THE DISTRICT OF HARLOW (ON STREET) (WAITING LOADING AND PARKING) (CONSOLIDATION) ORDER 2010

Harlow District Council (hereinafter referred to as "the Council") pursuant to arrangements made under Section 19 of the Local Government Act 2000 with Essex County Council (hereinafter referred to as "the County Council") in exercise of the powers of the County Council under Sections 1(1), 2(2), 3, 4(1), 32, 35, 45(1), 46(1), 46(2), 49, 53 and 124 of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 ("the 1984 Act") (as amended by the Road Traffic Regulation (Parking) Act 1986) and Sections 43, 66 and 74 (as modified by Statutory Instrument 2003 No. 2440) and Part 6 of the Traffic Management Act 2004 ("the 2004 Act") and of all other powers enabling in that behalf and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the 1984 Act and in accordance with the Local Authorities Traffic Orders (Procedure) (England and Wales) Regulations 1996 hereby makes the following Order, the purpose of which is to incorporate all Parking Places Orders and Prohibition and Restriction of Waiting and Loading Orders into one Order.

PART I - GENERAL

Commencement and Citation

- 1. (1) This Order shall come into operation on 17th September 2010 and may be cited as "The District of Harlow (On Street) (Waiting Loading and Parking) (Consolidation) Order 2010" hereinafter referred to as "this Order".
 - (2) The District of Harlow On Street Waiting, Loading and Parking Plans ("the On-Street Plans") and the Schedules to this Order are incorporated into this Order.

Revocations and Changes

- 2. (1) This Order revokes "The District of Harlow (On Street) (Waiting Loading and Parking) (Consolidation) Order 2009" and the various orders listed within Schedule 1.
 - (2) This Order revises Residents Permit Parking Zone indicators and removes various sections of Permit Parking relating to Harberts Road with consequential changes to Resident Parking Permit eligibility all as detailed in Schedule 3.

<u>Interpretation</u>

3. (1) Save as otherwise defined within this Order, each and every expression assigned a meaning by the Traffic Signs Regulations and General Directions 2002 Statutory Instrument 3113 shall be interpreted to have that meaning in relation to this Order. In this Order:

"Ambulance Bay" means a designated Parking Place for Ambulances shown in the On-Street Plans;

"Blue Badge" has the same meaning as disabled persons badge in the Disabled Persons (Badges for Motor Vehicles) (Amendment) Regulations 2000 Statutory Instrument 682;

"Bus Stop" means an area on a highway for the purposes of boarding onto or setting down of passengers from a local bus, which is bounded by a marking shown in diagram 1025 in Schedule 6 of the Traffic Signs Regulations and General Directions 1994;

"Carriageway" means a way constituting or comprised in a highway being a way (other than a cycle track/way) over which the public have a right of way for the passage of vehicles;

"Civil enforcement officer" means a person authorised by or on behalf of The Council to supervise and carry out enforcement in respect of any parking area;

"Commercial Day Pass" means a day pass issued in accordance with Article 9 of this Order and is only valid for use during the Operative Hours for the date of the pass and only in the correct Zone;

"Commercial Vehicle" means a Vehicle that is not registered with DVLA as a Private 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;

"Delivering" and "Collecting" in relation to any goods include checking the goods for the purpose of their delivery or collection;

"Disabled Permit" means a Permit issued in accordance with Article 8 of this Order and can be used in exactly the same manner as a Blue Badge;

"Dispensation Ticket" means a ticket issued in accordance with Article 15 of this Order;

"Driver" means the person driving or having control or charge of a Vehicle at any given time and in particular in relation to a Vehicle waiting in a Parking Place the person driving at the time it was left in that Parking Place;

"First Car" means the first Residents Private Vehicle that a Permit is issued in accordance with Article 5 of this Order for the Residents first Private Vehicle and is only valid for use during the Operative Hours and only in the correct Zone;

"Fourth Car" means the fourth Residents Private Vehicle that a Permit is issued in accordance with Article 5 of this Order for the Residents fourth Private Vehicle and is only valid for use during the Operative Hours and only in the correct Zone;

"General Prohibition" means the prohibition as set out in Article 11 of this Order;

"Goods Vehicle" means a motor vehicle which is constructed or adapted for use for the carriage of goods or burden of any description, and is not drawing a trailer;

"Key" means the Key attached to the On-Street Plans and is to be read in conjunction with those On-Street Plans;

"Lay-by" means any area intended for use for waiting of vehicles, lying at the side of a main carriageway and bounded partly by a traffic sign of the type shown in diagram 1010 in schedule 6 to the Traffic Signs Regulations and General Directions 2002 and partly by the outer edge of the carriageway on the same side of the road as that on which the sign is placed;

"Light Goods Vehicle" means a Commercial Vehicle that was first registered after 31st March 2003;

"Local Bus" means a public service vehicle used for the purpose for the provision of a local service not being an excursion or tour bus.

"Local Service" has the meaning assigned to it by Section 2 of the Transport Act 1985;

"Main Carriageway" means any carriageway of a road used primarily by through traffic, including any carriageway of slip road, but excluding any lay-by;

"Map Schedule" means the referencing system for the On Street Plans:

"Motor Cycle" means a mechanically propelled vehicle not being an invalid carriage with less than four wheels and the weight of which unladen does not exceed 410 kilograms as provided for by Section 253(4) of the Road Traffic Act 1960;

"Near Side" of a Vehicle means that side of a vehicle which is opposite the drivers side;

"No Return" means a Vehicle may not return to a Parking Place within the same named street within the specified period;

"On-Street Plans" means the District of Harlow On-Street Waiting, Loading and Parking Plans including the Key and the Schedules, which are incorporated in to this Order pursuant to Article 1(2) hereof;

"Operative Hours" means the hours within which the Residents' Parking Permits and Pay & Display are operative as described in the Key to the On-Street Plans;

"Owner" has the meaning assigned to it by Section 82(2) and (3) of the Road Traffic Act 1991;

"Parking Bay" means an area contained within a Parking Place delineated by white markings to indicate the position in which a Vehicle may be parked; "Parking Disc" has the same meaning as that provided for in regulation 8(5) of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000 Statutory Instrument 683;

"Parking Place" has same meaning as that provided for in Section 32(4)(b) of the 1984 Act and these locations are shown in the On-Street Plans;

