

MANSFIELD DISTRICT COUNCIL

(CIVIL ENFORCEMENT OFF-STREET PARKING PLACES)

ORDER 2015

Mansfield District Council (hereinafter called "the Council") in exercise of its powers under Sections 32, 35 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984, as amended ("the 1984 Act") and under the Traffic Management Act 2004 as amended ("the 2004 Act") and of all other enabling powers, with the consent of the Nottinghamshire County Council in accordance with section 39(3) of the 1984 Act and after consultation with the Chief Constable of Nottinghamshire Police Constabulary in accordance with Part III of Schedule 9 to the 1984 Act hereby makes the following Order:

PART I

GENERAL

Commencement and Citation

1. This Order shall come into operation on the 3rd August 2015 and may be cited as the Mansfield District Council (Civil Enforcement Off-Street Parking Places) Order 2015. The Mansfield District Council (Civil Enforcement Off-Street Parking Places) Order 2015 Plans and Charges are incorporated into this order.

Interpretation

2. In this Order, except where the context otherwise requires, the following expressions have the meanings respectively assigned to them:

"Bank Holiday" has the same meaning as described in the 'Banking and Financial dealings Act 1971. The first Monday of May shall be treated as if it were a Bank Holiday for the purposes of this Order.

“Civil Enforcement Officer” or “Parking Attendant” means a person authorised by or on behalf of the Council to supervise the Parking Places and enforce the restrictions imposed and the contraventions created by this Order.

“Charging Days”, means those days other than Christmas Day and Easter Sunday, which are as specified at each Parking Place and in the Schedule to this Order as amended from time to time.

“Charging Hours”, means the period as specified at each Parking Place on all Charging Days and in the Schedule to this Order as amended from time to time.

“Council” means Mansfield District Council.

“Disabled Persons’ Badge” means a badge issued by any Local Authority in accordance with the provisions of the Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) Regulations 2000 or a badge having effect under those regulations as if it were a Disabled Person’s Badge;

“Driver” in relation to a Parking Place means the person driving the Vehicle at the time it was left in the Parking Place.

“Electronic Payment” means payment has been made electronically to the Council or its agents via the use of a mobile device or internet enabled device in the manner described on signs located at or near the Parking Place where this facility is made available.

“Expiry Time” is the time indicated on the Pay and Display Ticket or a Free Ticket and is the time by which the Vehicle must leave the Parking Place.

“Free ticket” means a ticket issued by a Ticket Machine located in the Parking Place in which the Vehicle has been left or issued by a person nominated by the Council valid for a parking period as advertised at

that Parking Place and specified in the Schedule to this order as amended from time to time and which must be prominently displayed on the Vehicle where appropriate in accordance with Article 24 of this order.

“Free Period” means a period of parking for which a Free Ticket must be obtained but for which there is no charge as specified on site and which is specified in the Schedule of Parking Places as being charged of £0.00.

“Goods Vehicle” has the same meaning as that ascribed to it in Section 192 of the Road Traffic Act 1988 (RTA 1988).

Loading Bay” means an area of a Parking Place, which is provided for the leaving of a Vehicle of a class specified and indicated by markings on the surface of the Parking Place or signed or otherwise indicated by signs in the Parking Place to undertake Loading and Unloading of Goods

“Loading/Unloading” refers to when a Vehicle is parked wholly in a Loading Bay or in a Parking Place or Parking Bay marked for that purpose on site, for the purpose of delivering or collecting goods or merchandise or loading or unloading the Vehicle at premises adjacent to the Loading Bay, Parking Place or Parking Bay and the Vehicle does not park for more than twenty minutes or such longer period as a duly authorised officer of the Council may authorise.

“Motorcycle” refers to a solo Motorcycle only and excludes any motorcycle which has a side-car or trailer, or which has more than two wheels.

“Owner” in relation to a Vehicle means the person who is recorded as the registered keeper by the Driver and Vehicle Licensing Agency on the date on which the Vehicle was left in the Parking Place in question.

“Parking Bay” means an area of a Parking Place , which is provided for the leaving of a Vehicle of a class specified and indicated by markings on the surface of the Parking Place or signed or otherwise indicated by signs in the Parking Place ;

“Parking Permit” means a season ticket, contract permit, business permit, resident’s permit or other Parking Permit of a type and design issued by the Council;

"Parking Places" means the whole and every part of the areas of land shown on the Plans and provided by the Council pursuant to Section 32(1) of the 1984 Act for the purpose of Vehicle parking and not closed (in part or in whole) by a notice, sign or barrier, erected or displayed thereon by authority of the Council in accordance with Article 12 of this Order.

“Parking Ticket” or “Pay and Display Ticket”, means the receipt for payment of the appropriate charge purchased (to be displayed within the Vehicle in the Relevant Position) in accordance with Article 20 of this Order.

“Pay and Display Parking Place” means a type of Parking Place where upon parking the Vehicle in a Parking Bay and prior to leaving the Parking Place a Pay and Display ticket must be purchased at the level of charge (if any) or a Free Ticket obtained for any Free Period in accordance with the scale of charges advertised at that Parking Place and in the Schedule to this Order as amended from time to time, as described in Article 22 of this Order.

“Pay and Display Ticket” means a ticket issued by a Ticket Machine located in the Parking Place in which the Vehicle has been left or issued by a person nominated by the Council purchased in accordance with Article 22 of this Order on payment of a charge and valid for a parking period as advertised at that Parking Place and in the Schedule to this Order as amended from time to time. The Pay and Display

Ticket must be displayed prominently on the Vehicle, where appropriate, in accordance with Article 24 of this Order.

“Pay on Foot/Pay on Exit”: A Parking Place where an entry ticket is taken at the entry barrier to access the Parking Place. Prior to leaving the Parking Place, this Ticket is then inserted in to a Ticket Machine located in the Parking Place and the correct payment in accordance with scale of charges advertised at that Parking Place and specified in the Schedule to this Order as amended from time to time for time parked in the Parking Place is made. The Ticket machine produces an exit ticket which is then used to raise the barrier on exit.

