

GRAVESHAM BOROUGH COUNCIL

THE BOROUGH OF GRAVESHAM (OFF STREET PARKING PLACES)
ORDER 1998

GRAVESHAM BOROUGH COUNCIL pursuant to Section 35 and Parts III and IV of Schedule 9 to the Road Traffic Regulation Act 1934 and of all other enabling powers, with the consent of the Kent County Council pursuant to Section 39(3) of that Act and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to that Act, hereby makes the following Order:-

1. This Order may be cited as The Borough of Gravesham (Off Street Parking Places) Order 1998 and shall come into operation on *2nd July 1998*.
2. In this Order:-

"Business season ticket" means an annual season ticket issued by the Council to persons working in the premises set out in Schedule 3 to this Order;

"disabled person's vehicle" means a vehicle lawfully displaying a disabled person's badge,

"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;

"Magistrates season ticket" means an annual season ticket issued by the Council to Magistrates attending the Gravesham Magistrates' Court, The Court House, Old Town Hall, High Street, Gravesend, Kent;

"Medical Centre season ticket" means an annual season ticket issued by the Council to persons working in the Medical Centre to be built on the site of 2 and 3 Swan Yard, Gravesend, Kent;

"Medical Centre season ticket holder's vehicle" means a vehicle displaying a Medical Centre season ticket;

"owner" means the person by whom such vehicle is kept and used;

"parking place" means any area of land specified by name in column 1 of the Schedules to this Order;

"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;

"Resident season ticket" means an annual season ticket issued by the Council to persons residing in the premises to be built in accordance with planning permission reference numbers GR/96/635 and GR/96/636X/E (or any variations thereof) granted by the Council as Local Planning Authority.

3. The area of land specified by name in column 1 of the Schedules to this Order may 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 and on payment of such charges as are specified in relation to that area of land in the Schedules to this Order.
4. Where in the Schedules 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 -
 - (i) unless it is of the specified class; or
 - (ii) in a position other than that specified; or
 - (iii) where there is a sign or surface marking which indicates that a parking bay is available only for a disabled person's vehicle unless it is a disabled

7. The driver of a motor vehicle using a 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 depart or change the position of the vehicle.
8. No person shall use a vehicle whilst it is in a parking place for any purpose in connection with trade or business or for any form of advertisement unless they have previously obtained the written consent of the Council.
9. The driver of a vehicle shall not permit that vehicle to wait in a parking place unless the vehicle is licensed in accordance with the provisions of Section 1 of the Vehicles (Excise) Act 1971 and there is in relation to the use of the vehicle by the driver such a policy of insurance as complies with Part VI of the Road Traffic Act 1988.
10. The driver of a motor vehicle shall not sound any horn or other similar instrument when stationary in a parking place.
11. No person shall, except with the permission of a person duly authorised by the Council, drive any vehicle in a parking place other than for the purpose of leaving the vehicle in the parking place in accordance with the provisions of this Order or for the purpose of departing from the parking place.
12. No person shall in a parking place wantonly shout or otherwise make any loud noise to the disturbance or annoyance of users of the parking place or residents of nearby premises.
13. No person shall in a parking place use any threatening, abusive or insulting language, gesture or conduct with intent to put any person in fear or so as to occasion a breach of the peace or whereby a breach of the peace is likely to be occasioned.

person's vehicle; or

- (iv) where there is a sign or surface marking which indicates that a parking bay is available only for Medical Centre season ticket holders' vehicles unless it is a Medical Centre season ticket holders' vehicle.

5. The driver of a vehicle shall not permit it to wait in a parking place for longer than the maximum period permitted for waiting specified in the Schedules to this Order in relation to that parking place.

6. (i) the driver of a vehicle leaving a parking place shall pay the appropriate charge in accordance with the scale of charges specified in column 6 of Schedule 1 to this Order;

(ii) the appropriate charge shall be payable:-

(a) in the case of Medical Centre, Business, Residents or Magistrates season tickets, in advance to the Council prior to the issue of the ticket and application for the season ticket must be made to the Council in accordance with the procedure as laid down from time to time by the Council. Any tickets issued will not be transferrable.

