



**CHELMSFORD CITY COUNCIL**

**(OFF-STREET PARKING PLACES) ORDER 2018**

NOTICE IS HEREBY GIVEN that, pursuant to its powers under section 32, 35 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 and the Traffic Management Act 2004, Chelmsford City Council has made the above-named Order which will come into operation on 1<sup>st</sup> May 2018.

The effect of the Order is to consolidate The Borough of Chelmsford (Off-Street Parking Places) (General) Order 2010, and the Chelmsford City Council (Off-Street Parking Places) (General) (Variation No. 1) Order 2013 and the Chelmsford City Council (Off-Street Parking Places) (General) (Variation No. 2) Order 2017 into one document. The provisions, fees and charges contained in those Orders will remain in force unchanged by virtue of this Order.

Copies of the Order and of the Orders to be revoked together with a copy of this Notice are available in the Civic Reception, Civic Centre, Duke Street, Chelmsford, Essex, CM1 1JE, where they may be inspected during normal opening hours, or online at

<https://www.chelmsford.gov.uk/parking-and-travel/parking-restrictions/view-current-and-proposed-parking-restrictions/chelmsford-parking-restrictions/>

If you wish to question the validity of the Order or any provisions contained in it on the grounds that it is not within the powers conferred by the Road Traffic Regulation Act 1984 as amended, or on the grounds that any requirement of that Act or of any instrument made under it, has not been complied with in relation to the Order, you may, within 6 weeks from the 16<sup>th</sup> April 2018, being the date that the Order was made, apply to the High Court for this purpose.

Dated: 19<sup>th</sup> April 2018

Averil Price

Director of Community Services



## CHELMSFORD CITY COUNCIL

### (OFF-STREET PARKING PLACES) ORDER 2018

Chelmsford City Council ("the Council") in exercise of its powers under Section 32, 35 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 as amended ("the 1984 Act"), the Traffic Management Act 2004 ("the 2004 Act") and of all other enabling powers and with the consent of Essex County Council given in accordance with Section 39(3) of the 1984 Act and after consultation with the Chief Officer of Police in accordance with Paragraph 20 of Schedule 9 to the 1984 Act HEREBY makes the following Order:-

#### 1. Commencement and Citation

This Order shall come into operation for all purposes on the 1<sup>st</sup> day of May 2018 and may be cited as the Chelmsford City Council (Off-Street Parking Places) Order 2018.

#### 2. Revocation

With effect from the date set out in Article 1 above, The Borough Council of Chelmsford (Off-Street Parking Places) (General) Order 2010, the Chelmsford City Council (Off-Street Parking Places) (General) (Variation No. 1) Order 2013 and the Chelmsford City Council (Off-Street Parking Places) (General) (Variation No. 2) Order 2017 shall be revoked.

#### 3. Interpretation

In this Order, except where stated, the following expressions shall have the following meanings hereby respectively assigned to them:-

"Caravan" has the same meaning as in Section 29(1) of the Caravan Sites and Control of Development Act 1960;

"Coach" has the same meaning as in the Road Vehicles (Construction and Use) Regulations 1986, as amended;

**"Commercial Vehicle"** means a Motor Vehicle as defined by Section 136(1) of the 1984 Act, and which is over 2 metres in height OR an unladen weight over 3 tonnes OR which has a Trailer attached and the vehicle is being used by a licensed stall/kiosk holder in connection with their business at the Chelmsford Retail Market for parking in the High Chelmer Multi-Storey car park;

**"Disabled Person's Badge"**, **"Disabled Person's Vehicle"** and **"Disabled Person's Parking Disc"** have the same meaning as in the Local Authorities' Traffic Orders (Exemption for Disabled Persons) (England) Regulations 2000;

**"Electric Vehicle"** means a Motor Vehicle which is propelled by electric energy (battery-only powered vehicle) from rechargeable batteries. The batteries provide the power to propel the vehicle and to power the lights and all accessories within the vehicle. Hybrid vehicles which require charging are included in this category;

**"Electric Vehicle Charging Bay"** means a Parking Bay designated for the sole use by an Electric Vehicle for a maximum of 3 hours' continuous charging time;

**"Electric Vehicle Charging Point"** means a purpose-built unit designed specifically for charging an Electric Vehicle;

**"Motor Car"** has the same meaning as in Section 136(2) of the 1984 Act;

**"Motor Cycle"** has the same meaning as in Section 136 (4) of the 1984 Act;

**"Motor Vehicle"** has the same meaning as in Section 136(1) of the 1984 Act;

**"Owner"** in relation to a vehicle means the person who is recorded as the registered keeper by the Driver Vehicle and Licensing Agency on the date on which the vehicle was parked in a Parking Place in question;

**"Parking Attendant or Civil Enforcement Officer"** means a person authorised by or on behalf of the Council to supervise any Parking Place;

**"Parking Bay"** means any area of a Parking Place which is provided for the leaving of a vehicle and indicated by markings on the surface of the Parking Place and/or such other markings or signs as are deemed appropriate;

**"Parking Permit"** means an electronic or paper permit of a type and design issued by the Council subject to certain conditions, valid for the period and for use in Parking Places specified by the Council;

**"Parking Place"** means any off-street area of land so specified by the name in this Order or the Schedules to this Order provided by the Council under the 1984 Act for use as a Parking Place;

**"Pay and Display Ticket"** means a ticket issued by a Ticket Machine located in the Parking Place in which the vehicle has been parked;

**"Pay by Phone"** means a method of payment by phone or electronic means and, on first use, registration of the relevant registration number of the vehicle, location of the Parking Place, credit or debit card details or any such other details as the Council may from time to time require which is accepted by the Council as a valid method of payment for the relevant time of use of the Parking Place;

**"Pay on Exit/Pay on Foot"** means a Parking Place where a ticket is issued by a Ticket Machine located at the entrance, exit or within the vicinity of the Parking Place, the ticket is retained by the vehicle user and not displayed, and then the daily charge is paid as required on site when returning or exiting the Parking Place;

