

MC89

CITY OF MANCHESTER (ANCOATS CONTROLLED PARKING ZONE)
ORDER 2002

ARRANGEMENT OF ORDER

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LIST OF SCHEDULES

1. No Waiting At Any Time
2. No Waiting Monday to Saturday 8.00am to 6.00pm
3. No Loading/Unloading between Monday to Saturday 8.00am-9.30am and 4.30pm-6.00pm
4. No Waiting Limited to 2 hours Return Prohibited within 1 hour between Monday to Saturday 8.00am-6.00pm (Ticket Parking Meters)
5. Loading Parking Places
6. Resident's Parking Places

CITY OF MANCHESTER (ANCOATS CONTROLLED PARKING ZONE) ORDER
2002.

The Council of the City of Manchester in exercise of its powers under Sections 1,2,3,4,5,19, 32,35 and 45 to 53 and Part IV of Schedule 9 to the Road Traffic Regulation Act 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 Road Traffic Regulation Act 1984 hereby makes the following Order:-

1. Commencement, Citation and Revocation

1.1 This Order shall come into operation on the 25th day of October 2002 and may be cited as the City of Manchester (Ancoats Controlled Parking Zone) Order 2002.

1.2 The provisions of this Order shall be in addition to and not in derogation of any restriction or requirement imposed by any regulation made or having effect as though made under the said Act of 1984 or by or under any other enactment

2. Interpretation

2.1 In this Order, except where the context otherwise requires the following expressions have the meanings hereby respectively assigned to them:-

2.1.1 "the Act of 1984" means the Road Traffic Regulation Act 1984.

2.1.2 "Ancoats Controlled Parking Zone" means the area bounded by but not including Oldham Road, Great Ancoats Street, New Union Street and the southern end of Wadeford Close, Manchester.

2.1.3 "the Council" means the Council of the City of Manchester

2.1.4 "disabled person's badge" where issued under The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 has the same meaning as in those Regulations and where issued under the Disabled Persons (Badges for Motor Vehicles) Regulations 1982 has the same meaning as in those Regulations

2.1.5 "disabled person's vehicle" means a vehicle lawfully displaying a disabled person's badge and is a vehicle which, immediately before or after any period of waiting allowed by virtue of a provision of a kind required by Regulations 7 and 8 of The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 2000 to be included in an order under the Act, has been or is to be used for carrying disabled persons as passengers.

- 2.1.6 "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.
- 2.1.7 "dual purpose vehicle" means a vehicle constructed or adapted for the carriage both of passengers and of goods or burden of any description being a vehicle of which the unladen weight does not exceed 2 tonnes.
- 2.1.8 "dwelling house" means a dwellinghouse or part of a dwellinghouse used for residential occupation.
- 2.1.9 "penalty charge notice" means the sum incurred in the circumstances specified in Article 16 to this Order
- 2.1.10 "goods vehicle" means a motor vehicle constructed or adapted for use for the carriage of goods or burden of any description or a trailer so constructed or adapted.
- 2.1.11 "invalid carriage" has the same meaning as in Section 136 of the Act of 1984
- 2.1.12 "loading and unloading" means the transference from (or to) a vehicle to (or from) premises adjacent to where the vehicle is parked of heavy or unmanageable goods that are not designed to be carried by hand other than over a very short distance.
- 2.1.13 "loading parking place" means any area of highway described in Schedule 5 to this Order.
- 2.1.14 "motor cycle" means a mechanically propelled vehicle (not being an invalid carriage) with fewer than 4 wheels of which the weight unladen does not exceed 410 kilograms and not having a side car attached
- 2.1.15 "multi use parking place" means any area of highway described in Schedule 4 to this Order.
- 2.1.16 "one-way street" means a highway in which the driving of vehicles otherwise than in one direction is prohibited at all times.
- 2.1.17 "parking attendant" means a person authorised by or on behalf of the Council under Section 63A of the Act of 1984 to supervise and enforce the restrictions imposed by this Order
- 2.1.18 "parking charge" means the amounts specified in Article 12 of this Order in relation to the parking places specified in Schedule 4 to this Order

- 2.1.19 "parking period" means the period of time specified in Column 1 of Article 12.1 which corresponds to the amount of the parking charge specified in Column 2 of Article 12.1.
- 2.1.20 "parking place" means each of the areas on a highway described in Schedules 4 and 6, where vehicles may park subject to the restrictions and provisions set out in this Order.
- 2.1.21 "parking bay" means a bay provided for a vehicle to park in a parking place and which shall not exceed 5 metres in length.
- 2.1.22 "parking ticket" means a ticket or consecutively numbered tickets issued by a ticket parking meter pursuant to this Order and indicating the payment of a parking charge and the time when the parking period expires
- 2.1.23 "parking zone" means the Ancoats Controlled Parking Zone.
- 2.1.24 "parking disc" means a disc issued by a local authority 125 millimetres square but coloured blue if issued on or after 1st April 2000 or orange if issued before that date and capable of showing the quarter hour period during which a period of waiting begins, which has not ceased to be valid
- 2.1.25 "passenger vehicle" means a motor vehicle (other than a motor cycle or invalid carriage) constructed solely for the carriage of passengers and their effects and adapted to carry not more than 12 passengers exclusively of the driver and not drawing a trailer.
- 2.1.26 "ticket parking meter" means as apparatus approved by the Secretary of State for the Environment, Transport and the Regions for the purpose of this Order or the relevant British Standard being designed to issue tickets indicating the payment of the parking charge, the period in respect of which it has been paid and the day on which it was paid.
- 2.1.27 "permit" means a parking permit issued by the Council under the provisions of Articles 21 to 31 of this Order.
- 2.1.28 "permit holder" means the person to whom a permit has been issued under the provisions of this Order.
- 2.1.29 "permitted hours" means:- (a) in respect of multi-use parking places the period between 8.00 a.m. and 6.00 p.m. on Mondays to Saturdays inclusive but excluding any such days being Christmas Day, Good Friday or any Bank Holiday, (b) in respect of residents parking places specified in Schedule 6 means a 24 hour period, Monday to Sunday inclusive including Christmas Day, Good Friday and any Bank Holiday.

