE
- All references to CAROLINE STREET

The following references to Summer Row shall be inserted

North side, from a point 10 metres west of the line of the kerb on the north-west side of Charlotte Street to the line of the kerb on the north-west side of Fleet Street

South side, whole length. Except the south side of the service road which is bounded on the north of Summer Row by so much of the edge of the carriageway of that highway as extends from a point 8 metres west of the line of the north-west kerblines of Fleet Street to the junction of Summer Row and Great Charles Street Queensway

6. In SCHEDULE 4

The following references shall be deleted

- The 1st reference to COX STREET
- The 1st reference to FLEET STREET

- The 1st reference to LIVERY STREET
- The 1st reference to NEWHALL STREET
- The 1st reference to ST PAUL'S SQUARE (NORTH-EAST SECTION)

7. In SCHEDULE 7
The following references shall be deleted

- The 1st, 2nd and 3rd reference to NEWHALL STREET
- All references to SUMMER ROW

8. In SCHEDULE 11
The following references shall be deleted

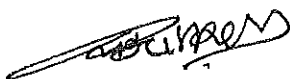
- All references to ST PAUL'S SQUARE (SOUTH EAST SECTION)

SCHEDULE 2 (Article 12.1)
Revoked Orders

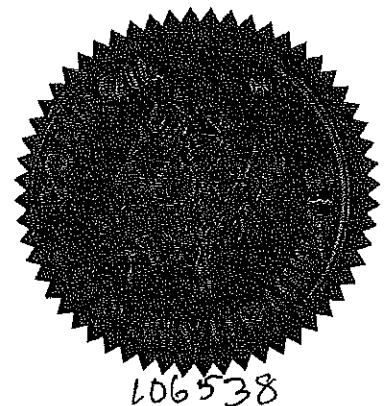
BIRMINGHAM CITY COUNCIL (JEWELLERY QUARTER) (CONTROLLED ZONE) ORDER 1992

GIVEN under the COMMON SEAL of BIRMINGHAM CITY COUNCIL the 20th day of
October Two thousand and Eleven

THE COMMON SEAL OF BIRMINGHAM CITY COUNCIL
Was hereunto affixed to this Deed in the presence of: }



Authorised Signatory




BIRMINGHAM CITY COUNCIL (JEWELLERY QUARTER BIRMINGHAM) (CONTROLLED PARKING ZONE) ORDER 2011 CHARGE INDEX

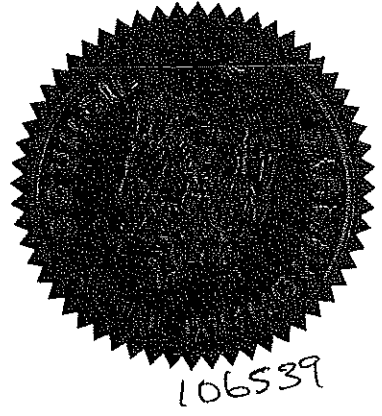
Sealed 20th October 2011 Active Date 21st October 2011

Charge Number	Active date	Charge revision dates							
		1	2	3	4	5	6	7	8
JQ/Charges/01	21/10/2011								

GIVEN under the COMMON SEAL of BIRMINGHAM CITY COUNCIL the 20th day of October Two thousand and Eleven

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**BIRMINGHAM CITY COUNCIL (JEWELLERY QUARTER BIRMINGHAM)
(CONTROLLED PARKING ZONE) ORDER 2011 CHARGE SCHEDULE**

JQ/CHARGES/01

Scale of parking Charges applicable during the Restricted Hours for Parking Places with payment specified on the On-Street Plans

Parking Charge :- Four hour max stay no return within two hours

HOURS	Up to and including 1 hour	More than 1 hour and up to and including 2 hours	More than 2 hours and up to and including 3 hours	More than 3 hours and up to and including 4 hours
CHARGE Monday to Saturday Sunday	70p £0	£1.30 £0	£2.00 £0	£2.60 £0

Parking Charge :- Two hour max stay no return within two hours

HOURS	Up to and including 1 hour	More than 1 hour and up to and including 2 hours
CHARGE Monday to Saturday Sunday	70p £0	£1.30 £0

Parking Charge :- Twenty minute max stay no return within one hour

HOURS	Up to and including 20 minutes
CHARGE Monday to Saturday Sunday	20p £0

**Scale of parking Charges applicable during the Restricted Hours for Permit
Parking Places specified on the On-Street Plans**

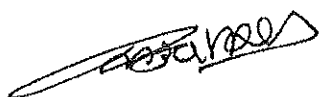
	Annual Charge
Residents	£205
Local employees	£260

**Charges which are additional to the parking charges when payment by mobile
telephone in accordance with article 6.6.1 (b) of this Order.**

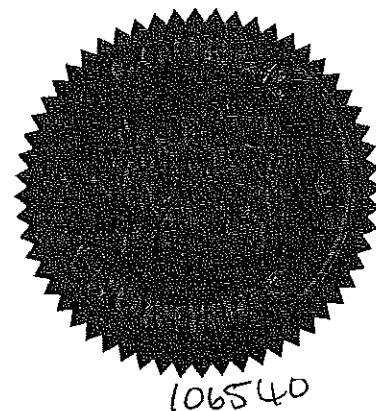
Additional charge when paying by Mobile Telephone and the parking charge is less than £2.00	10p
Additional charge when paying by Mobile Telephone and the parking charge is £2.00 or more	20p
Charge for a text message reminder prior to expiry of the period for which payment has been made by the parking charge	10p
Charge for a text message transaction receipt	10p
Charge to end or extend parking time (within the maximum period for which vehicles may wait specified in the On-Street Plans)	10p

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October Two thousand and Eleven

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BIRMINGHAM CITY COUNCIL (JEWELLERY QUARTER BIRMINGHAM) (CONTROLLED PARKING ZONE) ORDER 2011 PLAN INDEX

Sealed 20th October 2011

Effective Date 21st October 2011

Plan Ref.	Effective date	Plan revision dates							
		1	2	3	4	5	6	7	8
JQ/1 Zone Boundary Resident & Employee addresses	21/10/2011								
405288SEN/JQ	21/10/2011								
405288SES/JQ	21/10/2011								
405287NEN/JQ	21/10/2011								
405287NES/JQ	21/10/2011								
405287SEN/JQ	21/10/2011								
405287SES/JQ	21/10/2011								
406288SWN/JQ	21/10/2011								
406288SWS/JQ	21/10/2011								
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406287SWS/JQ	21/10/2011								
406287NEN/JQ	21/10/2011								
406287NES/JQ	21/10/2011								
406287SEN/JQ	21/10/2011								
406287SES/JQ	21/10/2011								

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