#### NORTH YORKSHIRE COUNTY COUNCIL

#### (HARROGATE, KNARESBOROUGH, PANNAL AND BURNBRIDGE) (PARKING AND WAITING) (NO.20) ORDER 2015

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), 35(1) and 45 to 49 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 38 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 Parking Bay" means any area of carriageway designated as a Parking Place reserved for Disabled Person's Badge holders and which is comprised within and indicated by a road marking complying with diagram 1028.3 or 1033 in Schedule 6 to the 2002 Regulations;

"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;

"Hackney Carriage" has the same meaning as in section 38 of the Town Police Clauses Act 1847 as referred to in The Local Government (Miscellaneous Provisions) Act 1976 save further that reference to "plying for hire" shall be excluded from this definition; and "Taxi" shall be construed to the extent that these terms are interchangeable;

"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 of 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 unladed 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 disablitity 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;

"Loading Bay" means any area of carriageway intended for the waiting of vehicles for so long as may be necessary to enable Goods to be loaded on or unloaded from the vehicle and which is comprised within and indicated by a road marking complying with diagram 1028.3 or 1032 in Schedule 6 to the Traffic Signs Regulations and General Directions 2002;

"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 reenactment 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 of 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 Schedules 7 and Part I of Schedule 8 and for the period specified in those lengths of Road specified in Schedules 7 and Part I of Schedule 8;

"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 1<sup>st</sup> April 2000, or orange if issued before that date;

- 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 Charge" means payment made at a Ticket Machine made under the provisions of Article 19;

"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;

"Parking Ticket" means a ticket dispensed by a Ticket Machine on payment of the appropriate Parking Charge under the provisions of Article 19;

"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 Postal Services Act 2000 (Consequential Modifications to Local Enactments No. 1) Order 2001 (SI No. 2001/648) and shall include therefore references to "universal service providers", 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,
  - in the case of a vehicle fitted with a dashboard or facia 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 facia 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)):-
  - 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.
- (d) in relation to a Parking Ticket
  - (ii) 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 Schedules 7 and 8, 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;

"Taxi" means a Hackney Carriage in respect of which a licence has been issued pursuant to the provisions of the Town Police Clauses Acts 1847 and 1889 and any private hire vehicle in respect of which a licence has been issued pursuant to the provisions of the Local Government (Miscellaneous Provisions) Act 1976;

"Ticket Machine" means any apparatus or a device of a type and design approved in accordance with Section 46(2) of the 1984 Act designed to indicate the time and date by a clock operated by the insertion of coins, bank notes, credit or debit cards and that issues Parking Tickets indicating the payment of a Parking Charge, the date and time at which that Parking Charge was paid and the time by which the Motor Vehicle must leave the Parking Place;

"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 38 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 Schedules 7 and 8 to this Order and any one zone may be referred to by the reference number given to that Zone in Schedule 8 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

- Save as provided in Article 5 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.
- 4. Save as provided in Article 5 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 between the hours of 8.00am and 6.00pm, Mondays to Saturdays (inclusive) in any length of Road specified in Schedule 2.

5.

(i)

- Nothing in Articles 3 and 4 of this Order shall render it unlawful to cause or permit any Motor Vehicle to wait in any length of Road specified in Schedules 1 to 2 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, the length of Road specified in the said Schedules of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any electronic communications apparatus as defined in Schedule 2 to the Telecommunications Act 1984; or
    - (v) the delivery or collection of postal packets as defined in Section 125(1) of the Postal Services Act 2000 at or from premises fronting any length of Road specified in the said Schedules.
  - (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;
  - 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.
- (2) Nothing in Articles 3 and 4 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).

- 6. Save as provided in Article 7 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 footway specified in Schedule 3.
- 7. Nothing in Article 6 of this Order shall render it unlawful to cause or permit any Motor Vehicle to wait in any of the lengths of Road to which those Articles apply if it is necessary to do so to enable:-
  - (a) building, industrial or demolition operations
  - (b) the removal of any obstruction to traffic
  - (c) the maintenance, improvement or reconstruction of any length of Road specified in the said Schedule or
  - (d) 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;
  - (e) 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.
  - (f) the Motor Vehicle to be used for Police, Fire Brigade or Ambulance purposes, or
  - (g) the Motor Vehicle, if it cannot conveniently be used for such purpose in any other Road, to be used in pursuance of statutory powers or duties or in connection with any building operation or demolition, the maintenance, improvement or reconstruction of the Road or the laying, erection, alteration or repair in, or in land adjacent to the Road of any sewer or of any main, pipe, wire or cable or any apparatus for the supply of gas, water or electricity or of any telecommunications apparatus defined in the Telecommunications Act 1984.
  - (h) the Motor Vehicle to wait at or near to any premises situated on or adjacent to any length of Road specified in the said Schedule 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; or
  - the Motor Vehicle to be Loaded or Unloaded whilst actually in use in connection with the removal of furniture from one office or dwelling-house to another, or the removal of furniture from such premises to a depository or to such premises from a depository;
- 8. Save as provided by Article 9 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 other than a licensed Hackney Carriage to wait between the hours of 6.00pm and 8.00am on any day in any of the lengths of Road specified in Schedule 4.
- 9. Nothing in Article 8 of this Order shall render it unlawful to cause or permit any Motor Vehicle to wait in any of the lengths of Road to which those Articles apply if it is necessary to do so to enable:-
  - building, industrial or demolition operations
  - (b) the removal of any obstruction to traffic
  - (c) the maintenance, improvement or reconstruction of any length of Road specified in the said Schedule or
  - (d) 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;

- (e) 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.
- (f) the Motor Vehicle to be used for Police, Fire Brigate or Ambulance purposes, or
- (g) the Motor Vehicle, if it cannot conveniently be used for such purpose in any other Road, to be used in pursuance of statutory powers or duties or in connection with any building operation or demolition, the maintenance, improvement or reconstruction of the Road or the laying, erection, alteration or repair in, or in land adjacent to the Road of any sewer or of any main, pipe, wire or cable or any apparatus for the supply of gas, water or electricity or of any telecommunications apparatus defined in the Telecommunications Act 1984.
- (h) the Motor Vehicle to wait at or near to any premises situated on or adjacent to any length of Road specified in the said Schedule 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; or
- the Motor Vehicle to be Loaded or Unloaded whilst actually in use in connection with the removal of furniture from one office or dwelling-house to another, or the removal of furniture from such premises to a depository or to such premises from a depository;
- 10. Save as provided in Article 11 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 5, including for the purpose of Loading or Unloading Goods from the Motor Vehicle.
- 11. Nothing in Article 10 of this Order shall render it unlawful to cause or permit any Motor Vehicle to wait in any of the lengths of Road to which those Articles apply if it is necessary to do so to enable:-
  - (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) the removal of any obstruction to traffic;
    - the maintenance, improvement or reconstruction of any length of Road specified in Schedule 5; or
    - (iv) the laying, erection, alteration or repair, in or in land adjacent to, any length of Road specified in Schedule 5 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.
  - (b) 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;
  - (c) 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 Schedules 5;
  - (d) the Motor Vehicle to wait at or near to any premises situated on or adjacent to any length of Road specified in Schedules 5 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;
  - (e) the Motor Vehicle to be used for Fire Brigade, Ambulance or Police purposes.