- 2.1.30 "principal place of residence" means a place where the applicant for a permit stays over night for at least four nights per week during a period of at least 10 months per year.
- 2.1.31 "public service vehicle" means a motor vehicle (other than a tramcar) which - (a) being a vehicle adapted to carry more than eight passengers is used for carrying passengers for hire or reward; or (b) being a vehicle not so adapted, is used for carrying passengers for hire or reward at separate fares in the course of a business of carrying passengers.
- 2.1.32 "residents parking permit" means a parking permit issued by the Council pursuant to Article 23 to this Order
- 2.1.33 "residents parking place" means any area of highway described in Schedule 6 to this Order.
- 2.1.34 "restricted hours" means:- (a) in respect of any restricted road specified in Schedule 2 to this Order the period between 8.00 a.m. and 6.00 p.m. on Mondays to Saturdays inclusive but excluding any such days being Christmas Day, Good Friday or any Bank Holiday; (b) at all times in respect of any restricted road specified in Schedule 1 to this Order.
- 2.1.35 "restricted road" means any highway or part of highway specified in Schedules 1 and 2 to this Order excluding any parking place.
- 2.1.36 "telecommunications apparatus" has the same meaning as in the Telecommunications Act 1984.
- 2.1.37 "traffic sign" means any sign of any size, colour and type prescribed or authorised under or having effect as though prescribed or authorised under Section 64 of the Act
- 2.1.38 "trailer" means a vehicle other than a motor vehicle.
- 2.2 Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended or substituted by any subsequent enactment.
- 2.3 Any reference in this Order to a masculine gender shall include reference to the feminine gender.
- 2.4 Any reference in this Order to a singular includes the plural.
- 2.5 The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament

PART I - DESIGNATION OF PARKING PLACES

3. Each area of road comprising of lengths of carriageway in the City of Manchester which is described in Schedules 4, 5 and 6 of this Order is designated as a parking place subject to the restrictions and provisions set out in this Order.

PART II - RESTRICTIONS ON USE OF PARKING PLACES

Multi Use Parking Places

4. No person shall leave a vehicle other than a passenger vehicle, goods vehicle, motor cycle with a side car fitted or invalid carriage at any multi use parking place.
5. No person shall leave a vehicle in a multi use parking place at any time during the permitted hours unless he:-
 - 5.1 has paid the parking charge specified in Article 12 in accordance with the provisions of Article 13 and displays the parking ticket on that vehicle in accordance with Article 14; or
 - 5.2 is the holder of a valid disabled person's badge and the badge is displayed on that vehicle in accordance with Article 30; or
 - 5.3 is the holder of a valid residents parking permit in respect of the parking place at which the vehicle is left and he displays such permit is displayed on that vehicle in accordance with Article 29.
6. In the event that a person leaves a vehicle in a multi use parking place at any time outside the permitted hours and that vehicle remains at that parking place at the commencement of the next permitted hours that person shall then:-
 - 6.1 pay the parking charge specified in Article 12 in accordance with the provisions of Article 13 and display the parking ticket on that vehicle in accordance with Article 14; or
 - 6.2 display a valid disabled person's badge on that vehicle in accordance with Article 30; or
 - 6.3 display a valid residents parking permit which has been issued to him in respect of the parking place at which the permit is left on that vehicle in accordance with Article 29; or
7. Subject to the exceptions set out in Article 9 no person shall leave a vehicle at a multi use parking place during the permitted hours for a period exceeding 2 hours.

8. Subject to the exceptions set out in Article 9 where a vehicle has been left in a multi use parking place during the permitted hours and is then taken away from that parking place the vehicle shall not be left at that parking place again until one hour has elapsed from the time at which the vehicle was taken away from that parking place or the permitted hours have expired whichever is the earlier.
9. The restrictions as to the maximum length of time for which a vehicle may be left in a multi use parking place as specified in Article 7 and the restrictions on returning to a multi use parking place specified in Article 8 shall not apply to vehicles on which there is displayed:-
 - 9.1 a valid disabled person's badge in accordance with Article 30;
 - 9.2 a valid residents parking permit authorising that vehicle to park at the parking place at which the vehicle has been left in accordance with Article 29.

Residents Parking Places

10. No person shall leave a vehicle at a residents parking place during the permitted hours unless:-
 - 10.1 he is the holder of a valid residents parking permit in respect of the parking place at which the vehicle is left and the permit is displayed on that vehicle in accordance with Article 29.

Loading Parking Places

11. No person shall leave a vehicle at any time at a loading parking place :-
 - 11.1. other than a motor vehicle constructed or adapted for use for the carriage of goods or burden of any description or a trailer so constructed or adapted; and
 - 11.2. unless such vehicle is left at such loading parking place for the purpose of loading and/or unloading goods; and
 - 11.3. unless the vehicle is left at the loading parking place specified in Column 1 of Schedule 5 to this Order during the hours and for the maximum length of time specified in the corresponding part of Column 6 of Schedule 5 during the hours and the days specified in the corresponding part of Column 4 and 5 of Schedule 5 and in the position specified in the corresponding part of Column 3 of Schedule 5.