“Penalty Charge” means the charge set by the Council under Section 77 of Part 6 and Schedule 9 of the 2004 Act and as advertised at each Parking Place and specified in the Schedule to this Order as amended from time to time, which is to be paid to the Council following the issue of a Penalty Charge Notice and within the period notified on the Penalty Charge Notice, from the date of issue of that notice;

“Penalty Charge Notice” means a notice issued by or served by a Civil Enforcement Officer pursuant to the provisions of ‘The Civil Enforcement of Parking Contraventions (England) General Regulations 2007;

“Plans” means the plans annexed to this Order and numbered OPO 2015/01 to OPO 2015/19 inclusive which identify the Parking Places affected by this Order;

“Public Holiday” means Christmas Day, Good Friday and any other day designated by the Government as a public holiday;

“Relevant Position” means

- (a) in respect of a Vehicle displaying a valid Disabled Person's Badge -

- (i) in the case of a Vehicle fitted with a dashboard or fascia panel, the badge is exhibited thereon so that Part 1 (the front of the badge), is legible from outside the Vehicle; or
 - (ii) in the case of a Vehicle not fitted with a dashboard or fascia panel, the badge is exhibited in a conspicuous position on the Vehicle so that Part 1 of the badge is legible from outside the Vehicle
- (b) In respect of a Vehicle displaying a Pay and Display Ticket, Free Ticket or Parking Permit -
 - (i) the ticket or permit is exhibited on the inside surface of the windscreen or in a clearly visible position so that it is facing forwards and can be easily seen and read from the front or side of the Vehicle; or
 - (ii) in the case of a Vehicle that is not fitted with a transparent windscreen, the ticket or permit is exhibited on the front of the Vehicle facing forwards and clearly visible.
- (c) In respect of a Vehicle displaying a Hackney Carriage Plate -
 - (i) The plate must be affixed to the Vehicle in accordance with the instructions given within the licence as issued by the Mansfield District Council.

“Schedule of Parking” means a schedule of Parking Places, locations, times of use of the said Parking Places, parking tariffs and charges including Free Periods (if any) attached to this order as any be amended or varied from time to time.

“Specified Proportion” means such proportion, applicable to all cases where a Penalty Charge Notice has been issued, as may be determined by the Local Authorities acting through the Joint Committee of the National Parking Adjudication Service and any such successor

organisation carrying out the same function and as advertised at each Parking Place.

“Ticket Machine” means an apparatus of a type and design approved by the appropriate Minister for the purpose of this Order, being apparatus designed to indicate the time by a clock and to issue Parking Tickets which show either

- 1) a payment has been made of an amount or for a period specified thereon and which specify the date and, either the time of such payment, or the time at which the Vehicle must leave the Parking Place ;

Or

- 2) a Free Ticket has been obtained for a period specified thereof and which specify the date and, either the time the Free Ticket was obtained, or the time at which the Vehicle must leave the Parking Place.

“Vehicle” means any motorcar, Motorcycle or other mechanically propelled automobile;

3. Except where the context requires otherwise, any reference in this Order to a numbered Article shall be construed as a reference to the Article bearing that number in this Order and any reference to a plan is a reference to the Plans incorporated into this Order.
4. Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended, applied, consolidated, re-enacted by or as having effect by virtue of any subsequent enactment. Unless the context otherwise requires words denoting the singular shall include the plural and vice versa and words denoting persons shall include either gender, bodies corporate, unincorporated associations and partnerships

5. The Interpretation Act 1978 shall apply for the interpretation of this Order.

PART II

DESIGNATION AND USE OF PARKING PLACES

Designation

6. Each area of land or buildings, coloured in Green shown on the Plans, may be used, subject to the provisions of this Order, as a place to leave Vehicles of such classes, in such positions, on such days, during such hours, for such period and on payment of such charges as are advertised at each Parking Place and in the Schedule to this Order as amended from time to time.

Class and position of Vehicle

7. Where by notice at a Parking Place, a Parking Place is described as available for Vehicles of a specified class or Vehicles to be left in a specified location, no person shall permit a Vehicle to park in that Parking Place or as the case maybe in any Parking Bay within the Parking Place ,
 - (i) Unless it is of the specified class;
 - (ii) that is parked beyond the Parking Bay markings; or
 - (iii) in a position other than that specified.

Disabled person's parking bays

8. No person shall cause or permit a Vehicle to park in a Parking Bay marked for disabled persons unless the Vehicle displays a valid Disabled Person's Badge in the Relevant Position and immediately before or immediately after the act of parking the Vehicle has been or is about to be used by the person(s) in respect of whom the Disabled

Person's Badge has been issued. Where required the Vehicle shall also display the Disabled Badge clock in accordance with local regulations.

Taxi Ranks

9. No person shall cause or permit a Vehicle to park in a Parking Bay marked for Taxis unless the Vehicle displays a valid Hackney Carriage plate, issued by Mansfield District Council, in the Relevant Position.

Loading and Unloading bays

10. No person shall cause or permit a Vehicle to park in a Parking Bay marked as a Loading Bay unless the Vehicle is being used for the purpose of Loading or Unloading.

Motorcycle parking bays

11. No person shall cause or permit a Vehicle to park in a Parking Bay marked for Motorcycles unless the Vehicle is a Motorcycle.

Power to close or suspend Parking Places

12. Nothing in this Order shall prevent the Council by notice, sign or barrier displayed in a Parking Place:
 - (i) From closing a Parking Place or any part thereof for any period; and/or
 - (ii) from suspending the use of a Parking Place or any part thereof for any period; and/or from setting aside a Parking Place or any part or parts thereof on all days or on certain days or during certain parts of days for use only by particular Vehicles or organisations.
13. Any person suspending the use of a Parking Place or any part thereof in accordance with the provisions of Article 12 shall thereupon place or cause to be placed in or adjacent to that Parking Place or that part

thereof a notice or traffic sign indicating that the use of that Parking Place or that part thereof is suspended and that parking by Vehicles is prohibited.

14. No person shall cause or permit a Vehicle to be left in a Parking Place or any part thereof during such periods that the use of that Parking Place or that part thereof is suspended or during such period as there is in or adjacent thereto a notice or traffic sign placed by or on behalf of the Council in pursuance of Article 13.