"Parking Ticket" means a ticket issued by a Pay & Display Machine installed within a Pay & Display Parking Place;

"Passenger Vehicle" means a Vehicle constructed solely for the carriage of passengers and their effects and adapted to carry not more than sixteen passengers exclusive of the Driver, and not drawing a trailer;

"Pay & Display Machine" means an apparatus designed to issue Parking Tickets indicating the payment of a charge and the date and time at which the charge was paid;

"Pay & Display Parking Place" means any area identified in the On-Street Plans and described as Pay & Display. Drivers who cause a Vehicle to wait in a Pay & Display Parking Place must comply with Article 10 of this Order;

"PCN Codes" means the list of codes that describe a contravention, whereby a Penalty Charge Notice can be issued as stipulated in Schedule 4 to this Order;

"Permit" means a Disabled Permit, Residents Permit, Special Permit, or Visitors Permit issued in accordance with the relevant Articles in this Order;

"Permit Holder" means a person to whom a Disabled Permit, Residents Permit, Special Permit, or Visitors Permit has been issued in accordance with the relevant Articles in this Order;

"Public Service Vehicle" has the same meaning as assigned to it by Section 1 of the Public Passenger Vehicles Act 1981;

"Private Vehicle" means a non-Commercial Vehicle;

"Private Goods Vehicle" means a Private Vehicle that was first registered after 31st March 2003;

"Private Light Goods Vehicle" means a Private Vehicle that was first registered before 31st March 2003;

"Public Service Vehicle – PSV" as defined in Section 1 of the Public Passenger Vehicles Act 1981;

"Relevant Position" means on the dashboard or fascia of the Vehicle or where the Vehicle is not fitted with a dashboard or fascia in a conspicuous position on the Vehicle as described in the Disabled Persons (Badges for Motor Vehicles) (Amendment) Regulations 2000 Statutory Instrument 682;

"Resident" means a person whose principal home is a dwelling in one of the resident parking zone addresses as stipulated in Schedule 3 to this Order; "Residents Day Pass" means a day pass issued in accordance with Article 6 of this Order and is only valid for use during the Operative Hours for the date of the pass and only in the correct Zone;

"Residents Permit (First Car)" means a Permit issued in accordance with Article 5 of this Order for the Residents first Private Vehicle and is only valid for use during the Operative Hours and only in the correct Zone;

"Residents Permit (Second Car)" means a Permit issued in accordance with Article 5 of this Order for the Residents second Private Vehicle and is only valid for use during the Operative Hours and only in the correct Zone;

"Residents Permit (Third Car)" means a Permit issued in accordance with Article 5 of this Order for the Residents third Private Vehicle and is only valid for use during the Operative Hours and only in the correct Zone;

"Residents Permit (Fourth Car)" means a Permit issued in accordance with Article 5 of this Order for the Residents fourth Private Vehicle and is only valid for use during the Operative Hours and only in the correct Zone;

"Residents Permit (Un-registered Car)" means a Permit issued in accordance with Article 5 of this Order for the Residents Private Vehicle that has not been registered at the Residents dwelling and is only valid for use during the Operative Hours and only in the correct Zone;

"Residents Permit (Commercial Vehicle)" means a Permit issued in accordance with Article 5 of this Order for the Residents Commercial Vehicle and is only valid for use during the Operative Hours and only in the correct Zone;

"Road" has same meaning as that provided for in Section 142(1) of the 1984 Act;

"Second Car" means the second Residents Private Vehicle that a Permit is issued in accordance with Article 5 of this Order for the Residents second Private Vehicle and is only valid for use during the Operative Hours and only in the correct Zone;

"Special Permit" means a Permit issued in accordance with Article 7 of this Order and is only valid for use during the Operative Hours and only in the correct Zone;

"Special Permit (Access All Areas)" means a Permit issued in accordance with Article 7 of this Order and is only valid for use anytime and anywhere;

"Special Permit (All Zones)" means a Permit issued in accordance with Article 7 of this Order and is only valid for use during the Operative Hours and for all Zones;

"Special Permit (Zone Address)" means a Permit issued in accordance with Article 7 of this Order and is only valid for use during the Operative Hours and only in the correct Zone;

"Third Car" means the third Residents Private Vehicle that a Permit is issued in accordance with Article 5 of this Order for the Residents third Private Vehicle and is only valid for use during the Operative Hours and only in the correct Zone;

"Timing Point" means a recognized Timing Point which is the location where a Public Service Vehicle may wait to ensure adherence to a published timetable or local service registration, and includes departure and terminal points, provided that the location has been approved in writing by the Chief Constable and the Highway Authority;

"Traffic Sign" means a device or object as prescribed or authorised under, or having effect as though prescribed or authorised under Section 64 of the Act of 1984 or otherwise authorised by the Department for Transport;

"Universal Service Provider" has the same meaning as that assigned to it in Section 4(3) of the Postal Services Act 2000;

"Un-registered Car" means a Residents Vehicle that has not been registered at the Residents dwelling where a Residents Permit is to be issued in accordance with Article 5 of this Order and is only valid for use during the Operative Hours and only in the correct Zone;

"Vehicle" has the same meaning as that assigned to "motor vehicle" in Section 136(1) of the 1984 Act;

"Verge" means any part of a road (including a footway / cycleway) which is not a carriageway;

"Visitor's Permit" means a permit issued under the provisions of Article 6 of this Order and is only valid for use during the Operative Hours and only in the correct Zone;

"Zone" refers to any one of the resident parking address zones shown on the On-Street Plans as stipulated in Schedule 3 to this Order;

(2) Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended by any subsequent enactment.