## PART III

## AUTHORISATION AND USE OF PARKING PLACES FOR THE LOADING AND UNLOADING OF GOODS

- 12. That part of the Road specified in Schedule 6 is authorised to be used, twenty four hours a day, subject to Articles 13 to 18 of this Order as a Parking Place for Motor Vehicles, for the purpose of enabling Goods to be Loaded onto or Unloaded from a Motor Vehicle, such lengths of Road being designated as Loading Bays.
- For the avoidance of doubt, the Driver of a Motor Vehicle shall not permit it to wait in any Parking Place specified in Schedule 6 to this Order unless the Motor Vehicle is;
  - (a) of the specified class; and
  - (b) 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.
- 14. The Driver of a Motor Vehicle shall not permit it to wait in any Parking Place specified in Schedules 6 for longer than may be necessary for Goods to be Loaded onto or Unloaded from the Motor Vehicle to or from any premises located adjacent to or on the length of road on which the Loading Bay is situated.

#### Exemptions

- 15. (1) Nothing in Articles 12 to 14 of this Order shall restrict the power of the Council for preventing obstruction of the Roads by Order on the occasion of any public procession, rejoicing or illumination, or where the Roads are thronged or liable to be obstructed to suspend any of the Parking Places specified in Schedule 6.
  - (2) Nothing in Articles 12 to 14 of this Order shall render it unlawful for a Motor Vehicle to wait on the lengths of Road or sides of Road specified therein:-
    - (a) if it being used for Police, Fire Brigade or Ambulance purposes;
    - (b) if its being used by statutory undertakers or their contractors in connection with any building operation or demolition, the maintenance, improvement or construction of the Parking Place or the laying, erection, alteration or repair in or near the Parking Place 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 Schedule 2 to the Telecommunications Act 1984.
    - (b) waiting owing to the Driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accidents;
    - (d) if it is being used in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties; or
    - waiting to enable it to be used in connection with the removal of any obstruction to traffic.
- 16. A Driver of a Motor Vehicle shall not use any Parking Place specified in Schedule 6;-
  - so as to unreasonably prevent access to any premises adjoining the Road, or the use of the Road by other persons, or so as to be a nuisance; or
  - (b) when for preventing obstruction of the Roads, the Council shall by Order made on the occasion of any public procession, rejoicing or illumination or where the Roads are thronged or liable to be obstructed have suspended any Parking Places and have exhibited notice of such suspension on or near the Parking Place.

- 17. The Driver of a Motor Vehicle using a Parking Place on any of the lengths of Road specified in Schedule 6 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.
- 18. 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.

## PART IV

#### AUTHORISATION AND USE OF PARKING PLACES

## **On-Street Pay and Display Parking**

- 19. (a) Each of the lengths of Road or sides of Road as specified in Column 1 of Schedule 7 are authorised to be used for Motor Vehicles of the classes specified in Column 3 of Schedule 7 in such positions as are specified in Column 2 on such days and during such charging hours as are specified in Column 7 of Schedule 7 for such maximum periods as are specified in Column 5 of Schedule 7 and shall be an Authorised Parking Place.
  - (b) Where the Motor Vehicle has left any Authorised Parking Place in any of the lengths of Road specified in Schedule 7 after waiting thereon, the Driver thereof shall not within 2 hours after its leaving that Authorised Parking Place permit it to wait again in any Authorised Parking Place in any of the lengths of Road specified in Schedule 7 to this Order or in any of the Parking Places specified in Schedule 37 to the "North Yorkshire County Council (Harrogate, Knaresborough, Pannal and Burnbridge) (Parking and Waiting) (No.16) Order 2013"
  - (c) The Driver of a Motor Vehicle shall not permit it to wait in any Parking Place on any of the lengths of Road specified in Schedule 7 unless it is of the class of Motor Vehicle and in such a position as specified in Columns 2 and 3 of Schedule 7.
  - (d) Subject to the provisions of Article 26, a Motor Vehicle of a class specified in Column 3 of Schedule 7 may wait during the charging hours specified in Column 7 of the Schedule in any Parking Place thereto for a period not exceeding the Parking Period specified in Column 6 of the Schedule, providing always that the Motor Vehicle has not previously waited in any of the Parking Places specified in Column 1 of the Schedule within the time period specified in paragraph (b) and that the Parking Charge, unless such charge is Nil, has been paid, save that a period of three minutes is permitted without any Parking Charge in order to allow time for the purchase of Parking Tickets.
  - (e) The Parking Charge for the purposes of paragraph (d) is set out in Column 8 of Schedule 7.
  - (f) The Parking Period for the purposes of paragraph (d) is set out in Column 6 of Schedule 7.
  - (g) The Parking Charge shall be payable by the insertion of an appropriate coin, coins, bank notes, credit or debit card into the apparatus or device provided in order to obtain a Parking Ticket, such an apparatus or device being known as a Ticket Machine, being an apparatus or device approved in accordance with Section 46(2) of the 1984 Act and the provisions of Section 47(5) of the 1984 Act shall apply in respect of such apparatus or device or to a person duly authorised in that behalf by the Council, provided that if the said apparatus or device is at any time out of order the Parking Charge shall be payable at any other apparatus or device provided in the Parking Place.
  - (h) The Parking Ticket obtained under paragraph (g) shall be displayed on the Motor Vehicle in the Relevant Position on the Motor Vehicle for which it was issued and the Parking Ticket shall be displayed so that the front of the Parking Ticket is clearly visible from the front of the Motor Vehicle.
  - (i) Where a Parking Ticket, which is not a Valid Ticket, is displayed on a Motor Vehicle then for the purposes of Paragraph (d) it shall be deemed that no Parking Charge has been paid.
  - (j) If at any time whilst a Motor Vehicle is left in a Parking Place and no Parking Ticket is displayed on that Motor Vehicle in accordance with the provisions of Article 19(h), indicating that the relevant Parking Charge has been paid in respect of the day on which the Motor Vehicle has been left, it shall be deemed that no Parking Charge has been paid.

- (k) The Driver of a class of Motor Vehicle specified in Column 3 of Schedule 7 shall not permit it to wait in a Parking Place during the hours of operation specified in Column 7 of the Schedule for longer than the maximum period permitted for parking specified in Column 6 in relation to that Parking Place.
- (I) No Parking Charge as specified in paragraph (d) of this Article shall be payable in respect of any Motor Vehicle left in any Parking Place in Schedule 7 during the charging hours if there is displayed in the Relevant Position a Disabled Person's Badge, a valid Permit or valid Season Ticket.