**"Penalty Charge"** means a charge imposed by legislation in respect of parking contraventions that are subject to civil enforcement and which has the same meaning as in the Civil Enforcement of Parking Contraventions (England) General Regulations 2007;

**"Penalty Charge Notice"** has the same meaning as in the Civil Enforcement of Parking Contraventions (England) General Regulations 2007;

**"Relevant Position"** means

(a) in respect of a vehicle displaying a valid Disabled Person's Badge:-

- (i) the badge is exhibited on the dashboard or fascia of the vehicle so that the front of the badge is clearly legible from the outside of the vehicle; or
  - (ii) where the vehicle is not fitted with a dashboard or fascia, the badge is exhibited in a conspicuous position on the vehicle, so that the front of the badge is clearly legible from the outside of the vehicle.
- (b) in respect of a vehicle displaying a Disabled Person's Parking Disc:-
- (i) the disc is exhibited on the dashboard or fascia of the vehicle; or
  - (ii) where the vehicle does not have a dashboard or fascia, the disc is exhibited in a conspicuous position on the vehicle,

so that, when marked to show the quarter-hour period during which a period of waiting began, that period is clearly legible from the outside of the vehicle.

- (c) in respect of a vehicle displaying a Pay and Display Ticket, Season Ticket or Parking Permit:-

- (i) the ticket or permit is exhibited on the inside surface of the windscreen or side window or on the dashboard or fascia so that ALL of the details on the front of the ticket or permit are clearly visible and can be easily seen and read from the outside of the vehicle; or
- (ii) where the vehicle not fitted with a windscreen, dashboard or fascia, the ticket or permit is exhibited in a conspicuous position so that ALL of the details on the front of the ticket or permit are clearly visible and can be easily seen and read from the outside of the vehicle,

so that in the case of a Pay and Display Ticket, the details on the front of the ticket means the date and time of expiry is clearly visible and can be easily seen and read from the outside of the vehicle or in the case of a Parking Permit or Season Ticket, the type of Parking Permit or

Season Ticket issued and the serial number is clearly visible and can be easily seen and read from the outside of the vehicle;

**"Season Ticket"** means an electronic or paper parking ticket purchased, subject to certain conditions, valid for the period specified on the ticket for use in Parking Places specified and indicated on the ticket;

**"Ticket Machine"** means an apparatus or device of a type and design approved by the Secretary of State for Transport;

**"Trailer"** has the same meaning as in Section 136(1) of the 1984 Act.

#### **4. Area of Car Park and Charges**

(a) Each Parking Place designated in Schedule 1 to this Order may be used, subject to the following provisions of this Order, as a Parking Place to leave vehicles of such classes, in such positions, on such days, during such hours, for such period and on payment of such charges as are specified in relation thereto in Schedule 2 to this Order PROVIDED THAT the Council may individually authorise any vehicle to be left in any Parking Place without compliance with all or any of the Articles in this Order.

(b) Vehicles may only be parked entirely within the white lines barrier posts or other similar indications marked in the Parking Place (where they are indicated).

#### **5. Class and Position of Vehicle**

Where in the Schedules to this Order, a Parking Place, whether in relation to the whole or part thereof, is described as available for or restricted to use by Season Ticket or permit holders only, or where the driver of a vehicle is required to pay on entry, pay on exit or pay on foot, or vehicles displaying a valid Pay and Display Ticket, or it is a village car park where no charge applies, or designated as available to Motor Vehicles of a specified class in a specified position,

no person shall permit a vehicle to wait in that Parking Place or in any Parking Bay within a Parking Place,

- (a) unless it is of the specified class;
- (b) unless it is a vehicle displaying in the relevant position a Disabled Person's Badge and a Disabled Person's Parking Disc in a Parking Bay or Parking Place so marked for disabled persons;
- (c) unless the vehicle is displaying in the relevant position a Parking Permit or Season Ticket issued by the Council for that Parking Place specified on the permit or ticket, or obtained an electronic ticket issued by the Council for that Parking Place specified;
- (d) unless the vehicle is displaying in the relevant position a valid Pay and Display Ticket issued for that Parking Place, or obtained an electronic ticket issued by the Council for that Parking Place specified;
- (e) unless it is a Motor Cycle in a Parking Bay so marked for motor cycles;
- (f) unless it is a Coach in a Parking Bay so marked for Coaches;
- (g) unless the vehicle has obtained permission from the Council;
- (h) unless the vehicle is parked entirely within the white lines, barrier, posts or other similar indications marked in the Parking Place (where they are indicated);
- (i) in a position other than that specified;
- (j) for a purpose other than provided for in this Order; or
- (k) unless it is an Electric Vehicle in an Electric Vehicle Charging Bay so marked for Electric Vehicles for the purpose of charging in an Electric Vehicle Charging Point.

**6. Classes of Vehicle**

No person shall cause or permit a vehicle to be parked in a Parking Place unless it is within the following class that is to say:-

- (a) a Motor Vehicle;
- (b) a Motor Cycle or Motor Cycle combinations;
- (c) a Disabled Person's Vehicle; or
- (d) any other class of vehicle specifically prescribed at each Parking Place or Parking Bay

PROVIDED that class of vehicle does not exceed 3 tonnes unladen weight or 2.2 metres in height without the express permission of the Council.

**7. Days and Hours of Operation**

The days and hours of operation of the Parking Places are specified in Schedule 2 to this Order.

**8. Permit Parking or Season Ticket**

- (a) Any person, firm or company meeting such criteria shall, from time to time, be advised by the Council that they may apply to the Council for the issue of a Parking Permit or Season Ticket for the leaving in a Parking Place, and any such application shall be made on a form issued by and obtainable from the Council and shall include the information required by such form and shall be accompanied by a remittance for such appropriate charge specified in Schedule 2 of this Order.
- (b) A paper Parking Permit or paper Season Ticket shall be displayed in the relevant position on the vehicle in respect of which it was issued or on the vehicle parked by the person in respect of whom it was issued at all times during which the vehicle is parked in the Parking Place.