PART II - PERMIT AND PAY AND DISPLAY PARKING

General Provision Applicable To All Permits

- 4. (1) A Vehicle displaying a valid Permit will only be validly displaying that Permit where:
 - (a) that Vehicle does not exceed the dimensions of 6 metres by 2.3 metres;
 - (b) the registration number identified on the Permit accords with the registration number of the Vehicle displaying the Permit;
 - (c) the Permit has been issued in respect of that Vehicle and is displayed in the front near side of the windscreen of the Vehicle, so that all the particulars are visible and can be read in their entirety from the front near side of the Vehicle at all times during which the Vehicle is left in a Parking Place during the Operative Hours;
 - (d) the Permit Holder complies with the specific requirements for display of that particular type of Permit as stipulated in the following relevant Articles;
 - (e) all the boxes on the face of the Permit have been completed as required by the instructions on the reverse of the Permit or the application form for the Permit.
 - (2) If a Permit is lost or destroyed, the Permit Holder may apply to the Council for a duplicate Permit. Upon the Council being satisfied as to such loss or destruction, it may issue a duplicate Permit so marked and upon such issue the original Permit shall become invalid.
 - (3) The charge for the issue of a Permit will be payable at the time of application and the amount of charge will be the sum specified in Schedule 2 of this Order.
 - (4) The Council may at any time before or after the issue of a Permit require an applicant for a Permit or a Permit Holder to produce to an officer of the Council such evidence as they may reasonably require to verify any information given to them or obtained by them in respect of the application for a Permit.
 - (5) The Council may withdraw a Permit at any time before the expiration of it. In order to withdraw a Permit the Council must serve a notice in writing either
 - (i) to the Permit Holder in person or;
 - (ii) upon the vehicle described on the Permit or;
 - (iii) by recorded delivery to the address shown on the Permit Holder's application for the Permit or at any other address reasonably believed to be that person's place of abode; whereupon the Permit shall immediately become invalid. The Permit Holder must surrender the Permit to the Council within 7 days of the receipt of the notice.
 - (6) A Permit may be voluntarily surrendered to the Council, whereupon that Permit will become invalid.
 - (7) A Permit shall cease to be valid at the expiration of the period specified thereon.

- (8) Where the writing on the face of a Permit has been interfered with or altered, that Permit shall cease to be a valid Permit.
- (9) A Permit remains the property of the Council at all times and is not transferable.
- (10) Permit Holders may use Parking Places in accordance with the terms of the Permit issued to them, subject to the provisions of this Order and the On-Street Plans, to leave Vehicles during Operative Hours as stipulated in the Key to the On-Street Plans provided that a valid Permit is displayed in the manner specified herein.
- (11) The validity of a Permit is confined to the Parking Places to which the Permit applies as shown in the On-Street Plans.

Resident's Permits

- 5. (1) (a) The maximum number of Resident's Permits per household is four, but that will be reduced by the number of the off-street parking spaces available to the applicant. The Council may, in the exercise of its unfettered discretion, issue an additional or lesser number of Resident's Permits per household.
 - (b) A Resident who is the main user of a Vehicle which falls into one of the following categories:
 - (i) a Private Goods Vehicle; or
 - (ii) a Private Light Goods Vehicle
 - may apply to the Council for a Resident's Permit and any such application shall be made on an application form issued by the Council and shall include the information requested on the application form. The appropriate fee as specified in Schedule 2 to this Order must be paid when a Resident submits an application form for a Resident's Permit.
 - (2) Notwithstanding the foregoing, the Council may, in the exercise of its unfettered discretion, after application in writing and payment of the appropriate fee as specified in Schedule 2 to this Order, issue a Residents Permit (Un-registered Car) to any given Resident who appears to the Council to be the main user of a Vehicle falling into one of the categories as specified in Article 5(1)(b) above.
 - (3) Notwithstanding the foregoing, the Council may, in the exercise of its unfettered discretion, after application in writing and payment of the appropriate fee as specified in Schedule 2 to this Order, issue a Residents Permit (Commercial Vehicle) to any given Resident who appears to the Council to be the main user of a Vehicle falling outside one of the categories as specified in Article 5(1)(b) above.
 - (4) The information which the Council deems necessary will be recorded on the Resident Permit which shall allow the applicant to leave his Vehicle during the Operative Hours in a Parking Place in such Zone as may be specified and the Permit will be issued upon receipt of the application and payment of the appropriate fee as specified in

Schedule 2 of this Order and when the Council is satisfied that the applicant is:

- (a) a Resident in respect of the Zone for which they apply for any Resident's Permit as specified in schedule 3 of this Order; and
- (b) is the main user of a Vehicle.
- (5) Any Resident's Permit must be displayed in accordance with Article 4 of this Order.
- (6) The Council may at any time before or after the issue of any Resident's Permit require an applicant for any Resident's Permit to produce to an officer of the Council such evidence as they may reasonably require to verify any information given to them or obtained by them in respect of the application for any Resident's Permit.

Business Permits

- 6. (1) An Employer or current employee of such Employer may apply to the Council for a Business Permit and any such application shall be made on an application form issued by the Council and shall include the information requested on the application form. The appropriate fee as specified in Schedule 2 to this Order must be paid when an Employer or current employee submits an application form for a Business Permit.
 - (2) The information which the Council deems necessary will be recorded on the Business Permit which shall allow the Employer or current employee of the Employer to leave his Vehicle during the Operative Hours in a Parking Place in such Zone as may be specified and the Permit will be issued upon receipt of the application and payment of the appropriate fee as specified in Schedule 2 of this Order and when the Council is satisfied that the prospective Permit Holder is:
 - (a) an Employer whose business/organisation is based or employee currently employed in the Zone for which they apply for a Business Permit as specified in schedule 3 of this Order; and
 - (b) the main user of the Vehicle.
 - (3) A Business Permit must be displayed in accordance with Article 4 of this Order.
 - (4) The Council may at any time before or after the issue of a Business Permit require an applicant for a Business Permit to produce to an officer of the Council such evidence as they may reasonably require to verify any information given to them or obtained by them in respect of the application for a Business Permit.