(b) in all other cases by the insertion of a coin or coins into the apparatus or device provided, such apparatus or device having been specially or generally approved by the Secretary of State for Transport;

(iii) where any apparatus or device is defective the appropriate charge may be collected by a car park inspector appointed by the Council who will issue a receipt indicating the charge paid;

written consent of the Council.

(ii) light any fire.

19. When in respect of any parking place a notice is displayed indicating that the parking place is fully occupied or closed, no driver shall drive his vehicle into such parking place and shall not cause an obstruction by waiting in any part of the parking place.
20. Subject to the provisions of this Article, when a vehicle is left in a parking place or access way in contravention of any of the provisions of Articles 4, 5, 9, 17 and 19 a person authorised in that behalf by the Council may remove the vehicle or arrange for it to be removed from that parking place or the access way leading to or from that parking place; provided that when a vehicle is waiting in a parking place in contravention of Article 4(b), a person authorised in that behalf by the Council may alter or cause to be altered the position of the vehicle in order that its position shall comply with that provision.
21. Any person removing or altering the position of a vehicle by virtue of Article 20 of this Order may do so by towing or driving the vehicle or in 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, as the case may be. Neither such person or the Council shall be responsible for any loss or damage to the vehicle or to anything contained therein or thereon arising from, or in consequence of, the exercise of the powers contained in this Article. Any expenses incurred by the Council in removing a vehicle within any parking place shall be recoverable from the driver of the vehicle summarily as a civil debt.
22. Notwithstanding the provisions of this Order, the Council may by notice displayed in or near the parking place, close

14. No person shall use any part of a parking place or any vehicle left in a parking place -

(i) for sleeping or camping purposes;

(ii) for eating or cooking purposes; or

(iii) 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.

15. No person shall use a parking place as a means of passage proceeding from one road to another road.

16. Where in a parking place signs are erected or surface markings are laid for the purposes of -

(i) indicating the entrance to or exit from the parking place, or

(ii) indicating that a vehicle using the parking place shall proceed in a specified direction within the parking place,

no person shall drive any vehicle (a) 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 (b) in a direction other than that specified, as the case may be.

17. A driver shall not except in exercise of any lawful right or privilege permit a vehicle to wait in any access way to or from the parking place.

18. In a parking place no person shall

(i) erect any tent, booth, stand, building or other structure unless they have previously obtained the

any parking place or any part thereof for any period and no driver of any vehicle shall use the parking place or any part thereof when it is so closed without the consent of the Council.

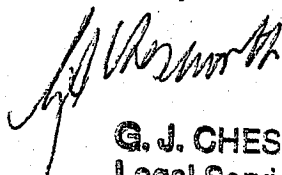
23. The Council accepts no responsibility at common law or under the Occupiers' Liability Act 1957 or otherwise, for loss or damage to vehicles or other property left in any of the parking places to which this Order applies.

24. The following Orders are hereby revoked -

- (i) The Borough of Gravesham (Off Street Parking Places) Order 1994.
- (ii) The Borough of Gravesham (Off Street Parking Places) (Variation) Order 1996.
- (iii) The Borough of Gravesham (Off Street Parking Places) (Variation) Order 1996 (No. 2).

Given under the Common Seal of Gravesham Borough Council this
day of One thousand nine hundred and ninety
eight.

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



G. J. CHESWORTH
Legal Services Manager

Authorised Sealing Officer

13366

SCHEDULE 1

Name of parking place	Position in which vehicle may wait	Classes of vehicle	Days of operation of parking place	Maximum period for which vehicles may wait	Scale of charges
1	2	3	4	5	6
Anglesea place Multi- storey Car park	Wholly within a parking bay at right angles to access aisles where possible. Two wheeled motor cycles and pedal cycles in cycle parking bays where provided	Motor cycle, motor car and invalid carriage as defined in Section 136 of the Road Traffic Regulation Act 1934 and motor vehicles constructed or adapted solely for the purpose of carrying goods but not exceeding 30 cwt's unladen weight	All days	24 hours	<u>Monday to Saturday inc</u> 30p - One hour or less 50p - more than 1 hour and up to and including 2 hours 70p - more than 2 hours and up to and including 3 hours £1.00 - more than 3 hours and up to and including 4 hours £1.50 - more than 4 hours and up to and including 5 hours £2.00 - more than 5 hours and up to and including 6 hours £3.00 - more than 6 hours <u>Sunday</u> 20p per visit <u>Any Day</u> £3.00 - Lost ticket

