

NORTH YORKSHIRE COUNTY COUNCIL

(HARROGATE, KNARESBOROUGH, PANNAL AND BURNBRIDGE)
(PARKING AND WAITING) (NO 19) ORDER 2014

North Yorkshire County Council (hereinafter referred to as "the Council") in exercise of their powers under Sections 1(1), 2(1) to (3), 4(2), 32(1) and 35(1) of the Road Traffic Regulation Act 1984 and Part IV of Schedule 9 to the 1984 Act and under the Traffic Management Act 2004 and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act, hereby make the following Order:-

PART I

GENERAL

1. (1) When used in this Order each of the following expressions has the meaning assigned to it below:-

"Authorisation Card" means a card issued by the Council under Article 23 as proof of entitlement to purchase Residents' Guest Permits and Guest House Permits and is not itself a Permit;

"Authorised Parking Place" means any parking place on a road authorised or designated by an Order made or having effect as if made under the 1984 Act and, or which is comprised within and indicated by a road marking complying with either diagram 1028.3, 1028.4, 1032 or diagram 1033 in Schedule 6 to the 2002 Regulations or otherwise authorised by the Department for Transport;

"Business Premises" means any one hereditament assessed for Uniform Business Rate or (except in the case of holiday flats or premises let on tenancies of less than three months which shall each be treated as separate Business Premises) where more than one such hereditament is occupied by substantially the same personnel within the same or neighbouring buildings or curtilages, the combination of such hereditaments is one Business Premises for the purposes of this Order

"Bus" or "Buses" has the same meaning as in regulation 22(2) of the 2002 Regulations;

"Bus Stop Area" means any area of carriageway intended for the waiting of Buses and which is comprised within and indicated by a road marking complying with either diagram 1025.1, 1025.3 or 1025.4 in Schedule 6 to the 2002 Regulations;

"Carriageway" means that part of the Road over which the public have right of way for the passage of Motor Vehicles and excludes any way over which the public have right of way on foot only;

"Charge Certificate" means the statement that the penalty charge has been increased in accordance with Regulation 21 of The Civil Enforcement of Parking Contraventions (England) General Regulations 2007;

"Civil Enforcement Officer" means any officer of the Council who is duly authorised in writing in that behalf (from time to time) by the Council to enforce the provisions of this Order pursuant to Section 76 of the 2004 Act and Section 63A of the 1984 Act;

"Column" means a Column in a Schedule or Part of a Schedule referred to or last referred to;

"Cycle Track" has the same meaning as in Section 329 of the Highways Act 1980;

"delivering" and or "collecting" in relation to any Goods includes checking the Goods for the purpose of their delivery or collection;

"Director of Development Services" means the officer employed in that post or any equivalent post by the Harrogate Borough Council;

"Disabled Person" means a person who holds a disabled persons' badge in accordance with the provisions of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (No. 682) (and in particular Regulation 4 thereof) or any re-enactment thereto;

"Disabled Person's Badge" means a badge issued in accordance with the provisions of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (as amended) (in particular Regulation 11 and the Schedule thereto) or under regulations having effect in Scotland and Wales under Section 212 of the Chronically Sick and Disabled Persons Act 1970 as referred to currently by the Local Authorities Traffic Orders (Exemptions for Disabled) (England) Regulations 2000 (No. 683) or any subsequent further re-enactments thereof;

"Disabled Person's Vehicle" means a vehicle driven by a Disabled Person as defined in Regulation 4(2) of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (No. 682);

"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 (and shall, as appropriate, bear the meaning assigned by Section 142 of the 1984 Act);

"Goods" shall mean items of any description which cannot easily be carried by one person and do not include Goods that are not pre-ordered, shopping, small fragile Goods or cash or other valuable securities which are being collected or delivered from a bank/building society (except in the case of security company collections);

"Goods Vehicle" means a motor vehicle constructed or adapted for the carriage or haulage of Goods or burden of any description (other than the effects of passengers) or a trailer so constructed or adapted whether or not such Trailer may by superimposition be attached to the Motor Vehicle in such a manner as to cause a substantial part of its weight to be borne by the Motor Vehicle;

"Heavy Commercial Vehicle" has the same meaning as in section 138 of the 1984 Act and which has an operating weight exceeding 7.5 tonnes;

"Heavy Goods Vehicle" means a Goods Vehicle with a maximum gross weight exceeding 7.5 tonnes which is constructed or adapted to carry or haul Goods of any description or which is fitted with a special appliance, plant, machinery or apparatus, such appliance plant machinery or apparatus being included in the weight or, for the purposes of this Order, a 'Heavy Commercial Vehicle' as defined in section 138 of the 1984 Act;

"Higher Level Contraventions" are as defined in The Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007 or any amendment or re-enactment thereof;

"Household" means any self-contained unit of domestic living accommodation which contains sleeping, cooking, washing and toilet facilities;

"Invalid Carriage" means a mechanically propelled vehicle not being a specialist Motor Vehicle the weight of which unladen does not exceed 254 kgs and which is specifically designed and constructed, and not merely adapted, for the use of a person suffering from severe physical defect or disability and which is used solely for such a person;

"junction" means, unless otherwise indicated in this Order, the intersection of the general alignment of the boundaries of two road kerblines or projected kerblines of roads;

"Length" referring to a Road means a length of road described in a Schedule;

"Loading" and, or "Unloading" means when a Motor Vehicle stops to load or unload Goods and "Loaded" and "Unloaded" shall be construed accordingly;

"Lower Level Contraventions" means all parking contraventions which are not higher

level contraventions as defined in The Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007 or any amendment or re-enactment thereof;

"maximum gross weight" shall have the meaning ascribed to that expression by Regulation 4 of the Traffic Signs Regulation and General Directions 2002;

"Motor Car" shall mean and include any mechanically propelled vehicle not being a Motor Cycle or an Invalid Carriage, which is constructed itself to carry passengers of which the weight unladen does not normally exceed 3500 kilograms subject always to the inclusion of the extended meaning to this term given in Section 136 of the 1984 Act (and whether or not it is being used for business purposes);

"Motor Cycle" and "Invalid Carriage" have the same meanings respectively as in Section 136(4) of the 1984 Act;

"Motor Vehicle" means any class of mechanically propelled vehicle including Motor Cycles, Motor Cars, Goods Vehicles and car derived vans, and shall bear the extended definition given thereto in Sections 136 and 137 of the 1984 Act (but shall not include any Heavy Commercial Vehicle as defined in Section 138 of the 1984 Act) (and whether or not it is being used for business purposes). Where reference is made to vehicle or Motor Vehicle in the Order these terms shall be deemed to have the same meaning and be interchangeable and to be interpreted accordingly;

"Officer" means an Officer of the Council duly authorised for any purpose;

"Operative Hours" means in relation to those lengths of Road specified in Part I of Schedule 2 and for the period specified in those lengths of Road specified in Part I of Schedule 2;

"Owner" in relation to a Motor Vehicle means the person by whom such Motor Vehicle is kept and used;

