

am06

GRAVESHAM BOROUGH COUNCIL

THE BOROUGH OF GRAVESHAM (STREET PARKING PLACES)  
(CONSOLIDATION) ORDER 1991

GRAVESHAM BOROUGH COUNCIL pursuant to arrangements made under Section 101 of the Local Government Act 1972 with Kent County Council in exercise of the powers of the said County Council under Sections 32, 35 and 36 of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 and of all other enabling powers, after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act, hereby makes the following Order:-

1. This Order may be cited as The Borough of Gravesham (Street Parking Places)(Consolidation) Order 1991 and shall come into operation on the 2nd day of August 1991.

2. In this Order:-

"Disabled Persons Badge" has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) Regulations 1982.

"Disabled Persons Vehicle" has the same meaning as in the Local Authorities' Traffic Orders (Exemptions for Disabled Persons)(England and Wales) Regulations 1986.

"Resident" means a person whose usual place of abode is at premises the postal address of which is in any street or part of a street described in the Schedule to this Order.

"Residents Parking Badge" means a badge issued to a resident under the provisions of Article 9 of this Order.

"Relevant Position" means:-

(a) in the case of a vehicle fitted with a front windscreen the badge is exhibited thereon with the obverse side facing forwards on the nearside of and immediately behind the windscreen;

(b) in the case of a vehicle not fitted with a front windscreen the badge is exhibited in a conspicuous position on the front or nearside of the vehicle.

"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.

"Motor Car" has the meaning assigned to it by Section 185 of the Road Traffic Act 1982.

"Motor Cycle" has the meaning assigned to it by Section 185 of the Road Traffic Act 1982.

"Parking Place" means an area of the highway designated as a parking place in the Schedule to this Order.

3. (1) Each of the parts of a road specified in Column 1 of the Schedule to this Order is authorised to be used subject to the following provisions of this Order as a parking place for such classes of vehicles in such positions and on such days and during such hours as are specified in relation to that part of the road in the said Schedule.
- (2) Nothing in paragraph (1) of this Article shall restrict the power of the Council for preventing obstruction of the streets by order on the occasion of any public procession, rejoicing or illumination, or where the streets are thronged or liable to be obstructed, to close any parking place.
4. 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 the vehicle shall not be permitted to wait in that parking place -
  - (a) unless it is of that specified class; or
  - (b) in a position other than that specified.
5. (1) The driver of a vehicle shall not be permitted to wait in a parking place for longer than the maximum period permitted for waiting specified in the Schedule to this Order in relation to that parking place.
- (2) When a vehicle other than a vehicle displaying the resident's parking badge has left a parking place after waiting thereon the driver thereof shall not within one hour after its leaving permit it to wait again upon that parking place.
6. The driver of a vehicle shall not use a parking place -
  - (a) so as unreasonably to prevent access to any premises adjoining the road, or the use of the road by other persons, or so as to be a nuisance;

(1) A resident's parking badge shall not be assigned or

transferred to any person except as hereinafter

provided but may be surrendered at any time to the

Council and shall be surrendered in the event of the

following:

- (a) the parking badge holder ceasing to be a resident of any of the streets described in the Schedule to this Order.

- (b) the resident's parking badge holder ceasing to be the owner of the vehicle in respect of which the parking badge was issued.

- (c) the issue of a duplicate parking badge by the Council under the provisions of Article 11 of this Order.

- (2) The parking badge will only be available for use on the vehicle in respect of which it is issued and also in the parking space in respect of which it is issued.

11. If a parking badge is mutilated or defaced or the figures or particulars on it become illegible the parking badge holder shall surrender it to the Council and may apply to the Council for the issue to him of a duplicate parking place.

12. The driver of a vehicle which displays in the relevant position a disabled person's badge shall be exempt from any limitation of time specified in the Schedule to this Order.

13. The following Orders are hereby revoked:-

- (a) The Gravesham Borough Council (Street Parking Places) Order 1983.

- (b) The Gravesham Borough Council (Street Parking Places) Order 1985.

- (c) The Borough of Gravesham (Street Parking Places) Order 1991.

- (d) The Borough of Gravesham (Street Parking Places) (Amendment) Order 1991.

(b) For preventing obstruction of the streets the Council shall by Order made on the occasion of any public procession, rejoicing or illumination or when the streets are thronged or liable to be obstructed have closed that parking place and exhibited notice of such closing on or near the parking place..

7. The driver of a motor vehicle using the parking place shall stop the engine as soon as the vehicle is in position in the parking place and shall not start the engine except when about to change the position of the vehicle in or to depart from the parking place.

8. No person shall use the 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.

9. (1) Any resident who is the owner of the vehicle of the following class that is to say a private motor car may apply to the Council for the issue of a badge for the leaving of that vehicle and any such application shall be made on a form issued by and obtainable from the Council and shall include the particulars and information required by such form to be supplied.

(2) The Council may at any time require an applicant for the resident's parking badge to produce to an Officer of the Council such evidence in respect of that application as they may reasonably require to verify any particulars or information given to them.

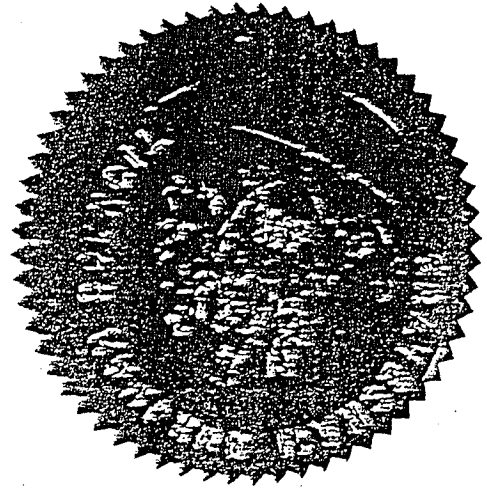
(3) On receipt of an application duly made under the foregoing provisions of this Article the Council upon being satisfied that the applicant is a resident and is the owner of a vehicle of the class specified in paragraph (1) of this article may issue to the applicant one resident's parking badge for the leaving during the prescribed hours in a parking space of the vehicle to which such resident's parking badge relates by the owner of such vehicle or by any person using such vehicle with consent of the owner other than a person to whom such vehicle has been let for hire or reward.

Given under the Common Seal of Gravesham Borough Council this  
Twenty-fifth day of July One thousand nine hundred and  
ninety one.

The COMMON SEAL of GRAVESHAM  
BOROUGH COUNCIL was hereunto  
affixed on the authority of:-

*G. J. Chesworth*  
Principal Assistant Solicitor  
G. J. CHESWORTH

Authorised Sealing Officer



11543