- (c) An electronic Parking Permit or electronic Season Ticket shall be registered to the vehicle in respect of which it was issued in respect of whom it was issued at all times during which the vehicle is parked in the Parking Place.
- (d) Where in the Schedules to this Order a Parking Place whether in relation to the whole or any part thereof is described as available for or restricted to use by permit holders then no person shall cause or permit a vehicle to be parked in that Parking Place unless:-
  - (i) it is of the class specified in Article 6 to this Order;
  - (ii) the appropriate charge specified in Schedule 2 of this Order has been paid to the Council;
  - (iii) the Parking Permit or Season Ticket issued by the Council relates to the Parking Place in respect of which it was issued, for the vehicle in respect of which it was issued or the person in respect of whom it was issued, up to the date and for the time (if any) specified on the Parking Permit or Season Ticket; and
  - (iv) the driver has complied with the terms stipulated by the Council for the use of a Parking Place.
- (e) A Parking Permit or Season Ticket shall remain the property of the Council at all times and must be surrendered on request by the Council. In such instances any refund of charge paid will be provided in accordance with the Council's policies in place at that time.
- (f) If a paper Parking Permit or Season Ticket is damaged, lost or stolen, the Parking Permit or Season Ticket holder may apply to the Council for the issue of a duplicate Parking Permit or Season Ticket and the Council, upon being satisfied as to such damage or loss, shall upon payment of an administration charge issue a duplicate.

**9. Pay on Exit/Pay on Foot Tickets**

- (a) In the case of Pay on Exit car parks, the driver shall take a ticket from the entry machine and, on leaving that Parking Place, shall pay the appropriate charge in accordance with the charges specified in Schedule 2 to this Order.
- (b) In the case of Pay on Foot car parks, the driver shall take a ticket from the entry machine and, prior to leaving that Parking Place, shall pay the appropriate charge in accordance with the charges specified in Schedule 2 to this Order.
- (c) Where in either case the driver is unable to produce a valid ticket (e.g. because they have lost or mislaid his ticket) or is unable or unwilling to pay the appropriate charge (e.g. because they have insufficient funds at the time), they shall be liable to pay a maximum charge of £18 and such sum (together with an administration fee) shall be recoverable as a simple contract debt.

**10. Pay and Display Tickets**

- (a) The person in charge of a vehicle, upon parking the vehicle in a Parking Bay, shall immediately arrange for the purchase of a Pay and Display Ticket from a Ticket Machine situated at that Parking Place at the level of charge and for the period required in accordance with the scale of charges specified in Schedule 2 to this Order.
- (b) Upon payment of the charge specified in Schedule 2 to this Order, the driver, having obtained a ticket from the machine, shall continuously display the ticket in the relevant position throughout the stay of the vehicle.
- (c) A Pay and Display Ticket shall only be valid for that day and that time and shall only relate to that Parking Place.
- (d) A Pay and Display Ticket is not transferable from one vehicle to another and, on transfer, the Pay and Display Ticket ceases to be valid.

- (e) If at a time when a vehicle is parked in a Parking Place during the period specified in the Schedules to this Order the nearest Ticket Machine in that Parking Place is out of order, then a ticket shall be obtained from another Ticket Machine within the same Parking Place (where provided) or as directed in the Parking Place.
- (f) The expiry of the period for which a charge has been paid shall be where a Pay and Display Ticket has been purchased, when the time shown on the clock issuing Ticket Machine is later than the expiry time shown on the Pay and Display Ticket.
- (g) If at any time while a vehicle is parked in a Parking Place no Pay and Display Ticket is displayed in the relevant position and in accordance with the provisions of this Order, it shall be deemed that the charge has not been paid.
- (h) Where a vehicle is parked in Moulsham Street Short Stay Car Park or West End Short Stay Car Park, the driver must remove that vehicle from the car park upon the expiry of the maximum stay period (as detailed on the Pay and Display Ticket purchased in accordance with paragraph (a) above) and may not re-park the vehicle in that car park within 1 hour of the said expiry time.
- (i) If the driver of a vehicle has made payment of the appropriate charge specified in Schedule 2 of this Order by means of Pay by Phone, the vehicle will be exempt from displaying a Pay and Display Ticket.
- (j) If at any time while a vehicle is parked in a Parking Place no electronic parking session is registered or where a paper Pay and Display Ticket is also not displayed and in accordance with the provisions of this Order, it shall be deemed that the charge has not been paid.

**11. Display of Ticket or Permit**

At all times during which a vehicle is left in a Parking Place requiring the use of a Pay and Display Ticket, the said ticket or permit shall be continuously displayed in the Relevant Position throughout the stay of the vehicle, unless the driver has purchased a Pay and Display Ticket by means of Pay by Phone which exempts the vehicle from displaying a Pay and Display Ticket.

**12. Waiting Periods**

- (a) The driver of a Motor Vehicle shall not permit it to wait in a Parking Place for longer than the maximum period permitted for waiting specified in Schedule 2 hereto in relation to that Parking Place except on occasions shall be notified.
- (b) The High Chelmer Multi-Storey Parking Place, except as on occasions shall be notified, will be closed and locked
  - (i) during the hours of 10.00 p.m. one day and 6.00 a.m. on the following day, from Monday to Saturday;
  - (ii) during the hours 6.00 p.m. on Sunday and 6.00 a.m. on Monday; and
  - (iii) on such other days and on such hours as shall be posted by notice at the entrance.

The driver of a vehicle shall not remove or attempt to remove his vehicle from the Parking Place during such periods except as specified in Article 33.