Visitor's Permits

- 7 (1) Only one Visitor Permit shall be issued in respect of one dwelling for the correct Residents address Zone. The Assets & Facilities Manager (or such other officer appointed by the Council) may, in the exercise of his unfettered discretion, allow an additional number of Visitor's Permits to be issued at any given time in respect of one dwelling.
 - (2) The information which the Council deems necessary will be recorded on the Visitor Permit or Residents Day Pass, which will be issued upon a Resident's written application on a form approved by the Council, and the payment of the appropriate fee as specified in Schedule 2 of this Order; being accepted by this Council.
 - (3) A Visitor Permit or Residents Day Pass will only be validly displayed if in accordance with the provisions of Article 4 of this Order and provided that the Driver of the Vehicle displaying the Visitor Permit or Residents Day Pass is physically present at the dwelling in respect of which the Residents Day Pass has been issued.
 - (4) Before displaying a Residents Day Pass the person in control of the Vehicle to which it is to be affixed shall ensure that the Residents Day Pass has been completed in the manner specified on the Residents Day Pass to show the date and time when the Vehicle was left within the Parking Place.
 - (5) When so displayed the Residents Day Pass will remain valid for the maximum duration printed thereon. It is permissible to cover longer visits by displaying several completed and valid Residents Day Passes in advance.
 - (6) The Council may at any time before or after the issue of a Residents Day Pass or Visitor Permit require an applicant for a Residents Day Pass or a Visitor Permit, or Visitor Permit Holder, to produce to an officer of the Council such evidence as they may reasonably require to verify any information given to them or obtained by them in respect of the application for a Residents Day Pass or Visitor Permit.

Special Permits

- 8 (1) Upon written application by a Care Service Worker on a form approved by the Council and payment of the appropriate fee (as described in Schedule 2 to this Order) the Council may issue the applicant with a Special Permit (All Zones) in respect of the use of a Residents' Parking Place contained in any one or more Zones whenever it considers it reasonably necessary for the exercise of a Care Service Worker's duties.
 - (2) Upon written application by a Council Member, Officer or Partner Contractor on a form approved by the Council, and payment of the appropriate fee (as described in Schedule 2 to this Order) the Council

may issue the applicant with a Special Permit (Zone Address) in respect of the use of Residents Parking Places contained in any one or more Zones whenever it considers it reasonably necessary for the exercise of a Council Member's, Officer's or Partner Contractors purposes.

- (3) Upon receipt of a written application by a Council Member, Officer or Partner Contractor on a form approved by the Council, and payment of the appropriate fee (as described in Schedule 2 to this Order) the Assets & Facilities Manager (or such other officer appointed by the Council) may, in the exercise of his unfettered discretion, issue the applicant with a Special Permit (Access All Areas) to allow the vehicle to park anywhere at anytime without restriction whenever it considers it reasonably necessary for the exercise of a Council Member's, Officer's or Partner Contractors purposes.
- (4) The information which the Council deems necessary will be recorded on the Special Permit.
- (5) The Special Permit must be displayed in accordance with the provisions of Article 4 of this Order.
- (6) Before displaying a Special Permit the person in control of the Vehicle to which it is to be affixed shall ensure that the Special Permit has been completed in the manner specified on the Special Permit.
- (7) The Council may at any time before or after the issue of a Special Permit require an applicant for a Special Permit to produce to an officer of the Council such evidence as they may reasonably require to verify any information given to them or obtained by them in respect of the application for a Special Permit.

Disabled Permits

- 9 (1) Upon written application by the holder of a Blue Badge on a form approved by the Council and payment of the appropriate fee (as described in Schedule 2 to this Order) the Council may issue the applicant with a Disabled Permit in respect of the use of a Residents' Parking Place.
 - (2) The information which the Council deems necessary will be recorded on the Disabled Permit.
 - (3) The Disabled Permit must be displayed in accordance with the provisions of Article 4 of this Order.
 - (4) Before displaying a Disabled Permit the person in control of the Vehicle to which it is to be affixed shall ensure that the Disabled Permit has been completed in the manner specified on the Disabled Permit.
 - (5) The Council may at any time before or after the issue of a Disabled Permit require an applicant for a Disabled Permit to produce to an officer of the Council such evidence as they may reasonably require to verify any information given to them or obtained by them in respect of the application for a Disabled Permit.

Other Permits

- 10 (1) Commercial Day Passes will only be validly displayed if in accordance with the provisions of Article 4 of this Order and provided that the Driver of the Vehicle displaying the Commercial Day Pass is physically present at the dwelling in respect of which the Commercial Day Pass has been issued.
 - (2) When so displayed the Commercial Day Pass will remain valid for the maximum duration printed thereon. It is permissible to cover longer visits by displaying several completed and valid Commercial Day Passes in advance.
 - (3) Before displaying a Commercial Day Pass the person in control of the Vehicle to which it is to be affixed shall ensure that the Commercial Day Pass has been completed in the manner specified on the Commercial Day Pass to show the date and time when the Vehicle was left within the Parking Place.
 - (4) The Council may at any time before or after the issue of a Commercial Day Pass require an applicant for a Commercial Day Pass to produce to an officer of the Council such evidence as they may reasonably require to verify any information given to them or obtained by them in respect of the application for a Commercial Day Pass.
 - (5) Where a Vehicle is:
 - (a) under the control of a person undertaking works of repair, a building operation, demolition, excavation, maintenance, improvement or reconstruction to or at a dwelling in one of the resident parking zone addresses as stipulated in Schedule 3 to this Order; or
 - (b) under the control of the landlord of a dwelling in one of the resident parking zone addresses as stipulated in Schedule 3 to this Order,

that person may apply for a Commercial Day Pass in respect of that dwelling by written application on a form approved by the Council and payment of the appropriate fee (as described in Schedule 2 to this Order).

Pay & Display Parking Places

- 11 (1) A vehicle will only be validly displaying a Parking Ticket where it complies with the following:
 - (a) a Parking Ticket valid at that time has been obtained from an appropriate Pay & Display Machine by the Driver of the Vehicle paying the appropriate charge as stipulated in the Key to the On-Street Plans and Schedule 2 of this Order by inserting the correct money in a ticket machine provided for the Pay & Display Parking Place; and

(b) the Parking Ticket is displayed below the windscreen on the drivers side within the vehicle so that it can be read in its entirety from outside the vehicle.

PART III - PROVISIONS APPLYING BOTH TO PARKING PLACES AND TO PROHIBITIONS AND RESTRICTIONS ON WAITING

General Prohibition on Stopping or Waiting of Vehicles

12. Save as provided in Article 14 of this Order no person shall cause or permit any Vehicle to stop or wait on areas of Road or sides of the Road as shown on the On-Street Plans where stopping or waiting is not allowed as identified and defined in the Key to the On Street Plans.

Contravention of the General Prohibition

13. Where a person contravenes the General Prohibition set out in Article 12 of this Order, and does not fall into any one of the exemptions in Article 14 of this Order, and if the contravention falls into one of the categories contained within the Contravention Codes as set out in Schedule 4 to this Order, the Owner of the Vehicle in question shall incur a charge as stipulated in Schedule 2 to this Order.