"Paragraph" means a paragraph of the Article in which the word appears unless otherwise stated;

"Parking Disc" means:

- (a) in relation to Part VIII of this Order, a device which is capable of showing the Quarter Hour Period during which a Motor Vehicle arrived at a Parking Place; and
- (b) in relation to Part III of this Order (Disabled Persons Parking Places), a device which:-
 - (i) is 123 millimetres square and coloured blue, issued on or after 1st April 2000, or orange if issued before that date;
 - (ii) has been issued by a local authority and has not ceased to be valid; and
 - (ii) is capable of showing the Quarter Hour Period during which a period of waiting began;

"Parking Place" means any parking place on a road authorised or designated by an Order made or having effect as if made under the 1984 Act and which is comprised within and indicated by a road marking complying with either diagram 1028.3, 1028.4, 1032 or diagram 1033 in Schedule 6 to the 2002 Regulations or otherwise authorised by the Department for Transport;

"Parking Services Manager" means an Officer for the time being appointed to that post by the Harrogate Borough Council;

"Passenger Vehicle" means a Motor Vehicle (other than a Motor Cycle, an Invalid Carriage, Goods Vehicle or Heavy Commercial Vehicle) as defined in this Order;

"Penalty Charge" means a charge set by the Council in accordance with charges set by the Secretary of State under the provisions of Section 77 and Schedule 9 of the 2004 Act and The Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007 which is to be paid to the Council within 28 days beginning with the date of service endorsed upon the penalty charge notice in the manner set out in the penalty charge notice;

"Penalty Charge Notice" means a notice issued or served by a civil enforcement officer or posted by the Council pursuant to the provisions of Section 78 of the 2004 Act and The Civil Enforcement of Parking Contraventions (England) General Regulations 2007;

"Permit" means a Valid Permit and includes any Permit issued by the Council under the provisions of this Order which has become invalid or is used in circumstances in which it is invalid;

"Permit Holder" means a person to whom a Permit has been issued under the provisions of this Order until such time as that Permit is surrendered to the Council or the Permit expires;

"Post Office" and any reference to "post office vehicle" or "postal packets" shall be construed in the context of the Postal Services Act 2000 and the Consequential Amendments Order 2001 (No. 2001/648) and shall include therefore references to "universal service providers" such as Consignia Plc, as the context shall require;

"Quarter Hour Period" means a period of quarter of an hour starting at any hour or fifteen, thirty or forty-five minutes past the hour which can be shown on the Parking Disc;

"Reduced Penalty Charge" means a charge set by the Council in accordance with charges set by the Secretary of State under the provisions of Section 77 and Schedule 9 of the 2004 Act and The Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007 which is to be paid to the Council within 14 days following the date of service endorsed upon the penalty charge notice in the manner set out in the penalty charge notice;

"Registered Keeper" means:-

- (a) the person whose name appears in the Motor Vehicle registration document or book of the Motor Vehicle in whose name the vehicle is registered, or
- (b) a person who has the permanent use of the Motor Vehicle vested in the name of his employer, or in the case of a leased Motor Vehicle in the name of the leasing company;

"Relevant Position" means (in conformity with Regulation 12 of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (SI 2000 No. 682) referred to above):-

- (a) in relation to a Disabled Person's Badge,
 - (i) in the case of a vehicle fitted with a dashboard or fascia panel, the badge is exhibited thereon so that Part 1 of the Disabled Person's Badge is legible from outside the vehicle; or
 - (ii) in the case of a vehicle not fitted with a dashboard or fascia panel, the badge is exhibited in a conspicuous position on the Motor Vehicle so that Part 1 of the Disabled Person's Badge is legible from outside the vehicle.
- (b) in relation to a Parking Device or Parking Disc (in conformity with Regulation 4 of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000 (SI 2000 No. 683)):-

- (i) in the case of a vehicle fitted with a dashboard or fascia panel the Parking Disc is exhibited thereon so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle; or
 - (ii) in the case of a vehicle not so fitted the Parking Disc is exhibited in a conspicuous position on the Motor Vehicle so that the quarter-hour period during which the period of waiting began is clearly legible from the outside of the vehicle.
- (c) in relation to a Permit
 - (i) in the case of a vehicle fitted with a front windscreen the Permit is exhibited thereon on the near side of and immediately behind the windscreen and with the front facing forward so as to be legible from the outside of the vehicle; or
 - (ii) in the case of a vehicle not fitted with a front windscreen, the Permit is exhibited in a conspicuous position on the vehicle.

"Resident" means a person whose usual place of abode is at premises fronting any length of Road specified in Schedule 2, holding a driving licence and who may make an application for a Household Permit for a Motor Vehicle having an unladen weight of not more than 3500Kgs;

"Road" means the full width of the highway including the carriageway and footway any other Road to which the public has access and includes bridges over which a Road passes;

"Service" or "Served" in respect of a Penalty Charge Notice means the forms of service specified in regulations 9 and 10 of The Civil Enforcement of Parking Contraventions (England) General Regulations 2007 or any amendment or re-enactment thereof;

"School Keep Clear Area" means any area of carriageway outside a school entrance which should be kept clear of stationary Motor Vehicles and which is comprised within and indicated by a road marking complying with diagram 1027.1 in Schedule 6 to the 2002 Regulations;

"Secretary of State" means the Secretary of State for Transport;

"Traffic Sign" means a sign or marking of any size colour and type prescribed or authorised under, or having effect as though prescribed or authorised under Section 64 of the 1984 Act;

"Trailer" shall have the meaning assigned to it by Section 136(1) of the 1984 Act;

"the 1984 Act" means the Road Traffic Regulation Act 1984;

"the 2002 Regulations" means the Traffic Signs Regulations and General Directions 2002;

"the 2004 Act" means the Traffic Management Act 2004;

"Valid Permit" means a Permit issued in respect of a Motor Vehicle under the provision of Article 23 which has not become invalid and is not being used in circumstances where it is not valid;

"Verge" means any part of a Road which is not a carriageway, footway or lay-by;

"Zone" means an area referred to in Schedule 2 to this Order and any one zone may be referred to by the reference number given to that Zone in Schedule 40 Part IV or the title on the plan of that zone;

- (2) Except where otherwise stated, any reference in this Order to a numbered Article is a

reference to the Article bearing that number in this Order, and any reference in this Order to a Schedule is a reference to a Schedule bearing that number in this Order.

2. For the purposes of this Order any reference to a length of Road shall be construed as a reference to the length specified in Column 4 of the Schedules to this Order of the side or sides of Road specified in respect of that length in Column 3 thereof in relation to the Road named in respect of that side or those sides in Column 2 of those Schedules.

PART II

PROHIBITION AND RESTRICTION OF WAITING

3. Save as provided in Article 4 of this Order no person shall except upon the direction or with the permission of a Police Constable in uniform, or of a Civil Enforcement Officer, cause or permit any Motor Vehicle to wait at any time in any length of Road specified in Schedule 1.