#### Disc & Residents' Priority Parking

20. Each of the lengths of Road or sides of Road as specified in Part I of Schedule 8 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

- 21. (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 8 to this Order during the Operative Hours unless it is of the class of Motor Vehicle specified in Article 20 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 8 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

- 22. (a) Subject to the provisions of Article 26, the Driver shall, on the arrival of the Motor Vehicle at any Parking Place specified in Schedule 8 and Part 1 of Schedule 8 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 24 of this Order.
  - (f) Where in any proceedings for a contravention under Articles 23 and 24 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 23 of this Order;
  - (g) In any proceedings for a contravention under Paragraph (d) of this Article or Article 23 and 24, it shall be assumed, unless contrary is shown, that the Parking Disc mentioned is an approved device.

- 23. No person shall:-
  - (a) set the Parking Disc otherwise than in accordance with Article 22 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 22 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.
- 24. The Driver of a Motor Vehicle specified in Article 20 shall not permit it to wait continuously in any Parking Place set out in Column 3 to Part I of Schedule 8 within the Zone defined in Column 1 of Part I of Schedule 8 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 8 for not longer than the period specified in Column 6 of part I of Schedule 8.
- 25. 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 8 to this Order, within the Zone specified in Column 1 of Part I of Schedule 8 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 8 to this Order, within that same Zone specified in Column 1 of Part I of Schedule 8, or in any of the Parking Places specified in Column 3 of Part I of Schedule 8, 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.
- 26. (a) The Driver of a two wheeled Motor Cycle not having a side car attached shall be exempt from the provisions of Articles 22 to 23 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 8 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;
    - 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 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

- 27. 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

- 28. 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.
- 29. 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

- 30. 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 28 and 29, 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.
- 31. 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 28 to 30 of this Order.
- 32. Nothing in Article 31 shall render it unlawful to cause or permit a Motor Vehicle to wait in a Parking Place suspended in accordance with Articles 28 to 30 if the Motor Vehicle:
  - (a) is being used for a purpose specified in Article 28; or

- (b) is waiting with the permission of:
  - the person suspending the use of the Parking Place or part thereof in pursuance of Article 30; or
  - a Police Constable in Uniform, traffic warden, Civil Enforcement Officer or the Parking Service Manager.

### Further Conditions on the Use of Parking Places

33. The Driver of a Motor Vehicle using a Parking Place on any of the lengths of Road specified in Schedules 8 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

34. 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

- 35. (a) Where a Penalty Charge is payable under Article 47, 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.
- 36. 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

- 37. 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:-
    - building, industrial or demolition operations
    - 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 8;
    - (v) the laying, erection, alteration or repair, in or in land adjacent to, any length of Road specified in Schedule 8 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 8.
- (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;
- 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 8 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 8 of this Order.

## PART V

## ISSUE AND DISPLAY OF PERMITS

Entitl	ement	
38.	(a)	The Council shall issue Permits of the following types to persons and users qualifying under Column 2 of Part II of Schedule 8 up to the maximum qualifying under Column 2 of Part II of Schedule 8 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 19 to 21 in the Parking Places specified in Schedule 7 and Column 3 of Part I of Schedule 8:-
	(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.
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# Applications for Permits and Authorisation Cards

- 39. (a) Permits
  - (i) Any person entitled to a Permit under Article 38 and Part II of Schedule 8 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.
  - (iii) 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 38 and Part II of Schedule 8 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.
  - (iv) 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 8 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").

- (v) 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 8 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.
- (vi) 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 38 and Part II of Schedule 8 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 38 and Part II of Schedule 8 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 38 and Part II of Schedule 8 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 39(a), 40, 41 and 42 shall apply to Authorisation Cards as though they were Permits and references in those Articles to Article 38 and Part II of Schedule 8 shall be construed as a reference to this Article 39(b) and Article 39(a)(v) and (vi) shall not apply to a Household Authorisation Card.

## Withdrawal and Validity of Permits

- 40. (a) Withdrawal
  - 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:-
    - the Permit Holder is no longer qualified under Article 38 and Part II of Schedule 8; 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 38 and Part II of Schedule 8; 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 8 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 8.
- (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**

- 41. (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 8 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

42. 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 8. 43. A Permit is non transferable and does not have any effect outside the Zone number specified on that Permit.

## Display of Permit

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44. 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 42 are clearly visible from the front of the Motor Vehicle.

## Removal of Permit

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

## <u>Appeals</u>

- 46. Any person aggrieved by:--
  - (a) the refusal of the Council to issue a Permit or Authorisation Card under Article 39; or
  - (b) the withdrawal of a permit or Authorisation Card under Article 40.

shall have a right to appeal to the Parking Manager.

## PART VI

## PENALTY CHARGE AND PAYMENT

#### 47. 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
- 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 noncompliance.

- 48. 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 52 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 52 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.
- Service of a penalty charge notice or charge certificate by post is deemed effective on the second working day after the day of posting.
- 50. In the case of a motor vehicle in respect of which a penalty charge is payable under Article 47 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,
- 51. In the case of a motor vehicle in respect of which a penalty charge is payable under Article 47 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.
- 52. 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.

- 53. 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.
- 54. 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 47 53 shall be treated as evidence in any proceedings relating to failure to pay such penalty charge.

## PART VII

## REVOCATION OF EXISTING ORDERS

55. The Traffic Regulation Orders specified in Column 1 of Schedule 9 to this Order are herby 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 9, the provisions of this Order shall prevail for all purposes.

## PART VIII

#### **OPERATION OF THE ORDER**

- 56. 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.
- 57. This Order shall come into operation on 2 November 2015 and may be cited as "North Yorkshire County Council (Harrogate, Knaresborough, Pannal and Burnbridge) (Parking and Waiting) (No.20) Order 2015".

THE COMMON SEAL of NORTH YORKSHIRE COUNTY COUNCIL was hereunto affixed this 27<sup>th</sup> day of October 2015 in the presence of:-



