



**The Road Traffic Regulation Act 1984
Sections 1, 2, 32, 33, 35 and Part IV of Schedule 9**

**The City Council of Liverpool
(Off-Street Parking Places)
Order, 2018**

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The **City Council of Liverpool** (hereinafter referred to as "**the Council**") in exercise of its powers under **Sections 1, 2, 32, 33, 35** and **Part IV of Schedule 9** to **The Road Traffic Regulation Act 1984** (which said Act of 1984 is hereinafter referred to as "**the Act of 1984**") 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 of 1984, hereby makes the following Order:-

Section One – Commencement, Citation, Revocation and Interpretations

1. (i) This Order shall come into operation on the **2** day of **April 2018** and may be cited as **The City Council of Liverpool (Off-Street Parking Places) Order, 2018**, as subsequently varied by **The City Council of Liverpool (Off-Street Parking Places) (Order, 2018) (Variation N°1) Order, 2019**, which came into operation on the **23** day of **December 2019**.

1. (ii) **The City Council of Liverpool (Off-Street Parking Places) Order, 2010**, as varied, is hereby revoked in its entirety.

2. (1) In this Order, save as otherwise defined within this Order, each and every expression shall have the meaning assigned to it by **The Traffic Signs Regulations and General Directions 2016**: -

"**administration charge**" means "phone-and-pay" transactions that attract additional charges, payable by the applicant, to cover the administration of the operator and costs incurred during the transaction process. The additional transaction charges should be made public by the operator as part of the transaction process. Telephony charges incurred in the costs of making the transaction depend on network provider and phone service and are the responsibility of the applicant.

"**blue badge**" has the same meaning as 'disabled person's badge'

"**charging hours**" means all the periods of every day and night, between the opening and closing hours of the car park (as specified in **Column 5** of the **Schedule** to this Order), including any such days being Christmas Day, Good Friday or any Bank Holiday, during which a charge is made for a vehicle waiting at the parking place. Provided that where on a parking place there is a notice indicating that the charging hours for that parking place are less than specified above then the lesser charging hours shall operate and for a maximum length of stay as specified in **Column 6** of **Schedules 3 & 4** to this Order.

"**civil enforcement officer**" means a person authorized by or on behalf of the City of Liverpool under **Section 76** of **The Traffic Management Act 2004** to supervise and enforce the restrictions imposed by Traffic Regulation Orders made by the Council.

"**credit card**" has the same meaning as in **Section 35A** of the Act of 1984.

"**debit card**" has the same meaning as in **Section 35A** of the Act of 1984.

"**disabled person**" means a disabled person of a description prescribed by Regulation 2(1) of **The Disabled Persons (Badges for Motor Vehicles) (England) Regulations, 2000**.

"**disabled person's badge**" has the same meaning as in **Regulation 2(1)** of **The Disabled Persons (Badges for Motor Vehicles) (England) Regulations, 2000**, as amended by **Regulation 10** of **The Disabled Persons (Badges for Motor Vehicles) (England) (Amendment) Regulations, 2007**, and issued by a local authority for display on a Motor Vehicle driven by a Disabled Person or used for the carriage of a Disabled Person or of several Disabled Persons including a duplicate badge issued pursuant to the above Regulations.

"**disabled persons parking place**" means any area of a Parking Place which is only provided for the leaving of a disabled person's vehicle displaying a valid Disabled Persons Badge, and which is designated by appropriate markings on the surface of the Parking Place, together with signs, indicating parking for disabled/blue badge holders only.

"disabled person's vehicle" means a vehicle lawfully displaying in a conspicuous position a disabled person's badge and which is a vehicle, which, immediately before or after any period of waiting allowed by virtue of a provision of a kind required by **The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000** to be included in an Order under the 1984 Act, has been or is to be driven by a disabled person or, as the case maybe, has been or is to be used for carrying disabled persons as passengers.

"disabled person's electric vehicle recharging point" means a parking place designated by appropriate markings and a traffic sign within which an electric vehicle displaying a valid Disabled Person's Badge may park whilst the said vehicle is attached to and being charged by, an electric vehicle charging post, as specified in **Schedule 4** of this Order.

"driver" in relation to a vehicle left at or waiting in a Parking Place means the person driving the vehicle at the time it was left at or is waiting at the Parking Place.

"electric vehicle" means any vehicle which uses one or more electric motors for propulsion. Such a vehicle must be capable of being charged by an external power supply (electric vehicle charging post)

"electric vehicle charging post" means apparatus which supplies electricity and to which an electric vehicle must be connected for the purpose of charging its batteries.

"electric vehicle recharging point" means a parking place, designated by appropriate markings and a traffic sign (in accordance with Schedule 6 – The Traffic Signs Regulations and General Directions, 2016) within which an electric vehicle may park whilst the said vehicle is attached to and being charged by, an electric vehicle charging post, as specified in **Schedule 3** of this Order.