Position in which vehicle may wait	Classes of vehicle	Days of operation of parking place	Maximum period for which vehicles may wait	Scale of Charges
2	3	4	5	6
Lord Street Multi- Storey Car Park	Wholly within a parking bay at right angles to access aisles where possible, Two wheeled motor cycles and pedal cycles in cycle parking bays where provided	All days	24 hours	<u>Monday to Saturday in</u> 30p - One hour or less 50p - more than 1 hour and up to and includin 2 hours 70p - more than 2 hour and up to and includin 3 hours £1.00 - more than hours and up to an including 4 hours £1.50 - more than hours and up to an including 5 hours. £2.00 - more than hours and up to an including 6 hours. £3.00 - more than hours. <u>Sunday</u> 20p per visit <u>Any Day</u> £3.00 - Lost ticket

Classes of vehicle
which may wait
in position

Classes of vehicle
which may wait
in position

Classes of vehicle
which may wait
in position

Classes of vehicle
which may wait
in position

Name of Parking Place	Position in which vehicle may wait	Classes of vehicle	Day of operation of Parking Place	Maximum period for which vehicles may wait	Scale of charges
1	2	3	4	5	6
St George's Centre Multi- storey Car Park	Wholly within a parking bay at right angles to access aisles where possible	Motor car and invalid carriage as defined in Section 136 of the Road Traffic Regulation Act 1984 and motor vehicles constructed or adapted solely for the purpose of carrying goods but not exceeding 30 cwt's unladen weight and not exceeding 2.2 metres in height for the internal car park section and not exceeding 3.0 metres in height for the external car park section. Bicycles and motor bicycles without sidecars to be prohibited	All days	24 hours	<u>Monday to Saturday inc.</u> 30p - One hour or less 50p - more than 1 hour and up to and including 2 hours 70p - more than 2 hours and up to and including 3 hours £1.00 - more than 3 hours and up to and including 4 hours £1.50 - more than 4 hours and up to and including 5 hours £2.00 - more than 5 hours and up to and including 6 hours £3.00 - more than 6 hours <u>Sunday</u> 20p per visit <u>Any Day</u> £3.00 - Lost ticket

ation in which
vehicle may wait

Class of vehicle

Days of
operation of
parking place

Maximum period for
which vehicles may
wait

Scale of charges

2

3

4

5

6

Eden Place

Wholly within a parking bay at right angles to access aisles where possible. Two wheeled motor cycles and pedal cycles in cycle parking bays where provided

Motor cycles, motor car and invalid carriage as defined in Section 136 of the Road. Traffic Regulation Act 1984 and motor vehicles constructed or adapted solely for the purpose of carrying goods but not exceeding 30 cwt's unladen weight

All days

48 hours

Monday to Saturday inc.

£1.50 per visit

Sundays

20p per visit

Any Day

£1.50 - Lost ticket

Scale of charges for which vehicles may be used for period of operation of vehicle in which position in which vehicle may wait

Name of Parking Place	Position in which vehicle may wait	Classes of vehicle	Days of operation of Parking Place	Maximum period for which vehicles may wait	Scale of Charges
1	2	3	4	5	6
Common Yard	Wholly within a parking bay at right angles to access aisles where possible. Two wheeled motor cycles and pedal cycles in cycle parking bays where provided	Motor cycles, motor car and invalid carriage as defined in Section 136 of the Road Traffic Regulation Act 1984 and motor vehicles constructed or adapted solely for the purpose of carrying goods but not exceeding 30 cwt's unladen weight	All days	48 hours except for Resident season ticket holders where no maximum period shall apply	Monday to Saturday inc. 10p - One hour or less 20p - More than 1 hour and up to and including 2 hours £2.00 - More than 2 hours and up to and including 3 hours £3.00 - More than 3 hours Sundays 20p per visit Any Day £3.00 - Lost ticket Season tickets £240 per annum - Business season tickets Nil - Resident & Magistrates season tickets and Medical Centre Season tickets