Exemptions

4. (i) Nothing in Article 3 of this Order shall render it unlawful to cause or permit any Motor Vehicle to wait in any length of Roads specified in Schedule 1 to this Order for so long as may be necessary to enable:-
- (a) a person to board or alight from the Motor Vehicle;
 - (b) Goods to be Loaded on or Unloaded from the Motor Vehicle; or
 - (c) the Motor Vehicle if it cannot conveniently be used for such purposes in any other Road to be used in connection with any of the following operations:-
 - (i) building, industrial or demolition operations;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance, improvement or reconstruction of any length of Road specified in the said Schedules;
 - (iv) the laying, erection, alteration or repair, in or in land adjacent to, any length of Road specified in the said Schedule of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in the Telecommunications Act 1984; or
 - (v) the delivery or collection of postal packets as defined in Section 87 of the Post Office Act 1953 at or from premises fronting any length of Road specified in the said Schedule.
 - (d) the Motor Vehicle if it cannot conveniently be used for such purpose in any other Road to be used in the service of a local authority or a water authority for the purpose of the performance of the statutory functions of such authority;
 - (e) the Motor Vehicle to take in petrol, oil, water or air from any garage situated on or adjacent to any length of Road specified in the said Schedules;
 - (f) the Motor Vehicle to wait at or near to any premises situated on or adjacent to any length of Road specified in the said Schedules for so long as is reasonably necessary to enable the vehicle to be used for or in connection with the purposes of any wedding or funeral taking or to take place from or at any such premises, or
 - (g) the Motor Vehicle to be used for Fire Brigade, Ambulance or Police purposes.
- (ii) Nothing in Article 3 of this Order shall render it unlawful to cause or permit a Disabled Person's Vehicle which displays in the Relevant Position a Disabled Person's Badge whilst such Motor Vehicle is being used by or for the convenience of a Disabled Person and a Parking Disc (on which the Driver or other person in charge of the Motor Vehicle has marked the time at which the period of waiting began) to wait in any of the lengths of Road referred to in that Article for a period not exceeding three hours (not being a period separated by an interval of less than one hour from a previous period of waiting by the same Motor Vehicle in the same length of Road on the same day).

PART III

AUTHORISATION AND USE OF PARKING PLACES

Disc & Residents' Priority Parking

5. Each of the lengths of Road or sides of Road as specified in Part I of Schedule 2 are authorised to be used, subject to the following provisions of this Order, as a Parking Place during the Operative Hours for Motor Vehicles having an unladen weight of not more than 3500Kgs within the positions marked for them and shall be a Parking Place.

Limitations on Waiting in a Parking Place

6. (a) The Driver of a Motor Vehicle shall not permit it to wait in a parking place on any of the lengths of Road specified in Schedule 2 to this Order during the Operative Hours unless it is of the class of Motor Vehicle specified in Article 5 of this Order and in such a position as specified.
- (b) For the avoidance of doubt, the Driver of a Motor Vehicle shall not permit it to wait in any Parking Place specified in Schedule 2 unless the Motor Vehicle is positioned wholly within the limits of the Parking Place as indicated by the markings on the Carriageway, and no part of it, whilst so parked, projects over, on to or straddles any marking placed within that Parking Place.

Setting of Parking Discs

7. (a) Subject to the provisions of Article 11, the Driver shall, on the arrival of the Motor Vehicle at any Parking Place specified in Part I of Schedule 2 during the Operative Hours exhibit on the Motor Vehicle in accordance with the following provisions of this Article a Parking Disc;
- (b) The Parking Disc shall be exhibited on the Motor Vehicle in the Relevant Position;
- (c) The Parking Disc, while exhibited on the Motor Vehicle, shall so be placed that the arrival time shown on the front of the Parking Disc is clearly visible to a person standing at the near side of the Motor Vehicle;
- (d) The Driver of a Motor Vehicle shall, on exhibiting the Parking Disc on the Motor Vehicle in accordance with the provisions of the last preceding Article, set the Parking Disc so that it indicates the Quarter Hour Period during which the Motor Vehicle arrived at the Parking Place;
- (e) When a Parking Disc exhibited in pursuance of this Part of this Order is showing an exact quarter hour, then that time, or where the indicated time of arrival is not shown as an exact quarter hour, then the next Quarter Hour Period indicated on a Parking Disc, as the case may be, shall be treated as evidence that the Motor Vehicle has been waiting in that Parking Place since that time, in any proceedings for a contravention of Article 9 of this Order.
- (f) Where in any proceedings for a contravention under Articles 8 and 9 of this Order, it is not proved that the contravention has been committed, but it is proved that the Parking Disc had not been set in accordance with paragraph (d) of this Article, the Owner shall be deemed to have contravened the provisions of Article 8 of this Order;
- (g) In any proceedings for a contravention under Paragraph (d) of this Article or Articles 8 and 9, it shall be assumed, unless contrary is shown, that the Parking Disc mentioned is an approved device.
8. No person shall:-
- (a) set the Parking Disc otherwise than in accordance with Article 7 of this Order; or
- (b) alter the Parking Disc (or the indications given therein) exhibited on a Motor Vehicle which has been set in accordance with Article 7 whilst the said Motor Vehicle remains in the Parking Place; or

- (c) knowingly exhibit on any Motor Vehicle any Parking Disc which has been otherwise altered, defaced, mutilated, or added to or upon which the figures or particulars have become illegible.
9. The Driver of a Motor Vehicle specified in Article 5 shall not permit it to wait continuously in any Parking Place set out in Column 3 to Part I of Schedule 2 within the Zone defined in Column 1 of Part I of Schedule 2 to this Order on such days and during the Operative Hours as are specified in relation to that zone reference or length or side of Road in Columns 2 and 3 of Part I of Schedule 2 for not longer than the period specified in Column 6 of part I of Schedule 2.
 10. When a Motor Vehicle has left a Parking Place in any of the lengths of Road specified in Column 3 of Part I of Schedule 2 to this Order, within the Zone specified in Column 1 of Part I of Schedule 2 after waiting thereon, the Driver thereof shall not within that same day after its leaving that Parking Place permit it to wait again in any of the Parking Places specified in Column 3 of Part I of Schedule 2 to this Order, within that same Zone specified in Column 1 of Part I of Schedule 2, or in any of the Parking Places specified in Column 3 of Part I of Schedule 40 to "North Yorkshire County Council (Harrogate, Knaresborough, Pannal and Burnbridge) (Parking and Waiting) (No.16) Order 2013", within that same Zone specified in Column 1 of Part I of Schedule 40 to the 2013 Order.
 11.
 - (a) The Driver of a two wheeled Motor Cycle not having a side car attached shall be exempt from the provisions of Articles 7 to 8 of this Order.
 - (b) The following Motor Vehicles left in a parking place on any of the lengths of Road specified in Part I of Schedule 2 to this Order during the Operative Hours shall be exempt from compliance with any limitation of time during when a Motor Vehicle may be left in such an Authorised Parking Place or Parking Place specified in the foregoing provisions of this Order:-
 - (i) an Invalid Carriage;
 - (ii) a Motor Vehicle issued to a Disabled Person by the Department of Health and Social Security in lieu of an Invalid Carriage;
 - (iii) a Motor Vehicle left by the Driver thereof, who is a person who on account of his severe physical disability has been given a notice in writing by the Council that he is exempt from any such compliance, if the notice is displayed on the Motor Vehicle in a conspicuous position;
 - (iv) a Disabled Person's Vehicle which displays in the Relevant Position a Disabled Person's Badge having effect as if it were a Disabled Person's Badge;
 - (v) a Motor Vehicle left by the Driver thereof being a Motor Vehicle which bears in a conspicuous position a Permit issued by the Director of Development Services at the Harrogate Borough Council, or a certificate signed by the Area 6 Area Highways Manager of the Council stating that the Motor Vehicle is exempted under this provision.
 - (vi) a Motor Vehicle left by the Driver thereof being a Motor Vehicle which displays in the Relevant Position a Valid Permit specific to the Zone reference number in which the Motor Vehicle is parked, except where the Permit applies to all Zones.
 - (vii) a Motor Vehicle left by the Driver thereof being a Motor Vehicle which displays in the Relevant Position a Monthly Season Ticket specific to the street in which the Motor Vehicle is parked.