- (c) The Meadows Retail Multi-Storey Parking Place, except as on occasions shall be notified, will be closed and locked
  - (i) during the hours of 10.00 p.m. one day and 6.00 a.m. on the following day, from Monday to Saturday;
  - (ii) during the hours 6.00 p.m. on Sunday and 6.00 a.m. on Monday; and

- (iii) on such other days and on such hours as shall be posted by notice at the entrance.

The driver of a vehicle shall not remove or attempt to remove his vehicle from the Parking Place during such periods except as specified in Article 33.

- (d) The Townfield Street Multi-Storey Parking Place, except as on occasions shall be notified, will be closed and locked

- (i) during the hours of 11.00 p.m. one day and 5.30 a.m. on the following day, from Monday to Saturday;
- (ii) during the hours 6.00 p.m. on Sunday and 6.00 a.m. on Monday; and
- (iii) on such other days and on such hours as shall be posted by notice at the entrance.

The driver of a vehicle shall not remove or attempt to remove his vehicle from the Parking Place during such periods except as specified in Article 33.

### 13. Exemption from Charge

- (a) Any Parking Place (except where the Parking Bay is specifically marked for use by Motor Cycles, Coaches or Permit Holders) specified in Schedule 2 to this Order may be used, subject to the provisions of this Order, for the leaving of a Disabled Person's Vehicle which displays in the relevant position a Disabled Person's Badge and a Disabled Person's Parking Disc, on which the driver or the person in charge of the vehicle has marked the time at which the period of waiting began, for a period not exceeding 3 hours (not being a period separated by an interval of less than 1 hour from a previous period of waiting by the same vehicle in the same Parking Place) but only if that vehicle has been or is about to be driven or used by the person to whom the badge has been issued or, as the case

may be, used for the carrying of disabled person(s) as passenger(s), thereafter normal charges apply.

- (b) No charge shall be payable by the driver of a vehicle waiting in a Parking Place designated as a village car park specified in Schedule 1 to this Order provided the provisions of this Order are complied with.
- (c) No charge shall be payable by the driver of a vehicle using the Threadneedle Street Car Park provided that vehicle is displaying a Disabled Person's Badge and a Disabled Person's Parking Disc in the relevant position for a period not exceeding 3 hours, no return within 1 hour.

#### 14. Penalty Charge

- (a) The Penalty Charges shall be such charges as shall have been approved and published in accordance with Part 3 of Schedule 9 of the Traffic Management Act 2004.
- (b) A Penalty Charge applies to a vehicle:-
  - (i) where the driver does not display in the relevant position a Parking Permit or Season Ticket valid for that Parking Place;
  - (ii) where the driver does not display in the relevant position a ticket valid for that time and that day and that Parking Place at a Pay and Display car park, or failed to purchase a ticket by means of Pay by Phone;
  - (iii) parked outside of a marked Parking Bay;
  - (iv) parked in a designated disabled badge holder's only Parking Place without displaying a valid Disabled Person's Badge and a Disabled Person's Parking Disc;

- (v) parked in a Parking Bay designated for a specific class of vehicle where that vehicle is not of that class;
  - (vi) parked in an Electric Vehicle Charging Bay and is charging an Electric Vehicle in an Electric Vehicle Charging Point for more than the maximum of 3 hours' continuous charging time;
  - (vii) parked in an Electric Vehicle Charging Bay that is not an Electric Vehicle and is not charging in an Electric Vehicle Charging Point; or
  - (viii) parked without complying with any of the requirements of this Order.
- (c) In respect of Moulsham Street Car Park, a Penalty Charge may be issued to a vehicle where the driver purchased a Pay and Display Ticket for the long stay area of the car park and parked in the short stay area of the car park, or to a vehicle where the driver purchased a Pay and Display Ticket for the short stay area of the car park and parked in the long stay area of the car park.
- (d) In respect of Moulsham Street Short Stay Car Park and West End Short Stay Car Park, a Penalty Charge may be issued to a vehicle where the driver has purchased an additional Pay and Display Ticket where the duration purchased exceeds the maximum stay period for parking at that car park.
- (e) In respect of Moulsham Street Short Stay Car Park and West End Short Stay Car Park, a Penalty Charge may be issued to a vehicle where the driver has reparked his vehicle within 1 hour after the initial period of parking in that Parking Place.
- (f) In respect of Market Road Service Area, a Penalty Charge may be issued to a vehicle where the driver does not display a valid permit for parking in that area, except when it is in respect of a vehicle waiting solely for the purpose of loading or unloading goods or equipment in connection with the operation of the Chelmsford Retail Market, and for so

long as may be reasonably necessary to load or unload those goods or equipment during the period specified in Schedule 2 to this Order.

- (g) If a Penalty Charge Notice is attached to a vehicle, no person not being the driver of the vehicle or person authorised to do so by the driver or the registered keeper of the vehicle or a person authorised by the Council shall remove the same from the vehicle.
- (h) The payment of the said charge in accordance with the requirements set out in the Penalty Charge Notice issued in respect thereof shall entitle the driver of the vehicle to which the notice was issued to leave the said vehicle in the Parking Place concerned until either
  - (i) 12.00 Midnight on the day on which the said Penalty Charge Notice was attached to the said vehicle; or
  - (ii) the time at which the said Parking Place closes on that said day whichever shall be earlier.

**15. Shut Off Engine**

The driver of a Motor Vehicle using an off-street Parking Place shall stop the engine as soon as the vehicle is within a Parking Place in a Parking Bay and shall not start the engine unless about to change the position of the vehicle in or to depart from the Parking Place.

**16. No Selling or Hiring**

No person shall use a Motor Vehicle whilst it is within a Parking Place in connection with the sale of any article to persons in or near the Parking Place or in connection with the selling or offering for hire of services nor advertise offer or attempt to offer for sale the said vehicle.