PART III - PROVISIONS AS TO MULTI USE PARKING PLACES

12. Amount of Parking Charge

- 12.1 The parking charge payable for a vehicle to be left at a multi use parking place specified in Schedule 4 to this Order for a period not exceeding that

specified in Column 1 below shall be the sum specified in the corresponding part of Column 2 below:-

<u>Column 1</u>	<u>Column 2</u>
<u>Parking Period</u>	<u>Parking Charge</u>
30 minutes	30 pence
1 hour	60 pence
1 hour and 30 minutes	90 pence
2 hours	£1.20 pence

Payment Of Parking Charge

13. The parking charge shall be paid by insertion of the appropriate coin or coins in the ticket parking meter situated at the multi use parking place at which the vehicle is left provided that if there is no ticket parking meter situated at that parking place or such ticket parking meter is out of order the charge shall be paid by inserting the appropriate coin or coins in a ticket parking meter which is in operation and which is nearest to the parking place at which the vehicle is left.

Display of Parking Ticket

14. The parking ticket issued by the ticket parking meter shall be displayed in the vehicle in respect of which the parking 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 multi use parking place.

Not to Insert Further Coins

15. No person shall insert in any ticket parking meter any coin or coins additional to the coin or coins inserted in a ticket parking meter by way of payment of the parking charge in respect of that vehicle.

Penalty Charge Notices

16. Subject to Article 17 a penalty charge notice shall be incurred if a vehicle is left at any time during the permitted hours in a multi use parking place and:-
- 16.1. the parking charge has not been paid in respect of that vehicle; or
- 16.2. the parking charge has been paid in respect of that vehicle but the parking period in respect of which the parking charge has been paid has expired.

17. Exemption from Penalty Charge Notice

17.1 No penalty charge notice shall be incurred in respect of a vehicle left in a multi use parking place in which there is displayed:-

17.1.1 a valid disabled person's badge in accordance with Article 30;

17.1.2 a valid residents parking permit authorising that vehicle to park at the parking place at which the vehicle has been left in accordance with Article 29;

Notice of Penalty Charge Notice

18. In the case of a vehicle in respect of which an penalty charge notice has been incurred, it shall be the duty of a parking attendant to attach to the vehicle in a conspicuous position, a notice which shall include the following particulars:-

18.1. 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 the vehicle;

18.2. a statement indicating the offence of either:-

18.2.1. failing to pay the parking charge; or

18.2.2. leaving the vehicle in a multi use parking place after the parking period has expired;

18.3. a statement that an penalty charge notice is required to be paid;

18.4. the manner in which, and the time within which, the penalty charge notice should be paid.

Restriction on Removal of Notices

19. Where a penalty charge notice has been attached to a vehicle in accordance with the provisions of Article 18 of this Order, no person, not being the driver of the vehicle, a person duly authorised by the Council or a parking attendant, shall remove the notice from the vehicle unless authorised to do so by the driver.

Manner of Payment of Penalty Charge Notice

20. The driver shall pay the penalty charge to the Council when a penalty charge notice has been issued with respect to a vehicle under section 66 of the Road Traffic Act 1991.

PART IV - PROVISIONS AS TO PERMITS AND BADGES

Application and Issue of Permits

21. An application for a permit shall be made in writing to the Council on the form issued by and obtainable from the Council and shall include all particulars and information required by such form.
22. The Council may require an applicant for a permit to produce to an officer of the Council such evidence in respect of the application as may be reasonable necessary to verify the particulars or information given to him by the applicant.
- 22a Permits shall be issued by the Council by ordinary post upon the Council being satisfied that the applicant for such a permit has satisfied the criteria set out in this Order for the issue of such permits.
- 22b Should a permit be lost, damaged or defaced the Council will, subject to any charge as it considers appropriate, issue a duplicate permit.

Residents' Parking Permits

23. The Council may issue a residents' parking permit permitting a specified vehicle to park during the permitted hours in residents parking places or multi use parking places within a parking zone specified by the Council to an applicant who satisfies the Council that he:-

23.1 uses as his principal place of residence a dwellinghouse fronting or sufficiently proximate to a residents parking place or multi use parking places or is a minister of religion in whose parish is located any residents parking place or multi use parking place; and

23.2 has no suitable parking facility within a reasonable distance of such dwellinghouse; and

23.3 is the owner of a passenger vehicle, a dual purpose vehicle, a goods vehicle, an invalid carriage or a motor cycle or if he is not the owner of such a vehicle that he has the permission of the owner of such vehicle to use such a vehicle from the premises referred to in Article 23.1 above.

Form of Permits

24. A permit issued under the provisions of this Order shall be in writing and shall include the following particulars:-
- 24.1 The registration mark of the vehicle in respect of which the permit has been issued.
- 24.2 The period during which the permit has been granted and/or the date on which the permit is due to expire, subject to the provisions of this Order as to termination of Permits.

24.3. An authentication that the permit has been issued by the Council.

24.4. An indication of the number and/or location of the parking place or places to which the permit relates, by reference to a parking zone.

Duplicate Permits

25. If a permit issued under the provisions of this Order is mutilated or defaced or the figures or particulars on it have become illegible or the colour of the permit has become altered by fading or otherwise, the permit holder shall surrender it to the Council and may then apply to the Council for the issue to him of a duplicate permit.

25.1 If a permit is lost or destroyed, the permit holder may apply to the Council for the issue to him of a duplicate permit.

25.2 Any duplicate permit issued under the provisions of paragraph 25 or 25.1 of this Article shall be marked as a duplicate, and upon the issue of a duplicate permit the original permit which it duplicates shall become invalid.

25.3 The provisions of this Order relating to applications for permits and permits generally shall apply to applications for duplicate permits and duplicate permits generally.