Indication of Parking Places and Signage

12. It is hereby declared that (for the avoidance of doubt) that the Council shall (in its sole discretion) have the power to carry out the following actions, namely:-

- (a) to cause the limits of each and any Parking Place designated by this Order to be indicated on the Carriageway by placing and maintaining thereon Traffic Signs of any size colour and type prescribed or authorised under Section 64 of the 1984 Act;
- (b) to place and maintain on or in the vicinity of each such Parking Place, Traffic Signs of any size colour and type prescribed or authorised under Section 64 of the 1984 Act indicating that such Parking Place may be used during the prescribed hours for the leaving of Motor Vehicles only as specified in this Order; and
- (c) to carry out such work as is reasonably required for the purposes of the satisfactory operation of these Parking Places.

Powers to Suspend Use of Parking Places

13. Any Civil Enforcement Officer or other person duly authorised by the Council may suspend the use of any Parking Place or any part thereof whenever he, or she considers such suspension reasonably necessary as follows:-
 - (a) for the purpose of facilitating the movement of traffic or promoting its safety;
 - (b) for the erection, maintenance or removal of any Traffic Sign adjacent to that parking place;
 - (c) for the purpose of any building operation, demolition or excavation in or adjacent to any Parking Place or the maintenance improvement or reconstruction of any such Parking Place or the laying erection alteration removal or repair in or adjacent to the Parking Place of any sewer or of any main pipe or apparatus for the supply of gas water or electricity or of any telegraphic line or Traffic Sign;
 - (d) for the cleansing of gullies in or adjacent to that Parking Place;
 - (e) for the convenience of occupier of premises adjacent to any Parking Place on any occasion of the removal of furniture from one dwelling house to another or the removal of furniture from such premises to a depository or to such premises from a depository;
 - (f) on any occasion of any public procession rejoicing or illumination, or where the Roads are thronged or liable to be obstructed.
14. Without prejudice to the generality of any other statutory provision, a Police Constable in uniform may suspend for not longer than 24 hours the use of any parking place or any part thereof designated by this Part of this Order whenever he or she considers such suspension reasonably necessary for the purpose of facilitating the movement of traffic or promoting its safety.

Traffic Signs and Cones

15. Any Civil Enforcement Officer, Police Officer or other authorised person who causes suspension of the use of any parking place or any part thereof in accordance with Articles 13 and 14, shall thereupon place or cause to be placed in or adjacent to that Parking Place or the part thereof, the use of which is suspended, a Traffic Sign or cone indicating that waiting by Motor Vehicles is prohibited.
16. No person shall cause or permit a Motor Vehicle to be left in any part of any Parking Place so long as during such period there is in or adjacent to that Parking Place a Traffic Sign or cone placed in pursuance of Articles 13 to 15 of this Order.
17. Nothing in Article 16 shall render it unlawful to cause or permit a Motor Vehicle to wait in a Parking Place suspended in accordance with Articles 13 to 15 if the Motor Vehicle:
 - (a) is being used for a purpose specified in Article 13; or
 - (b) is waiting with the permission of:
 - (i) the person suspending the use of the Parking Place or part thereof in

pursuance of Article 15; or

- (ii) a Police Constable in Uniform, traffic warden, Civil Enforcement Officer or the Parking Service Manager.

Further Conditions on the Use of Parking Places

- 18. The Driver of a Motor Vehicle using a Parking Place on any of the lengths of Road specified in Schedule 2 to this Order shall stop the engine as soon as the Motor Vehicle is in position in the Parking Place and the engine shall not be started except when the position of the Motor Vehicle in the Parking Place is about to be changed or the Motor Vehicle is about to depart from the Parking Place.

Prohibition on Use of Parked Vehicles for Offer of Sale of Articles, Goods or Services

- 19. No Motor Vehicle shall be used while it is in a Parking Place in the 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 the skill or services of any person.

Powers to remove vehicles in Parking Places

- 20. (a) Where a Penalty Charge is payable under Article 32, a Civil Enforcement Officer may, subject to Sections 99 and 100 of the 1984 Act, remove or arrange for the removal of that Motor Vehicle in accordance with Regulation 5A of the Removal and Disposal of Vehicles Regulations 1986, as amended by The Removal and Disposal of Vehicles (England) (Amendment) Regulations 2002.
- (b) Where a Motor Vehicle has been removed from a Road in accordance with paragraph (a) the Council shall be entitled to recover from any person responsible for that Motor Vehicle such charges in respect of the removal, storage and disposal of the Motor Vehicle in accordance with Section 102 of the 1984 Act.
- 21. No person shall, except with the permission of a Police Constable, Civil Enforcement Officer or other person duly authorised by the Council in that behalf, drive or permit to be driven any Motor Vehicle in a Parking Place for any purpose other than for the purpose of leaving that Motor Vehicle in the Parking Place in accordance with the provisions of this Order or for the purposes of departing from the Parking Place.