"hand-held device" means a wireless hand-held computer which is programmed to interface with the phone and pay parking system and used by a civil enforcement officer to assist in carrying out parking enforcement within any off-street parking place operated by the Council;

"heavy vehicle" means any vehicle, not being a private motor car, of more than 2 tons unladen weight and/or exceeding 5 metres in length, or any trailer.

"location identification number" means the unique number assigned to each parking place where the phone and pay system is operational

"mobile telephone" means any wireless telegraphy apparatus (as defined in **The Wireless Telegraphy Act 1949**) designed or adapted for the purpose of transmitting and receiving spoken or text messages so as to provide a telephone which is connected to a public electronic communications network (within the meaning of **The Communications Act 2003**) and is not physically connected to a land line.

"motor cycle" means a mechanically propelled vehicle without a side car fitted (not being an Invalid Carriage) with fewer than 4 wheels of which the weight unladen does not exceed 410 kilograms.

"motor cycle parking place" means any area of car park set aside and signed for use by motorcycles only

"observation period" means the period of time between a Civil Enforcement Officer first recording details of a vehicle in the hand-held device and the subsequent issue of a Penalty Charge Notice to that vehicle.

"parking bay" means any area of a Parking Place which is provided for the leaving of a single vehicle and indicated by markings on the surface of the Parking Place.

"parking place" means each of the areas in an off-street car park described in **Column 1** of the **Schedules** to this Order where vehicles may park

"parking permit" means a parking permit issued by the City Council, or its authorised partners, to a Permit Holder for use in a parking place in respect of which the permit was issued.

"parking permit bay" means a parking bay in any parking place which is provided for the leaving of a vehicle displaying a valid parking permit and indicated by signage indicating parking for vehicles displaying parking permits only.

“**parking ticket**” means a parking ticket issued by a pay and display machine.

“**pay and display machine**” means an apparatus approved by the Secretary of State for the purposes of this Order to indicate the time by clock and to issue numbered tickets indicating the payment of a charge the period in respect of which it has been paid and the day on which it was paid.

“**pay on foot machine**” means an apparatus approved by the Secretary of State for the purposes of this Order to collect the parking fee due at the termination of a parking period which also includes devices to control the movement of vehicles into and out of the Parking Place.

“**penalty charge**” means a charge set by the City of Liverpool under the provisions of Section 77 of The Traffic Management Act 2004 in accordance with guidance given by the Secretary of State for Transport which is to be paid in the manner described in the penalty charge notice not later than the last day of the period of 28 days beginning with the date on which the Penalty Charge Notice was served or 14 days of the date the notice was served in the case of a reduced penalty charge.

“**phone and pay**” means a system of payment for parking whereby the charge levied under the City Council’s **Scale of Charges**, in the **Schedules** of this Order, (and any appropriate administration charge) is collected by a City Council appointed service provider in accordance with instructions indicated on signs located at each off-street parking place where the system is operational, via an arranged account, with payment being made over a mobile telephone or by other electronic system (including via the internet) by credit or debit card or any other means of secure authorised payment to facilitate a cashless and ticketless parking transaction.

“**service provider**” means the company authorised and appointed by the Council to operate, administer and maintain the payment of parking charges using the phone and pay parking system;

“**valid parking ticket or permit**” means a parking ticket or permit, which is valid for use throughout the time during which, and within the parking place where, the vehicle in which the ticket or permit is displayed is parked.

“**vehicle**” means any mechanically propelled vehicle with two or more wheels, including a motor cycle with a side car, and for the purposes of Sections Two to Four inclusive of this Order shall include a heavy vehicle.

2. (2) Except where otherwise stated, any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order.

2. (3) 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 regulations made or having effect as if made under the Act of 1984 or by or under any other enactment.

Section Two - Authorisation And Use Of Parking Places

Designation of Parking Places

3. Each area of land specified by name in **Column 1** of the **Schedules** to this Order is hereby authorized to be used, subject to the following provisions of this Order, as a Parking Place for such classes of vehicles as are specified in **Column 2** of the said **Schedules** in relation to each Parking Place on such days and night and during such hours as are specified in relation thereto in **Column 4** and **Column 5**, of the said **Schedules**, for a maximum length of stay as specified in **Column 6** of **Schedules 3 and 4**.

Method of Using Parking Places

4. The driver of a vehicle using a Parking Place shall not leave the vehicle in any position in the Parking Place except such position as may be indicated by line markings, barrier posts and other similar indication without the permission of a Civil Enforcement Officer, shall not obstruct access to the Parking Place or obstruct the access roads within the Parking Place, and shall not drive the vehicle except in such direction as is indicated by surface markings or notices or as may be indicated by the Civil Enforcement Officer.

Not to use for Camping, Etc.

5. No person shall use any part of a Parking Place or any vehicle left in a Parking Place: -

- (a) for sleeping or camping purposes;
- (b) for eating or cooking purposes; or
- (c) except with the consent of the Council for the purpose of servicing or washing any vehicle or part thereof other than is reasonably necessary to enable that vehicle to depart from the Parking Place.