Termination of Parking Permits

26. A permit issued under the provisions of this Order shall terminate and cease to be valid:-

26.1 immediately upon surrender of such permit to the Council;

26.2 immediately without notice upon the expiry of the period specified in such permit; or

26.3 on a date specified in a notice addressed to the holder of the permit revoking the permit on the grounds that any or all of the matters as to which the Council was satisfied when granting the permit is or are no longer satisfied or for any other reason whatsoever.

27. Any notice addressed to the holder of the permit under the provisions of Article 26.3 shall be sufficiently served if addressed to that person and delivered to him personally or sent by ordinary post to his last known residence or place of business.

28. Upon termination of a residents parking permit, under the provisions of Articles 26 and 27 the permit holder shall be entitled to a refund of any charge paid to the Council in respect of that permit to the following extent:-

- 28.1 the whole of such charge if the permit is terminated prior to the date on which it is due to become valid; and
- 28.2 in any other case one twelfth of the charge paid in respect of each complete month of the period for which the permit was granted as remains unexpired at the date of termination of such permit.

Display of Permits

29. A permit issued under the provisions of this Order shall be displayed:-
- 29.1 in the case of a vehicle fitted with a front windscreen on the near side thereon and immediately behind the windscreen and with its front facing forward so as to be legible from outside the vehicle; or
- 29.2 in the case of a vehicle not fitted with a front windscreen, in a conspicuous position on the vehicle.

Display of Disabled Person's Badges

30. For the purpose of this Order a vehicle shall be regarded as displaying:-
- (a) a disabled person's badge in the relevant position if:-
- (i) in the case of a vehicle fitted with a front windscreen, the badge is exhibited thereon so that the 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 vehicle;
- (b) parking disc in the relevant position if;
- (i) in the case of a vehicle fitted with a dashboard or facia panel, the 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 disc is exhibited in a conspicuous position on the vehicle so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle.

Removal of Permits and Disabled Persons' Badge

31. Where a permit or disabled persons' badge has been displayed on a vehicle in accordance with the provisions of this Order no person shall remove such

permit or badge from display on such vehicle unless expressly authorised to do so by the driver of the vehicle.

PART V - RESTRICTIONS IN RESPECT OF CERTAIN ROADS OTHER THAN PARKING PLACES

Restriction of Waiting, Loading and Unloading of Vehicles in Certain Roads other than Parking Places

32. Save as provided in Articles 33 and 34 of this Order, no person shall, except upon the direction or with the permission of a parking attendant cause or permit any vehicle to wait in any restricted road during the restricted hours.

Exemptions from Waiting Restrictions on Restricted Roads - General

33. Nothing in Article 32 of this Order shall prevent any person from causing or permitting a vehicle to wait in any restricted road:-
- 33.1. for so long as may be necessary to enable a person to board or alight from a vehicle;
- 33.2. for so long as may be necessary to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any building operation, demolition or excavation in or adjacent to any restricted road, the removal of any obstruction to traffic in any restricted road, the maintenance, improvement or reconstruction of any restricted road, or the laying, erection, alteration or repair in or adjacent to any restricted road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity, or of any telecommunications apparatus, wide area traffic control cable, or apparatus or traffic signs;
- 33.3. if the vehicle is a vehicle used for fire brigade purposes or an ambulance, or any vehicle in the service of a local authority or police force in either case being used in pursuance of statutory powers or duties;
- 33.4. if the 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;
- 33.5. if the vehicle is in the service of or employed by the Post Office, or a telecommunications operator and is waiting while postal packets addressed to premises adjacent to that road are being unloaded from the vehicle or, having been unloaded therefrom, are being delivered or while postal packets are being collected from premises or posting boxes adjacent to that road; or is in use in connection with the servicing of telephone kiosks adjacent to that road;
- 33.6. for the purpose of loading or unloading the vehicle while the vehicle is in actual use in connection with the removal of furniture from one office or

dwellinghouse to another or the removal of furniture from such premises to a depository or to such premises from a depository, except that no vehicle shall wait for any such purpose during the period between 8.30 a.m. and 9.30 a.m. or the period between 4.30 p.m. and 6.00 p.m. Monday to Saturday so far as any such period falls within the restricted hours in any part of a restricted road specified in Schedule 3 to this Order UNLESS NOTICE IS GIVEN TWENTY FOUR HOURS IN ADVANCE TO THE COUNCIL AND ITS CONSENT IS OBTAINED;

33.7. if the vehicle is being used in connection with any wedding or funeral;

Exemption from Waiting Restrictions on Restricted Roads - Loading and Unloading

34. Nothing in Article 32 of this Order shall prevent any person from causing or permitting a vehicle to wait in any restricted road for so long as may be necessary for the purpose of delivering or collecting goods or merchandise or loading or unloading a vehicle at premises adjoining that restricted road provided that:-

34.1 no vehicle shall wait during the period between 8.30 am and 9.30 am or the period between 4.30 pm and 6.00 pm Monday to Saturday so far as any such period falls within the restricted hours in any part of a restricted road specified in Schedule 3 to this Order for the purpose of delivering or collecting goods or merchandise or loading or unloading the vehicle; and

34.2 nothing in either of the preceding provisos shall apply so as to restrict the loading or unloading of any vehicle while the vehicle is in actual use in connection with the collection or delivery of goods which cannot reasonably be loaded or unloaded outside the restricted hours PROVIDED THAT NOTICE IS GIVEN TWENTY FOUR HOURS IN ADVANCE TO THE COUNCIL AND ITS CONSENT IS OBTAINED

34.3 Notwithstanding anything in paragraph 34.1 of this Article, the driver of a vehicle waiting for the purpose of delivering or collecting goods or merchandise or loading or unloading the vehicle shall move the same on the instruction of a police officer in uniform whenever such movement may be reasonably necessary for the purpose of preventing obstruction.

