

THE BOROUGH OF EASTLEIGH (MORTIMER ROAD CAR PARK BOTLEY) ORDER 1984

THE EASTLEIGH BOROUGH COUNCIL (hereinafter called "the Council") in exercise of their powers under section 31 of the Road Traffic Regulation Act 1967 as amended by Part IX of the Transport Act 1968 and Schedule 19 to the Local Government Act 1972 and Schedule 6 to the Local Government Act 1974 (which Act of 1967 as so amended is hereinafter referred to as "the Act of 1967") and of all other enabling powers with the consent of the Hampshire County Council in accordance with Section 28A of the Act of 1967 and after consultation with the Chief Officer of Police in accordance with Section 84C(1) of the Act of 1967 hereby make the following Order:-

PART I

GENERAL

1. COMMENCEMENT AND CITATION

The provisions of this Order shall come into operation on Fifth March 1984 and the Order may be cited as the Borough of Eastleigh (Mortimer Road Car Park Botley) Order 1984

2. INTERPRETATION

(1) In this Order except where the context otherwise requires the following expressions shall have the meanings hereby respectively assigned to them:-

"driver" in relation to a vehicle waiting in a parking place means the person driving the vehicle at the time it was left in the parking place;

"parking place" means the area specified by name in column 1 of the First Schedule to this Order provided by the Council under section 28(1) of the Act of 1967 for use as a parking place;

PART II

USE OF PARKING PLACES

3. USE OF AREAS AS PARKING PLACES

The area specified by name in column 1 of the Schedule to this Order may be used subject to the following provisions of this Order as a parking place for such classes of vehicles and in a manner specified in relation to the area in the said Schedule

4. CLASS AND POSITION OF VEHICLES

Where in the Schedule to this Order a parking place is described as available for vehicles of a specified class or in a specified position the driver of a vehicle shall not permit it to wait in that parking place -

- (a) unless it is of the specified class; or
- (b) in a position other than that specified

5. USE OF VEHICLES IN PARKING PLACE

(1) No person shall use a vehicle while it is in a parking place as a dwelling or for any domestic or sanitary purposes

(2) No person shall except with the consent of the Council use a vehicle while it is in 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 his skill or services

6. DRIVING OF VEHICLES IN PARKING PLACES

No person shall except with the permission of the Council drive any vehicle in parking places other than for the purpose of leaving that vehicle in the parking place in accordance with the provisions of this Order or for the purpose of departing from the parking place

7. REPAIR OF VEHICLES IN PARKING PLACES

No person shall while a vehicle is in a parking place permit the carrying out of any work either of maintenance or repair thereto or of any other nature whatsoever except such as may be necessary to enable the vehicle to depart from the parking place

8. REMOVAL OF VEHICLES FROM PARKING PLACES

When a vehicle is left in a parking place in contravention of any of the provisions of Article 4 of this Order a person authorised by or on behalf of the Council may remove the vehicle or arrange for it to be removed from that parking place

PROVIDED THAT where a vehicle is left in a parking place in a position other than that specified in column 2 of the First Schedule to this Order a person authorised by or on behalf of the Council may move the vehicle or cause it to be moved to a position which complies with that specified in column 2 of the said First Schedule

9. MOVEMENT OF VEHICLES IN A PARKING PLACE IN EMERGENCIES

Any person authorised by or on behalf of the Council may move or cause to be moved in case of emergency to any place he thinks fit vehicles left in a parking place

10. MANNER OF MOVING VEHICLES

Any person removing or altering the position of a vehicle by virtue of Article 8 or Article 9 of this Order may do so by towing or driving the vehicle or any 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 or alter its position

11. SAFE CUSTODY OF VEHICLES

When a person authorised by or on behalf of the Council removes or makes arrangements for the removal of a vehicle from a parking place by virtue of Article 8 of this Order he shall make such arrangements as may be necessary for the safe custody of the vehicle

12. ENTRY AND EXIT

Where in a 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 than by an exit so indicated; or
- (ii) in a direction other than that specified.

SCHEDULE

<u>Description of Parking Place</u>	<u>Position in which vehicles</u> <u>may Wait</u>	<u>Classes of Vehicles</u>
Mortimer Road car park Botley (Shown edged red on the attached plan)	Wholly within a parking bay	All motor vehicles except those exceeding 2.05 metres in height.