Restriction of Use of Vehicle in Parking Place

6. No person shall, without the consent of the Council use a vehicle whilst it is in a Parking Place in connection with the sale of any article to persons in or near the Parking Place, or in connection with the selling or offering for hire of skills or services or of the vehicle.

Alteration of Position of Vehicle in Parking Place and Removal of Vehicle from Parking Place

7. (1) When a vehicle is left in a Parking Place in contravention of any of the provisions contained in this Order, a Civil Enforcement Officer or person authorized in that behalf by the Council may alter or cause to be altered the position of the vehicle in order that its position shall comply with those provisions or may remove the vehicle or arrange for it to be removed from that Parking Place and the provisions of Section 102 of the Act of 1984, shall apply to such removal.

7. (2) Any person altering the position of or removing a vehicle by virtue of Article 7(1) of this Order may do so by towing or driving the vehicle or in such other manner as he/she may think necessary and may take such measures in relation to the vehicle as he/she may think necessary to enable him/her to alter its position or remove it as aforesaid.

7. (3) When a person authorized by the Council removes or makes arrangement for the removal of a vehicle from a Parking Place by virtue of Article 7(2) of this Order, he/she shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.

Movement of Vehicles in Parking Place in Emergencies

8. Any Civil Enforcement Officer or other person duly authorized by the Council, or a Police Constable in uniform, may in case of emergency move or cause to be moved any vehicle left in a Parking Place to any place he/she thinks fit.

Suspension of Use of Parking Places

9. Notwithstanding the provisions of this Order the Council may by notice displayed on or near the Parking Place close any Parking Place or any part thereof for any period and no driver of any vehicle shall use the Parking Place or any part thereof when it is closed without the consent of the Council.

Method of Entering and Leaving Parking Places

10. Vehicles using the parking places shall enter and leave by such access as may be indicated by any Civil Enforcement Officer or in the absence of any such indication, as may be indicated by notice displayed on or near the Parking Place.

Section Three - Charges For Use Of Parking Places

Payment of Charges

11A. The driver of a vehicle who leaves **that** vehicle in a Parking Place specified in the **Schedules** to this Order shall pay the appropriate charge in accordance with the charge or scale of charges specified in **Column 4** of the **Schedules** in relation to that Parking Place, or as subsequently varied by notice in the prescribed manner. Such payment to be made by either pay and display machine or, where available, the pay on foot machine.

11B. In addition to the provision of Article 11A of this Order, where the service is available, each parking place referred to in the **Schedules** to this Order may also be used for such classes of vehicles as are specified in **Column 2** of the said **Schedules** in relation to each parking place on such days and night during such hours as are specified in relation thereto in Article 2 on payment of the charge using the phone and pay system.

11C. Phone and pay information notices are located throughout each off-street car park where the phone and pay system is in operation. These notices provide information in relation to the operation and use of phone and pay and identify the relevant location number.

11D. The payment of the charge using phone and pay will relate only to the parking places as indicated by the location identification number displayed on the phone and pay notices situated in that specific car park.

11E. Where a vehicle has been left in a parking place operating phone and pay an indication that the charge has been made in respect of that vehicle using phone and pay, together with an indication of the parking periods for which payment has been made, shall appear on the hand-held device.

11F. Where a driver attempts to pay the appropriate charge in accordance with Article 11B, but is unable to do so, he shall pay the appropriate charge in accordance with Article 11A.

11G. Without prejudice to the provisions of Article 11A to Article 11F inclusive of this Order if at any time while a vehicle is left in a parking place referred to in the **Schedules** to this Order no indication appears on a hand-held device that payment of the charge has been made using phone and pay, or a hand-held device indicates that the payment period for which payment was made using phone and pay has expired (by a period exceeding 10 minutes), and/or no valid pay and display parking ticket is correctly displayed in that vehicle, it shall be presumed that either: - (i) the charge has not been duly paid in respect of that vehicle in accordance with the provisions of Article 11A or Article 11B of this Order; or (ii) the parking period for which payment was made using phone and pay has expired and in either case a civil enforcement officer may serve a penalty charge notice.

Time and Method for Payment of Charges

12. The said charge shall be paid by the driver of the vehicle: -

(a) In the case of a Parking Place at which the method of charge is by pay and display machine, or phone and pay, as specified in **Column 3** of the **Schedules** to this Order: -

- (i) The time at which the vehicle is left in the Parking Place if that time falls within the charging hours, by insertion of the appropriate coins or coin in the pay and display machine situated in that Parking Place, or payment by credit/debit card, or by phone and pay; or
- (ii) In a case where there is no machine situated in that parking place, in a machine situated on an adjacent Parking Place or
- (iii) In a case where the machine is not operating properly then in a machine which is operating properly situated in any other Parking Place which is nearest to the Parking Place at which the vehicle is left provided a notice is displayed giving such indication, and subject to that machine having the same tariffs as the machine that was not operating properly; or
- (iv) In any other case immediately upon the commencement of that one of the periods of charging which next follows the time at which the vehicle was left in the Parking Place; and

(b) In the case of a Parking Place at which the method of charge is by pay on foot machine upon the driver returning to the Parking Place, prior to the removal of his vehicle such payment being made to the pay on foot machine.