PART VI - MISCELLANEOUS

Number of Parking Bays

35. The number of parking bays in any particular parking place defined in Column 1 and 2 of any of the Schedules to this Order shall not exceed the number specified in the corresponding part of Column 4 of the Schedule in which the parking place is defined.

Position of Parking Bays

36. The position of any parking bays within any parking place shall be as determined by the Council from time to time.

Placing of Traffic Signs at Parking Places

37. The Council shall cause the limits of each parking place and of each parking bay to be indicated on the carriageway by placing and maintaining appropriate traffic signs thereon.
- 37.1 The Council shall place and maintain in the vicinity of each parking place traffic signs indicating the number of such parking place and any restriction as to vehicles which may use any particular parking place.

Manner of Standing in Parking Places

38. Every vehicle left in a parking place shall stand:-
- 38.1 in the case of a parking place described in Column 1 of Schedules 4 and 6 in relation to which special provisions as to the manner of standing of vehicles in that place are specified in the corresponding part of Column 3 of Schedules 4 and 6 to this Order, in accordance with those provisions;
- 38.2 in the case of any other parking place:-
- 38.2.1 so that the left or near side of the vehicle is adjacent to the left-hand edge of the carriageway, unless the parking place is in a one-way street;
- 38.2.2 so that the left or near side of the vehicle is adjacent to the left hand edge of the carriageway or so that the right or off side of the vehicle is adjacent to the right hand edge of the carriageway if the parking place is in a one-way street; and
- 38.2.3 so that the distance between the edge of the carriageway and the nearest wheel of the vehicle is not more than 30 centimetres (twelve inches); and
- 38.3. so that every part of the vehicle is within the limits of the parking place.

Alteration of Position of Vehicle in Parking Places

39. Where any vehicle is standing in a parking place in contravention of the provisions of Article 38 of this Order, a parking attendant may alter or cause to be altered the position of the vehicle in order that its position shall comply with those provisions.

Power to Suspend Use of Parking Places

40. Any person duly authorised by the Council may subject to such conditions or exceptions as he considers appropriate suspend the use of a parking place or any part thereof whenever he considers such suspension reasonably necessary:-
- 40.1.1 for the purposes of facilitating the movement of traffic or promoting its safety;
 - 40.1.2 for the purpose of any building operation, demolition or excavation in or adjacent to the parking place or the maintenance, improvement or reconstruction of the 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 telecommunications apparatus, traffic sign or ticket parking meter;
 - 40.1.3 for the convenience of occupiers of premises adjacent to the parking place on any occasion of the removal of furniture from one office or dwellinghouse to another or the removal of furniture from such premises to a depository or to such premises from a depository;
 - 40.1.4 on any occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed; or
 - 40.1.5 for the convenience of occupiers of premises adjacent to the parking place at times of weddings or funerals, or on other special occasions.
- 40.2. A parking attendant may suspend for not longer than TWENTY FOUR HOURS the use of a parking place or any part thereof whenever he considers such suspension reasonably necessary for the purpose of facilitating the movement of traffic or promoting its safety.
- 40.3. Any person suspending the use of a parking place or any part thereof in accordance with the provisions of paragraph 40.1 or paragraph 40.2 of this Article shall thereupon place or cause to be placed in or adjacent to any part of that parking place the use of which is suspended a traffic sign indicating that waiting by vehicles is prohibited.
- 40.4 No person shall cause or permit a vehicle to be left in any part of a parking place during such period when a traffic sign is placed in or adjacent to that part of the parking place pursuant to paragraph 40.3 of this Article provided that these paragraphs shall not apply to a vehicle:-
- 40.4.1 being used by police, fire brigade or ambulance purposes; or
 - 40.4.2 being used for any purpose specified in Article 42.1:2 or 42.1:4; or

- 40.4.3. left in such parking place with the permission of the person suspending the use of the parking place or a parking attendant.

Restriction of Selling from Vehicles at Parking Places

41. No person shall use any vehicle while it is in a parking place during the permitted hours, in connection with the sale of any article to any person in or near the parking place or in connection with the selling or offering for sale of his skill in handicraft or his services in any other capacity:

Provided that nothing in this Article shall prevent the sale of goods from a vehicle if the vehicle is one which may be left in a parking place in accordance with Article 4 of this Order and the goods are immediately delivered at or taken into the premises adjacent to the vehicle from which the sale is effected.

Circumstances in which Waiting of Vehicles in Parking Places is Permissible

42. 1 Without prejudice to the foregoing provisions of this Order any vehicle may wait during the permitted hours anywhere on the carriageway in a parking place or part of a parking place (other than a parking place or part of a parking place the use of which has been suspended) if:-
- 42.1:1. the vehicle is waiting only for so long as is necessary to enable a person to board or alight from the vehicle; or
 - 42.1:2. the 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; or
 - 42.1:3. the vehicle is a vehicle used for fire brigade purposes or an ambulance, or a vehicle (other than a passenger vehicle) in the service of a local authority or a vehicle in the service of a police force in either case being used in pursuance of statutory powers or duties; or
 - 42.1:4. the vehicle is waiting only for so long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic; or
 - 42.1:5. the vehicle is in the service of or employed by the Post Office, any telecommunications operator and is waiting while postal packets addressed to premises adjacent to the parking place in which the vehicle is waiting are being unloaded from the vehicle, or, having been unloaded therefrom, are being delivered or while postal packets are being collected from premises or posting boxes adjacent to the parking place in which the vehicle is waiting, or is in use in connection with the servicing of telephone kiosks adjacent to the parking place.