Position in which
vehicle may wait

Classes of vehicle

Days of
operation of
Parking Place

Maximum period for
which vehicles may
wait

Scale of charges

2

3

4

5

6

Milton
Place

Wholly within a parking bay at right angles to access aisles where possible. Two wheeled motor cycles and pedal cycles in cycle parking bays where provided

Motor cycles, motor car and invalid carriage as defined in Section 136 of the Road Traffic Regulation Act 1984 and motor vehicles constructed or adapted solely for the purpose of carrying goods but not exceeding 30 cwt's unladen weight

Monday to Saturday inc.

50p per visit

Sunday

10p per visit

All days 48 hours

The Market
(also known
as Market
Square)

Wholly within a parking bay at right angles to access aisles where possible. Two wheeled motor cycles and pedal cycles in cycle parking bays where provided

Motor cycles, motor car and invalid carriage as defined in Section 136 of the Road Traffic Regulation Act 1984 and motor vehicles constructed or adapted solely for the purpose of carrying goods but not exceeding 30 cwt's unladen weight

Monday to Saturday inc.

10p - One hour or less

20p - More than 1 hour and up to and including 2 hours

£2.00 - More than 2 hours and up to and including 3 hours

£3.00 - More than 3 hours

Sundays

20p per visit

Any Day

£3.00 - Lost ticket

All days 48 hours

(except Special
Market days)

Maximum period for

operation of
Days of

Classes of vehicle

Position in which
vehicle may wait

Position in which vehicle may wait	Classes of vehicle	Day of operation of Parking Place	Maximum period for which vehicles may wait	Scale of Charges
2	3	4	5	6
Wholly within a parking bay at right angles to access aisles where possible. Two wheeled motor cycles and pedal cycles in cycle parking bays where provided	Motor cycles, motor car and invalid carriage as defined in Section 136 of the Road Traffic Regulation Act 1984 and motor vehicles constructed or adapted solely for the purpose of carrying goods but not exceeding 30 cwt's unladen weight	Monday to Saturday inc.	48 hours	Monday to Saturday inc. 30p - 1 hour or less 50p - More than 1 hour and up to and including 2 hours 70p - More than 2 hours and up to and including 3 hours £1.00 - More than 3 hours and up to and including 4 hours £1.20 - More than 4 hours and up to and including 5 hours £1.50 - More than 5 hours Sundays 20p per visit Any Day £1.50 - Lost ticket

Days of operation of Parking Place 4

Classes of vehicle 3

Position in which vehicles may wait 2

Maximum period for which vehicles may wait 5

Scale of Charges 6

Rathmore Road	Wholly within a parking bay at right angles to access aisles where possible. Two wheeled motor cycles and pedal cycles in cycle parking bays where provided	Motor cycles, motor car and invalid carriage as defined in Section 136 of the Road Traffic Regulation Act 1904 and motor vehicles constructed or adapted solely for the purpose of carrying goods but not exceeding 30 cwt's unladen weight	All days	48 hours	<u>Monday to Saturday inc.</u> £1.50 per visit <u>Sundays</u> 20p per visit <u>Any Day</u> £1.50 - Lost ticket
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West Street	Wholly within a parking bay at right angles to access aisles where possible. Two wheeled motor cycles and pedal cycles in cycle parking bays where provided	Motor cycles, motor car and invalid carriage as defined in Section 136 of the Road Traffic Regulation Act 1904 and motor vehicles constructed or adapted solely for the purpose of carrying goods but not exceeding 30 cwt's unladen weight	All days	48 hours except for Resident season ticket holders vehicles where no maximum period shall apply	<u>Monday to Saturday inc.</u> £1.50 per visit <u>Sundays</u> 20p per visit <u>Any Day</u> £1.50 - Lost ticket <u>Season tickets</u> Nil - Resident and Magistrates season tickets
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of parked unimpaired
of operation
to of
Classes of vehicle
may wait
which
in notices