**17. Removal of Vehicle**

When a Motor Vehicle is within a Parking Place in contravention of the provisions of Article 4, 5, 6, 16, 29 or in such circumstances that it appears to the Council to have been abandoned,



the Council may cause that vehicle to be removed in accordance with the Council's procedure for the removal of abandoned vehicles.

**18. Removal of Other Items**

When any item is within a Parking Place in contravention of the provisions of Article 30, the Council may cause that item to be removed.

**19. Manner of Removal**

Any person removing or altering the position of a vehicle by virtue of Article 17 of this Order may do so by towing or driving the vehicle or in such other manner as they may think necessary and may take such measures in relation to the vehicle as they may think necessary to enable him to remove it or alter its position, as the case may be.

**20. Safe Custody of Removed Vehicle**

When a person authorised by the Council removes or makes arrangements for the removal of a vehicle from a Parking Place by virtue of Article 17 of this Order, they shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.

**21. Recovery of Storage Costs**

Where a vehicle is removed in pursuance of Article 17 of this Order the Council shall be entitled to recover from the Owner of the vehicle such reasonable costs incurred by the Council in the removal storage or disposal of the vehicle and any such sum shall be recoverable as a simple contract debt PROVIDED THAT any such charges shall not exceed any charges prescribed by any regulations for the time being in force by virtue of Section 102 of the 1984 Act.

**22. Sale of Disposal of Vehicle**

The Council may with regard to any vehicle which has been removed from a Parking Place pursuant to Article 17 above dispose of such vehicle subject to and in accordance with the provisions contained in Sections 101 and 102 of the 1984 Act.

**23. Vehicle Reclaimed**

If, before a vehicle is disposed of in pursuance of Article 22 of this Order, a vehicle is claimed by a person who satisfies the Council that they are the Owner and pays such sums in respect of its removal, storage and parking costs as shall have reasonably been incurred by the Council the Council shall permit the Owner to remove the vehicle from its custody within 21 days of payment.

**24. Emergency Powers**

For the purposes of meeting the requirements of an emergency a person authorised in that behalf by the Council or a Police Constable in uniform or a member of the Fire and Rescue Service or the Ambulance Service may alter or cause to be altered the position of a vehicle in a Parking Place or removal or arrange for the removal of a vehicle from a Parking Place.

**25. Sounding of Horn**

The driver of a Motor Vehicle using a Parking Place shall not sound the vehicle's horn (or similar instrument) except to prevent or warn of a possible collision or to alert persons to an emergency situation.

**26. No Driving Around**

No person shall, except with the permission of any person duly authorised by the Council, drive any vehicle in the Parking Place other than for the purpose of leaving that vehicle in the Parking Place in accordance with the provisions this Order or for the purpose of departing from the Parking Place.

**27. No Loud Noises**

No person shall, in the Parking Place, shout or make any loud noise or play loud music whether by mechanical or electronic means or otherwise to the disturbance or annoyance of users of the Parking Place or residents or occupiers of premises in the neighbourhood.

**28. Abuse or Insults**

No person shall, in the Parking Place, use any threatening, abusive or insulting language, gesture or conduct with intent to put any person in fear so as to occasion a breach of the peace or whereby a breach of the peace is likely to be occasioned.

**29. No Sleeping or Cooking etc.**

No person without the express permission of the Council shall use a Parking Place or any part thereof or any vehicle waiting in the Parking Place

- (a) for the purpose of sleeping or camping;
- (b) for the purpose of eating or cooking; or
- (c) for the purpose of servicing or washing any vehicle or part thereof other than is reasonably necessary to enable that vehicle to depart from the Parking Place.

**30. No Tent, Booth, Skip or Caravan etc.**

No person shall in any Parking Place or any part thereof:-

- (a) cause or permit the erection or placing of a building or other structure (whether or not designed or adapted for human habitation);
- (b) cause or permit any Caravan or Trailer to be parked for a period of more than 24 hours without the express permission of the Council; or
- (c) light or cause or permit to be lit any fire.

**31. Direction Signs**

Where in the Parking Place signs are erected or surface markings are laid for the purpose of:-

- (a) indicating the entrance to or exit from the Parking Place; or
- (b) indicating that a vehicle using the Parking Place shall proceed in a specified direction within the Parking Place;

no person shall drive or cause or permit to be driven any vehicle

- (i) so that it enters the Parking Place otherwise than by an entrance, or leaves the Parking Place otherwise by an exit, so indicated, or
- (ii) in a direction other than that specified,

as the case may be.

**32. Supermarket Trolleys**

No person shall leave a supermarket trolley in any Parking Place other than in an area designated for the purpose.

**33. Locked Car Parks**

Where a vehicle is parked in a Parking Place which has been locked and that Parking Place has to be opened in order to release the vehicle, the person in charge of said vehicle shall be liable to pay the Council call out fee as specified in Schedule 2 to this Order AND such fee or charge shall be recoverable as a simple contract debt in a court of competent jurisdiction.

**34. Suspension and Temporary Closure of Parking Places**

- (a) Nothing in this Order shall prevent the Council by notice, sign or barrier displayed or erected in a Parking Place
  - (i) from closing a Parking Place or any part thereof for any period; or
  - (ii) from setting aside a Parking Place or any part thereof on all days or on certain days or during certain parts of days for use by particular vehicles or organisations.
- (b) Any person duly authorised by the Council closing or suspending the use of a Parking Place or any part thereof shall place or cause to be placed in or adjacent to that Parking Place or that part thereof a notice or traffic sign indicating that that Parking Place or that part thereof is closed or the use is suspended and that parking by vehicles is prohibited.

- (c) No person shall cause or permit a vehicle to be parked in a Parking Place or any part thereof during such periods that the Parking Place or any part thereof is closed or the use is suspended or during such period as there is in or adjacent thereto a notice or traffic sign indicating the closure or suspension placed by or on behalf of the Council.
- (d) Any person duly authorised by the Council may, using such measures as are appropriate, move or cause to be moved to any place they think fit, any vehicle parked in a Parking Place or any part thereof which has been closed or suspended by the Council and the cost of movement or removal and safe keeping shall be the liability of the Owner of the vehicle.