Exemption from Charges

13A. The following vehicles left during the charging hours in a Parking Place controlled by Pay and Display Machine or Pay on Foot Machine shall be exempt from any limitation on time and from the payment of any charge only where specified in **Column 4**, in the **Schedules** to this Order: -

- (i) except where indicated otherwise in Column 4 in Schedule 2 to this Order, disabled person's vehicle which displays a disabled person's badge and parking disc/clock in the form prescribed in **The Disabled Persons (Badges for Motor Vehicles) (England) Regulations, 2000**, as amended by **Regulation 10 of The Disabled Persons (Badges for Motor Vehicles) (England) (Amendment) Regulations, 2007**, and that disabled person's badge and parking disc/clock is correctly displayed in the manner prescribed in the **Department of Transport Leaflet (T/INF/1214) "The Blue Badge Scheme: Rights And Responsibilities In England"**, and issued by any Local Authority for display on

- a motor vehicle driven by a disabled person or used for the carriage of a disabled person or of several disabled persons including a duplicate badge issued pursuant to the above Regulations;
- (ii) except where indicated otherwise in Column 4 in Schedule 5 to this Order, the driver of a two-wheeled motor-cycle not having a side car attached thereto or the rider of a pedal cycle shall be exempt from any limitations specified in Article 11 and Article 12 to this Order, subject to the said vehicle being wholly parked within a designated motor cycle parking bay; and
 - (iii) a vehicle displaying a valid Parking Permit (in accordance with Article 14) authorising that vehicle to park at the Parking Place at which the vehicle has been left in accordance with Article 4.

13B. In respect of the Mount Pleasant Car Park, the exemption from any limitation on time and from the payment of any charge specified in Column 4 to this Order by a disabled person's vehicle which correctly displays a valid disabled person's badge, shall only apply when that vehicle is parked within a designated Disabled Persons Parking Place situated on Level 5 of the said car park.

13C. The exemption from payment of any charge specified in **Column 4** of the **Schedules** to this Order by an electric vehicle, shall only apply when that vehicle is parked in an electric vehicle recharging point, whilst being connected to and charged by an electric vehicle charging post, for a maximum length of stay as specified in **Column 6 of Schedules 3 and 4**.

Display of Parking Ticket or Permit

14A. A Parking Ticket, issued by the Pay and Display Machine, or a Parking Permit issued by the City Council or its authorised partners shall be displayed as follows:-

- (i) in the case of a vehicle fitted with a front windscreen in a conspicuous position, either affixed to the windscreen, or on the vehicle dashboard or fascia, immediately behind the windscreen and with its front facing forward so as to be legible from outside the vehicle, so that the date and time/registration details etc, recorded on the Parking Ticket or Permit are clearly visible to a person standing at the front or nearside of such vehicle for the whole of the time during which such vehicle is left at the Pay and Display Parking Place or Permit Parking Bay; or
- (ii) in the case of a vehicle not fitted with a front windscreen, in a conspicuous position on the vehicle.

14B. Where notices are displayed in a Parking Place advising of the option of making payment by mobile telephone or by other electronic system (including via the internet) by credit or debit card or any other means of secure authorised payment to facilitate a cashless and ticketless parking transaction and the charge is duly paid either by credit card or debit card in accordance with the instructions indicated on the said notices then Article 14A of this Order shall not apply.

Amount of Charge at Parking Place Controlled by a Pay and Display Machine

15A. The charges payable under Article 11 of this Order at the time specified in Article 12 of this Order (hereinafter referred to as "the Charge"):-

- (i) Shall be the amount appropriate to the period within the charging hours the driver desires the vehicle to be permitted to wait in the Parking Place.
- (ii) Provided that if the vehicle is left for such a period of time as shall continue from a period of charging hours on one day to the charging hours on the following day a second charge shall become due and payable in respect of that following day.
- (iii) The charge payable under Article 11 of this Order at the time specified in Article 12 to this Order shall be payable by either phone and pay or the insertion of an appropriate coin or coins into the apparatus or device provided being an apparatus or device approved in accordance with Section 35(1), (3), (4), (5) of the Act of 1984 shall apply in respect of such apparatus.
- (iv) Subject to the provisions of Articles 13A & 13B and **Column 4** of the **Schedules** of this Order and except when the method of charge used is through Phone and pay, the driver of a vehicle shall on arrival of the vehicle at a Parking Place exhibit on the vehicle, a ticket, issued on payment of the charge referred to in paragraph 15A (i) hereof. The Parking Ticket issued by the Pay and Display Machine shall be displayed in the vehicle in respect of which the Charge has been paid in a conspicuous position so that the date and time recorded on the Parking Ticket are clearly visible to a

person standing at the front or nearside of such vehicle for the whole of the time during which such vehicle is left at the Pay and Display Parking Place.

