

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

**BRIGHTON & HOVE SEAFRONT (VARIOUS RESTRICTIONS)
CONSOLIDATION ORDER 2008 AMENDMENT ORDER No.1 2011
(MADEIRA DRIVE)**

Brighton & Hove City Council in exercise of its powers under Sections 1, 2, 3, 4, 19, 32, 35, 35A, 43, 44, 45, 46, 46A, 47, 49, 51, 53, 55, 61, 63, 63A, 66, 117 and 124 (1) (c) & (d) to the Road Traffic Regulation Act 1984 ("the 1984 Act") as amended and Part 6 of the Traffic Management Act 2004 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 make the above named Order.

The provisions of this Order will come into operation on the *26th* day of *March* 2011 and amend the Brighton & Hove Seafront (Various Restrictions) Consolidation Order 2008 as follows:

ARTICLE AMENDMENTS:

PART I – GENERAL

In Article 3:

After the expression "**Driver**" insert the following new expressions and meanings:

"Driver and Vehicle Licensing Agency" means the Executive Agency of the Department for Transport charged with facilitating road safety and general law enforcement by maintaining registers of drivers and vehicles and the collection of vehicle excise duty (car tax);

"Electric Vehicle" means a vehicle including a Motorcycle in which the electrical motive power is derived from an electrical storage battery which is not connected to any source of power when the vehicle is in motion;

"Electric Vehicle Charging Point" means a length of road indicated by Traffic Signs authorizing it to be used for the leaving of vehicles in accordance with the provisions of this order;

"Electric Vehicle Permit" means a Permit issued by the Council to a person registered with the Council's Electric Vehicle Scheme;

"Electric Vehicle Scheme" means a scheme operated by the Council under which the registered members are entitled to use Electric Vehicle Charging Points in accordance with the provisions of this order;

After the expression "**Permit Holder**" insert the following new expression and meaning:

"Plug in Hybrid Vehicle" means a vehicle including a Motorcycle where the motive power can be provided either by an internal combustion engine or by an electric motor powered by an electrical storage battery which can be recharged from an external source of electricity.

For the expression "**Prescribed Hours**" after the paragraph commencing "Schedule 1 Parts 3 to 9 inclusive" add a new paragraph as follows:

"Schedule 1 Part 10 during which Electric Vehicles or Plug in Hybrid Vehicles may be left in the Electric Vehicle Charging Points described therein subject to the provisions of this Order;"

After the expression "**Undertaker**" insert the following new expression and meaning:

“Vehicle Registration Certificate” means the certificate or equivalent document issued by the Driver and Vehicle Licensing Authority and showing vehicle details including the name and address of the Registered Keeper;

PART 3 – PARKING PLACES

In Article 1 change “Parts 3 to 9 (inclusive)” to “Parts 3 to 10 (inclusive)”

After Article 1 (7) add the following:

- (8) Electric Vehicle Charging Points (Schedule 1 Part 10) for use by Electric Vehicles or Plug in Hybrid Vehicles which are displaying a valid Electric Vehicle Permit only and in accordance with Part 4 of this Order.

PART 4 – PARKING PERMITS

PART 4.2 – Types of Permit

After Article 25 add the following new heading and articles:

Electric Vehicle Permits

26. Any applicant for an Electric Vehicle Permit shall produce the Vehicle Registration Certificate and such other evidence as may be required by the Council to satisfy itself that the vehicle for which the application is made falls within the definition of Electric Vehicle or Plug in Hybrid Vehicle used in this Order and that the vehicle is registered in the name of the applicant at their current place of residence or business address.

PROVIDED that an applicant whose name and address are not shown on the Vehicle Registration Certificate only because the vehicle is registered in the name of his employer or because it is hired or leased to him shall not be prevented from applying for a Permit.

27. The issue and display of a valid Electric Vehicle Permit allows the Permit Holder to park the Electric Vehicle or Plug in Hybrid Vehicle during the Prescribed Hours in an Electric Vehicle Charging Point identified in Schedule 1 Part 10 whilst connected by the charging lead supplied by the Council to and actively charging from the charging apparatus relating to that charging point only.

PART 10 – INDEX OF SCHEDULE 1

After Part 9.1 add the following new Part to the Index:

10	Electric Vehicle Charging Points
10.1	At Any Time - Maximum Stay 3 hours (No return within 4 hours)

PART 11 - HIERARCHY OF RESTRICTIONS

At the end of the final sentence, delete the words “8 and 9 (inclusive)” and insert “8, 9 and 10 (inclusive)”

SCHEDULE AMENDMENTS:

SCHEDULE 1

Part 7.2

Loading Only 24 hours Monday to Sunday limited to 30 minutes with no return within 1 hour

Delete description of existing item Ref No.3 Madeira Drive - "From a point 58 metres east of the eastern side of the Palace Pier forecourt eastwards for a distance of 27 metres" and substitute the following:

"From a point 58 metres east of the eastern side of the Palace Pier forecourt eastwards for a distance of 14 metres"

After existing Part 9.1 add a new part to the Schedule as follows:

Part 10.1

Electric Vehicle Charging Points At Any Time (Maximum Length of Stay 3 hours No return within 4 hours)

Item No.	Street Name	Side of Road	Description	Order date
1	Madeira Drive	South	From a point 72 metres east of the eastern side of the Palace Pier forecourt eastwards for a distance of 11.2 metres.	

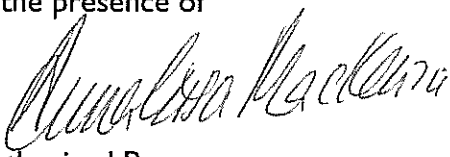
SCHEDULE 2

Part 1 – Seafront: Permit, Dispensation, Waiver and Administration Charges

Below the details for "Suspensions" add the following details in the respective columns contained in the Schedule:

"Electric Vehicle", "12 months", "Free" and Item number "6"

THE COMMON SEAL OF BRIGHTON & HOVE)
CITY COUNCIL was affixed hereto this *2nd* day of)
March Two Thousand and *Eleven*)
in the presence of


Authorised Person