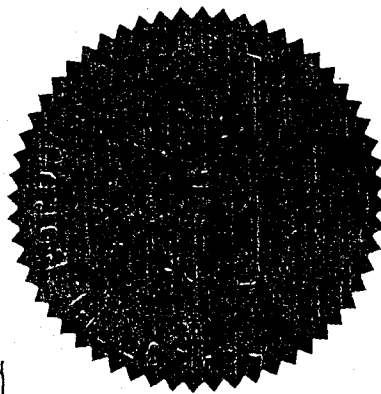
DATED this *Twenty-Seventh* day of *February* 1984

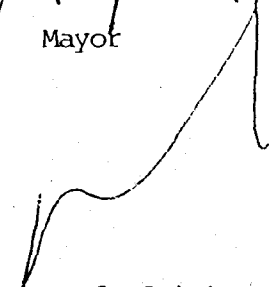
THE COMMON SEAL of EASTLEIGH)

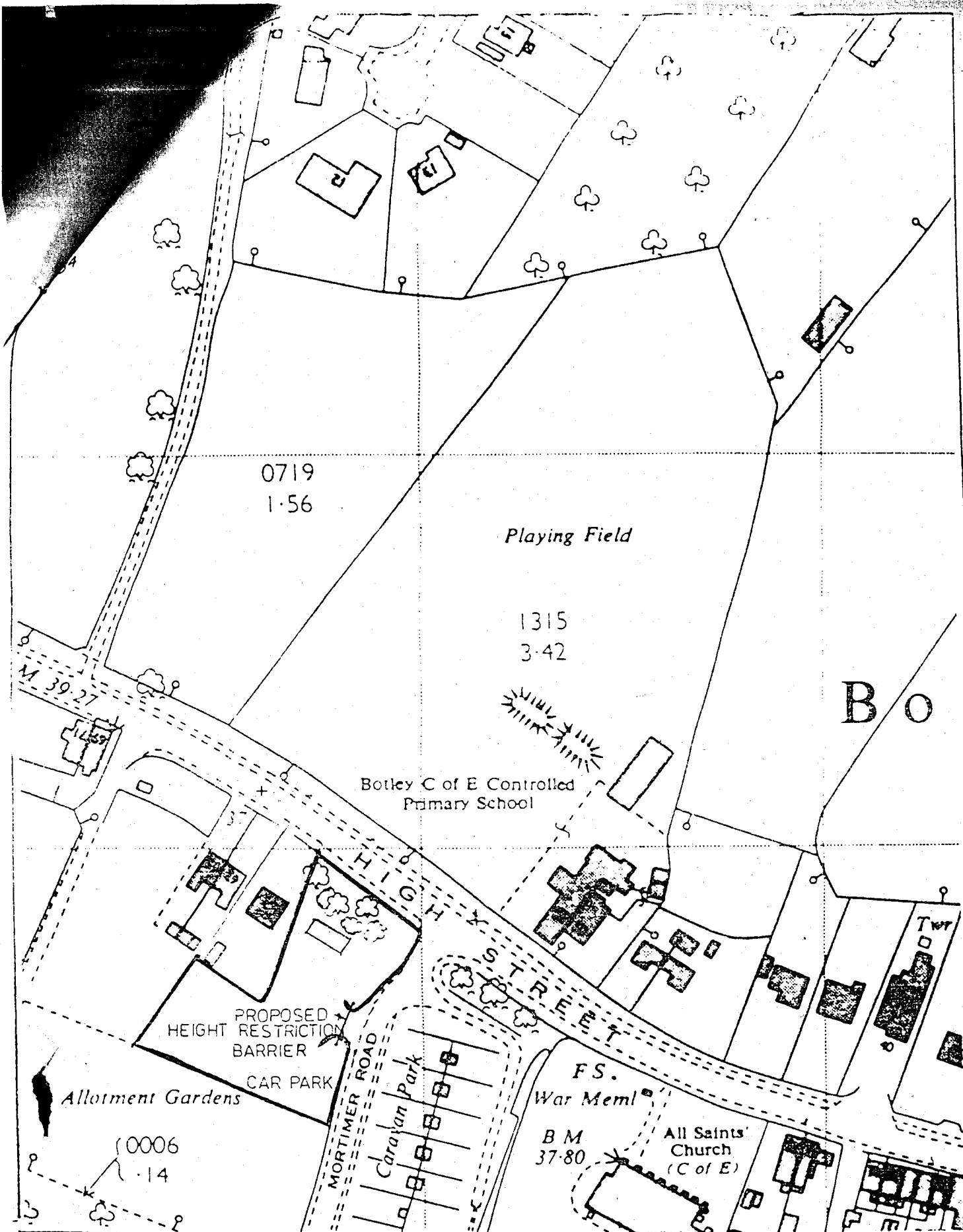
BOROUGH COUNCIL was hereunto)

affixed in the presence of:-)


Mayor




Deputy Director of Administration
& Solicitor



DRAWING No. E 582
 SCALE 1:1250
 DATE NOV'83
 DRAWN BY
 TRACED BY AC

BOROUGH OF EASTLEIGH
 PROPOSED HEIGHT RESTRICTION BARRIER
 MORTIMER ROAD CAR PARK, BOTLEY

D.H. GOSLING, C.ENG, F.I.MUN.E.
 F.I.P.H.E. M.INST.H.E.
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