Use of Parking Place

15. No person shall while a Vehicle is in a Parking Place use the Parking Place for any purpose other than parking the Vehicle, boarding or alighting from the Vehicle or taking articles out of or into the Vehicle or placing articles into the vehicle immediately prior to leaving or moving the Vehicle or Loading/Unloading where permitted under this Order and in particular but without prejudice to the generality of the foregoing provisions of this Article no person shall:

(i) Carry out any work of construction overhauling cleaning or repair in respect of the Vehicle except as may be necessary to enable the Vehicle to be moved from the Parking Place;

(ii) Use a Vehicle while it is in a Parking Place in connection with the sale of any article (including the Vehicle itself) to persons in or near the Parking Place or in connection with the selling or offering for hire of his or another person's skills or services in any capacity, unless with the express written permission of the Council;

(iii) Except with the permission of an authorised officer of the Council or Civil Enforcement Officer drive any Vehicle in a Parking Place other than for the purpose of leaving that Vehicle in the Parking Place or for the purpose of departing from the Parking Place in accordance with the provisions of this Order.

Maximum Period of Stay

16. Where a Parking Place is described by a notice displayed within it or in the Schedule to this Order as amended from time to time as being available on specified days, during specified hours or for a maximum period of stay, no person shall permit a Vehicle to park in that Parking Place on any day, during such hours or for any period other than or longer than those specified.

Period of no return

17. Where by notice on site or in the Schedule to this Order as amended from time to time a Parking Place is described as having a period within which a Vehicle may not return, no person shall permit a Vehicle to park in that Parking Place on any day, during such period.

Parked with engine running

18. The driver of a motor Vehicle using a Parking Place shall stop the engine as soon as the Vehicle is in the Parking Bay and shall not start the engine except when about to change the position of the Vehicle in or to depart from the Parking Place;

Parked causing an obstruction

19. The driver of a motor Vehicle using a Parking Place shall not park the Vehicle in such a manner or place where it causes an obstruction to any other users of the Parking Place.

PART III

CHARGES FOR PARKING

Payment

20. The driver of a Vehicle using a Parking Place shall upon parking the Vehicle in the Parking Place pay the appropriate charge (if any) in

accordance with the scale of current charges as advertised on site and in the Schedule to this Order as amended from time to time.

Pay on Exit / Pay on Foot Parking Places

21. The driver of a Vehicle using a Pay on Exit / Pay on Foot Parking Place shall, upon arriving at the Parking Place, take a Parking Ticket from the Ticket Machine to establish time of entry at the Parking Place and shall on return to the Vehicle prior to exit, pay the appropriate fee at the Pay on Foot machines or pay the attendant on duty, or a person nominated by the Council at the exit point, as the case may be a parking fee at the level of charge and for the period required in accordance with the scale of charges as advertised on site and in the Schedule to this Order as amended from time to time.

Pay and Display Parking Places

22. The driver of a Vehicle using a Pay and Display Parking Place, or any Parking Bay within the Parking Place, shall upon parking the Vehicle in a Parking Bay, and prior to leaving the Parking Place, shall obtain a free ticket, purchase a Pay and Display Ticket or make a Electronic Payment, at the level of charge and for the period required in accordance with the scale of charges as advertised at that Parking Place and in the Schedule to this Order as amended from time to time.

Means of payment

23. The charges referred to in Articles 20, 21 and 22 shall be payable in the manner, as advertised at that Parking Place, or by payment to a person nominated by the Council.

Display of Parking Ticket or Free Ticket

24. (a) Once a Vehicle has been parked within a Pay and Display Parking Place the driver of the Vehicle shall:

(i) ensure that a valid Free Ticket or Pay and Display Ticket has been obtained and is displayed at all times the Vehicle is parked, to cover the entire period that the Vehicle is parked in the Parking Place , and

(ii) Display the Free Ticket or Pay and Display Ticket issued at that Parking Place in the Relevant Position on the Vehicle in respect of which it was issued.

(b) Article 24 (a) does not apply if Payment is made via Electronic Payment.

Validity of Pay and Display Tickets

25. A Free Ticket and Pay and Display Ticket is not transferable from one Vehicle to another and on transfer the ticket ceases to be valid.

26. A Free Ticket and Pay and Display Ticket is valid only in the Parking Place in which it was issued. This is defined by the reference code of the Ticket Machine located in that Parking Place printed on the Free Ticket and Pay and Display Ticket.

Expiry of parking period

27. The expiry of the period for which a charge specified for the use of a Parking Place has been paid (as advertised at the Parking Place and specified in the Schedule to this Order as amended from time to time) shall be

(i) Where there is exhibited on the Vehicle a Pay and Display Ticket and the expiry date and time printed on the Pay and Display Ticket has passed, or

(ii) where an alternative approved method of payment has been used, when the period for which payment has been made and recorded has been exceeded.

No Pay and Display Ticket displayed

28. If at any time while a Vehicle is left in a Parking Place no Free Ticket or Pay and Display Ticket is displayed on that Vehicle in the Relevant Position and in accordance with the provisions of Article 24, it shall be deemed that the charge has not been paid unless payment has been made via an Electronic Payment.
29. An Electronic Payment may be made by any of the methods provided from time to time by the Council and to be valid must be registered on an account in an electronic database approved by the Council and an indication that payment has been made and the parking period for which payment has been made shall either;
- ☐ appear on a hand-held device; or
 - ☐ be obtained by a Civil Enforcement Officer contacting the service provider.

Without prejudice to the provisions of the relevant Parking Order, if at any time while a vehicle is left in a parking place referred to in the Parking Order there is no indication that payment of the charge for a parking ticket has been made by way of an Electronic Payment, or there is an indication that the parking period for which payment was made has expired, it shall be presumed, unless the contrary is proved, that either;

- ☐ the charge for the parking ticket has not been duly paid in respect of that vehicle; or
- ☐ the parking period for which payment was made had already expired

Where an Electronic Payment has been made as an alternative to obtaining a parking ticket and remains valid, any requirement in the relevant Parking Order for the parking ticket to be displayed on the vehicle to which it relates shall not apply.