**35. Contravention**

- (a) If a vehicle is left without complying with any of the requirements of this Order, then a contravention will have occurred and a Penalty Charge shall be payable for each period specified in Schedule 2 which the said vehicle is so parked.
- (b) If a contravention has occurred, a Penalty Charge showing the information required by the Traffic Management Act 2004 may then be issued by a Parking Attendant or Civil Enforcement Officer, as the case may be.

**36. General**

If a Court, the Department for Transport, the Traffic Penalty Tribunal or the Traffic Enforcement Centre declares any part of this Order to be invalid or unenforceable, such declaration shall not invalidate the remainder of the Order.

THE COMMON SEAL of THE  
CHELMSFORD CITY COUNCIL

was hereunto affixed  
this *16<sup>th</sup>* day of *April* 2018  
in the presence of:-



)  
)  
)  
)  
)

Mayor

Principal Solicitor

SEALING REGISTER  
REFERENCE  
*64 / 18*

## Schedule 1 (List of Car Parks)

### Short Stay – Zone A Car Parks

High Chelmer Multi-Storey Car Park (Pay on Exit/Pay on Foot)\*  
Meadows Retail Multi-Storey Car Park (Pay on Exit/Pay on Foot)\*  
Meadows Surface Car Park (Pay on Exit/Pay on Foot)  
Parkway Car Park (Pay and Display)  
Riverside Car Park (Pay and Display)\*  
Waterloo Lane 1 Car Park (Pay and Display)  
Waterloo Lane 2 Car Park (Pay and Display)\*  
Waterloo Lane 3 Car Park (Pay and Display)

### Mixed Stay – Zone B Car Parks

Baddow Road Car Park (Pay and Display)\*

### Long Stay – Zone A Car Parks

Townfield Street Multi-Storey Car Park (Pay on Exit/Pay on Foot)\*  
Fairfield Road Car Park (Pay and Display)\*  
Glebe Road Car Park (Pay and Display)

### Long Stay – Zone B Car Parks

Coval Lane Car Park (Pay and Display)\*  
Rectory Lane West Car Park (Pay and Display)\*  
Rectory Lane East Car Park (Pay and Display)\*

### Mixed Stay – Zone C Car Parks

Moulsham Street Car Park (Pay and Display)\*

### Long Stay – Zone C Car Parks

Regina Road Car Park (Pay and Display)\*

### Long Stay – Zone D Car Park

Waterhouse Lane Car Park (Pay and Display)\*

### Short Stay – Limited Waiting Car Parks

West End Car Park (Pay and Display)

### Schedule 1 (List of Car Parks)

#### Village Car Parks (free parking – conditions apply)

Great Baddow Car Park – The Chase/The Causeway

Little Waltham Car Park – Brook Hill

Writtle Green Car Park – Writtle

#### Other Car Parks

Market Road Service Area – Market Traders

Threadneedle Street Car Park – Disabled Badge Holders Only

West End East Car Park – Season Ticket Holders Only

West End South Car Park – Season Ticket Holders Only

#### Note

\*Parking Permits and/or Season Tickets are available at these car parks.



## Schedule 2 (Car Park and Parking Places Tariff – Monday 22<sup>nd</sup> January 2018)

Please note: First 3 hours FREE for drivers correctly displaying a valid disabled badge and Parking Disc.  
Thereafter, normal tariff applies.

### Short Stay – Zone A

High Chelmer Multi-Storey										
CHARGING PERIODS NOT EXCEEDING	1 Hour	2 Hours	3 Hours	4 Hours	5 Hours	6 Hours	7 Hours	8 Hours	Max. Stay	Maximum period for which vehicles can wait  All hours
	£									
Monday to Saturday (06.00 Hours to 21.59 Hours)	1.40	2.50	3.20	4.70	7.50	8.50	10.50	14.50	18.00	
Sunday (06.00 Hours to 17.59 Hours)	1.40	2.50	3.20						4.70	
Evening Monday to Saturday (17.00 Hours to 21.59 Hours)	1.20	2.30							2.50	
Evening Sunday (17.00 Hours to 17.59 Hours)									1.20	
Market Traders (06.00 Hours to 21.59 Hours)									4.00	
Overnight									2.50	
Season Ticket	Annual								1650.00	

## Schedule 2 (Car Park and Parking Places Tariff – Monday 22<sup>nd</sup> January 2018)

Please note: First 3 hours FREE for drivers correctly displaying a valid disabled badge and Parking Disc.  
Thereafter, normal tariff applies.

### Short Stay – Zone A

Meadows Retail Multi-Storey										
CHARGING PERIODS NOT EXCEEDING	1 Hour	2 Hours	3 Hours	4 Hours	5 Hours	6 Hours	7 Hours	8 Hours	Max. Stay	Maximum period for which vehicles can wait  All hours
	£									
Monday to Saturday (06.00 Hours to 21.59 Hours)	1.20	2.20	3.20	4.20	7.50	8.50	10.50	14.50	18.00	
Sunday (06.00 Hours to 17.59 Hours)	1.20	2.20	3.20						4.20	
Evening Monday to Saturday (17.00 Hours to 21.59 Hours)	1.20	2.20							3.20	
Evening Sunday (17.00 Hours to 17.59 Hours)									1.20	
Overnight									2.50	
Season Ticket Monday to Friday	Annual								1100.00	See conditions for use
Season Ticket Monday to Saturday									1260.00	
Season Ticket Monday to Sunday									1465.00	

**Schedule 2 (Car Park and Parking Places Tariff – Monday 22<sup>nd</sup> January 2018)**

Please note: First 3 hours FREE for drivers correctly displaying a valid disabled badge and Parking Disc.  
Thereafter, normal tariff applies.