SCHEDULE 2

1	2	3	4	5	6
Name of parking place	Position in which vehicles may wait	Classes of vehicle	Days of operation of Parking Place	Hours of operation of Parking Place	Maximum period for which vehicles may wait
1 The Hill, Northfleet	Wholly within a parking bay at right angles to access aisles where possible	Motor cycle, motor car and invalid carriage as defined in Section 136 of the Road Traffic Regulation Act 1984 and motor vehicles constructed or adapted solely for the purpose of carrying goods but not exceeding 30 cwt's unladen weight	All days	All hours	24 hours
2 School Close, Leopham	Wholly within a parking bay at right angles to access aisles where possible	Motor cycle, motor car and invalid carriage as defined in Section 136 of the Road Traffic Regulation Act 1984 and motor vehicles constructed or adapted solely for the purpose of carrying goods but not exceeding 30 cwt's unladen weight	All days	All hours	24 hours

Position in which vehicles may wait	Classé a vehicle	Days of operation of Parking Place	of Parking Place	which wait	vehicles may
2	3	4	5		3

Erskine Road, Vigo	Wholly within a parking bay at right angles to access aisles to where possible	Motor cycle, motor car and invalid carriage as defined in Section 136 of the Road Traffic Regulation Act 1984 and motor vehicles constructed or adapted solely for the purpose of carrying goods but not exceeding 30 cwt's unladen weight	All days	All hours	24 hours
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May Place, Northfleet	Wholly within a parking bay at right angles to access aisles where possible	Motor cycle, motor car and invalid carriage as defined in Section 136 of the Road Traffic Regulation Act 1984 and motor vehicles constructed or adapted solely for the purpose of carrying goods but not exceeding 30 cwt's unladen weight	All days	All hours	24 hours
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for period	Maximum	Hours of operation of Parking Place	Days of operation	Classes of vehicle	Position in which vehicles may wait
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of	Position in which vehicles may wait	Classes of vehicle	Days of operation of Parking Place	Hours of operation of Parking Place	Maximum period for which vehicles may wait
	2	3	4	5	6

Walk, Wholly within a parking bay at right angles to access aisles where possible

Motor cycle, motor car and invalid carriage as defined in Section 136 of the Road Traffic Regulation Act 1984 and motor vehicles constructed or adapted solely for the purpose of carrying goods but not exceeding 30 cwt's unladen weight

All days All hours 24 hours

Wholly within a parking bay at right angles to access aisles where possible

Motor cycle, motor car and invalid carriage as defined in Section 136 of the Road Traffic Regulation Act 1984 and motor vehicles constructed or adapted solely for the purpose of carrying goods but not exceeding 30 cwt's unladen weight

All days All hours 4 hours

Parking Place	Position in which vehicle may wait	Classes of vehicle	Days of operation of Parking Place	Hours of operation of Parking Place	Maximum period for which vehicles may wait
1	2	3	4	5	6

Barrack Row, Gravesend

Wholly within a parking bay at right angles to access aisles

Disabled Persons' Vehicle

All days

All hours

3 hours

SCHEDULE 3

Premises for which Business Season Tickets may be issued

1. Bank Street, Gravesend, Kent:-
Nos. 1-3 (inclusive)
2. High Street, Gravesend, Kent:-
Nos. 3-23 (inclusive)
Nos. 55-82 (inclusive)
3. Princes Street, Gravesend, Kent:-
Nos. 26-46 (even numbered premises only)
4. Queen Street, Gravesend, Kent:-
Nos. 19-23 (odd numbered premises only)
Nos. 24-38 (even numbered premises only)
Market Hall and the area allocated for the outside market.

DAC/SCHED3