AUTHORISED

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Column 1	Column 2	Column 3	Column 4
Item	Road	Side	Length
1.	U3 Albany Road, Harrogate	Both	From its junction with King Edwards Drive to a point 10 metres north west of its junction with King Edwards Drive
2.	U82 Bilton Lane, Harrogate	North west	From a point 26.8 metres north east of its junction with Tennyson Avenue to a point 33.5 metres north east of its junction with Tennyson Avenue.
3.	U82 Bilton Lane, Harrogate	North west	From a point 51 metres north east of its junction with Tennyson Avenue to a point 97 metres north east of its junction with Tennyson Avenue.
4.	U82 Bilton Lane, Harrogate	North west	From a point 260 metres north east of its junction with Tennyson Avenue to a point 357.5 metres north east of its junction with Tennyson Avenue.
5.	U82 Bilton Lane, Harrogate	South east	From its junction with Woodfield Road to a point 15 metres north eas of its junction with Woodfield Road.
6.	U82 Bilton Lane, Harrogate	South east	From a point 24.5 metres north east of its junction with Woodfield Road to a point 31 metres north east of its junction with Woodfield Road.
7.	U82 Bilton Lane, Harrogate	South east	From a point 40 metres north east of its junction with Woodfield Road to a point to a point 50 metres west of the projected boundary line of The Cottage/ Bilton Dene Cottage.
8.	U344 Harlow Terrace, Harrogate	South west	From its junction with West Cliffe Grove to a point 47.5 metres south east of its intersection point with the projected boundary line of Nos. 38/ 40 Harlow Terrace.
9.	U411 King Edwards Drive, Harrogate	North west	From a point 5.7 metres north east of its junction with Albany Road to a point 10 metres south west of its junction with Albany Road.
10.	U3192 Nightingale Drive, Harrogate	Both	From its junction with Swarcliffe Road to a point 18 metres west of its junction Swarcliffe Road.
11.	U573 Park Parade, Harrogate	East	From a point 83 metres south of its junction with Church Square to a point 95 metres south of its junction with Church Square.

# WAITING PROHIBITED AT ALL TIMES WITH EXEMPTIONS

<u>Column 1</u> Item	Column 2 Road	<u>Column 3</u> Side	<u>Column 4</u> Length
12.	U573 Park Parade, Harrogate	East	From a point 118 metres south of its junction with Church Square to a point 121.7 metres south of its junction with Church Square.
13.	U573 Park Parade, Harrogate	East	From a point 126.5 metres south of its junction with Church Square to a point 138 metres south of its junction with Church Square.
14.	U573 Park Parade, Harrogate	East	From a point 157.5 metres south of its junction with Church Square to its junction with North Park Road.
15.	U573 Park Parade, Harrogate	West	From a point 103.5 metres south of its junction with Christ Church Oval to a point 119 metres south of its junction with Christ Church Oval.
16.	U573 Park Parade, Harrogate	West	From a point 148 metres south of its junction with Christ Church Oval to a point 163 metres south of its junction with Christ Church Oval.
17.	U573 Park Parade, Harrogate	West	From a point 185.4 metres south of its junction with Christ Church Oval to its junction with North Park Road.
18.	U610 Queen Parade, Harrogate	North east	From its junction with North Park Road to a point 37.9 metres north west of its intersection point with the projected boundary line of Nos.1/ 3 Queen Parade.
19.	U610 Queen Parade, Harrogate	North east	From a point 9.6 metres north west of its intersection point with the projected boundary line of Nos.1/3 Queen Parade to a point 17 metres north west of its intersection point with the projected boundary line of Nos.1/3 Queen Parade.
20.	U610 Queen Parade, Harrogate	North east	From its intersection point with the projected boundary line of Nos.1/3 Queen Parade to a point 34 metres south east of its intersection point with the projected boundary line of Nos.1/3 Queen Parade.
21.	U610 Queen Parade, Harrogate	North east	From a point 41.4 metres south east of its intersection point with the projected boundary line of Nos.1/ 3 Queen Parade to a point 49.9 metres south east of its intersection point with the projected boundary line of Nos.1/ 3 Queen Parade.

<u>Column 1</u> Item	Column 2 Road	<u>Column 3</u> Side	<u>Column 4</u> Length
22.	U641 Roseville Avenue, Harrogate	South	From its junction with the unnamed road linking Knaresborough Road and Silverfields Road to a point 2.8 metres east of its junction with the unnamed road linking Knaresborough Road and Silverfields Road.
23.	U641 Roseville Avenue, Harrogate	South	From a point 8 metres east of its junction with the unnamed road linking Knaresborough Road and Silverfields Road to a point 40 metres east of its junction with the unnamed road linking Knaresborough Road and Silverfields Road.
24.	11700 Oh Jahala Dalua	Carllenat	E
	U722 St John's Drive, Harrogate	South west	From a point 10 metres south east of its junction with St John's Grove to a point 14 metres north west of its junction with St John's Grove.
25.	U723 St John's Grove, Harrogate	North	From its junction with St John's Drive to a point 10 metres west of its junction with St John's Drive.
26.	U723 St John's Grove, Harrogate	South	From its junction with St John's Drive to a point 12 metres west of its junction with St John's Drive.
27.	U740 St Winifreds Avenue, Harrogate	North west	From its junction with Wetherby Road to a point 24 metres south west of its junction with Wetherby Road.
28.	U1823 Swan Lane, Harrogate	North	In its entire length.
29.	U1823 Swan Lane, Harrogate	South	From its junction with Swan Road to a point 10 metres east of its junction with Swan Road.
30.	U1823 Swan Lane, Harrogate	South	From a point 35 metres east of its junction with Swan Road to a point 84 metres east of its junction with Swan Road.
31.	U1823 Swan Lane, Harrogate	South	From a point 94 metres east of its junction with Swan Road to a point 103 metres east of its junction with Swan Road.
32.	U349 Swarcliffe Road, Harrogate	South west	From a point 15 metres north west of its junction with Nightingale Drive to a point 22 metres south east of its junction with Nightingale Drive.

<u>Column 1</u> Item	Column 2 Road	<u>Column 3</u> Side	Column 4 Length
33.	U777 Tewit Well Avenue, Harrogate	North west	From its junction with Tewit Well Road to a point 10 metres south west of its junction with Tewit Well Road.
34.	U777 Tewit Well Avenue, Harrogate	South east	From its junction with Tewit Well Road to a point 10 metres south west of its junction with Tewit Well Road.
35.	U778 Tewit Well Road, Harrogate	South west	From a point 10 metres north west or its junction with Tewit Well Avenue to a point 10 metres south east of its junction with Tewit Well Avenue.
36.	U796 Unity Close, Harrogate	North east	From its junction with Unity Grove to a point 28.3 metres north east of its junction with Unity Grove, its intersection point with the north west channel line of Unity Close.
37.	U796 Unity Close, Harrogate	North west	From its intersection point with the north east kerbline of Unity Close, located 28.3 metres north west of its junction with Unity Grove, for a distance of 50 metres in a south westerly direction.
38.	U796 Unity Close, Harrogate	South west	From its junction with Unity Grove to a point 6 metres north west of its junction with Unity Grove.
39.	U796 Unity Close, Harrogate	South west	From a point 19 metres north west of its junction with Unity Grove to a point 23.8 metres north west of its junction with Unity Grove, its intersection point with the south east kerbline of Unity Close.
40.	U796 Unity Close, Harrogate	South east	From its intersection point with the south west kerbline of Unity Close, located 23.8 metres north west of its junction with Unity Grove, for a distance of 3 metres in a south westerly direction.
41.	U797 Unity Grove, Harrogate	North west	From a point 1.5 metres south west of its junction with Unity Close to a point 5 metres north east of its junction with Unity Close.
42.	U814 Wayside Avenue, Harrogate	North	From its junction with Wayside Crescent to a point 22 metres north west of its intersection point with the projected boundary line of No.1 Wayside Avenue/ No. 15 Wayside Crescent.