**Short Stay – Zone A**

Meadows Surface										
CHARGING PERIODS NOT EXCEEDING	1 Hour	2 Hours	3 Hours	4 Hours	5 Hours	6 Hours	7 Hours	8 Hours	Max. Stay	Maximum period for which vehicles can wait
	£									
Monday to Saturday (08.00 Hours to 23.59 Hours)	1.40	2.50	3.20	4.70	7.50	8.50	10.50	14.50	18.00	
Sunday (08.00 Hours to 23.59 Hours)	1.40	2.50	3.20						4.70	
Evening/Overnight Monday to Sunday (17.00 Hours to 07.59 Hours)	1.20								2.50	All hours

## Schedule 2 (Car Park and Parking Places Tariff – Monday 22<sup>nd</sup> January 2018)

Please note: First 3 hours FREE for drivers correctly displaying a valid disabled badge and Parking Disc.

Thereafter, normal tariff applies.

### Short Stay – Zone A

Parkway										
CHARGING PERIODS NOT EXCEEDING	1 Hour	2 Hours	3 Hours	4 Hours	5 Hours	6 Hours	7 Hours	8 Hours	Max. Stay	Maximum period for which vehicles can wait  All hours  See conditions for use
	£									
Monday to Saturday (08.00 Hours to 23.59 Hours)	1.40	2.50	3.20	4.70	7.50	8.50	10.50	14.50	18.00	
Sunday (08.00 Hours to 23.59 Hours)	1.40	2.50	3.20						4.70	
Evening/Overnight Monday to Sunday (17.00 Hours to 07.59 Hours)	1.20	2.20							2.50	
Resident Car Park Permit	Annual								350.00	

## Schedule 2 (Car Park and Parking Places Tariff – Monday 22<sup>nd</sup> January 2018)

Please note: First 3 hours FREE for drivers correctly displaying a valid disabled badge and Parking Disc.  
Thereafter, normal tariff applies.

### Short Stay – Zone A

Riverside (Undercroft), Waterloo Lane 1, Waterloo Lane 2 and Waterloo Lane 3												
CHARGING PERIODS NOT EXCEEDING	15 Minutes	30 Minutes	1 Hour	2 Hours	3 Hours	4 Hours	5 Hours	6 Hours	7 Hours	8 Hours	Max. Stay	Maximum period for which vehicles can wait  All hours  See conditions for use
	£											
Monday to Saturday (08.00 Hours to 23.59 Hours)	0.20	0.40	1.40	2.50	3.20	4.70	7.50	8.50	10.50	14.50	18.00	
Sunday (08.00 Hours to 23.59 Hours)	0.20	0.40	1.40	2.50	3.20						4.70	
Evening/Overnight Monday to Sunday (17.00 Hours to 07.59 Hours)	0.20	0.40									1.20	
Resident Car Park Permit	Annual											350.00

## Schedule 2 (Car Park and Parking Places Tariff – Monday 22<sup>nd</sup> January 2018)

Please note: First 3 hours FREE for drivers correctly displaying a valid disabled badge and Parking Disc.

Thereafter, normal tariff applies.

### Mixed Stay – Zone B

Baddow Road											
CHARGING PERIODS NOT EXCEEDING	1 Hour	2 Hours	3 Hours	1-Day Ticket	2-Day Ticket	3-Day Ticket	4-Day Ticket	5-Day Ticket	Max. Stay	Maximum period for which vehicles can wait	
	£										
Monday to Sunday (08.00 Hours to 23.59 Hours)	1.40	2.40	3.10						5.50		
Monday to Sunday				6.50	13.00	18.00	24.00	30.00			
Evening Monday to Sunday (17.00 Hours to 23.59 Hours)									1.00		
Overnight Monday to Sunday (17.00 Hours to 07.59 Hours)									2.00	All hours	
Season Ticket (Annual 7)	Annual								850.00		See conditions for use
Resident Car Park Permit									350.00		

## Schedule 2 (Car Park and Parking Places Tariff – Monday 22<sup>nd</sup> January 2018)

Please note: First 3 hours FREE for drivers correctly displaying a valid disabled badge and Parking Disc.  
Thereafter, normal tariff applies.

### Long Stay – Zone A

Townfield Street Multi-Storey			
CHARGING PERIODS NOT EXCEEDING		Max. Stay	Maximum period for which vehicles can wait  All hours
	£		
Monday to Friday (05.30 Hours to 22.59 Hours)		7.50	
Saturday (05.30 Hours to 22.59 Hours)		1.50	
Sunday (06.00 Hours to 17.59 Hours)		1.50	
Evening Monday to Sunday (17.00 Hours to 22.59 Hours)		1.00	
Overnight Sunday to Friday (17.00 Hours to 05.29 Hours)		2.50	
Overnight Saturday (17.00 Hours to 05.59 Hours)		2.50	See conditions for use
Season Ticket	Annual	1750.00	

## Schedule 2 (Car Park and Parking Places Tariff – Monday 22<sup>nd</sup> January 2018)

Please note: First 3 hours FREE for drivers correctly displaying a valid disabled badge and Parking Disc.

Thereafter, normal tariff applies.

### Long Stay – Zone A

Fairfield Road						
CHARGING PERIODS NOT EXCEEDING	30 Minutes	1 Hour	1-Day Ticket	2-Day Ticket	Max. Stay	Maximum period for which vehicles can wait  All hours
	£					
Monday to Friday (05.30 Hours to 23.59 Hours)	0.40	1.20	7.50	15.00		
Saturday (07.00 Hours to 23.59 Hours)					2.00	
Sunday (10.00 Hours to 23.59 Hours)					2.00	
Evening Monday to Sunday (17.00 Hours to 23.59 Hours)					1.00	
Overnight Sunday to Thursday (17.00 Hours to 05.29 Hours)					2.50	
Overnight Friday (17.00 Hours to 06.59 Hours)					2.50	
Overnight Saturday (17.00 Hours to 09.59 Hours)					2.50	
Season Ticket	Annual				1700.00	See conditions for use
Resident Car Park Permit					350.00	



## Schedule 2 (Car Park and Parking Places Tariff – Monday 22<sup>nd</sup> January 2018)

Please note: First 3 hours FREE for drivers correctly displaying a valid disabled badge and Parking Disc.