Exemptions

- 22. Nothing in the foregoing provisions of this Part of the Order shall apply to a Motor Vehicle waiting during the Operative Hours in a Parking Place if:-
 - (a) the Motor Vehicle if it cannot conveniently be used for such purposes in any other Road to be used in connection with any of the following operations:-
 - (i) building, industrial or demolition operations
 - (ii) Goods to be Loaded on or Unloaded from the Motor Vehicle; or
 - (iii) the removal of any obstruction to traffic
 - (iv) the maintenance, improvement or reconstruction of any length of Road specified in Schedule 2;
 - (v) the laying, erection, alteration or repair, in or in land adjacent to, any length of Road specified in Schedule 2 of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in the Telecommunications Act 1984; or
 - (vi) the delivery or collection of Postal Packets as defined in Section 87 of the Post Office Act 1953 at or from premises fronting any length of Road specified in Schedule 2.
 - (b) the Motor Vehicle is waiting only so long as is necessary to enable it to be used in

connection with the removal of any obstruction to traffic;

- (c) the Motor Vehicle is waiting only for so long as is necessary to enable a person to board or alight from the Motor Vehicle or to load thereon or unload his personal luggage;
- (d) the Motor Vehicle is waiting owing to the Driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid an accident;
- (e) the Motor Vehicle is a Motor Vehicle being used for Fire Brigade purposes or Ambulance or a Motor Vehicle (other than a Passenger Vehicle) in the service of a local authority or a Motor Vehicle in the service of a Police Force or statutory undertaking in any case being used in pursuance of statutory powers or duties which require the Motor Vehicle to be close at hand for the purpose of such statutory powers or duties;
- (f) the Motor Vehicle to wait at or near to any premises situated on or adjacent to any length of Road specified in the Schedule 2 for so long as is reasonably necessary to enable the Motor Vehicle to be used for or in connection with the purposes of any wedding or funeral taking or to take place from or at any such premises;
- (g) For the avoidance of any doubt it is hereby declared that any Goods Vehicle or Heavy Commercial Vehicle is prohibited to wait in any of the Parking Places specified in Schedule 2 of this Order.

PART X

ISSUE AND DISPLAY OF PERMITS

Entitlement

23. (a) The Council shall issue Permits of the following types to persons and users qualifying under Column 2 of Part II of Schedule 2 up to the maximum qualifying under Column 2 of Part II of Schedule 2 up to the maximum number and limitations set out in Column 3 of that Schedule and such Permits shall be valid subject to the provisions of this Order when displayed on vehicles of a class permitted by Articles 5 to 6 in the Parking Places specified in Column 3 of Part I of Schedule 2:-
- (b) Household Permit
- Additional Household Permit
- Residents' Guest Permit
- Multiple Occupancy Household Permit
- Guest House Permit
- Business Permit
- Discretionary Permit
- Medical Permit
- Attendance Permit
- (c) A Permit does not reserve any part of a parking place for the use of a Permit Holder.

Applications for Permits and Authorisation Cards

24. (a) Permits
- (i) Any person entitled to a Permit under Article 23 and Part II of Schedule 2 may apply to the Council for the issue of a Permit 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 the Council.
- (ii) The Council may at any time require a Permit Holder or applicant for a Permit to produce to an Officer such evidence in respect of an application made to them for Permit as they may reasonably require to verify any particulars or information given to them and pending receipt of such information and approval or rejection of the application may issue a temporary permit ("temporary permit") of such nature and duration as the Director of Technical Services shall consider fit and such temporary permit shall be a Valid Permit until it is withdrawn or expires.
- (ii) On receipt of an application duly made under the foregoing provisions of this Article, the Council, upon being satisfied that the applicant is a person entitled to a Permit or Permits under Article 23 and Part II of Schedule 2 shall, subject to the provisions of this Order, issue to the applicant a Permit or Permits of the type and for the Zone or Zones for which the application is approved.
- (iii) The Council has no obligation to issue a Permit until the fee specified in relation to the type of Permit to be issued as stated in Part III of Schedule 2 has been paid by the person stated therein to be entitled to such Permit but the Council may issue any Permit (other than a Residents' Guests' Permit or a Guest House Permit) for a period of a year ("the Annual Period").

- (iv) Where any application for a Permit is made during the currency of the Annual Period the Council may issue a Quarterly Permit at one quarter of the rate specified in Part III of Schedule 2 to expire three, six or nine months before the expiry of the Annual Period ("the Quarterly Period") provided that any Quarterly Permit issued two weeks or less before the expiration of a Quarterly Period shall expire at the end of the following Quarterly Period.
 - (v) Upon surrender of a Permit issued for an Annual Period the Council shall remit 75%, 50% or 25% of the fee paid if it is surrendered during the first, second or third Quarterly Periods respectively.
- (b) Authorisation Cards
- (i) For the purpose of the issue of Residents' Guests' Permits under Article 23 and Part II of Schedule 2 the Council shall issue one Household Authorisation Card for a Zone to an applicant provided the applicant is entitled to a Household Permit or a Multiple Occupancy Household Permit and does not hold a Discount Authorisation Card.
 - (ii) For the purpose of the issue of Residents' Guests' Permits under Article 23 and Part II of Schedule 2 the Council shall issue one Discount Authorisation Card for a Zone to an applicant provided the applicant is entitled to a Household Authorisation Card but has not acquired one and is:-
 - (a) over retirement age; or
 - (b) a registered disabled person; or
 - (c) in receipt of Income Support or Unemployment Benefit.
 - (iii) For the purpose of the issue of Guest House Permits under Article 23 and Part II of Schedule 2 the Council shall issue a Guest House Authorisation Card to the Proprietor of a Guest House or small Hotel which is registered as such with a body approved by the Council for that purpose and which is wholly located within a Zone except where the premises are registered with more than sixty bedrooms.
 - (iv) Articles 24(a), 25, 26 and 27 shall apply to Authorisation Cards as though they were Permits and references in those Articles to Article 23 and Part II of Schedule 2 shall be construed as a reference to this Article 24(b) and Article 24(a)(v) and (vi) shall not apply to a Household Authorisation Card.

Withdrawal and Validity of Permits

25. (a) Withdrawal
- (i) A Permit Holder may surrender a Permit to the Council at any time and shall surrender a Permit to the Council on the occurrence of any one of the events set out in paragraph (a)(ii) or (b)(i)(a) or (b).
 - (ii) The Council may, by notice in writing served on a Permit Holder by sending the same by the recorded delivery service to the Permit Holder at the address shown by that person on the application for the Permit or at any other address believed to be that person's place of abode, withdraw a Permit if The Director of Development Services believes that:-
 - (a) the Permit Holder is no longer qualified under Article 23 and Part II of Schedule 2; or
 - (b) the Permit Holder has used or permitted the use of a Permit in contravention of the provisions of this Order; or
 - (c) the Permit has otherwise ceased to be valid

and in such cases the Permit Holder shall surrender the Permit so that it is received by the Council within 72 hours of the receipt of the aforementioned notice.

(b) Validity

(i) A Permit shall cease to be valid:-

- (a) if the Permit Holder is no longer qualified under Article 23 and Part II of Schedule 2; or
- (b) where a Permit is issued in respect of a particular vehicle and the Permit Holder ceases to be the Owner of that vehicle; or
- (c) other than in the case of a Residents' Guests' Permit or Guest House Permit if the expiry date of that Permit has passed; or
- (d) in the case of a temporary permit, if the Council rejects the application which forms the basis for the grant of the temporary permit

and the Permit Holder shall surrender the Permit so that it is received by the Council within 72 hours of the occurrences mentioned in (b)(i)(a) or (b) of this paragraph.