Any other provisions in a Parking Order relating to the validity of a parking ticket shall except where the context otherwise provides apply to an Electronic Payment.

30. If at the time when a Vehicle is left during the Charging Hours in a Pay and Display Parking Place and on the nearest Ticket Machine in that Parking Place there is a notice placed by any person duly authorised by the Council indicating that the said Ticket Machine is out of order then a ticket shall be obtained from another Ticket Machine within the same Parking Place (where another Ticket Machine is so provided) or from a person nominated by the Council or via Electronic Payment. Otherwise Article 30 shall prevail where there is no Ticket Machine or all Ticket Machines are out of order, (whether signed as such or not) and if there is no person nominated by the Council for the purpose of issuing a ticket.
31. Where no valid Free Ticket or Pay and Display Ticket can be obtained and displayed pursuant to the circumstances described in Article 29, Vehicles may be left in a Parking Place but may not be left for longer than the maximum period of parking in that Parking Place advertised at that Parking Place

Parking Permits

32. Parking Permits are available from the Council at the appropriate fee, for a Vehicle of a specific class and for a specific Parking Place subject to conditions determined by the Council.
33. The driver shall abide by the terms stipulated by the Council for the use of the Parking Permit.
34. A Parking Permit is only valid in the Parking Place in respect of which it was issued and up to the date of expiry shown on the Parking Permit.
35. A Parking Permit remains the property of the Council and must be surrendered on request. In such instances where a refund fee is

appropriate this will be provided in accordance with the Council's policies.

Display of Parking Permit

- 36 The driver of the Vehicle shall display the Parking Permit in the Relevant Position on the Vehicle in respect of which it was issued at all times during which the Vehicle is left in the Parking Place . Electronic permits and decrementing pre paid cards are exempt from the need to display in a Pay on Foot or Pay on Exit car park.

Replacement Parking Permits

37. Damaged or lost Parking Permits will be replaced on application to the Council and on payment of an administration fee. The damaged or lost Parking Permit will then become immediately invalid.

Surrender of Parking Permit

- 38 The holder of an annual Parking Permit shall on surrendering the Parking Permit be entitled to a refund based upon the number of complete months remaining un-expired from the beginning of the calendar month following the date on which the Council receives the surrendered Parking Permit. The refund will be one twelfth of the annual rate for each un-expired calendar month less an administration fee. The Council may accept the transfer of a Parking Permit to a new Vehicle on the surrender of the existing Parking Permit to the Council subject to the relevant administration fee and subject to the procedure stated in the conditions of holding such a permit.

Restriction on removal

39. When a Pay and Display Ticket or Parking Permit has been exhibited on a Vehicle in the relevant position no person shall remove the Pay and Display Ticket or Parking Permit from the Vehicle until the Vehicle is removed from the Parking Place .

PART IV

EXEMPTIONS FROM DAILY CHARGES

40.. No daily charge shall be payable in respect of;

(i) a Vehicle which displays in the relevant position a valid Disabled Person's Badge and correctly set time clock provided that the Vehicle has been used or is about to be used by the persons(s) in respect of whom the badge is issued immediately before or immediately after the vehicle was parked in the Parking Bay, where such exemption is advertised as applying at the site,; or

(ii) a Motorcycle which is left in a Parking Bay specified for such Vehicles (if any) where such exemption is advertised as applying at the site,; or

(iii) a Vehicle left displaying in a relevant position a valid Parking Permit valid for that Parking Place .

Absence of ticket machine

41. If at the time when a Vehicle is left in a Parking Place during the Charging Hours there is no Ticket Machine at the Parking Place and payment can not be made via Electronic Payment, or all the Ticket Machines at that Parking Place carry notices placed upon them by a person duly authorised by the Council indicating that they are out of order, the driver of that Vehicle shall be exempt from purchasing a Pay and Display Ticket. Otherwise Article 30 shall prevail where there is no ticket machine or a ticket can not be purchased or all ticket machines are out of order whether signed as such or not.

PART V

RELOCATION AND REMOVAL OF VEHICLES

Emergencies

42. A Civil Enforcement Officer, a person authorised by the Council or a Police Constable in uniform may, using such measures as are appropriate, move or cause to be moved in the case of an emergency to any place he/she thinks fit, any Vehicle left in a Parking Place .

Safe keeping

43. Any person removing a Vehicle from a Parking Place under Article 41 shall make such arrangements as may be reasonably necessary to provide for the safe keeping of the Vehicle

PART VI

LIABILITIES / PENALTIES

Liability

44. The Council accepts no liability for the loss or damage to Vehicles or other property left in any of the Parking Places to which this Order applies.

Wilful damage

45. Any person who with intent to defraud interferes with the Ticket Machine or operates or attempts to operate any ticket machine by the insertion of objects other than undamaged and unaltered coins of legal tender and of the appropriate denomination, or other approved method of payment, shall be liable to prosecution.

PART VII

CONTRAVENTION AND PENALTY CHARGE

Contravention

46. If a Vehicle is parked in a Parking Place without complying with the requirements of this Order, a contravention shall have occurred and a Penalty Charge shall be payable. A Penalty Charge Notice showing the information required by the 2004 Act and regulators thereafter may then be issued by a Civil Enforcement Officer in accordance with the requirements of the 2004 Act or any subsequent applicable legislation

Penalty Charge Notice

47. In the case of a Vehicle in respect of which the Penalty Charge may have been incurred, it shall be the duty of a Civil Enforcement Officer to either hand the Penalty Charge Notice to the Driver of the Vehicle, post the Penalty Charge Notice to the Owner of the Vehicle or attach the Penalty Charge Notice to the Vehicle in a conspicuous position

Restriction on removal of notices

48. A Penalty Charge Notice fixed to a Vehicle in accordance with Article 46 shall not be removed or interfered with except by or under the authority of:
- (i) The Owner, or person in charge of, the Vehicle;
 - (ii) The Council for the Parking Place in which the Vehicle in question was found.