Exemptions to the General Prohibition

14. (1) The following Vehicles are exempt from the General Prohibition as set out in

Article 12:

- (a) a Vehicle, necessarily required for use in connection with any of the following operations, namely:-
 - (i) the removal of any obstruction to traffic; or
 - (ii) the maintenance, improvement or reconstruction on the areas of Road or sides of Road; or
 - (iii) the laying, erection, alteration or repair of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telegraphic line by a utility organization while attending to their apparatus in or on land adjacent to the Roads, lengths of Road or sides of Road subject to restriction;
- (b) a Vehicle in the service of the Council or any other Local Authority whilst necessarily required for use in connection with highway works, highways and parking enforcement, waste collection or street cleansing activities;
- (c) a Vehicle which is:
 - (i) required by law to stop; or
 - (ii) obliged to stop so as to prevent an accident; or
 - (iii) prevented from proceeding by circumstances outside his control; or
 - (iv) caused or permitted to stop or wait upon the direction or with the permission of a police constable in uniform.
- (d) a Public Service Vehicle whilst waiting at an authorized stopping place, terminal or Timing Point;

- (e) a Vehicle being used for:
 - (i) fire brigade, ambulance or police purposes; or
 - (ii) attending an emergency by a Doctor, a District Nurse or Midwife. The Council may require evidence to show that there was a genuine emergency.
- (f) a Vehicle validly displaying a Blue Badge in the circumstances prescribed in regulations 7, 8 or 9 but subject to the limitation set out in regulation 6(2) of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000 Statutory Instrument 683.
- (g) a Vehicle validly displaying in the Relevant Position a Blue Badge parked in any Resident's Parking Bay at any time.
- (h) a Vehicle that is waiting only for so long (and in any event no longer than 20 minutes) as to enable goods to be loaded on or unloaded from the Vehicle save on the areas of Road or sides of the Road where loading or unloading are specifically regulated, as identified and defined and for the periods stipulated in the Key to the On-Street Plans.
- (i) a Vehicle that is waiting only for so long as is necessary to enable a person to board or alight from that Vehicle, save for the areas of Road and sides of the Road as identified and defined by Code C in the Key to the On-Street Plans.
- (j) a Vehicle validly displaying a Dispensation Ticket in accordance with the provisions of Article 15 of this Order.
- (k) a Vehicle in the service of a Universal Service Provider being used for the purpose of Delivering or Collecting postal packets.
- (I) a Vehicle validly displaying a valid Permit issued under one of Articles 5 to 10 of this Order.
- (m) a Motor Cycle parked in any Residents' Parking Bay.
- (2) If and insofar as a Vehicle described in Articles 14(1)(f)-(m) is parked in a Parking Bay, that Vehicle must be wholly parked within that Parking Bay.

Power to Suspend use of Parking Places

- 15. (1) Upon written application on a form approved by the Council and upon payment of the appropriate fee (as described in Schedule 2 to this Order) the Council may direct that the use of a Parking Place or any part thereof be suspended whenever it considers such suspension reasonably necessary.
 - (2) For the avoidance of doubt, nothing in this Article restricts in any way the discretion afforded to the Council to stipulate such conditions to or grant such exemptions for any suspension directed in accordance with Article 15(1) hereof as it considers reasonably necessary.
 - (3) A Police Constable in uniform may direct the suspension of the use of a Parking

Place or any part thereof whenever he considers such suspension reasonably necessary for the purpose of facilitating the movement of traffic or promoting its safety.

(4) Where the Council directs that the use of a Parking Place or any part thereof be suspended in accordance with the provisions of Article 15(1), the Council will place or cause to be placed in or adjacent to that Parking Place or part thereof, Traffic Signs indicating that Vehicles are prohibited from parking or waiting thereon.

(5) No person shall cause or permit a Vehicle to be left in any suspended Parking

Place or any part thereof:

- (a) during such period as any suspension directed in accordance with this Article is in force in respect of that Parking Place or any part thereof; and
- (b) whilst there are in or adjacent to that Parking Place or part thereof Traffic Signs placed in accordance with Article 15(4) or placed by the police.
- (6) Where a person contravenes Article 15(5), that person shall incur a penalty charge as set out in Schedule 2 to this Order.

Power to Dispense with the General Prohibition in respect of a Parking Place

- 16. (1) Upon receipt of a written application on a form approved by the Council and of payment of the appropriate fee (as described in Schedule 2 to this Order) the Council may grant one or more Dispensation Tickets to the applicant, restricted to a specified Parking Place or Places and for a specified period upon a specified date, whenever it consider such grant reasonably necessary for the exemption from the General Prohibition. Possible events requiring a Dispensation Ticket are:
 - (a) a wedding or a funeral or similar religious or civil ceremony; or
 - (b) the erection of scaffolding, works of repair, a building operation, demolition, excavation, maintenance, improvement or reconstruction to or at a dwelling or business premises, safety grounds; or
 - (c) the convenience of occupiers of premises adjacent to the Parking Place on any occasion for the removal of furniture to or from such premises.
 - (2) A Vehicle displaying a Dispensation Ticket is exempted from the General Prohibition as set out in Article 12 hereof in respect of the Parking Place or places specified therein for the period and date specified thereon.

PART IV - SEALING

17. The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation of any restriction or requirement imposed by any regulations made or having effect as if made under the 1984 Act or by or under any other enactment.

THE COMMON SEAL of THE DISTRICT COUNCIL OF HARLOW was hereunto affixed This 16th day of September 2010 in the presence of:

Duly Authorised Officer.