- (ii) A Permit is not valid for a Parking Place other than one situated within the Zone the reference number of which as designated within Part IV of Schedule 2 is marked on the Permit.
- (iii) A Permit is not valid for a Parking Place if it does not bear the vehicle registration number for which it is displayed.
- (iv) A Residents' Guests' Permit and Guest House Permit come into effect on the earliest date exposed on that Permit and expire at noon on the day after the earliest date exposed on the Permit.
- (v) Without prejudice to any other provision of this Order a Permit shall not be valid in the circumstances set out in Column 5 of Part II of Schedule 2.
- (vi) Where a date has been entered or exposed on any Permit any alteration or obliteration of that date will render the Permit invalid.

Duplicate Permits

26. (a) If a Permit other than a Residents' Guests' Permit or Guest House Permit is mutilated or accidentally defaced or the figures or particulars thereon have become illegible or the colour of the Permit has become altered by fading or otherwise or if a Permit is issued in respect of a particular vehicle and the Permit Holder wishes to transfer it to another vehicle, the Permit Holder shall surrender it to the Council and the Council, upon receipt of the Permit, shall issue a duplicate Permit so identified.
- (b) If a Permit other than a Residents' Guests' Permit or a Guest House Permit is lost or destroyed the Permit Holder may apply to the Council for the issue of a duplicate and the Council upon being satisfied as to the loss or destruction shall upon payment of the fee specified in Part III of Schedule 2 issue a duplicate Permit so identified.
- (c) The provisions of this Order shall apply to a duplicate Permit as if it were a Permit.
- (d) Upon the issue of a duplicate Permit the permit which it duplicates shall become invalid.

Form of Permit

27. A Permit shall be in writing and shall include such particulars and be of such design as the Council may from time to time consider desirable but shall state one of the Zone numbers set out in Column 2 of Part I of Schedule 2.

28. A Permit is non transferable and does not have any effect outside the Zone number specified on that Permit.

Display of Permit

29. At all times during which a Motor Vehicle is left in a Parking Place during the Operative Hours the Permit shall be exhibited on the Motor Vehicle in the Relevant Position so that all such particulars referred to in Article 27 are clearly visible from the front of the Motor Vehicle.

Removal of Permit

30. A person, shall not remove a Permit from a vehicle unless authorised to do so by the Driver of the vehicle.

Appeals

31. Any person aggrieved by:--

- (a) the refusal of the Council to issue a Permit or Authorisation Card under Article 24; or
- (b) the withdrawal of a permit or Authorisation Card under Article 25.

shall have a right to appeal to the Parking Manager.

PART XI

PENALTY CHARGE AND PAYMENT

32. Where a Motor Vehicle:-

- (a) waits, parks or is left on a Road in contravention of the foregoing provisions of this Order or otherwise contravenes or fails to comply with the provisions of this Order, insofar as it relates to a Motor Vehicle waiting, parking or being left on a Road; or
- (b) waits, parks or is left on a Road in contravention of any other Traffic Regulation Order the provisions of which are not consolidated into this Order or fails to comply with the provisions of any such Order insofar as it relates to a vehicle waiting, parking or being left on a Road; or
- (c) parks in contravention of the provisions of Sections 19 or 21 of the Road Traffic Act 1988 (prohibition of parking of HGVs on Verges, central reservations and footways), and (driving or parking on Cycle Tracks);

a penalty charge shall be payable by the owner for each day of the said contravention or non-compliance.

33. The penalty charge or reduced penalty charge shall be in the sum of the following amounts:-

- (a) The penalty charge - Band 2 as set out in Section 1 of The Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007 subject to payment being received by the Council as provided in Article 37 within 28 days beginning with the date of service of the penalty charge notice.
- (b) The reduced penalty charge - a 50 per cent reduction of the penalty charge subject to payment being received by the Council as provided in Article 38 within 14 days beginning with the date of service of the penalty charge notice.
- (c) On the issue of a charge certificate in accordance with the provisions of Regulation 21 of The Civil Enforcement of Parking Contraventions (England) General Regulations 2007 to the effect that the penalty charge in question is increased by 50 per cent.

34. Service of a penalty charge notice or charge certificate by post is deemed effective on the second working day after the day of posting.

35. In the case of a motor vehicle in respect of which a penalty charge is payable under Article 32 a penalty charge notice, which shall comply with the requirements of Regulation 9 and the Schedule to The Civil Enforcement of Parking Contraventions (England) General Regulations 2007, may be issued by a civil enforcement officer and may accordingly be affixed to the motor vehicle in a conspicuous position or given to the person appearing to be in charge of the vehicle,

36. In the case of a motor vehicle in respect of which a penalty charge is payable under Article 32 a penalty charge notice, which shall comply with the requirements of Regulation 10 and the Schedule to The Civil Enforcement of Parking Contraventions (England) General Regulations 2007, may be issued by post by the Council if the owner of the vehicle drives the vehicle away before the civil enforcement officer has issued a penalty charge notice or the civil enforcement officer has been prevented from issuing a penalty charge notice.

37. Payment of the penalty charge to the Council shall be paid by electronic transfer, cash or by credit card or debit card, cheque or postal order in each case crossed and made payable to Harrogate Borough Council which shall be delivered or sent by post so as to reach the relevant Department/ Office of the Council as stated on the penalty charge notice not later than 4:30pm, within 28 days beginning with the date of service of the penalty charge notice, but should the said Council Department/ Office be closed on that day, the period for receiving payment may be extended until 4:30pm on the next full working day. Payment may also be made in person or by phone as detailed on the Penalty Charge Notice.

38. Payment of the reduced penalty charge to the Council shall be paid by electronic transfer, cash or by credit card or debit card, cheque or postal order in each case crossed and made payable to Harrogate Borough Council which shall be delivered or sent by post so as to reach the relevant Department/ Office of the Council as stated on the penalty charge notice not later than 4:30pm, within 14 days beginning with the date of service of the penalty charge notice, but should the said Council Department/ Office be closed on that day, the period for receiving payment may be extended until 4:30pm on the next full working day. Payment may also be made in person or by phone as detailed on the Penalty Charge Notice.
39. The particulars given in the penalty charge notice attached to a vehicle, given to the person appearing to be in charge of the vehicle or issued by post by the Council in accordance with Articles 32 - 38 shall be treated as evidence in any proceedings relating to failure to pay such penalty charge.

PART XII

REVOCATION OF EXISTING ORDERS

40. The Traffic Regulation Orders specified in Column 1 of Schedule 3 to this Order are hereby revoked to the extent specified in Column 2 of that Schedule, and to the extent that the provisions of this Order are inconsistent with, or incompatible with, the provisions of any other Order, Byelaws or enactment relating to traffic regulation in Harrogate, Knaresborough, Pannal and Burnbridge area not specifically referred to in Schedule 3, the provisions of this Order shall prevail for all purposes.