Column 1 Item	Column 2 Road	<u>Column 3</u> Side	<u>Column 4</u> Length
43.	U816 Wayside Crescent, Harrogate	North west/ west	From a point 92 metres south west of its junction with Wetherby Road to a point 190 metres south west of its junction with Wetherby Road.
44.	U816 Wayside Crescent, Harrogate	South east	From its junction with Wayside Avenue to a point 5 metres north east of its intersection point with the projected boundary line of Nos. 9/ 11 Wayside Crescent
45.	U823 Wedderburn Road, Harrogate	South east	From its junction with Wetherby Road to a point 30 metres north east of its junction with Wetherby Road.
46.	U831 West Cliffe Grove, Harrogate	North west	From its junction with Harlow Terrace to a point 23.5 metres north east of its intersection point with the projected boundary line of Nos. 3/ 5 West Cliffe Grove.
47.	U856 Wheatlands Road East, Harrogate	North west	From its junction with Oatlands Drive to a point 25 metres south west of its junction with Oatlands Drive.
48.	U856 Wheatlands Road East, Harrogate	South east	From its junction with Oatlands Drive to a point 27 metres south west of its junction with Oatlands Drive.
49.	U873 Woodfield Road, Harrogate	North east	From its junction with Bilton Lane to a point 10 metres south east of its junction with Bilton Lane.
50.	U1287 York Road Rear, Harrogate	North east	From its junction with York Road to a point 63 metres north west of its junction with York Road.
51.	U1287 York Road Rear, Harrogate	South west	From its junction with York Road to a point 11metres north west of its junction with York Road.
52.	U1287 York Road Rear, Harrogate	South west	From a point 25.5 metres north west of its junction with York Road to a point 32.5 metres north west of its junction with York Road.
53.	U1287 York Road Rear, Harrogate	South west	From a point 41.6 metres north west of its junction with York Road to a point 61.7 metres north west of its junction with York Road.

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<u>Column 1</u> Item	Column 2 Road	<u>Column 3</u> Side	Column 4 Length
54.	U3238 York Road Rear, Harrogate	South east/ east	From its junction with the south west kerbline of Back Clarence Drive to a point 23 metres south west of its junction with the south west kerbline of Clarence Drive and then for a distance of 9 metres in a southerly direction, including the full length of the southern side of the turning head.
55.	U3238 York Road Rear, Harrogate	North west	From its junction with the south west kerbline of Back Clarence Drive to a point 10 metres south west of its junction with the south west kerbline of Clarence Drive.
56.	U3238 York Road Rear, Harrogate	West	From a point 25 metres south west of its junction with the south west kerbline of Clarence Drive for a distance of 10 metres in a southerly direction.
57.	U957 Eastfield, Knaresborough	North/ north west	From its intersection point with the eastern kerbline of Chain Lane for a distance of 45 metres in an easterly/ north easterly direction.
58.	U957 Eastfield, Knaresborough	South	From its intersection point with the eastern kerbline of Chain Lane for a distance of 33.2 metres in an easterly direction.
59.	U962 Finkle Street, Knaresborough	North west	From its junction with Kirkgate to a point 10 metres north east of its junction with Kirkgate.
60.	U1314 Grimbald Crag Close, Knaresborough	North west	In its entire length.
61.	U1314 Grimbald Crag Close, Knaresborough	South east	From a point 30 metres south west of its junction with Grimbald Crag Link to a point 68 metres south west of its junction with Grimbald Crag Link.
62.	U1314 Grimbald Crag Close, Knaresborough	South east	From a point 120 metres north east of its junction with Grimbald Crag Link to a point 178.2 metres north east of its junction with Grimbald Crag Link.
63.	U1104 Grimbald Crag Link, Knaresborough	North east	From its junction with Grimbald Crag Close to a point 20 metres south east of its junction with Grimbald Crag Close.

Column 1 Item	Column 2 Road	<u>Column 3</u> Side	Column 4 Length
64.	U1104 Grimbald Crag Link, Knaresborough	North east	From its junction with Grimbald Crag Road to a point 10 metres north west of its junction with Grimbald Crag Road.
65.	U1104 Grimbald Crag Link, Knaresborough	South west	In its entire length.
66.	U1104 Grimbald Crag Road, Knaresborough	South east	From a point 68 metres north east of its intersection point with the eastern kerbline of the B6164 Wetherby Road to a point 87 metres north east of its intersection point with the eastern kerbline of the B6164 Wetherby Road.
67.	U1104 Grimbald Crag Road, Knaresborough	North west	From a point 10 metres south west of its junction with Grimbald Crag Link to a point 10 metres north east of its junction with Grimbald Crag Link.
68.	U2373 Kirkgate, Knaresborough	North east	From its junction with Market Place to a point 5 metres north west of its junction with Finkle Street.
69.	U2373 Kirkgate, Knaresborough	South west	From its junction with Castlegate to a point 53.6 metres north west of its junction with Castlegate.
70.	U2373 Kirkgate, Knaresborough	South west	From a point 73.1 metres north west of its junction with Castlegate to a point 82.4 metres north west of its junction with Castlegate.
71.	U2373 Kirkgate, Knaresborough	South west	From a point 115 metres north west of its junction with Castlegate to a point 221 metres north west of its junction with Castlegate.
72.	U1007 Manse Lane, Knaresborough	North	From its junction with the B6164 Wetherby Road to a point 74 metres south east/ east of the intersection point of the north east kerbline of the B6164 Wetherby Road with the projected boundary line of Nos. 23/ 25 Wetherby Road, measured along the north east/ north channel line.

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Column 1 tem	Column 2 Road	Column 3 Side	Column 4 Length
73.	U1007 Manse Lane, Knaresborough	North	From a point 116 metres south east/ east of the intersection point of the north east kerbline of the B6164 Wetherby Road with the projected boundary line of Nos. 23/ 25 Wetherby Road to a point 140 metres south east/ east of the intersection point of the north east kerbline of the B6164 Wetherby Road with the projected boundary line of Nos. 23/ 25 Wetherby Road, measured along the north east/ north channel line.
74.	U1007 Manse Lane, Knaresborough	North/ north west	From a point 153 metres south east/ east of the intersection point of the north east kerbline of the B6164 Wetherby Road with the projected boundary line of Nos. 23/ 25 Wetherby Road to a point 187 metres south of its junction with the A59 York Road.
75.	U1007 Manse Lane, Knaresborough	South	From its junction with the B6164 Wetherby Road to a point 32.8 metres east of its intersection point with the north east kerbline of the B6164 Wetherby Road.
76.	U1007 Manse Lane, Knaresborough	South	From a point 44.5 metres east of its intersection point with the north east kerbline of the B6164 Wetherby Road to a point 52.5 metres east of its intersection point with the north east kerbline of the B6164 Wetherby Road
77.	U1007 Manse Lane, Knaresborough	South	From a point 78.5 metres east of its intersection point with the north east kerbline of the B6164 Wetherby Road to a point 71 metres east of its intersection point with the projected eastern boundary line of Applegarth.
78.	U1007 Manse Lane, Knaresborough	South	From its junction with the U3271 Manse Lane to a point 12 metres west of its junction with the U3271 Manse Lane.
79.	U3271 Manse Lane, Knaresborough	East	From its junction with the U1007 Manse Lane (upper section of road linking York Road and Wetherby Road) to a point 24 metres south of its junction with the U1007 Manse Lane.