- 42.2. The driver shall not be liable to pay or display a parking charge or hold or display a valid permit while waiting in a parking place in accordance with the foregoing provisions of this Article.
- 42.3. Except as provided in the foregoing provisions of this Article, the driver of a vehicle shall not cause or permit the vehicle to wait in a parking place during the permitted hours.
- 42.4. Nothing in the foregoing provisions of this Article shall be taken as authorising anything which would be a contravention of any Regulations made or having effect as if made under Section 25 of the Act of 1984.

Manner of Waiting in Parking Places

43. A person causing or permitting a vehicle to wait in a parking place by virtue of the provisions of Article 42 shall take all such steps as are necessary to ensure:-
- 43.1. that in the case of a parking place described in Column 2 of Schedule 4 in relation to which special provisions as to the manner of standing of vehicles in that place are specified in the corresponding part of Column 3 of Schedule 4 the vehicle shall stand:-
- 43.1:1. in accordance with those provisions and so that every part of the vehicle is within the limits of the parking place, unless the length of the vehicle precludes compliance; or
- 43.1:2. if the length of the vehicle does preclude compliance with paragraph 43.1:1 so that the longitudinal axis of the vehicle is parallel to the edge of the carriageway nearest to the vehicle and the distance between the said edge and the nearest wheel of the vehicle is not more than 30 centimetres (twelve inches).
- 43.2. In the case of any other parking place, that the longitudinal axis of the vehicle is parallel to the edge of the carriageway nearest to the vehicle and the distance between the said edge and the nearest wheel of the vehicle is not more than 30 centimetres (twelve inches).

Removal of Vehicle from Parking Place

- 44.1. Where a parking attendant is of the opinion that any of the provisions contained in Articles 4,5,6,7,8,10 or 11 of this Order have been contravened or not complied with in respect of a vehicle left in a parking place, he may remove or cause to be removed the vehicle from the parking place and, where it is so removed, shall provide for the safe custody of the vehicle. Any expenses incurred by the Council in removing a vehicle from any parking place shall be recoverable by the Council from the owner of the vehicle.

- 44.2. The Council may as respects a vehicle which has been removed from a parking place in pursuance of Article 44.1 of this Order, if it appears to them to have been abandoned, sell or otherwise dispose of the vehicle after having made reasonable enquiry to ascertain the name and address of the owner of the vehicle in accordance with the procedure set out in the Refuse Disposal (Amenity) Act 1978.

Moving of Vehicles in Parking Places in Emergencies

45. A police constable in uniform, a parking attendant, or any person duly authorised by the Council may in case of emergency move or cause to be moved any vehicles left in a parking place to any place he thinks fit.

Evidential Matters - Multi Use Parking Places

- 46.1. The absence of a parking ticket on a vehicle left at a multi use parking place shall be treated as evidence that the parking charge has not been paid in respect of that vehicle.
- 46.2. An indication on a parking ticket of a date shall be treated as evidence of the date on which the parking charge was paid.
- 46.3. An indication on a parking ticket of a sum of money shall be treated as evidence that that sum (and only that sum) was paid as an parking charge.
- 46.4. An indication on a parking ticket of a time shall be treated as evidence of the time of expiry of the period for which the parking charge has been paid.

Evidential Matters - Permits

- 47.1. The absence of a valid permit on a vehicle in respect of the parking place at which the vehicle was left shall be treated as evidence that no valid permit was held by the driver to park in that parking place.
- 47.2. An indication on a permit of any date shall be treated as evidence of the date on which the permit ceases to be valid.
- 47.3. An indication on a permit as to the location of a parking place by reference to a specific zone or zones shall be treated as evidence of the location of the parking places in respect of which the permit is valid.
- 47.5. An indication on a permit as to any date, month and year shall be treated as evidence of the date, month and year on which the permit expires.
- 47.6. An indication on a permit as to a vehicle registration mark shall be treated as evidence of the vehicle in respect of which the permit applies.

Dated this 22nd day of October 2002

Susan Orrell

SUSAN ORRELL
CITY SOLICITOR

CITY OF MANCHESTER (ANCOATS CONTROLLED PARKING ZONE) ORDER
2002

SCHEDULES

Schedule 1

No person shall cause or permit any vehicle to wait at any time on the roads specified in Column 1 of Schedule 1 for the lengths of road as specified in Column 2 of the said Schedule.

Column 1	Column 2
Anita Street Passage (north)	the north west side from its junction with Cornell Street in a north easterly direction to its junction with Sherratt Street the south east side from its junction with Cornell Street in a north easterly direction to its junction with Sherratt Street
Anita Street Passage (south)	the north west side from its junction with Cornell Street in a north easterly direction to its junction with Sherratt Street the south east side from its junction with Cornell Street in a north easterly direction to its junction with Sherratt Street
Bengal Street	the north east side from its junction with Oldham Road in a south easterly direction for a distance of 15 metres the south west side from its junction with Oldham Road in a south easterly direction for a distance of 18 metres
Blossom Street	the north west side from a point 22 metres south west of the junction with Gun Street in a south westerly direction to its junction with Great Ancoats Street
	the south east side from its junction with Great Ancoats Street in a north easterly direction for a distance of 15 metres

George Leigh Street	<p>the north-west side from its junction with Great Ancoats Street in a north easterly direction for a distance of 15 metres</p> <p>the south-east side from a point 24 metres south west of its junction with Gun Street in a south westerly direction to its junction with Great Ancoats Street</p>
Henry Street	<p>the north-east side from its junction with Oldham Road in a south easterly direction to its junction with Luna Street</p> <p>the south-west side from its junction with Oldham Road in a south easterly direction to its junction with Luna Street</p>
Jersey Street	<p>the north-west side from its junction with Great Ancoats Street in a north easterly direction for a distance of 15 metres</p> <p>the south-east side from its junction with Great Ancoats Street in a north easterly direction for a distance of 34 metres</p>
Luna Street	<p>the north-east side from a point 33 metres north east of its junction with Henry Street in a south easterly direction for a distance of 3 metres</p> <p>the north-west side from a point 33 metres north east of its junction with Henry Street in a south westerly direction to a point 41 metres south west of its junction with Henry Street</p>
	the south-east side from a point 33 metres north east of its junction with Henry Street in a south westerly direction for a distance of 77 metres
Pickford Street	the north-west side from a point 33 metres north east of its junction with Henry Street in a south westerly direction to a point 41 metres south west of its junction with Henry Street

