

**BRIGHTON & HOVE CITY COUNCIL
ROAD TRAFFIC REGULATION ACT 1984**

**Brighton & Hove Outer Areas (Waiting, Loading and Parking) and Cycle Lanes
Consolidation Order 2018 Amendment Order No.13 2020**

Brighton & Hove City Council ("the Council") in exercise of its powers under sections 1(1), 2(1) to (3), 4, 45, 46, 49, 53, and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("the 1984 Act") as amended and of all other enabling powers after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the 1984 Act hereby makes the following Order.

1. This Order may be cited as the Brighton & Hove Outer Areas (Waiting, Loading and Parking) and Cycle Lanes Consolidation Order 2018 Amendment Order No. 13 2020 and shall come into operation on the 4th day of January 2021.
2. The Brighton & Hove Outer Areas (Waiting, Loading and Parking) and Cycle Lanes Consolidation Order 2018 is amended as follows:

ARTICLE AMENDMENTS

The articles are amended as follows:

PART 1 - GENERAL

In paragraph 3 delete:

"Dispensation" means a permission in writing constrained by time issued by the Council at its discretion subject to the charge specified in Schedule 2 Part 1 for display in a vehicle permitting that vehicle to be left in a Restricted Road on yellow lines subject to the provisions of this Order;

And replace with:

"Dispensation Permit" means a permission in writing constrained by time issued by the Council at its discretion subject to the charge specified in Schedule 2 Part 1 for display in a vehicle permitting that vehicle to be left in a Restricted Road on yellow lines subject to the provisions of this Order;

PART 2 – WAITING OF VEHICLES

In paragraph 2 delete:

(12) if the vehicle is displaying a valid Dispensation issued for that vehicle and is left for a period not exceeding 20 minutes or such other period specified by the Council on the Dispensation and is being used for a purpose for which the Dispensation was issued.

And replace with:

(12) if the vehicle is displaying a valid permit and timeclock (on which the permit holder has indicated the time at which the period of waiting began) and is left for a period not exceeding 30 minutes and is being used for a purpose for which the Dispensation Permit was issued.

In paragraph 2 after " Provided that" delete:

- (i) in the case of Article 2 (12) and (13) a Dispensation must be displayed in the front of the vehicle either on the inside of the windscreen or on the dashboard or fascia so that the details printed or written thereon on the front side are clearly visible and can be read in their entirety from the outside of the vehicle from the front or nearside.

And replace with:

- (i) in the case of Article 2 (12) a Dispensation permit must be displayed in the timeclock provided by the Council. The permit and timeclock must be visible on the dashboard and able to be read in their entirety from the outside of the vehicle either from the front or nearside.

PART 4 – PARKING PERMITS

PART 4.1 – General

Refund of Charges

Delete the following paragraph:

- 19. The part of the charge which is refundable under the provisions of the preceding Article shall be the amount paid for any complete months of the period specified on the Permit which remain unexpired at the time when the Permit is surrendered to the Council calculated on a monthly pro rata basis and rounded up to the nearest whole pound.

And replace with:

- 19. The part of the charge which is refundable under the provisions of the preceding Article shall be the amount paid for any complete days of the period specified on the Permit which remain unexpired at the time when the Permit is surrendered to the Council calculated on a daily basis and rounded up to the nearest whole pound.

PART 4.2 - Types of Permit

Add the following new paragraphs:

Dispensation Permit

8. Any applicant for a Dispensation Permit shall produce such evidence as may be required by the Council to satisfy itself that:

(1) The applicant is providing essential services in the city to keep it running or;

(2) The applicant is a council worker and is required to make short and frequent stops throughout the city to provide essential services

9. The issue and display of a Dispensation Permit allows the permit holder to park a vehicle during the Prescribed Hours in a Permit Parking Place identified in Schedule 1 Parts 4 and 5 for up to one hour or, if there is no such place available, in a Restricted Road (on yellow lines) identified in Schedule 1 Part 1 for up to 30 minutes provided that it is not left in a position that causes an obstruction or danger to others and that the vehicle is being used for a purpose for which the permit was issued.

PART 9 - LIST OF SCHEDULES

Schedule 2:

Delete "Part 1: Permit and Dispensation Charges"

And replace with "Part 1: Permit Charges"

SCHEDULE 2 AMENDMENTS:

Delete title – "Part 1- Permit and Dispensation Charges"

And replace with " Part 1- Permit Charges"

Schedule 2 Part 1 in 'Permit Type and other description' column on the 'Dispensation' entry amend to read 'Dispensation Permit'

**MADE UNDER THE COMMON SEAL OF
BRIGHTON & HOVE CITY COUNCIL**

this 25th day of November 2020

Executed as a deed by affixing the common seal of
BRIGHTON & HOVE CITY COUNCIL in the presence of



Authorised Officer