- (v) Payment of the charge specified in Article 15A (i) of this Order shall be indicated by: - (a) the issue from a ticket machine being an apparatus or device referred to in Article 15A (iii) hereof relating to any Parking Place of a ticket indicating the payment of that charge, the time and the day in respect of which the charge has been paid and the exhibition of that ticket on the vehicle in the manner as specified in Article 15A (iv) hereof; or (b) the issue of a text message or email receipt from the City Council's appointed service provider, following an arranged payment having been made over the mobile telephone or by other electronic system (including via the internet) through the use of a credit or debit card or other means of secure authorised payment to facilitate a cashless and ticketless parking transaction also being an apparatus or device referred to in Article 15A (iii) hereof relating to any Parking Place at which the method of charge includes Phone and pay of a text message or email indicating the payment of that charge, the time and the day in respect of which the charge has been paid.
- (vi) The date and time shown on any ticket, text message or email receipt of the kind referred to in Article 15A (v) of this Order shall be presumed unless the contrary is proved, to be the day and time on which the charge referred to in Article 15A (i) of this Order was paid on the day and expiry time of the period of parking for which the charge referred to was paid.
- (vii) If at any time while a vehicle is left in a Parking Place during the charging hours no ticket is exhibited on that vehicle in accordance with the provisions of Article 15A (iv) (a) and Article 15A (v) hereof it shall be presumed, unless the contrary is proved, that the charge has not been duly paid.

15B (i) Where payment of a charge is made by credit card or debit card using the phone and pay system the card payee shall disclose the following information: -

- (a) Call number of the mobile telephone
- (b) Identification number and any such other detail as may be requested by or on behalf of the Council relating to the credit card or debit card against which the charge is being paid.
- (c) Location Identification Number of the Parking Place in respect of which payment is being made,
- (d) Registration number of the motor vehicle being parked

15B (ii) Where payment of a charge is made in accordance with Article 15B (i): -

- (a) The transaction fee shall be payable at the time.
- (b) the Parking Period shall commence on receipt by the Council of the details specified in Article 15B (i).

15B (iii) At any time after a charge has been paid in accordance with Article 15B (i) in respect of a parking period, that parking period may be increased on further payment of the additional charge and the appropriate transaction fee has been paid always provided that the maximum permitted parking period for that parking place is not exceeded.

15B (iv) The payee of a charge under Article 15B (i) may request to be informed by a text message as to the imminent expiry of the parking period provided that where such text message is sent the appropriate transaction fee as advertised at each site has been paid.

15B (v) The Council shall display a Notice in every Car Park where the option of payment of the charge using the phone and pay system is available, such notice shall display the location identification number of the parking place in which it is sited and provide operational guidance on payment of the charges for that particular parking place.

Amount of Penalty Charge at Parking Place

16. (1) If a vehicle is left during the charging hours: -

- (a) In a Parking Place, at which the method of charge is by Pay and Display Machine, or phone and pay, and the charge payable on the leaving of the vehicle in that parking place has not been duly paid for that day; or

- (b) In a Parking Place at which the method of charge is by Pay and Display Machine, or phone and pay, or free for exempt vehicles, for longer than the period for which payment was made by a charge, or (in the case of an electric vehicle) for longer than is permitted; or
- (c) In a Permit Parking Bay which is reserved for the use of a vehicle which is the subject of a valid parking permit issued by the Council, not being a vehicle entitled to use that Permit Parking Bay; or
- (d) In a Parking Place and a valid Parking Ticket or Parking Permit is not correctly displayed (in accordance with Article 14) for the whole of the time during which such vehicle is left at the Parking Place or Permit Parking Bay, or
- (e) In a position other than wholly within the Parking Bay or Permit Parking Bay, or
- (f) In a designated Disabled Persons Parking Place, without a valid Disabled Persons Badge being correctly displayed in the vehicle in the manner prescribed in The Department of Transport Leaflet (T/INF/1214) "The Blue Badge Scheme: Rights And Responsibilities In England", or
- (g) In an electric vehicle recharging point whilst the vehicle is not being charged by an electric vehicle charging post, or
- (h) In a disabled person's electric vehicle recharging point whilst the vehicle is not clearly displaying a Disabled Person's Badge and is not being charged by an electric vehicle charging post
- (i) In a Parking Place not designated for that class of vehicle, or
- (j) In an electric vehicle recharging point or disabled person's electric vehicle recharging point **within 2 hours** after leaving that parking place as specified in **Column 6 of Schedules 3 and 4.**

a penalty charge of £70.00 or £50.00 shall be payable then within 28 days beginning with the date on which the penalty charge notice was served under the provisions of this Article provided that if the Driver tenders the sum of 50% of the said charge, inclusive of Value Added Tax, to the Council not later than the last day of the period of 14 days beginning with the date on which the penalty charge notice was served under this Article, then such payment shall be accepted by the Council in satisfaction of the penalty charge.