Manner of Payment of Penalty Charge

49. The Penalty Charge shall be paid in accordance with the instructions contained on the Penalty Charge Notice,

- a. by cheque, , money order or postal order delivered or sent by post to the address as indicated on the Penalty Charge Notice, or
- b. in cash, as indicated on the Penalty Charge Notice in person at any All pay outlet which accepts such payments, or
- c. by credit card or debit card over the phone using the number specified on the Penalty Charge Notice

The recipient of a Penalty Charge Notice may be eligible to make representations or appeal against the Penalty Charge Notice issued, as detailed on the Penalty Charge Notice and in accordance with the requirements and procedures set out in the Traffic Management Act 2004 and its subordinate legislation.

- 50.. If the driver fails to pay the Penalty Charge by the end of the 28 day period, a notice to the Owner may be served. If the charge is then not paid within a further 28 days the charge may be increased by 50% on the issue of a charge certificate in accordance with the provisions of section 21 of part 5, The Civil Enforcement of Parking Contraventions (England) General Regulations 2007, or such other percentage increase of charge as may be determined by amendments to the legislation from time to time. Continued failure to pay the Penalty Charge may result in a judgement in the County Court against the Owner to enable the Council to recover the payments due.

Indications as Evidence

- 51 The particulars given in the Penalty Charge Notice attached to a Vehicle in accordance with this Order shall be treated as evidence in any proceedings relating to failure to pay such Penalty Charge.

PART VIII

DISPOSAL OF VEHICLES

Disposal of Vehicles abandoned in Parking Places

52. The Council may sell or otherwise dispose of a Vehicle which has been, or could at any time be, removed from a Parking Place pursuant to Article 41 if the Vehicle appears to have been abandoned, provided that this power of disposal shall not be exercisable unless the Council has taken such of the following steps as are applicable to the Vehicle in question, and there has elapsed a period of six weeks beginning with the taking of the first of those steps.
53. Where the Vehicle carries a registration mark the Council shall ascertain from the appropriate body the name and address of the person who is the Registered Keeper of the Vehicle pursuant to the Vehicles (Excise) Act 1971, unless the Council is satisfied that the true owner of the Vehicle has identified himself to them.
54. The Council shall, where by virtue of Articles 53, 55 and 56, it is aware of the name and address of a person who it appears may be the Owner of the Vehicle, send a notice to that person at that address stating that it is the intention of the Council to sell or otherwise dispose of the Vehicle (which shall be sufficiently described in the notice) on or after a specified date (which shall not be less than two weeks from the date of the notice and in any event not earlier than six weeks from the date of the first step taken by the Council under this Part of this Order) unless it is in the meantime removed by or on behalf of that person from such place as is specified by the Council in the said notice or from such place as may be subsequently notified in writing by the Council to that person.
55. If any person to whom a notice is sent in accordance with Article 54 informs the Council of the name and address of some other person

who he/she alleges may be the Owner of the Vehicle, a notice stating the particulars mentioned in the last preceding Article shall be sent to that other person and to any further person who the Council may in consequence of the sending of the notice to the said other person be led to believe may be the Owner of the Vehicle.

56. Where a Vehicle does not carry a registration mark the first step to be taken by the Council shall be to apply in writing to the Chief Officer of Police in whose area the Parking Place is situated enquiring whom that officer considers is the Owner of the Vehicle and the address of that person.
57. The Council shall then make such further enquiries as to ownership as it thinks fit.
58. Upon the sale of a Vehicle by the Council, the Council shall apply the proceeds of sale in or towards the satisfaction of any costs incurred by it in connection with the disposal thereof and of any charge or payment to which it is entitled.
59. In the event that any such costs incurred by the Council in connection with the disposal of the Vehicle are not satisfied by virtue of the last preceding Article, the Council may recover those costs from the person who was the Owner of the Vehicle immediately before it was removed from the Parking Place, provided that that person was sent by the Council a notice under Article 54.
60. Any sums received by the Council on the sale of a Vehicle shall, after deducting any sum applied by virtue of Article 58, be payable within a period of one year from receipt hereof to any person to whom, but for such sale, the Vehicle would have belonged and insofar as any such sums are not claimed within the said period they shall be paid into the General Rate Fund of the Council.

61. Where under the foregoing provisions of this Order a notice is required to be or may be sent to a person the notice shall be sent by recorded delivery post.

PART IX

REVOCATIONS

Revocations

62. The Mansfield District Council (Off Street Parking Places) Order 2013 is revoked as from the date this Order comes into operation

SCHEDULE

Parking Charges

Car Park	Times of operation	Parking Period	Fee
Toothill Lane (Park Mark) Church Lane (Park Mark) Handley Arcade (Park Mark) Toothill Road (Park Mark)	All day every day All day every day All day every day All day everyday (max. Stay of 4 hours applies between 08:00.- 16:00)	Up to one hour Up to two hours discounted rate Additional hours for each hour or part thereof Evening charge (excluding Church Lane) (applies between 18.30 – 08.00)	80p £1.50 80p £2.00
Robin Hood Line Station (Park Mark) Grove Street (Park Mark)	All day every day All day every day	Up to one hour Day Ticket (10hrs) 24 Hr Ticket	70p £4.00 £10.00
Walkden Street (all days) (Park Mark) Four Seasons (all days) (Park Mark)	cars	Up to one hour Exceeding one hour for each hour or part thereof	£1.00 £1.00
	motor cycles	Up to one hour Exceeding one hour for each hour or part thereof	£1.00 £1.00
Water Meadows (Park Mark)	All day every day	Up to one hour Exceeding one hour for each hour or part thereof	70p 70p
Garden Road	All day every day	Up to one hour Exceeding one hour for each hour or part thereof	50p 50p
Clumber Street	All day every day (Max. stay of 4 hours applies between 08:00-16:00)	Up to one hour Up to two hours discounted rate Additional hours for each hour or part thereof	£1.00 £1.50 £1.00
Civic Centre (Park Mark) Note : the concession for disabled badge holders will not apply at this site.	08.00 to 18.00, Monday to Friday 08.00 to 18.00 Saturday	Up to one hour Exceeding one hour for each hour or part thereof Up to one hour Exceeding one hour for each hour or part thereof Day Ticket	No Charge 70p 70p 70p £3.00
Service Area 'D' Note : the concession for disabled badge holders will	All day every day (Max stay of 2 hours applies between 08:00 to	Up to 1 hour Exceeding one hour for each hour or part thereof	£1.00 £1.00