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Column 1 Item	Column 2 Road	Column 3 Side	Column 4 Length
80.	U3271 Manse Lane, Knaresborough	East	From a point 37 metres south of its junction with the U1007 Manse Lane (upper section of road linking York Road and Wetherby Road) to a point 52.5 metres south of its junction with the U1007 Manse Lane.
81.	U3271 Manse Lane, Knaresborough	West	From its junction with the U1007 Manse Lane (upper section of road linking York Road and Wetherby Road) to a point 66 metres south of its junction with the U1007 Manse Lane.

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## WAITING PROHIBITED 8.00 AM TO 6.00 PM MONDAY TO SATURDAY (INCLUSIVE) WITH EXEMPTIONS

<u>Column 1</u> Item	Column 2 Road	Column 3 Side	<u>Column 4</u> Length
1	U962 Finkle Street, Knaresborough	North west	From a point 10 metres north east of its junction with Kirkgate to a point 31 metres north east of its junction with Kirkgate.
2	U2373 Kirkgate, Knaresborough	South west	From a point 53.6 metres north west of its junction with Castlegate to a point 73.1 metres north west of its junction with Castlegate.
3	U2373 Kirkgate, Knaresborough	South west	From a point 82.4 metres north west of its junction with Castlegate to a point 115 metres north west of its junction with Castlegate.

# SCHEDULE 3

## WAITING PROHIBITED ON FOOTWAY/VERGE AT ALL TIMES WITH EXEMPTIONS

<u>Column 1</u>	Column 2	Column 3	<u>Column 4</u>
Item	Road	Side	Length
1,	U82 Bilton Lane, Harrogate	North west	From a point 97 metres north east of its junction with Tennyson Avenue to a point 260 metres north east of its junction with Tennyson Avenue.

## SCHEDULE 4

## WAITING PROHIBITED 6.00 PM TO 8.00 AM ON ANY DAY EXCEPT FOR LICENSED HACKNEY CARRIAGES FOR THE PURPOSES OF PICKING UP AND SETTING DOWN PASSENGERS

<u>Column 1</u>	Column 2	Column 3	Column 4
Item	Road	Side	Length
1	A61 Parliament Street, Harrogate	South west	From a point 11 metres north west of its junction with The Ginnel to a point 59 metres north west of its junction with The Ginnel.

Column 1 Item	Column 2 Road	Column 3 Side	Column 4 Length		
1 A61/ U412 King's Road, Harrogate		North west	From its junction with Ripon Road to a point 21 metres south west of its intersection point with the projected boundary line of Nos. 50/ 52 King's Road.		
2	U412 King's Road, Harrogate	North west	From a point 25.4 metres north east of its intersection point with the projected boundary line of Nos. 50/ 52 King's Road to a point 40 metres north east of its intersection point with the projected boundary line of Nos. 50/ 52 King's Road.		
3 U412 King's Road, Harrogate		North west	From a point 56 metres north east of its intersection point with the projected boundary line of Nos. 50/ 52 King's Road to its junction with Springfield Avenue.		

## WAITING, LOADING AND UNOADING PROHIBITED AT ALL TIMES

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# SCHEDULE 6

## AUTHORISED PARKING PLACES FOR THE LOADING AND UNLOADING OF GOODS

Column 1	Column 2	Column 3	Column 4
Item	Road	Side	Length
1	U412 King's Road, Harrogate	North west	From a point 21 metres south west of its intersection point with the projected boundary line of Nos. 50/ 52 King's Road to a point 25.4 metres north east of its intersection point with the projected boundary line of Nos. 50/ 52 King's Road.

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# PAY AND DISPLAY PARKING ZONE [20MINS/ 40MINS/ 3 HOURS - HARROGATE]

Column1 Situation of Parking Place		Column2 Position in which Vehicles may wait	Column 3 Class of Vehicles Permitted	Column 4 Days of Operation of Parking Place	Column 5 Hours of Operation of Parking Place	Column 6 <u>Maximum</u> Permitted Stay Time	Column 7 Charging Days and Hours	Column 8 Scale of Parking Charges	
1	VICTORIA AVENUE, HARROGATE The centre of the road from a point 131.5 metres east of its junction with West Park to a point 146.3 metres east of its junction with West Park.	Wholly within the limits of the Parking Place as marked on the carriageway by markings complying with diagram 1028.4 or diagram 1032 in Schedule 6 to the 2002 Regulations and so that no part of the Vehicle overhangs the footway.	Motor Cars, Motor Cycles, Invalid Carriages and other Motor Vehicles of an unladen weight not exceeding 3500Kgs	All days	All hours	Three hours during charging hours. Twelve hours at other times	8.00am to 6.00pm Mondays to Saturdays	Nil up to 3 minutes up to 30 minutes up to 1 hour up to 1 hour 30 up to 2 hours up to 2 hours 30 up to 3 hours INNER ZONE CHARGES	£0.70 £1.40 £2.10 £2.80 £3.50 £4.20
2	VICTORIA AVENUE, HARROGATE The centre of the road from a point 151.5 metres east of its junction with West Park to a point 170 metres east of its junction with West Park.	Wholly within the limits of the Parking Place as marked on the carriageway by markings complying with diagram 1028.4 or diagram 1032 in Schedule 6 to the 2002 Regulations and so that no part of the Vehicle overhangs the footway.	Motor Cars, Motor Cycles, Invalid Carriages and other Motor Vehicles of an unladen weight not exceeding 3500Kgs	All days	All hours	Three hours during charging hours. Twelve hours at other times	8.00am to 6.00pm Mondays to Saturdays	Nil up to 3 minutes up to 30 minutes up to 1 hour up to 1 hour 30 up to 2 hours up to 2 hours 30 up to 3 hours INNER ZONE CHARGES	£0.70 £1.40 £2.10 £2.80 £3.50 £4.20

## SCHEDULE 8 - PART I

### **RESIDENTS PRIORITY PARKING AND DISC PARKING ZONES**

# Parking Places

Column <u>1</u> Zone	Column 2 Zone Number		Column 3 Situation of Parking Place	<u>Column 4</u> <u>Days of</u> <u>Operation</u>	<u>Column 5</u> Operative Hours	<u>Column 6</u> <u>Maximum Permitted</u> <u>Stay Time</u>	<u>Column 7</u> Limit on Return of Vehicle to Parking Place in Zone
E	E11	1	PARK PARADE, HARROGATE The east side from a point 8 metres south of the projected south east kerbline of Park Chase to a point 50 metres south east of the projected south east kerbline of Park Chase.	Mon - Fri	9.00am – 6.00pm	9 hours	That day
E	E11	2	PARK PARADE, HARROGATE The east side from a point 112 metres south east of the projected south east kerbline of Park Chase to a point 16 metres north of its junction with Church Square.	Mon - Fri	9.00am - 6.00pm	9 hours	That day