16. (2) In the case of a vehicle in respect of which a Penalty Charge may have been incurred, it shall be the duty of a Civil Enforcement Officer to attach to the vehicle in a conspicuous position (**unless prevented from doing so**), a notice which shall include the following particulars:-

- (a) The registration mark of the vehicle, or, where the vehicle is being used under a trade licence, the number of the trade plate carried by vehicle;
- (b) A statement that a Penalty Charge of £70.00 or £50.00, inclusive of Value Added Tax is required to be paid;
- (c) The manner in which, and the time within which, the Penalty Charge should be paid; and

16. (3) After a Penalty Charge has been incurred in respect of a vehicle that vehicle may remain in the Parking Place, unless in breach of Article 4 of this Order, without further charge for the remainder of the charging hours for that day.

16. (4) If during charging hours a vehicle is left in a parking place and payment has been made by mobile telephone evidence shall be provided by the City Council's appointed service provider as to whether the period has expired for which the charge shown on the mobile telephone was paid and in any proceedings for failing to pay the penalty charge shall also be evidence that a penalty charge was incurred, furthermore, where payment has been made by mobile telephone payment evidence shall be provided by the City Council's appointed service provider.

Section Four - Miscellaneous

Disposal of Vehicles Abandoned in Parking Places

17. The Council may, as respects a vehicle which has been or could at any time be removed from a Parking Place in pursuance of Article 7 (1) of this Order, if it appears to them to have been abandoned, sell or otherwise dispose of the vehicle in accordance with the provisions of Section 101 of the Act of 1984.

Other Provisions

18. No person shall, except with the permission of a person authorized by the Council in that behalf, drive or permit to be driven any vehicle in a Parking Place for any purpose other than the purpose of leaving that vehicle in the

Parking Place in accordance with the provisions of this Order or for the purpose of departing from the Parking place.

19. No person shall drive any vehicle in any Parking place in such a manner as to cause danger, nuisance or annoyance to any other person or vehicle using the said Parking Place.

GIVEN under the Common Seal of the Council of the City of Liverpool this 27 day of March 2018.

(LS) JEANETTE McLOUGHLIN, CITY SOLICITOR – (MAIN ORDER only)

(LS) JEANETTE McLOUGHLIN, CITY SOLICITOR – (VARIATION ORDER N°1 Onwards)

Schedule One

Location of Site Of Car Park Column 1	Classes of Vehicle Column 2	Method of Charge Column 3	Scale of Charges Column 4	Charging Hours (From/To)	
				Column 5	
				Opening Hours	Closing Hours
1. Burgess Street	All vehicles, other than heavy vehicles and/or vehicles exceeding 5 metres in length	"Pay and Display" Machine & "Phone and pay" **	<u>Mondays To Sundays (Inclusive)</u> £1.20 per hour for the first 3 hours. Over 3 hours £4.20.	7.30 a.m.	7.30 p.m.
		Pre-paid Parking Permit	As determined from time to time by resolution of the City Council.		
2. Craven Street	All vehicles, other than heavy vehicles and/or vehicles exceeding 5 metres in length	"Pay and Display" Machine & "Phone and pay" **	<u>Mondays To Sundays (Inclusive)</u> £1.20 per hour for the first 3 hours. Over 3 hours £4.20.	7.30 a.m.	7.30 p.m.
		Pre-paid Parking Permit	As determined from time to time by resolution of the City Council.		
3. Dale Street	All vehicles, other than heavy vehicles and/or vehicles exceeding 5 metres in length	"Pay and Display" Machine & "Phone and pay" **	<u>Mondays To Sundays (Inclusive)</u> £1.50 per hour for the first 5 hours. Over 5 hours £8.00.	7.30 a.m.	7.30 p.m.
		Pre-paid Parking Permit	As determined from time to time by resolution of the City Council.		
4. Finch Place	All vehicles, other than heavy vehicles and/or vehicles exceeding 5 metres in length	Pre-paid Parking Permit	As determined from time to time by resolution of the City Council. Three, Six and Twelve Month Contracts £127.00, £240.00 and £450.00 including Value Added Tax	7.30 a.m.	7.30 p.m.
5. Fontenoy Street	All vehicles, other than heavy vehicles and/or vehicles exceeding 5 metres in length	"Pay and Display" Machine & "Phone and pay" **	<u>Mondays To Sundays (Inclusive)</u> £1.50 per hour for the first 4 hours. Over 4 hours £7.00.	7.30 a.m.	7.30 p.m.
		Pre-paid Parking Permit	As determined from time to time by resolution of the City Council.		

