

EAST SUSSEX COUNTY COUNCIL  
ROAD TRAFFIC REGULATION ACT 1984

The East Sussex (Civil Enforcement Area)  
(Traffic Amendments) Order 2008

East Sussex County Council in exercise of their powers under Sections 1(1) and (2), 2(1) to (3) and 4(2), 32, 35, 39 (6), 45, 46, 49, 51, 52, 53 and 63A of, and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 ("the Act"), as amended, Traffic Management Act 2004 and of all other enabling powers, after consultation with the Chief of Police in accordance with Part III of Schedule 9 to the Act hereby make the following Order:-

1. This Order shall come into operation on 31 March 2008 and may be cited as "The East Sussex (Civil Enforcement Area) (Lewes District Traffic Amendments) Order 2008".
  
2. The Orders specified in the First Schedule to this Order are varied as follows:
  - (a) The following expressions and the meanings assigned to them are inserted in appropriate alphabetical order in that Article in the Orders which deals with the meanings of expressions used in the Orders:

"Civil Enforcement Officer" means a person authorised by or on behalf of the East Sussex County Council under Section 76 of the Traffic Management Act 2004 to supervise and enforce the road traffic contraventions for which East Sussex County Council is the enforcement authority.

"Penalty Charge" and "Reduced Penalty charge" means a charge set by East Sussex County Council in accordance with the provisions of Section 77 and Schedule 9 of the Traffic Management Act 2004 and Regulations made thereunder and in accordance with and any guidance given by the Secretary of State.

"Penalty Charge notice" means a notice issued by a Civil Enforcement Officer pursuant to the provisions Section 78 Traffic Management Act 2004 and Regulations made thereunder.
  - (b) The expression "traffic warden" in that Article in the Orders that deals with the meanings of expressions used in the Orders is deleted.
  - (c) The expression "parking attendant" in that Article in the Orders that deals with the meanings of expressions used in the Orders is deleted.
  - (d) Each reference to traffic warden or parking attendant in the Orders is replaced by Reference to Civil Enforcement Officer.
  - (e) Each reference to the expression "excess charge" in the Orders is replaced by a reference to "Penalty Charge".
  - (f) Each reference to the expression "initial charge" in the Orders is replaced by a reference to "Parking Charge".
  - (g) The Article contained in the Second Schedule to this Order is inserted as the final article of the Orders.
  
3. Where a provision of this Order conflicts with a provision of any of the Orders specified in the Schedule to this Order or any other Order giving effect to parking controls waiting or loading restrictions in car parks or roads within East Sussex County Council's area that provision of this Order shall prevail.

**FIRST SCHEDULE**

- The East Sussex (Lewes Town Centre Extension) (Parking Places) Traffic Regulation Order 2007
- The East Sussex (Lewes Town Centre) (Waiting and Loading Restriction) Traffic Regulation Order 2007
- The East Sussex (Lewes Town Centre Extension) (Waiting and Loading Restriction) Traffic Regulation Order 2007
- The East Sussex (Lewes Town Centre) (Parking Places) Traffic Regulation Order 2007
- The East Sussex (Lewes District) (Traffic Regulation) Order 2004
- The East Sussex (Lewes District) (Off-Street Parking Places) Order 2004
- The East Sussex (Lewes Town Centre) (Traffic Regulation) Order 2004

**SECOND SCHEDULE**

ARTICLES TO BE INSERTED INTO THE ORDERS SPECIFIED IN THE FIRST SCHEDULE OR ANY OTHER ORDER GIVING EFFECT TO PARKING CONTROLS, WAITING OR LOADING RESTRICTIONS IN CAR PARKS OR ROADS WITHIN EAST SUSSEX COUNTY COUNCIL'S AREA.

- 1. If a vehicle is left at any time in contravention of a provision of this Order a penalty charge shall be payable.
- 2. In the case of a vehicle in respect of which a penalty charge is payable notification of the Penalty charge may be given by a Civil Enforcement Officer in accordance with the requirements of Section 78 of the Traffic Management Act 2004 and Regulation made thereunder.

THE COMMON SEAL of EAST SUSSEX )  
COUNTY COUNCIL was affixed hereto on )  
the        day of                                )  
two thousand and eight in the presence of:- )

Authorised Signatory

H & T Ctte. 2.4.74 - para 4.2 joint report of County Secretary & County Engineer - para 4.