Column <u>1</u> Zone	<u>Column 2</u> Zone Number	Column 3 Situation of Parking Place	Operation	<u>Column 5</u> Operative Hours	Column 6 Maximum Permitted Stay Time	<u>Column 7</u> Limit on Return of Vehicle to Parking Place in Zone
E	E11	3 PARK PARADE, HARROGATE The east side from a point 7.5 metres south of its junction with Church Square to a point 83 metres south of its junction with Church Square.	Mon - Fri	9.00am – 6.00pm	9 hours	That day
E	E11	4 PARK PARADE, HARROGATE The east side from a point 95 metres south of its junction with Church Square to a point 118 metres south of its junction with Church Square.	Mon - Fri	9.00am – 6.00pm	9 hours	That day
E	E11	5 PARK PARADE, HARROGATE The east side from a point 121.7 metres south of its junction with Church Square to a point 126.5 metres south of its junction with Church Square.	Mon - Fri	9.00am – 6.00pm	9 hours	That day
E	E11	6 PARK PARADE, HARROGATE The east side from a point 138 metres south of its junction with Church Square to a point 157 metres south of its junction with Church Square.	Mon - Fri	9.00am – 6.00pm	9 hours	That day

Column 1 Zone	Column 2 Zone Number		Column 3 Situation of Parking Place	<u>Column 4</u> <u>Days of</u> <u>Operation</u>	<u>Column 5</u> Operative Hours	<u>Column 6</u> <u>Maximum Permitted</u> <u>Stay Time</u>	Column 7 Limit on Return of Vehicle to Parking Place in Zone
E	E11	7	PARK PARADE, HARROGATE The west side from a point 119 metres south of its junction with Christ Church Oval to a point 148 metres south of its junction with Christ Church Oval.	Mon - Fri	9.00am – 6.00pm	3 hours	That day
E	E11	8	PARK PARADE, HARROGATE The west side from a point 163 metres south of its junction with Christ Church Oval to a point 185.4 metres south of its junction with Christ Church Oval.	Mon - Fri	9.00am - 6.00pm	3 hours	That day
E	E11	9	REGENT PARADE, HARROGATE The north east side from a point 129 metres south east of its junction with Westmoreland Street to a point 169 metres south east of its junction with Westmoreland Street.	Mon - Fri	9.00am – 6.00pm	9 hours	That day
E	E11	10	REGENT PARADE, HARROGATE The north east side from a point 180 metres south east of its junction with Westmoreland Street to a point 220 metres south east of its junction with Westmoreland Street.	Mon - Fri	9.00am – 6.00pm	9 hours	That day

Column <u>1</u> Zone	<u>Column 2</u> Zone Number	<u>Column 3</u> Situation of Parking Place	Operation	<u>Column 5</u> Operative Hours	Column 6 Maximum Permitted Stay Time	<u>Column 7</u> Limit on Return of Vehicle to Parking Place in Zone
S	S6	11 QUEEN PARADE, HARROGATE From a point 17 metres north west of its intersection point with the projected boundary line of Nos.1/ 3 Queen Parade to a point 37.9 metres north west of its intersection point with the projected boundary line of Nos.1/ 3 Queen Parade.		9.00am – 6.00pm	3 hours	That day
S	S6	12 QUEEN PARADE, HARROGATE From its intersection point with the projected boundary line of Nos.1/ 3 Queen Parade to a point 9.6 metres north west of its intersection point with the projected boundary line of Nos.1/ 3 Queen Parade.	Mon – Fri	9.00am – 6.00pm	3 hours	That day
S	S6	13 QUEEN PARADE, HARROGATE From a point 34 metres south east of its intersection point with the projected boundary line of Nos.1/ 3 Queen Parade to a point 41.4 metres south east of its intersection point with the projected boundary line of Nos.1/ 3 Queen Parade.		9.00am – 6.00pm	3 hours	That day

Column 1 Zone	<u>Column 2</u> Zone Number	Column 3 Situation of Parking Place	<u>Column 4</u> <u>Days of</u> <u>Operation</u>	<u>Column 5</u> Operative Hours	Column 6 Maximum Permitted Stay Time	Column 7 Limit on Return of Vehicle to Parking Place in Zone
S	S6	14 QUEEN PARADE, HARROGATE From a point 49.9 metres south east of its intersection point with the projected boundary line of Nos.1/ 3 Queen Parade to a point 57.9 metres south east of its intersection point with the projected boundary line of Nos.1/ 3 Queen Parade.	Mon – Fri	9.00am – 6.00pm	3 hours	That day
W	W10	15 U1287 YORK ROAD REAR, HARROGATE The south west side from a point 11 metres north west of its junction with York Road to a point 25.5 metres north west of its junction with York Road.	Mon – Sat	9.00am – 6.00pm	3 hours	That day
w	W10	16 U1287 YORK ROAD REAR, HARROGATE The south west side from a point 32.5 metres north west of its junction with York Road to a point 41.6 metres north west of its junction with York Road.	Mon – Sat	9.00am – 6.00pm	3 hours	That day

Column <u>1</u> Zone	Column 2 Zone Number	<u>Column 3</u> Situation of Parking Place	<u>Column 4</u> <u>Days of</u> <u>Operation</u>	<u>Column 5</u> Operative Hours	Column 6 Maximum Permitted Stay Time	Column 7 Limit on Return of Vehicle to Parking Place in Zone
W	W10	17 U 3238 YORK ROAD REAR, HARROGATE The north west side from a point 10 metres south west of its junction with the south west kerbline of Back Clarence Drive to a point 25 metres south west of its junction with the south west kerbline of Back Clarence Drive.	Mon – Sat	9.00am – 6.00pm	3 hours	That day
Н	H2	18 ST WINIFRED'S AVENUE, HARROGATE The north west side from a point 24 metres south west of its junction with Wetherby Road to a point 34 metres south west of its junction with Wetherby Road.	All days	All hours	30 minutes	That day
H	H5	19 ROSEVILLE AVENUE, HARROGATE The south side from a point 2.8 metres east of its junction with the unnamed road linking Knaresborough Road and Silverfields Road to a point 8 metres east of its junction with the unnamed road linking Knaresborough Road and Silverfields Road.		9.00am – 6.00pm	2 hours	That day