Thereafter, normal tariff applies.

### Long Stay – Zone A

Glebe Road				
CHARGING PERIODS NOT EXCEEDING	1-Day Ticket	2-Day Ticket	Max. Stay	Maximum period for which vehicles can wait
	£			
Monday to Friday (05.30 Hours to 23.59 Hours)	7.50	15.00		
Saturday (07.00 Hours to 23.59 Hours)			1.50	
Sunday (10.00 Hours to 23.59 Hours)			1.50	
Evening Monday to Sunday (17.00 Hours to 23.59 Hours)			1.00	
Overnight Sunday to Thursday (17.00 Hours to 05.29 Hours)			2.50	
Overnight Friday (17.00 Hours to 06.59 Hours)			2.50	
Overnight Saturday (17.00 Hours to 09.59 Hours)			2.50	
Resident Car Park Permit	Annual		350.00	See conditions for use

**Schedule 2 (Car Park and Parking Places Tariff – Monday 22<sup>nd</sup> January 2018)**

Please note: First 3 hours FREE for drivers correctly displaying a valid disabled badge and Parking Disc.

Thereafter, normal tariff applies.

**Long Stay – Zone B**

Coval Lane, Rectory Lane East and Rectory Lane West			
CHARGING PERIODS NOT EXCEEDING	30 Minutes	Max. Stay	Maximum period for which vehicles can wait
	£		
Monday to Friday (08.00 Hours to 23.59 Hours)	0.40	5.50	
Saturday and Sunday (08.00 Hours to 23.59 Hours)	0.40	1.50	
Evening Monday to Sunday (17.00 Hours to 23.59 Hours)		1.20	All hours
Season Ticket (Annual 7)	Annual	850.00	See conditions for use
Resident Car Park Permit		350.00	

## Schedule 2 (Car Park and Parking Places Tariff – Monday 22<sup>nd</sup> January 2018)

Please note: First 3 hours FREE for drivers correctly displaying a valid disabled badge and Parking Disc.

Thereafter, normal tariff applies.

### Mixed Stay – Zone C

Moulsham Street						
CHARGING PERIODS NOT EXCEEDING	30 Minutes	1 Hour	2 Hours	3 Hours	Max. Stay	Maximum period for which vehicles can wait
	£					
Monday to Sunday (08.00 Hours to 23.59 Hours)	0.20	1.40	1.70	2.20	5.50	
Evening Monday to Sunday (17.00 Hours to 23.59 Hours)					1.00	All hours
Season Ticket (Annual 7)	Annual				850.00	See conditions for use
Resident Car Park Permit					350.00	

**Schedule 2 (Car Park and Parking Places Tariff – Monday 22<sup>nd</sup> January 2018)**

Please note: First 3 hours FREE for drivers correctly displaying a valid disabled badge and Parking Disc.

Thereafter, normal tariff applies.

**Long Stay – Zone C**

Regina Road					
CHARGING PERIODS NOT EXCEEDING	1 Hour	2 Hours	3 Hours	Max. Stay	Maximum period for which vehicles can wait
	£				
Monday to Friday (08.00 Hours to 23.59 Hours)				5.50	
Saturday and Sunday (08.00 Hours to 23.59 Hours)	1.20	2.20	3.20	4.50	All hours
Evening Monday to Sunday (17.00 Hours to 23.59 Hours)				1.00	
Season Ticket (Annual 7)	Annual			850.00	See conditions for use
Resident Car Park Permit				350.00	

**Schedule 2 (Car Park and Parking Places Tariff – Monday 22<sup>nd</sup> January 2018)**

Please note: First 3 hours FREE for drivers correctly displaying a valid disabled badge and Parking Disc.

Thereafter, normal tariff applies.

**Long Stay – Zone D**

Waterhouse Lane			
CHARGING PERIODS NOT EXCEEDING		Max. Stay	Maximum period for which vehicles can wait
	£		
Monday to Friday (08.00 Hours to 23.59 Hours)		4.00	All hours
Season Ticket (Annual 7)	Annual	850.00	See conditions for use
Resident Car Park Permit		350.00	

## Schedule 2 (Car Park and Parking Places Tariff – Monday 22<sup>nd</sup> January 2018)

Please note: First 3 hours FREE for drivers correctly displaying a valid disabled badge and Parking Disc.

Thereafter, normal tariff applies.

### Short Stay – Limited Waiting

West End					
CHARGING PERIODS NOT EXCEEDING	30 Minutes	1 Hour	2 Hours	Max. Stay	Maximum period for which vehicles can wait
	£				
Monday to Sunday (08.00 Hours to 23.59 Hours)	0.40	1.40	1.70	2.50	
Evening Monday to Sunday (17.00 Hours to 23.59 Hours)				1.00	All hours
Resident Car Park Permit	Annual			350.00	See conditions for use

**Schedule 2 (Car Park and Parking Places Tariff – Monday 22<sup>nd</sup> January 2018)**

Please note: First 3 hours FREE for drivers correctly displaying a valid disabled badge and Parking Disc.  
Thereafter, normal tariff applies.

**Other Changes**

Additional Charges			£
Vehicles release from a locked car park			50.00
Market Service Roads Commercial vehicles (05.00 Hours to 19.29 Hours)			4.00
Market Service Roads Other permitted vehicles (05.00 Hours to 19.29 Hours)			4.00
Season Ticket West End East and South Car Parks (Monday to Saturday)	Annual	1150.00	See conditions for use