Schedule 2

No person shall cause or permit any vehicle to wait Monday to Saturday 8.00am to 6.00pm in the roads specified in Column 1 of Schedule 2 for the lengths of road as specified in Column 2 of the said Schedule EXCEPT for the lengths of road contained in Schedules 1 and 3

<u>Column 1</u> <u>Road</u>	<u>Column 2</u> <u>Length of Road</u>
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Anita Street Passage (North)	both sides for its entire length
Anita Street Passage (South)	both sides for its entire length
Bengal Street	both sides for its entire length
Blossom Street	both sides for its entire length
Cinder Street	both sides for its entire length
Cornell Street	both sides for its entire length
Cotton Street	both sides for its entire length
George Leigh Street	both sides for its entire length
Gun Street	both sides for its entire length
Henry Street	both sides for its entire length
Hood Street	both sides for its entire length
Jersey Street	both sides for its entire length
Loom Street	both sides for its entire length
Luna Street	both sides for its entire length
Murray Street	both sides for its entire length
Naval Street	both sides for its entire length
Pickford Street	both sides for its entire length
Poland Street	both sides for its entire length
Portugal Street	both sides for its entire length
Primrose Street	both sides for its entire length

Radium Street	both sides for its entire length
Redhill Street	both sides for its entire length
School Court	both sides for its entire length
Sherratt Street	both sides for its entire length
Silk Street	both sides for its entire length
Wadeford Close	both sides for its entire length

Schedule 3

No person shall cause or permit any vehicle to wait for the purpose of loading and unloading Monday to Saturday 8am-9.30am and 4.30pm-6pm in the roads specified in Column 1 of Schedule 3 for the lengths of road as specified in Column 2 of the said Schedule.

<u>Column 1</u> <u>Road</u>	<u>Column 2</u> <u>Length of Road</u>
Anita Street Passage (north)	the north-west side from its junction with Cornell Street in a north easterly direction to its junction with Sherratt Street
	the south-east side from its junction with Cornell Street in a north easterly direction to its junction with Sherratt Street
Anita Street Passage (south)	the north-west side from its junction with Cornell Street in a north easterly direction to its junction with Sherratt Street
	the south-east side from its junction with Cornell Street in a north easterly direction to its junction with Sherratt Street

Schedule 4

No person shall cause or permit any vehicle to wait Monday to Saturday 8am to 6pm for a period of 2 hours, return prohibited within 1 hour (Pay & Display) in the roads specified in Column 1 of Schedule 4 for the lengths of road as specified in Column 2 of the said Schedule.

<u>Column 1</u> Road	<u>Column 2</u> Length of Road	<u>Column 3</u> Special Manner of Standing	<u>Column 4</u> Maximum Number of Parking Bays
Bengal Street	the south-west side from a point 18 metres south east of the junction with Oldham Road in a south easterly direction for a distance of 49 metres	Parallel to the edge of the carriageway	
Blossom Street	the north-west side from a point 49 metres south west of the junction with Bengal Street in a south westerly direction for a distance of 16 metres	Parallel to the edge of the carriageway	
	the north-west side from its junction with Cotton Street in a north easterly direction for a distance of 34 metres	Parallel to the edge of the carriageway	
	the north-west side from a point 14 metres south west of the junction with Bengal Street in a south westerly direction for a distance of 16 metres	Parallel to the edge of the carriageway	
Cornell Street	the north-east side from its junction with George Leigh Street in a north westerly direction for a distance of 14 metres	Parallel to the edge of the carriageway	
	the north-east side from a point 6 metres north west of its junction with Anita Street passage (south) in a north westerly direction for a distance of 26 metres	Parallel to the edge of the carriageway	
	the north-east side from a point 3 metres north west of its junction with Anita Street passage (north) for a distance of 13 metres in a north westerly direction	Parallel to the edge of the carriageway	
	the north-east side from a point 67 metres north west of its junction with George Leigh Street in a north westerly direction for a distance of 16 metres	Parallel to the edge of the carriageway	
	the south-west side from a point 5 metres north west of its junction with George Leigh Street in a north westerly direction for a distance of 51 metres	Parallel to the edge of the carriageway	
George Leigh Street	the north-west side from a point 17 metres south west of its junction with Bengal Street in a south westerly direction for a distance of 60 metres	Parallel to the edge of the carriageway	

	the south-east side from a point 5 metres south west of its junction with Bengal Street in a south westerly direction for a distance of 34 metres	Parallel to the edge of the carriageway	
	the south-east side from a point 46 metres south west of its junction with Bengal Street in a south westerly direction for a distance of 10 metres	Parallel to the edge of the carriageway	
	the south-east side from a point 64 metres south west of its junction with Bengal Street in a south westerly direction for a distance of 25 metres	Parallel to the edge of the carriageway	
	the south-east side from a point 5 metres south west of its junction with Sherratt Street in a south westerly direction for a distance of 78 metres	Parallel to the edge of the carriageway	
	the south-east side from a point 6 metres south west of its junction with Cotton Street in a south westerly direction for a distance of 16 metres	Parallel to the edge of the carriageway	
	the south-east side from a point 5 metres south west of its junction with Radium Street in a south westerly direction for a distance of 49 metres	Parallel to the edge of the carriageway	
Henry Street	the north east side from a point 8 metres north west of its junction with Redhill Street in a north westerly direction for a distance of 36 metres	Parallel to the edge of the carriageway	
	the south west side from a point 18 metres south east of its junction with Jersey Street in a south easterly direction for a distance of 18 metres	Parallel to the edge of the carriageway	
Hood Street	the north-west side from a point 12 metres south west of its junction with Bengal Street in a south westerly direction for a distance of 34 metres	Parallel to the edge of the carriageway	
	the south-east side from a point 7 metres south west of its with Murray Street in a south westerly direction for a distance of 16.5 metres	Parallel to the edge of the carriageway	
Jersey Street	the south-east side from a point 27 metres south west of its junction with Murray Street in a south westerly direction for a distance of 40 metres	Parallel to the edge of the carriageway	