not apply at this site.	16:00)	Evening Charge (applies between 18.30 – 08.00)	£2.00
Old Town Hall Queens Head Note : the concession for disabled badge holders will not apply at this site.	All day every day (Max stay of 1 hour applies between 08:00 to 18:30)	Up to half an hour Up to one hour Evening Charge (applies between 18.30 – 08.00)	No Charge £1.00 £2.00
Victoria Street Note : the concession for disabled badge holders will not apply at this site	All day every day	Up to one hour Exceeding one hour for each hour or part thereof	50p 50p
Newgate Lane Station, M/Woodhouse Library, Warsop High Street, Warsop Clumber Street, Warsop Kingsway Hall, Forest Town Prince Charles, Forest Town	All day every day		No charge
Stockwellgate North (The old bus station) Note : the concession for disabled badge holders will not apply at this site	All day everyday (max stay of 4 hours applies between 8.00 and 18.30)	Up to one hour Exceeding one hour for each hour or part thereof	£1.00 £1.00

Season tickets for individuals per calendar month:

Gold (Four Seasons) = £90;

Silver (Water Meadows, Toothill Lane, Church Lane, Victoria Street and Garden Road) = £65;

Bronze (Walkden Street, Robin Hood Line, Grove Street) = £40;

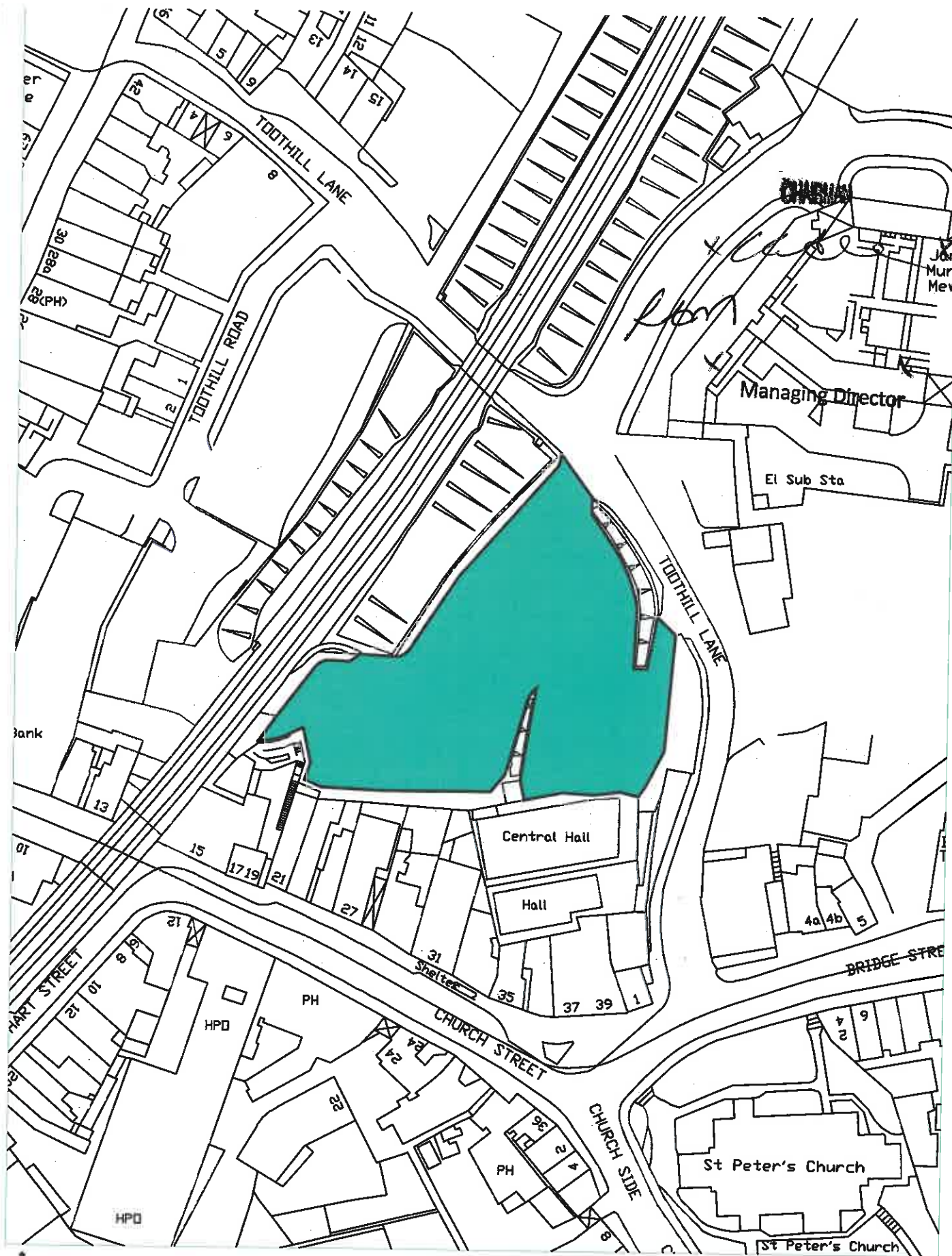
Contract parking designated surface car parks - reserved spaces per calendar month and based on a minimum purchase of 2 passes

Gold (Four Seasons) = £50;

Silver (Water Meadows, Toothill Lane, Church Lane, Victoria Street and Garden Road) = £40;

Bronze (Walkden Street, Robin Hood Line, Grove Street) = £30

(Park and ride £1 per day -seasonal provision only)