23090

SCHEDULE 1 – Revocations under this On-Street Consolidation Order 2010

- ❖ HARLOW DISTRICT COUNCIL (HAMSTEL ROAD, HARLOW, ESSEX) (PROHIBITION OF WAITING AND RESTRICTION OF LOADING AND UNLOADING) ORDER 2010
- ❖ HARLOW DISTRICT COUNCIL (TUMBLER ROAD, HARLOW, ESSEX) (PROHIBITION OF WAITING) ORDER 2010

Note - Schedule 5 below lists Revocations under previous Consolidation Orders

SCHEDULE 3 - Parking Zone Addresses

RESIDENT ZONE ADDRESSES

Zone	Name	Addresses		
A	Rivermill	15-84, 86-107,108-169,170-249, 250-271 Rivermill 1-9, 48-53,95-104 The Hornbeams		
В	B Morley Grove 1-99 Morley Grove			
С	C Park Mead 1 – 63 Park Mead			
D	D Hamstel Road 112 – 120 Rectory Wood			
E	Rectory Wood	3-107, 109-111, 121 -151 Rectory Wood		
F	Turnors	1-44 Turnors		
K	Little Grove Field south	42-43, 45-51, 53-54, 56-57 Little Grove Field		
L	Hare Street	1-23, 52-56, 63-127 Hare Street Springs 1-4, 22-30 Hare Street 1-4 Blackmores		
М	Hare Street Springs	24-39 Hare Street Springs		
N				
P	Northbrooks north	rth 340-380 Northbrooks		
R	Broadfield 14-59, 62-65, 67, 68, 74-109, 110-137 Broadfield			
S	Broadfield north	1-13 Broadfield		
T	The Hides	1-351 The Hides		

BUSINESS ZONE ADDRESSES

Bush Fair Shopping Centre

The Stow Shopping Centre

SCHEDULE 2 - Charges

(NB: for meaning of symbols, see notes below).

On-Street Parking Ticket Charges

Parking Ticket Charge Bands	Charges		
0 – 1 hr	£ 1.00p \^#;		
1 – 2 hrs	£ 2.00p \^#;		
2 – 3 hrs	£ 5.00p \^#;		
3 - 24hrs	£10.00p #;		

On-Street Parking Permits (Residents) Charges

Permit Types	Charges
Residents Permit (First Car)	£ 17.00p per year ^#;
Residents Permit (Second Car)	£ 34.00p per year #;
Residents Permit (Third Car)	£ 70.00p per year #;
Residents Permit (Fourth Car)	£130.00p per year #;
Residents Permit (Un-registered Car)	£130.00p per year #;
Residents Permit (Commercial Vehicle)	£250.00p per year #;
Visitor Permit	£ 10.00p per household per year #;
Resident's Day Pass	£ 0.50p per day #;
Commercial Day Pass	£ 4.00p per day #;
Special Permit (Zone Address)	£ 25.00p per vehicle per year #;
Special Permit (All Zones)	£ 25.00p per vehicle per year #;
Special Permit (Access All Areas)	£ 25.00p per vehicle per year #;
Disabled Permit	No Charge ^^#;

On-Street Parking Permits (Business) Charges

Permit Types Charges

Business Permit £ 50.00p per year #;

On-Street Dispensations and Suspensions

Dispensation Ticket £15 per vehicle per day or part day #; Issue of approved suspension £15 per bay per day or part day #;

Higher Penalty Charge for More Serious Contraventions

Penalty Charge, to be paid within 28 days £70 #;

Discount for payment within 14 days £35 #;

If payment is not received within 28 days the Penalty Charge is increased to £105 #;

Lower Penalty Charge for Less Serious Contraventions

Penalty Charge, to be paid within 28 days £50 #;

Discount for payment within 14 days £25 #;

If payment is not received within 28 days the Penalty Charge is increased to £75 #;

Notes:

^ In cases of residents being over the age of 60 or Essex Blue Badge holders or in proven need of care the charge is nil.

^ In cases of Essex Blue Badge holders or Disabled Permit Holders the charge is nil.

Not subject to VAT.

Schedule 4 Standard PCN Codes v6.5 - On-Street

Code	General suffix(es)	Description	Differential level	Notes
01	eoyz	Parked in a restricted street during prescribed hours	Higher	Suffixes y & z for bbh only
02	aejo	Parked or loading/unloading in a restricted street where waiting and loading/unloading restrictions are in force	Higher	
04	cs	Parked in a meter bay when penalty time is indicated	Lower	
05	cpsuv	Parked after the expiry of paid for time	Lower	
06	cipv	Parked without clearly displaying a valid pay & display ticket or voucher	Lower	
07	cmprsv	Parked with payment made to extend the stay beyond initial time	Lower	'meter feeding'
08	С	Parked at an out-of-order meter during controlled hours	Lower	Electronic meters only
09	ps	Parked displaying multiple pay & display tickets where prohibited	Lower	Some boroughs only
10	p	Parked without clearly displaying two**** valid pay and display tickets when required	Lower	Some boroughs only
11	u	Parked without payment of the parking charge	Lower	
12	rstwxy	Parked in a residents' or shared use parking place or zone without clearly displaying either a permit or voucher or pay and display ticket issued for that place	Higher	
14		Parked in an electric vehicles' charging place during restricted hours without charging	Higher	
16	bdhqstwxyz	Parked in a permit space without displaying a valid permit	Higher	Suffix "s" only for use where bay is completely non-resident
18	bcdfhmprsv	Using a vehicle in a parking place in connection with the sale or offering or exposing for sale of goods when prohibited	Higher	
19	irswxyz	Parked in a residents' or shared use parking place or zone displaying an invalid permit, an invalid voucher or an invalid pay & display ticket	Lower	
20		Parked in a loading gap marked by a yellow line	Higher	
21	bcdfhjlmprqsuv	Parked in a suspended bay or space or part of bay or space	Higher	
22	cflmnopsv	Re-parked in the same parking place or zone within one hour* of leaving	Lower	
23	bcdfghjklprsv	Parked in a parking place or area not designated for that class of vehicle	Higher	
24	bcdfhmpqrsv	Not parked correctly within the markings of the bay or space	Lower	
25	jn	Parked in a loading place during restricted hours without loading	Higher	On-street loading bays
26	е	Parked in a special enforcement area more than 50 cm [†] from the edge of the carriageway and not within a designated parking place	Higher	
27	jo	Parked in a special enforcement area adjacent to a dropped footway	Higher	No.
30	fnou	Parked for longer than permitted	Lower	
35		Parked in a disc parking place without clearly displaying a valid disc	Lower	
36		Parked in a disc parking place for longer than permitted	Lower	
40	n	Parked in a designated disabled person's parking place without displaying a valid disabled person's badge in the prescribed manner	Higher	
41	j	Parked in a parking place designated for diplomatic vehicles	Higher	