Schedule One (CONTINUED)

Location of Site Of Car Park Column 1	Classes of Vehicle Column 2	Method of Charge Column 3	Scale of Charges Column 4	Charging Hours (From/To)	
				Column 5	
				Opening Hours	Closing Hours
6. Hunter Street	All vehicles, other than heavy vehicles and/or vehicles exceeding 5 metres in length	"Pay and Display" Machine & "Phone and pay" **	<u>Mondays To Sundays (Inclusive)</u> £1.50 per hour for the first 4 hours. Over 4 hours £7.00.	7.30 a.m.	7.30 p.m.
		Pre-paid Parking Permit	As determined from time to time by resolution of the City Council.		
7. Kempston Street	All vehicles, other than heavy vehicles and/or vehicles exceeding 5 metres in length	"Pay and Display" Machine & "Phone and pay" **	<u>Mondays To Sundays (Inclusive)</u> £1.20 per hour for the first 3 hours. Over 3 hours £4.20.	7.30 a.m.	7.30 p.m.
		Pre-paid Parking Permit	As determined from time to time by resolution of the City Council.		
8. Lambert Street	All vehicles, other than heavy vehicles and/or vehicles exceeding 5 metres in length	"Pay and Display" Machine & "Phone and pay" **	<u>Mondays To Sundays (Inclusive)</u> £1.20 per hour for the first 3 hours. Over 3 hours £4.20.	7.30 a.m.	7.30 p.m.
		Pre-paid Parking Permit	As determined from time to time by resolution of the City Council.		

Schedule One (CONTINUED)

Location of Site Of Car Park Column 1	Classes of Vehicle Column 2	Method of Charge Column 3	Scale of Charges Column 4	Charging Hours (From/To)	
				Column 5	
				Opening Hours	Closing Hours
9. Mount Pleasant Multi-Storey Car Park	All vehicles, other than heavy vehicles and/or vehicles exceeding 5 metres in length	"Pay on Foot" Machine	<u>Mondays To Sundays (Inclusive)</u> £1.20 per hour for the first 3 hours. Over 3 hours £5.00.	Monday-Saturday 7.00 a.m. Sunday 9.00 a.m.	Monday-Sunday 8.00 p.m.
		Pre-paid Parking Permit	As determined from time to time by resolution of the City Council. Three, Six and Twelve Month Contracts £120.00, £180.00 and £300.00 including Value Added Tax		
10. Victoria Street Multi-Storey Car Park	All vehicles, other than heavy vehicles and/or vehicles exceeding 5 metres in length.	"Pay on Foot" Machine	<u>Mondays To Sundays</u> £2.00 per hour for the first 12 hours. £13.00 for up to 24 hours. Night rate (between 18.00 and 09.00): £1.00 per hour (£5 max) <u>Disabled Blue Badge Holders and motor cycles are not exempt from the car park charges</u> For this car park, a charge equivalent to that of 24 hours parking is levied against any driver or rider who has lost his/ her parking ticket.	24 hours	24 hours
		Pre-paid Parking Permit	As determined from time to time by resolution of the City Council.		

Schedule One (CONTINUED)

Location of Site Of Car Park Column 1	Classes of Vehicle Column 2	Method of Charge Column 3	Scale of Charges Column 4	Charging Hours (From/To)	
				Column 5	
				Opening Hours	Closing Hours
11. Fraser Street	All vehicles, other than heavy vehicles and/or vehicles exceeding 5 metres in length	Pay and Display Machine & "Phone and pay" **	<u>Day/Evening Rate</u> £1.30 per hour for the first 4 hours. Over 4 hours £6.00, (Monday-Friday, 5.00 p.m. to 12.00 midnight, Saturday & Sunday 7.30 a.m. to 12.00 midnight)	Monday-Friday 5.00 p.m. & Saturday- Sunday 7.30 a.m.	Monday- Sunday 12.00 Midnight
		Pre-paid Parking Permit	Parking Permit holders only Monday-Friday, 7.30 a.m. to 5.00 p.m. As determined from time to time by resolution of the City Council.	Monday-Friday 7.30 a.m. Parking Permit holders only	Monday-Friday 5.00 p.m. Parking Permit holders only

Schedule One (CONTINUED)

Location of Site Of Car Park Column 1	Classes of Vehicle Column 2	Method of Charge Column 3	Scale of Charges Column 4	Charging Hours (From/To)	
				Column 5	
				Opening Hours	Closing Hours
12. Waterfront	All vehicles, other than heavy vehicles and/or vehicles exceeding 5 metres in length	"Pay and Display" Machine & "Pay by Phone" **	<p><u>Mondays To Sundays (Inclusive)</u> up to 1 hour £2.40, up to 2 hours £6.00, up to 5 hours £8.00, up to 9 hours £12.00 and up to 24 hours £18.00.</p> <p>A Special Event Rate may be determined from time to time by resolution of the City Council.</p> <p><u>Disabled Blue Badge Holders are not exempt from the car park charges</u></p>	24 hours	24 hours
		Pre-paid Parking Permit	As determined from time to time by resolution of the City Council.		