	the south-east side from a point 5 metres north east of its junction with Murray Street in a north easterly direction for a distance of 16 metres	Parallel to the edge of the carriageway	
	the south-east side from a point 5.5 metres south west of its junction with Bengal Street in a south westerly direction for a distance of 19 metres	Parallel to the edge of the carriageway	
	the south-east side from a point 4 metres north east of its junction with Bengal Street in a north easterly direction for a distance of 30 metres	Parallel to the edge of the carriageway	
	the south-east side from a point 27 metres north east of its junction with Radium Street in a north easterly direction for a distance of 50 metres	Parallel to the edge of the carriageway	
Radium Street	the north-east side from a point 5 metres south east of its junction with Silk Street in a south easterly direction for a distance of 10 metres	Parallel to the edge of the carriageway	
	the north-east side from a point 20 metres south east of its junction with George Leigh Street in a south easterly direction to a point 8.5 metres north west of its junction with Naval Street	Parallel to the edge of the carriageway	
	the north-east side from a point 25 metres south east of its junction with Jersey Street in a south easterly direction for a distance of 10 metres	Parallel to the edge of the carriageway	
Redhill Street	The north-west side from its junction with Great Ancoats Street in a north easterly direction to its junction with Pickford Street	Parallel to the edge of the carriageway	
	The north-west side from its junction with Pickford Street in a north easterly direction to its junction with Henry Street	Parallel to the edge of the carriageway	
Sherratt Street	the north-east side from a point 8 metres north west of its junction with George Leigh Street in a north westerly direction for a distance of 30 metres	Parallel to the edge of the carriageway	
	the north-east side from a point 50 metres north west of its junction with George Leigh Street in a north westerly direction for a distance of 23 metres	Parallel to the edge of the carriageway	

	the south-west side from a point 4 metres north west of its junction with Anita Street passage (south) in a north westerly direction for a distance of 26 metres	Parallel to the edge of the carriageway	
	the south-west side from a point 2 metres north west of its junction with George Leigh Street in a north westerly direction for a distance of 10 metres	Parallel to the edge of the carriageway	
Silk Street	the south-east side from a point 42 metres north east of its junction with Radium Street in a north easterly direction to a point 17 metres south west of its junction with Poland Street	Parallel to the edge of the carriageway	

Schedule 5

Each area of road specified in column 1 of the Schedule to this Order is authorised to be used, as a loading parking place for use by such classes of vehicles, in such positions on such days and during such hours and within such time limits as is specified in columns 2,3,4,5 and 6 of the Schedule to this Order.

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Part of road authorised to be used as street parking place	Classes of vehicle	Position in which vehicle may wait	Days of operation of parking place	Hours of operation of parking place	Maximum length of stay in parking place
Blossom Street north west side from a point 6 metres south west of the junction with Gun Street in a south westerly direction for a distance of 16 metres	Any goods vehicle	Wholly within the limits of the parking place and parallel to the kerb with the offside of the vehicle adjacent to the edge of the carriageway	Monday to Saturday	8.00am to 6.00 pm	15 minutes
Blossom Street south east side from a point 5 metres south west of its junction with Henry Street in a south westerly direction for a distance of 16 metres	Any goods vehicle	Wholly within the limits of the parking place and parallel to the kerb with the offside of the vehicle adjacent to the edge of the carriageway	Monday to Saturday	8.00am to 6.00 pm	15 minutes

Blossom Street north west side from a point 3 metres south west of its junction with Cotton Street in a south westerly direction for a distance of 16 metres	Any goods vehicle	Wholly within the limits of the parking place and parallel to the kerb with the offside of the vehicle adjacent to the edge of the carriageway	Monday to Saturday	8.00am to 6.00 pm	15 minutes
George Leigh Street north west side from a point 41 metres north east of its junction with Great Ancoats Street in a north easterly direction for a distance of 12 metres	Any goods vehicle	Wholly within the limits of the parking place and parallel to the kerb with the offside of the vehicle adjacent to the edge of the carriageway	Monday to Saturday	8.00am to 6.00 pm	15 minutes
George Leigh Street south east side from a point 4 metres south west of its junction with Gun Street in a south westerly direction for a distance of 20 metres	Any goods vehicle	Wholly within the limits of the parking place and parallel to the kerb with the offside of the vehicle adjacent to the edge of the carriageway	Monday to Saturday	8.00am to 6.00 pm	15 minutes

Schedule 6

The parts of road specified in column 1 and Column 2 of Schedule 6 are authorised to be used as a resident parking place for use by vehicles displaying a valid residents parking permit Monday to Sunday 24 hours

<u>Column 1</u>	<u>Column 2</u>	<u>Column 3</u>	<u>Column 4</u>
Road	Length of Road	Special Manner of Standing	Number of Parking Bays
George Leigh Street	the north west side from a point 5 metres south west of its junction with Sherratt Street in a south westerly direction for a distance of 60 metres	at an angle of 45 degrees to the carriageway	