42	i j	Parked in a parking place designated for police vehicles	Higher	
45	n	Parked on a taxi rank	Higher	
46	jn	Stopped where prohibited (on a red route or clearway)	Higher	
47	jn	Stopped on a restricted bus stop or stand	Higher	
48	j	Stopped in a restricted area outside a school when prohibited	Higher	
49	j	Parked wholly or partly on a cycle track or lane	Higher	
55		A commercial vehicle parked in a restricted street in contravention of the Overnight Waiting Ban	Higher	
56		Parked in contravention of a commercial vehicle waiting restriction	Higher	Non- overnight waiting restriction
57		Parked in contravention of a coach ban	Higher	Non- overnight waiting restriction
61	124cgj	A heavy commercial vehicle wholly or partly parked on a footway, verge or land between two carriageways	Higher	Code specific suffixes apply.
62	124cgj	Parked with one or more wheels on or over a footpath or any part of a road other than a carriageway	Higher	Code specific suffixes apply.
63	С	Parked with engine running where prohibited	Lower	This contravention occurs in certain coach bays.
99	jo	Stopped on a pedestrian crossing or crossing area marked by zigzags	Higher	Pedestrian Crossings

Schedule 6 List of Routes/Streets subject to Clearway regulations

A414 A1184

AIIOT

Abercrombie Way

Church Langley Way

EastGate

Elizabeth Way

Fifth Avenue

First Avenue

Fourth Avenue

Gilden Way (B183)

Haydens Road

Howard Way

Katherines Way

Kiln Lane

Riverway

Roydon Road

Lane End

London Road

Second Avenue

Southern Way (A1169)

Station Road

Terminus Street

Third Avenue

Tillwicks Road

Water Lane

Velizy Avenue

END

SCHEDULE 5

Revocations under previous On-Street Consolidation Orders

- ♦ HARLOW DISTRICT COUNCIL (BUSH FAIR) (PERMIT PARKING PLACES) ORDER 2009
- ♦ HARLOW DISTRICT COUNCIL (THE STOW) (PERMIT PARKING PLACES) ORDER 2009
- ♦ HARLOW DISTRICT COUNCIL (CLEARWAY) ORDER 2009
- ♦ HARLOW DISTRICT COUNCIL (POTTER STREET) (PROHIBITION OF WAITING) ORDER 2009
- HARLOW DISTRICT COUNCIL (PRIORY AVENUE, STATION ROAD) (RESTRICTION OF WAITING) ORDER 2009

The District of Harlow (On Street) (Waiting Loading and Parking) (Consolidation) Order 2008

- ❖ THE DISTRICT OF HARLOW (POTTER STREET) (PROHIBITION OF WAITING) ORDER 2006
- THE DISTRICT OF HARLOW (HIGH STREET, OLD HARLOW) (RESTRICTION OF WAITING) ORDER 2006
- ❖ THE DISTRICT OF HARLOW (BUSH FAIR) (RESTRICTION OF WAITING) ORDER 2006
- ❖ THE DISTRICT OF HARLOW (AMBERRY COURT, PARK LANE) (PROHIBITION & RESTRICTION OF WAITING) ORDER 2006
- ❖ THE DISTRICT OF HARLOW (MANOR HATCH) (PROHIBITION OF WAITING) ORDER 2006
- ♦ THE DISTRICT OF HARLOW (PRIORY COURT) (PROHIBITION OF WAITING) ORDER 2006
- ❖ THE DISTRICT OF HARLOW (COLLEGE SQUARE, TOWN CENTRE) (ON STREET PARKING PLACES) ORDER 2006
- THE DISTRICT OF HARLOW (CLEARWAY) ORDER 2006
- ❖ THE DISTRICT OF HARLOW (DISABLED PERSONS PARKING PLACES) ORDER 2006

The District of Harlow (On Street) (Waiting Loading and Parking) (Consolidation) Order 2005

- ❖ THE DISTRICT OF HARLOW (PROHIBITION OF STOPPING OUTSIDE SCHOOLS) ORDER 2004
- * THE DISTRICT OF HARLOW (BUS STOP CLEARWAY) ORDER 2004
- THE DISTRICT OF HARLOW (STAPLE TYE PERRY ROAD) (PROHIBITION OF WAITING) (AMENDMENT) ORDER 2003
- THE DISTRICT OF HARLOW (WINDSOR PLACE) (PROHIBITION AND RESTRICTION OF WAITING) ORDER 2003
- ❖ THE DISTRICT OF HARLOW (CHURCH LANGLEY WAY, KILN LANE AND LANE END) (CLEARWAY) ORDER 2003
- ❖ THE DISTRICT OF HARLOW (LONDON ROAD AND STATION ROAD) (CLEARWAY) ORDER 2003
- ❖ DISTRICT OF HARLOW (TOWN CENTRE) (VARIOUS ROADS) (PROHIBITION AND RESTRICTION OF WAITING AND DESIGNATED PARKING FOR MOTOR VEHICLES AND COACHES) (AMENDMENT) ORDER 2003
- HARLOW DISTRICT COUNCIL (POTTER STREET) (PROHIBITION AND RESTRICTION OF WAITING) ORDER 2003

Schedule 5 Cont;

- ♦ HARLOW DISTRICT COUNCIL (HELIONS ROAD) (PROHIBITION AND RESTRICTION OF WAITING) ORDER 2003
- HARLOW DISTRICT COUNCIL (HODINGS ROAD) (PROHIBITION AND RESTRICTION OF WAITING) ORDER 2003
- ♦ HARLOW DISTRICT COUNCIL (MULBERRY GREEN) (PROHIBITION AND RESTRICTION OF WAITING) ORDER 2003
- HARLOW DISTRICT COUNCIL (TEMPLEFIELDS) (VARIOUS ROADS) (PROHIBITION AND RESTRICTION OF WAITING) (AMENDMENT) ORDER 2003

The District of Harlow (On Street) (Waiting Loading and Parking) (Consolidation) Order 2003