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MANSFIELD DISTRICT COUNCIL

DESIGN SERVICES

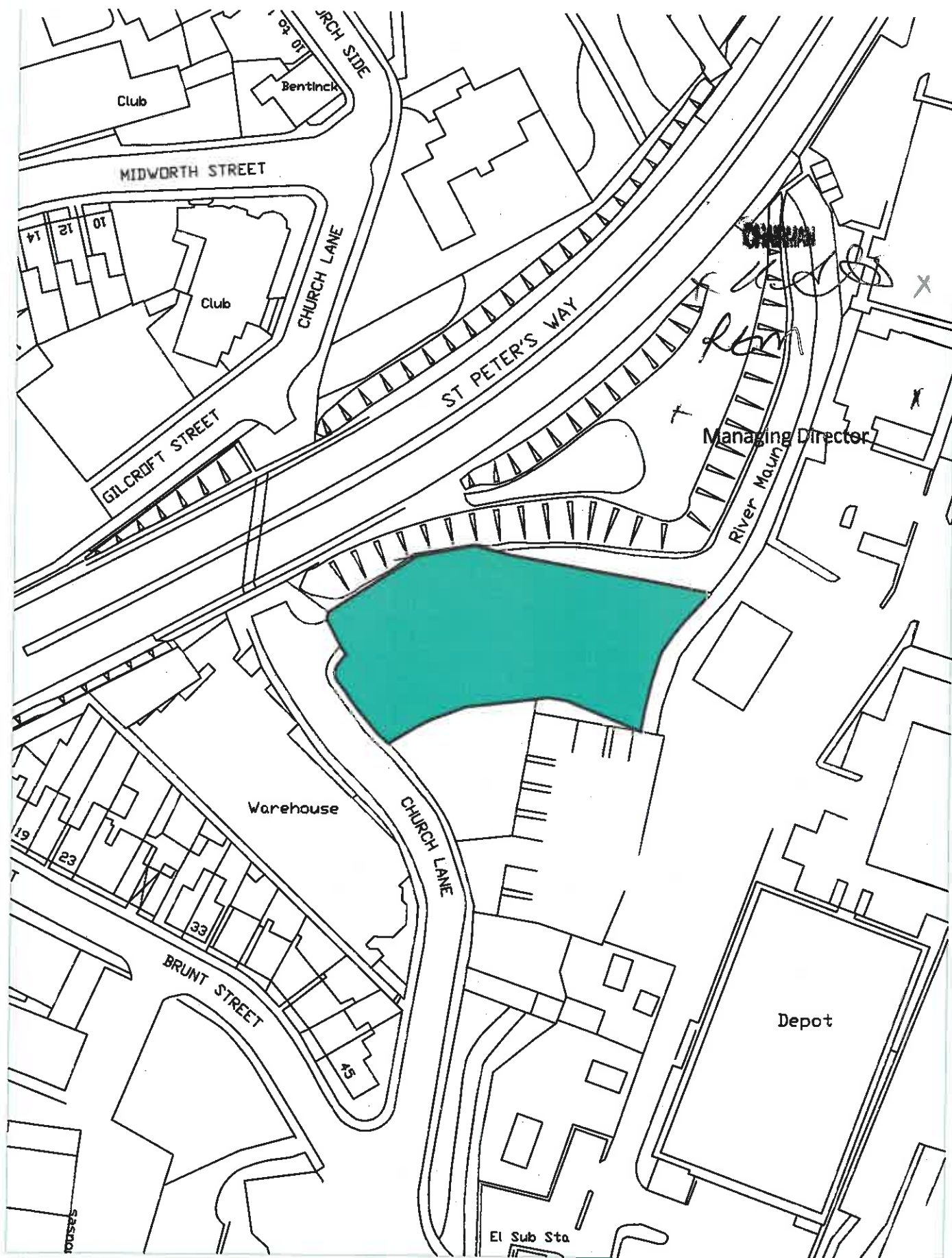
CIVIC CENTRE CHESTERFIELD ROAD SOUTH MANSFIELD NOTTINGHAMSHIRE NG19 7BH (01623) 463463

Drawing Title:

OPO 2015/01
Toothill Lane

Scale:

1:1000



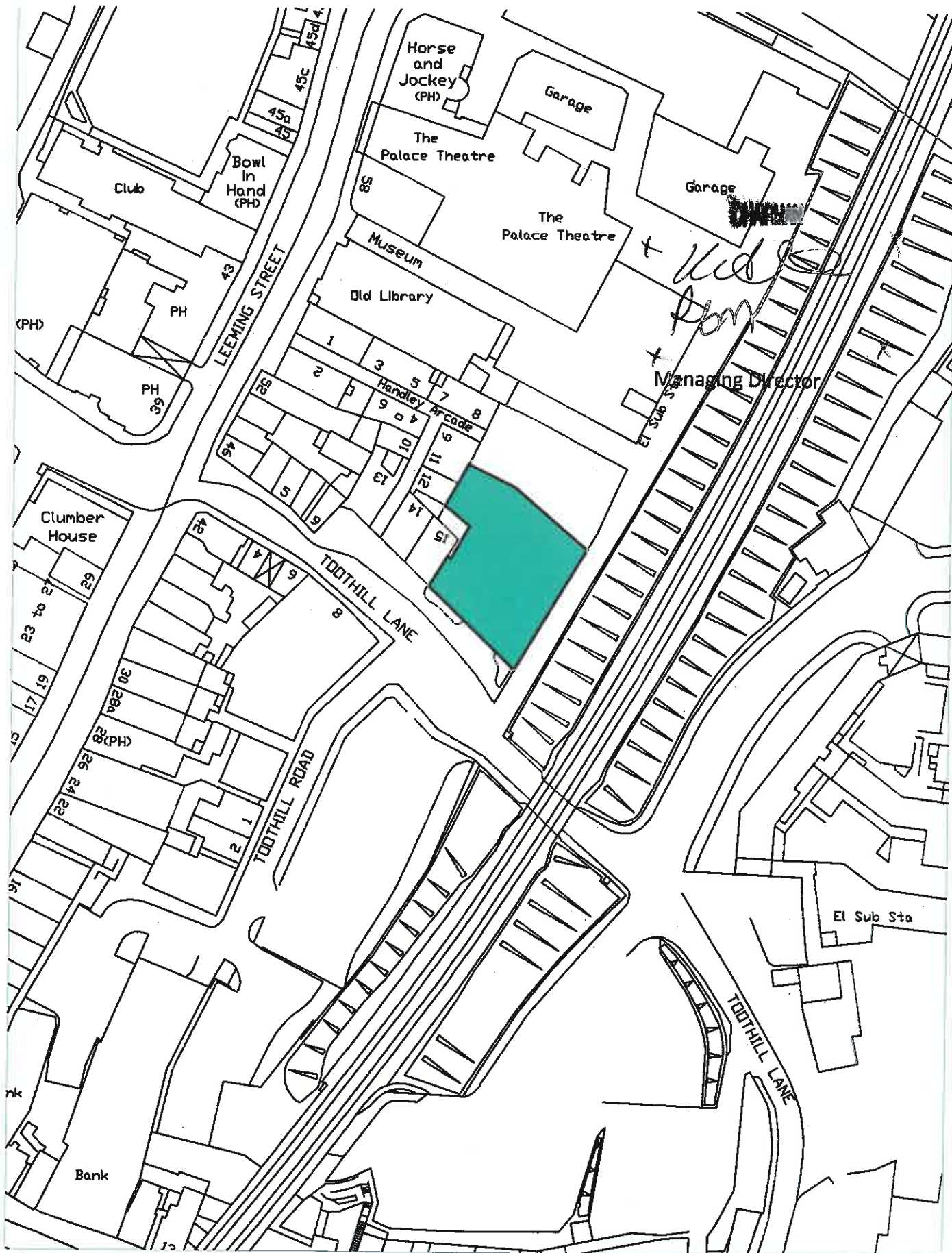
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CIVIC CENTRE CHESTERFIELD ROAD SOUTH MANSFIELD NOTTINGHAMSHIRE NG19 7BH (01623) 463463