<u>Column</u> 1 <u>Zone</u>	<u>Column 2</u> Zone Number		<u>Column 3</u> Situation of Parking Place	<u>Column 4</u> <u>Days of</u> <u>Operation</u>	<u>Column 5</u> Operative Hours	Column 6 Maximum Permitted Stay Time	<u>Column 7</u> Limit on Return of Vehicle to Parking Place in Zone
н	H5	20	ROSEVILLE AVENUE, HARROGATE The south side from a point 40 metres east of its junction with the unnamed road linking Knaresborough Road and Silverfields Road to a point 23 metres west of its junction with Roseville Road	Mon – Sat	9.00am – 6.00pm	2 hours	That day

### SCHEDULE 8 - 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.	<ul> <li>(a) The Permit is displayed on a class of Vehicle not permitted to park in the Parking Place</li> <li>(b) The Permit holder has ceased to qualify under the provisions of Column 2</li> <li>(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.'</li> </ul>
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 Articles 19 to 20	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 8).	Any parking place in the Zone the reference number of which is set out on the Permit.	<ul> <li>(a) The Permit is displayed other than on the vehicle in respect of which the Permit was granted</li> <li>(b) The Permit Holder has ceased to be a member of the household at the address in respect of which the Permit was granted</li> <li>(c) The Permit Holder has ceased to qualify under Column (2).</li> </ul>

COLLIMAN 1

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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 <u>250</u> ( <u>400</u> in Zone N1) 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.	<ul> <li>(a) The Permit is displayed otherwise than on a vehicle the Driver of which is a visitor to the Authorisation Card holders household</li> <li>(b) The Permit holder has ceased to qualify under the provisions of Column 2</li> <li>(c) The Permit is displayed on a class of vehicle not permitted to park in the parking place.</li> <li>(e) The Permit has not been dated by the Permit holder.</li> <li>(f) The Permit does not bear the vehicle registration number for which it is displayed.</li> <li>(f) The Permit has not come into effect or has expired.</li> </ul>

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 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 Articles 19 to 20	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.	<ul> <li>(a) The permit is displayed other than on a vehicle in respect of which it was granted.</li> <li>(b) The Permit holder has ceased to reside at the address in respect of which the Permit was issued.</li> </ul>

COLUMN 1 (Type)	COLUMN 2 (Persons Entitled)	COLUMN 3 (Max Entitlements)	COLUMN 4 (Parking Places)	COLUMN 5 (Circumstances where Permit is not Valid)
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.	<ul> <li>(a) The Permit is displayed on a vehicle which is not used or kept by a visitor to the hotel or Guest House.</li> <li>(b) The Permit holder has ceased to qualify under the provisions of Column 2</li> <li>(c) The Permit is displayed on a class of vehicle not permitted to park in the parking place.</li> <li>(e) The Permit has not been dated by the Permit holder.</li> <li>(f) The Permit does not bear the vehicle registration number for which it is displayed.</li> <li>(g) The Permit has not come into effect or has expired.</li> </ul>

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.	<ul> <li>(a) The Permit is displayed on a class of vehicle not permitted to park in the parking place.</li> <li>(b) The Permit holder has ceased to qualify under the provisions of Column 2.</li> <li>(c) The Permit is not displayed on a vehicle being used by <ul> <li>(i) a permit Holder for the purposes of the Permit Holders business at the Permit Premises</li> <li>(ii) an employee of the Permit Holder working at the Permit Premises</li> <li>(iii) a visitor to the Permit Premises</li> </ul> </li> </ul>
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.	<ol> <li>The Permit holder has ceased to qualify under the provisions of Column 2.</li> <li>The vehicle is not of a class permitted to park in the parking place.</li> </ol>

COLUMN 1

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	<ul> <li>A person who is either</li> <li>(i) Certified in writing by a qualified medical practitioner as being in need of substantial and regular care or</li> <li>(ii) is in receipt of an Attendance Allowance</li> </ul>	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.	<ul> <li>(a) The Permit is displayed on a class of vehicle not permitted to park in the parking place.</li> <li>(b) The Permit holder has ceased to qualify under the provisions of Column 2</li> <li>(c) The Permit is displayed on a vehicle other than one being used for the supply of care to the Permit Holder.</li> </ul>

#### SCHEDULE 8 - 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 ADMININSTRATION CHARGE		£12.00
PENALTY CHARGE		£70/£50 (and for those paying within fourteen days at discounted rate £35/£25). £105/ £75 after service of Charge Certificate.

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# A discount of 5% is offered for season tickets covering 6 months or longer and 10% for season tickets covering 12 months.

### SCHEDULE 8 - 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 8	E11	1	1	1	250
	S6	1	1	2	250
	W10	1	1	2	250
	H2	1	1	1	250
	H5	1	1	1	250

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

### SCHEDULE 9

REVOCATIONS

Column 1	Column 2		
Title of Order	Extent of Revocation		
North Yorkshire County Council (Harrogate, Knaresborough, Pannal and Burn Bridge) (Parking and Waiting) (No.15) Order 2012	In so far as it relates to Schedule 1 (No waiting at any time), items; 141, 142, 143, 144, 145, 146 and 147 (Back Clarence Drive, Harrogate) 151, 152 and 153, Schedule 1 (Back Crescent Gardens, Harrogate] 390, 391, 392 and 398 (Bilton Lane, Harrogate) 1648, 1649, 1650, 1651, 1661, 1662 and 1663 (Park Parade, Harrogate) 1774, 1775, 1776 and 1777 (Queen Parade, Harrogate) 1881 and 1882 (Roseville Avenue, Harrogate) 2052 (St Winifred's Avenue, Harrogate) 2469, 2470 and 2471 (Victoria Avenue (centre), Harrogate) 2518 (Wayside Crescent, Harrogate) 2531 (Wedderburn Road, Harrogate) 2653 (Weatlands Road East, Harrogate) 2853 (Grimbald Crag Close, Knaresborough) 2853 (Grimbald Crag Close, Knaresborough) 2853 (Grimbald Crag Close, Knaresborough) 2915, 2917 and 2918 (Kirkgate, Knaresborough) 2937, 2938, 2939, 2943 and 2946 (Manse Lane, Knaresborough) 10 nso far as it relates to Schedule 2 (No waiting Monday to Saturday, 8am to 6pm), items; 111 (Finkle Street, Knaresborough) 15, 16 and 17 (Kirkgate, Knaresborough) 266, 267, 268, 267, 270, 271, 281 and 282 (Park Parade, Harrogate) 266, 267, 268, 267, 270, 271, 281 and 282 (Park Parade, Harrogate) 284 and 285 (Regent Parade, Harrogate) 399, 400, 401 and 402 (Queen Parade, Harrogate) 2860 (St Winifred's Avenue, Harrogate) 399, 400, 401 and 402 (Queen Parade, Harrogate) 10 nso far as it relates to Schedule 40 (Pay and Display parking), items;		

Column 1 Title of Order	Column 2 Extent of Revocation	
North Yorkshire County (Kings Road, Harrogate) (Parking and Waiting) Order 2009	In its entirety	