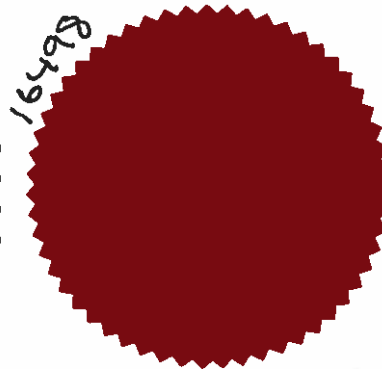
PART XII

OPERATION OF THE ORDER

41. The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any Order or regulations made or having effect as if made under the Act or by or under any other enactment.
42. This Order shall come into operation on 5 January 2015 and may be cited as "North Yorkshire County Council (Harrogate, Knaresborough, Pannal and Burnbridge) (Parking and Waiting) (No 19) Order 2014".

Given under THE COMMON SEAL of
NORTH YORKSHIRE COUNTY COUNCIL
this 10th day of December 2014 in the
presence of: -

)
)
)
)



**AUTHORISED
SIGNATORY**

SCHEDULE 1

WAITING PROHIBITED AT ALL TIMES WITH EXEMPTIONS

<u>Column 1</u> <u>Item</u>	<u>Column 2</u> <u>Road</u>	<u>Column 3</u> <u>Side</u>	<u>Column 4</u> <u>Length</u>
1.	East Park Road, Harrogate	North	From a point 23.5 metres west of its junction with the western junction of Back East Park Road to a point 33.5 metres west of its junction with the western junction of Back East Park Road.

SCHEDULE 2 – PART I

RESIDENTS PRIORITY PARKING AND DISC PARKING ZONES

Parking Places

<u>Column 1</u> <u>Zone</u>	<u>Column 2</u> <u>Zone Number</u>	<u>Column 3</u> <u>Situation of Parking Place</u>	<u>Column 4</u> <u>Days of Operation</u>	<u>Column 5</u> <u>Operative Hours</u>	<u>Column 6</u> <u>Maximum Permitted Stay Time</u>	<u>Column 7</u> <u>Limit on Return of Vehicle to Parking Place in Zone</u>
S	S5	1 EAST PARK ROAD, HARROGATE The north east side from a point 1.5 metres west of its junction with the western junction of Back East Park Road to a point 23.5 metres west of its junction with the western junction of Back East Park Road.	Mon – Sat	9.00am – 6.00pm	2 hours	That day
S	S5	2 EAST PARK ROAD, HARROGATE The north east side from a point 33.5 metres west of its junction with the western junction of Back East Park Road to a point 39 metres west of its junction with the western junction of Back East Park Road.	Mon – Sat	9.00am – 6.00pm	2 hours	That day

SCHEDULE 2 – PART II

Types of Permits, Parking Places and Entitlements

COLUMN 1 (Type)	COLUMN 2 (Persons Entitled)	COLUMN 3 (Max Entitlements)	COLUMN 4 (Parking Places)	COLUMN 5 (Circumstances where Permit is not Valid)
HOUSEHOLD PERMIT	A person whose usual place of residence is situated wholly within a Zone (that person not being the holder of a Multiple Occupancy Household Permit) provided that no other member of the household is the holder of a Household Permit, Household Authorisation Card or Discount Authorisation Card	A maximum of one per qualified applicant.	Any parking place situated within the Zone the reference number of which is set out on the Permit.	<p>(a) The Permit is displayed on a class of Vehicle not permitted to park in the Parking Place</p> <p>(b) The Permit holder has ceased to qualify under the provisions of Column 2</p> <p>(c) The Permit is displayed otherwise than on a vehicle kept and used by a member of the Permit holder's household or visitor to the household.</p>
ADDITIONAL HOUSEHOLD PERMIT	A member of the household of a Household Permit holder in any zone (that person not being the holder of a Multiple Occupancy Household Permit) provided that each Permit is required for use in respect of a vehicle of which that person is the keeper and which falls within the class of vehicles described in Article 5.	A number to be determined in relation to the parking capacity and number of permits likely to be issued for the zone in which the household is situated, subject to a maximum of two per qualified household or three where there is no parking space available at the address of the relevant household (Number specified in Part IV of Schedule 2).	Any parking place in the Zone the reference number of which is set out on the Permit.	<p>(a) The Permit is displayed other than on the vehicle in respect of which the Permit was granted</p> <p>(b) The Permit Holder has ceased to be a member of the household at the address in respect of which the Permit was granted</p> <p>(c) The Permit Holder has ceased to qualify under Column (2).</p>

COLUMN 1 (Type)	COLUMN 2 (Persons Entitled)	COLUMN 3 (Max Entitlements)	COLUMN 4 (Parking Places)	COLUMN 5 (Circumstances where Permit is not Valid)
RESIDENTS' GUESTS' PERMITS	A person who holds a Household Authorisation Card or a Discount Authorisation Card	A maximum of 250 per year per qualified person but the Council may issue such Permits in such instalments as may be seen to them in accordance with good practice.	Any parking place in the Zone the reference number of which is set out on the Authorisation Card.	<p>(a) The Permit is displayed otherwise than on a vehicle the Driver of which is a visitor to the Authorisation Card holders household.</p> <p>(b) The Permit holder has ceased to qualify under the provisions of Column 2</p> <p>(c) The Permit is displayed on a class of vehicle not permitted to park in the parking place.</p> <p>(e) The Permit has not been dated by the Permit holder.</p> <p>(f) The Permit does not bear the vehicle registration number for which it is displayed.</p> <p>(f) The Permit has not come into effect or has expired.</p>

COLUMN 1 (Type)	COLUMN 2 (Persons Entitled)	COLUMN 3 (Max Entitlements)	COLUMN 4 (Parking Places)	COLUMN 5 (Circumstances where Permit is not Valid)
MULTIPLE OCCUPANCY HOUSEHOLD PERMIT	A person not currently the holder of a Household Permit, Additional Household Permit or Guest House Authorisation Card whose usual residence is situated wholly within a Zone and which is registered with the Council as a House in multiple Occupancy provided that each Permit is required for use in respect of a vehicle of which that person is the keeper and which falls within the class of vehicles described in Article 5.	A maximum of One per qualified applicant.	Any parking place situated within the Zone the reference number of which is set out on the Authorisation Card.	<p>(a) The permit is displayed other than on a vehicle in respect of which it was granted.</p> <p>(b) The Permit holder has ceased to reside at the address in respect of which the Permit was issued.</p>
GUEST HOUSE PERMIT	The holder of a Guest House Authorisation Card	A number to be determined in relation to the parking capacity and number of permits likely to be issued for the zone in which the premises is situated, subject to a maximum of <u>250</u> per year for each of the number of registered bedrooms plus one less the number of parking spaces within the curtilage of the premises and less the number of Household or Additional Household or Business Permits held by the applicant or members of the applicants household up to an overall maximum of twenty per qualified applicant but the Council may issue such Permits in such instalments as may seem to them in accordance with good practice.	Any parking place situated within the Zone the reference number of which is set out on the Authorisation Card.	<p>(a) The Permit is displayed on a vehicle which is not used or kept by a visitor to the hotel or Guest House.</p> <p>(b) The Permit holder has ceased to qualify under the provisions of Column 2</p> <p>(c) The Permit is displayed on a class of vehicle not permitted to park in the parking place.</p> <p>(e) The Permit has not been dated by the Permit holder.</p> <p>(f) The Permit does not bear the vehicle registration number for which it is displayed.</p> <p>(g) The Permit has not come into effect or has expired.</p>