*** 'Phone and pay' transactions attract additional charges, payable by the applicant, to cover the administration charge and costs incurred during the transaction process. Certain additional charges, for some services, are optional.
The additional transaction charges should be made public by the operator as part of the transaction process.
Telephony charges incurred in the costs of making the transaction depend on network provider and phone service and are the responsibility of the applicant.*

Schedule Two – Disabled Persons Parking Places					
Location of Car Park Column 1	Classes of Vehicle Column 2	Method of Charge Column 3	Scale of Charges Column 4	Charging Hours (From/To)	
				Column 5	
				Opening Hours	Closing Hours
9. Mount Pleasant (Level 5) (designated Disabled Persons Parking Place)	Disabled person's vehicles, other than heavy vehicles exceeding 5 metres in length	Exempt from charge	Exempt from charge	Monday to Saturday 7.00am Sunday 9.00am	Monday to Sunday 8.00pm
10. Victoria Street Multi-Storey Car Park	Disabled person's vehicles, other than heavy vehicles exceeding 5 metres in length,	"Pay on Foot" Machine	<u>Mondays To Sundays</u> £2.00 per hour for the first 12 hours. £13.00 for up to 24 hours. Night rate (between 18.00 and 09.00): £1.00 per hour (£5 max) For this car park, a charge equivalent to that of 24 hours parking is levied against any driver who has lost his / her parking ticket.	24 hours	24 hours
12. Waterfront	Disabled person's vehicles, other than heavy vehicles exceeding 5 metres in length	"Pay and Display" Machine & "Pay by Phone" **	Mondays To Sundays (Inclusive) up to 1 hour £2.40, up to 2 hours £6.00, up to 5 hours £8.00, up to 9 hours £12.00 and up to 24 hours £18.00	24 hours	24 hours

Schedule Three – Electric Vehicle Parking Places						
Location of Car Park Column 1	Classes of Vehicle Column 2	Method of Charge Column 3	Scale of Charges Column 4	Charging Hours (From/To)		Maximum length of stay Column 6
				Column 5		
				Opening Hours	Closing Hours	
9. Mount Pleasant (Level 2)	Electric vehicles only, (excluding heavy vehicles and/or vehicles exceeding 5 metres in length)	Electric vehicle exempt from charge	Electric vehicle exempt from charge	Monday to Saturday 7.00am Sunday 9.00am	Monday to Sunday 8.00pm	4 hours no return within 2 hours
10. Victoria Street Multi-Storey Car Park (Level 1)	Electric vehicles only, (excluding heavy vehicles and/or vehicles exceeding 5 metres in length)	"Pay on Foot" Machine	<p><u>Mondays To Sundays</u> £2.00 per hour for the first 12 hours. £13.00 for up to 24 hours. Night rate (between 18.00 and 09.00): £1.00 per hour (£5 max)</p> <p>For this car park, a charge equivalent to that of 24 hours parking is levied against any driver who has lost his / her parking ticket.</p> <p>Standard charge of £1 per electric charging session applies in addition to the parking charge</p>	24 hours	24 hours	3 hours no return within 2 hours

Schedule Four – Disabled Electric Vehicle Parking Places						
Location of Car Park	Classes of Vehicle	Method of Charge	Scale of Charges	Charging Hours (From/To)		Maximum length of stay
				Column 5		
				Opening Hours	Closing Hours	
Column 1	Column 2	Column 3	Column 4			Column 6
10. Victoria Street Multi-Storey Car Park (Level 1)	Disabled electric vehicles only, (excluding heavy vehicles and/or vehicles exceeding 5 metres in length)	"Pay on Foot" Machine	<p><u>Mondays To Sundays</u> £2.00 per hour for the first 12 hours. £13.00 for up to 24 hours.</p> <p>Night rate (between 18.00 and 09.00): £1.00 per hour (£5 max)</p> <p>For this car park, a charge equivalent to that of 24 hours parking is levied against any driver who has lost his / her parking ticket.</p> <p>Standard charge of £1 per electric charging session applies in addition to the parking charge</p>	24 hours	24 hours	3 hours no return within 2 hours

Schedule Five – Motor Cycle Parking Places

Location of Car Park Column 1	Classes of Vehicle Column 2	Method of Charge Column 3	Scale of Charges Column 4	Charging Hours (From/To)	
				Column 5	
				Opening Hours	Closing Hours
1. Burgess Street	Motor cycles (parked wholly within the marked motor cycle parking places)	Exempt from charge	Exempt from charge	7.30 a.m.	7.30 p.m.
6. Hunter Street	Motor cycles (parked wholly within the marked motor cycle parking places)	Exempt from charge	Exempt from charge	7.30 a.m.	7.30 p.m.
9. Mount Pleasant	Motor cycles (parked wholly within the marked motor cycle parking places)	Exempt from charge	Exempt from charge	Monday-Saturday 7.00 a.m. Sunday 9.00 a.m.	Monday-Sunday 8.00 p.m.
10. Victoria Street Multi-Storey Car Park	Motor cycles (parked wholly within the marked motor cycle parking places)	“Pay on Foot” Machine	<p><u>Mondays To Sundays</u> £2.00 per hour for the first 12 hours. £13.00 for up to 24 hours.</p> <p>Night rate (between 18.00 and 09.00): £1.00 per hour (£5 max)</p> <p>For this car park, a charge equivalent to that of 24 hours parking is levied against any rider who has lost his / her parking ticket.</p>	24 hours	24 hours