- ♦ HARLOW DISTRICT COUNCIL (EDINBURGH GATE) (PROHIBITION AND RESTRICTION OF WAITING) ORDER 2002
- ♦ HARLOW DISTRICT COUNCIL (THE STOW) (PROHIBITION & RESTRICTION OF WAITING) ORDER 2001
- ♦ HARLOW DISTRICT COUNCIL (CLEARWAYS) ORDER 2001
- ♦ HARLOW DISTRICT COUNCIL (HARLOW TOWN RAILWAY STATION) (PARKING PLACES-DISABLED PERSONS) ORDER 2001
- ♦ HARLOW DISTRICT COUNCIL (HARLOW TOWN RAILWAY STATION) (STREET PARKING PLACES) ORDER 2001
- ♦ HARLOW DISTRICT COUNCIL (HARLOW TOWN RAILWAY STATION) (PROHIBITION & RESTRICTION OF WAITING) ORDER 2001
- HARLOW DISTRICT COUNCIL (MINCHEN ROAD, THE STOW) (PARKING PLACES-DISABLED PERSONS) ORDER 2001
- ♦ HARLOW DISTRICT COUNCIL (WYCH ELM) (PROHIBITION & RESTRICTION OF WAITING) ORDER 2001
- ❖ HARLOW DISTRICT COUNCIL (OLD HARLOW) (VARIOUS RDS) (PROHIBITION & RESTRICTION OF WAITING) ORDER 2000
- ❖ HARLOW DISTRICT COUNCIL (COLDHARBOUR ROAD) (PROHIBITION AND RESTRICTION OF WAITING) ORDER 2000
- ❖ THE DISTRICT OF HARLOW (TURNORS) (RESIDENTS PARKING PLACES) ORDER 1999
- ♦ HARLOW DISTRICT COUNCIL (RIVERMILL) (RESIDENTS PARKING SCHEME) ORDER 1998
- ♦ HARLOW DISTRICT COUNCIL (BROADFIELD) (RESIDENTS PARKING SCHEME) ORDER 1998
- ♦ HARLOW DISTRICT COUNCIL (HARE STREET SPRINGS & HARE STREET) (RESIDENTS PARKING SCHEME) ORDER 1997
- ♦ HARLOW DISTRICT COUNCIL (BURNT MILL LANE [PART] & BURNT MILL CLOSE [PART]) (PROHIBITION OF WAITING) ORDER 1997
- ♦ HARLOW DISTRICT COUNCIL (PART OF MADDOX ROAD, FIRST AVENUE, THE DASHES & THE HIDES) (PROHIBITION OF WAITING) ORDER 1997
- ♦ HARLOW DISTRICT COUNCIL (HOBTOE RD, HODINGS RD, HAMSTEL RD) (PROHIBITION OF WAITING) ORDER 1995
- ♦ HARLOW DISTRICT COUNCIL (SCHOOL LANE) (PROHIBITION OF WAITING) ORDER 1995
- ❖ HARLOW DISTRICT COUNCIL (TOWN CENTRE) (VARIOUS ROADS) (PROHIBITION AND RESTRICTION OF WAITING AND DESIGNATED PARKING FOR MOTOR VEHICLES AND COACHES) (AMENDMENT) ORDER 1995
- ♦ HARLOW DISTRICT COUNCIL (ELIZABETH WAY JUNCTION PROTECTION) (PROHIBITION OF WAITING) ORDER 1995

Schedule 5 Cont;

- HARLOW DISTRICT COUNCIL (PARK MEAD (RESIDENTS PARKING SCHEME) ORDER 1995
- HARLOW DISTRICT COUNCIL (CHURCHGATE STREET) (PROHIBITION OF WAITING)
 ORDER 1995
- HARLOW DISTRICT COUNCIL (HARBERTS RD) (PROHIBITION OF WAITING) ORDER 1994
- HARLOW DISTRICT COUNCIL (HODINGS RD & HAMMARSKJOLD RD) (PROHIBITION OF WAITING) ORDER 1995
- ♦ HARLOW DISTRICT COUNCIL (RECTORY WOOD) (RESIDENTS PARKING PLACES) ORDER 1992
- ♦ HARLOW DISTRICT COUNCIL (MORLEY GROVE) (RESIDENTS PARKING PLACES) ORDER 1992
- ♦ HARLOW DISTRICT COUNCIL (NORTHBROOKS, WEDHEY, LITTLE GROVE FIELD, SHARPECROFT) (RESIDENTS' PARKING PLACES) ORDER 1991
- HARLOW DISTRICT COUNCIL (THE HIDES) (RESIDENTS PARKING PLACES) ORDER 1987
- HARLOW DISTRICT COUNCIL (WEST GATE-WEST SQUARE) (PARKING PLACES-DISABLED PERSONS) ORDER 1987
- ♦ HARLOW DISTRICT COUNCIL (POTTER ST) (PROHIBITION & RESTRICTION OF WAITING) ORDER 1985
- HARLOW DISTRICT COUNCIL (PINNACLES-WEST) (PROHIBITION & RESTRICTION OF WAITING) ORDER 1985
- HARLOW DISTRICT COUNCIL (HARLOW TOWN CENTRE EAST GATE) (PARKING PLACES - DISABLED PERSONS) ORDER 1983
- HARLOW DISTRICT COUNCIL (HARLOW MILL STATION APPROACH ROAD) (PROHIBITION OF WAITING) ORDER 1983
- ♦ HARLOW DISTRICT COUNCIL (TENDRING RD, TRIPTON RD & TAWNEYS RD) (PROHIBITION OF WAITING) ORDER 1982
- HARLOW DISTRICT COUNCIL (TEMPLEFIELDS) (VARIOUS ROADS) (PROHIBITION & RESTRICTION OF WAITING) ORDER 1982
- HARLOW DISTRICT COUNCIL (GLEBELANDS) (PROHIBITION OF WAITING) ORDER 1981
- HARLOW DISTRICT COUNCIL (TRIPTON RD) (PROHIBITION OF WAITING) ORDER 1981
- ❖ HARLOW DISTRICT COUNCIL (MOMPLES RD) (PROHIBITION OF WAITING) ORDER 1977
- ♦ HARLOW DISTRICT COUNCIL (TUMBLER RD) (PROHIBITION OF WAITING) ORDER 1976
- URBAN DISTRICT OF HARLOW (PARK LANE) (RESTRICTION OF WAITING) ORDER 1973
- ❖ HARLOW DISTRICT COUNCIL (BUSH FAIR (VARIOUS ROADS) (PROHIBITION OF WAITING) ORDER 1972

----- END