COLUMN 1 (Type)	COLUMN 2 (Persons Entitled)	COLUMN 3 (Max Entitlements)	COLUMN 4 (Parking Places)	COLUMN 5 (Circumstances where Permit is not Valid)
BUSINESS PERMIT	A person, not being a person who is eligible for a Household, Additional Household or Multiple Occupancy Household Permit, for a Zone, who is the occupier of Business Premises which are located wholly within that Zone which premises do not have a parking space available within the curtilage ("the Permit Premises").	One per qualified applicant.	Any parking place situated within the Zone the reference number of which is set out on the Permit.	<p>(a) The Permit is displayed on a class of vehicle not permitted to park in the parking place.</p> <p>(b) The Permit holder has ceased to qualify under the provisions of Column 2.</p> <p>(c) The Permit is not displayed on a vehicle being used by</p> <p>(i) a permit Holder for the purposes of the Permit Holders business at the Permit Premises</p> <p>(ii) an employee of the Permit Holder working at the Permit Premises</p> <p>(iii) a visitor to the Permit Premises</p>
DISCRETIONARY/ EXEMPTION PERMIT	A person in a case where the Council considers there is an exceptional case	At the discretion of an Officer	In any parking place authorised in writing by an Officer	The Permit holder failing to comply with any written condition of issue
MEDICAL/ HEALTHCARE PERMIT	A qualified medical practitioner from the medical practice situated within a zone	A maximum of one per qualified applicant	The parking place within the zone the reference number of which is set out on the permit.	<p>(1) The Permit holder has ceased to qualify under the provisions of Column 2.</p> <p>(2) The vehicle is not of a class permitted to park in the parking place.</p>

COLUMN 1 (Type)	COLUMN 2 (Persons Entitled)	COLUMN 3 (Max Entitlements)	COLUMN 4 (Parking Places)	COLUMN 5 (Circumstances where Permit is not Valid)
ATTENDANCE PERMIT	<p>A person who is either</p> <p>(i) Certified in writing by a qualified medical practitioner as being in need of substantial and regular care or</p> <p>(ii) is in receipt of an Attendance Allowance</p>	A maximum of one per qualified applicant.	Any parking place situated within the Zone the reference number of which is set out on the Permit.	<p>(a) The Permit is displayed on a class of vehicle not permitted to park in the parking place.</p> <p>(b) The Permit holder has ceased to qualify under the provisions of Column 2</p> <p>(c) The Permit is displayed on a vehicle other than one being used for the supply of care to the Permit Holder.</p>

SCHEDULE 2 – PART III

Types of Permits, Parking Places and Entitlements

Type of Permit* or Authorisation Card	Reservations	Charges
HOUSEHOLD PERMIT		£16.00* per annum £27.00* per 2 year permit
RESIDENTS' GUESTS' PERMIT		£0.16 per day*
MULTIPLE OCCUPANCY HOUSEHOLD PERMIT		£16* per annum £27.00* per 2 year permit
GUEST HOUSE PERMIT	authorised by a Guest House Authorisation Card	£0.16 per day
BUSINESS PERMIT		£120 per 2 year permit
DISCRETIONARY/ EXEMPTION PERMIT		£16.00 per annum £27.00 per 2 year permit
MEDICAL/ HEALTHCARE PERMIT		£16.00 per annum £27.00 per 2 year permit
ATTENDANCE PERMIT		Nil
HOUSEHOLD AUTHORISATION CARD		Nil
DISCOUNT AUTHORISATION CARD	For residents who are over retirement age, registered disabled persons or in receipt of income support or unemployment benefit	Nil
GUEST HOUSE AUTHORISATION CARD	For hotels and guest houses with up to 60 bedrooms	Nil
DULICATE PERMITS/ MONTHLY SEASON TICKETS		£16.00
BUSINESS PERMIT REFUND		£12.00
ADMINISTRATION CHARGE		
PENALTY CHARGE		£70/£50 (and for those paying within fourteen days at discounted rate £35/£25). £105/ £75 after service of Charge Certificate.
<p>* Reduced by 50% for residents who are 60 years of age or over, registered disabled persons or in receipt of income support, Incapacity Benefit (in excess of 28 weeks), unemployment benefit or holding a discount authorisation card.</p> <p># A discount of 5% is offered for season tickets covering 6 months or longer and 10% for season tickets covering 12 months.</p>		

SCHEDULE 2 – PART IV

Residents Zones – Zones and maximum number of permits per household

Schedule	Zone Number/ Zone Reference	Maximum Household Permits	Maximum Business Permits	Maximum Additional Household Permits Available	Maximum Guest Permit Entitlement [Residents Only]
Schedule 2	S5	1	1	1	250

Refer to detailed Zone plans for Zone Boundaries, Location of Parking Places and other Residential Parking Zone information.

SCHEDULE 2 – PART V

Residents Zones – Zone Plans

SCHEDULE 3
REVOCATIONS

<u>Column 1</u> <u>Title of Order</u>	<u>Column 2</u> <u>Extent of Revocation</u>
North Yorkshire County Council (Harrogate, Knaresborough, Pannal and Burn Bridge) (Parking and Waiting) (No.16) Order 2013	In so far as it relates to item 379, Schedule 40 [Residential/ disc parking parking places - East Park Road]

ROUGH ROAD

VICTORIA AVENUE

9C Club

Remove existing sign & post at point A.
Reinstall sign on new 76mm post at back
of footway - point B. Install new sign on
new 76mm post at back of footway -
point C. All signs at 2.1m mount height

SOUTH PARK ROAD

Warehouse
Works

EAST PARK

**EXISTING DISC PARKING TO
BE CONVERTED TO NO
WAITING AT ANY TIME
RESTRICTION AT NEW
VEHICULAR ACCESS**



NORTH YORKSHIRE COUNTY COUNCIL
Business and Environmental Services
Corporate Director - David Bowe



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PROJECT:

**2014 TRAFFIC REGULATION ORDER REVIEW
AREA 6 HIGHWAYS - BOROUGHBRIDGE**

DRAWING TITLE:

**PROPOSED ALTERATION TO WAITING RESTRICTIONS
EAST PARK ROAD [No.1], HARROGATE**

DESIGNED BY:

PR

SCALE:

1:750

CHECKED BY:

PR

DATE:

A4

APPROVED:

-

DATE:

SEPT 2014

DRAWING NUMBER:

A6-TM-TRO2014-TRO1