Drawing Title: OPO 2015/02
Church Lane

Scale: 1:1000



Managing Director

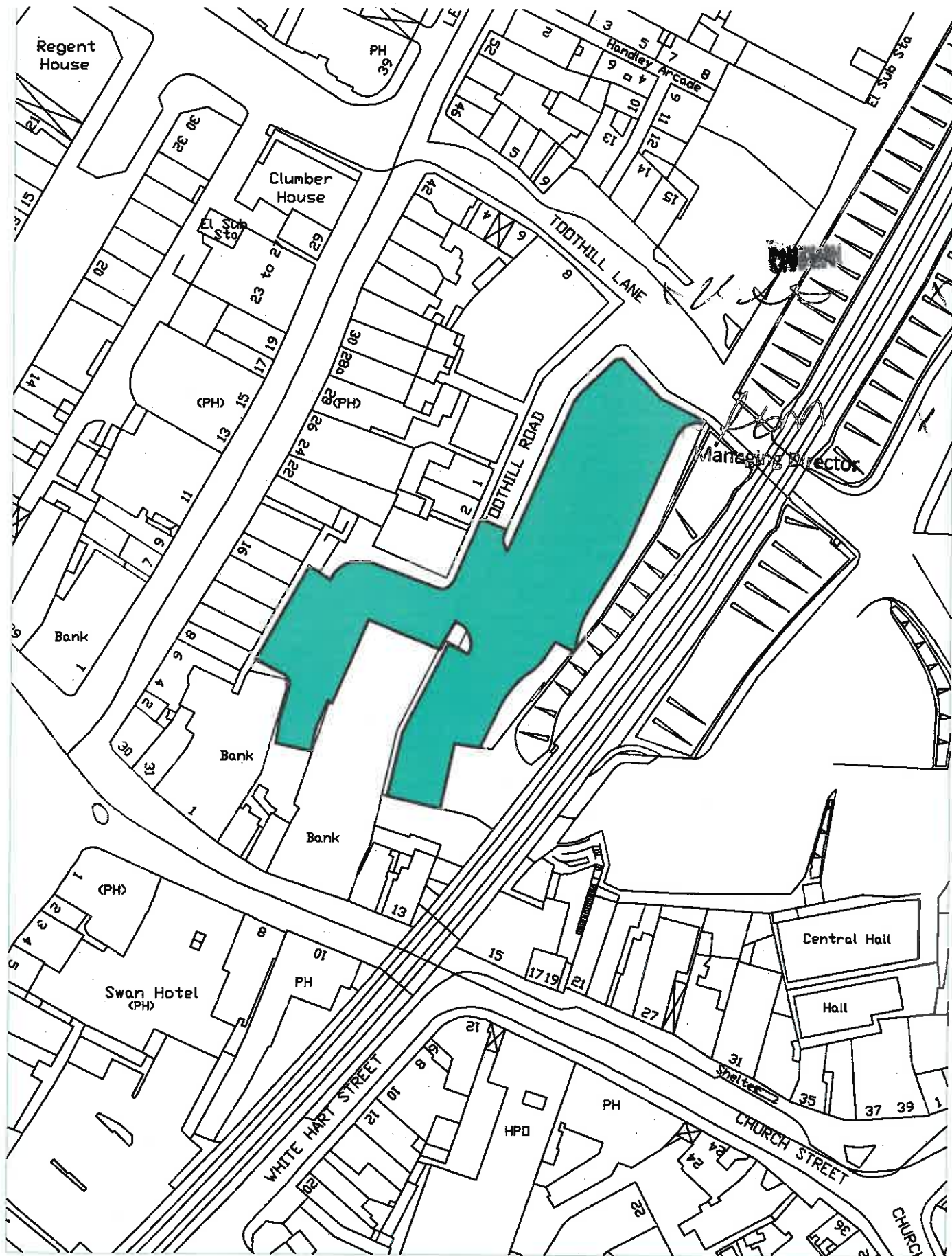


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 DESIGN SERVICES
 CIVIC CENTRE CHESTERFIELD ROAD SOUTH MANSFIELD NOTTINGHAMSHIRE NG19 7BH (01623) 463463

Drawing Title: OPO 2015/03
 Handley Arcade

Scale: 1:1000



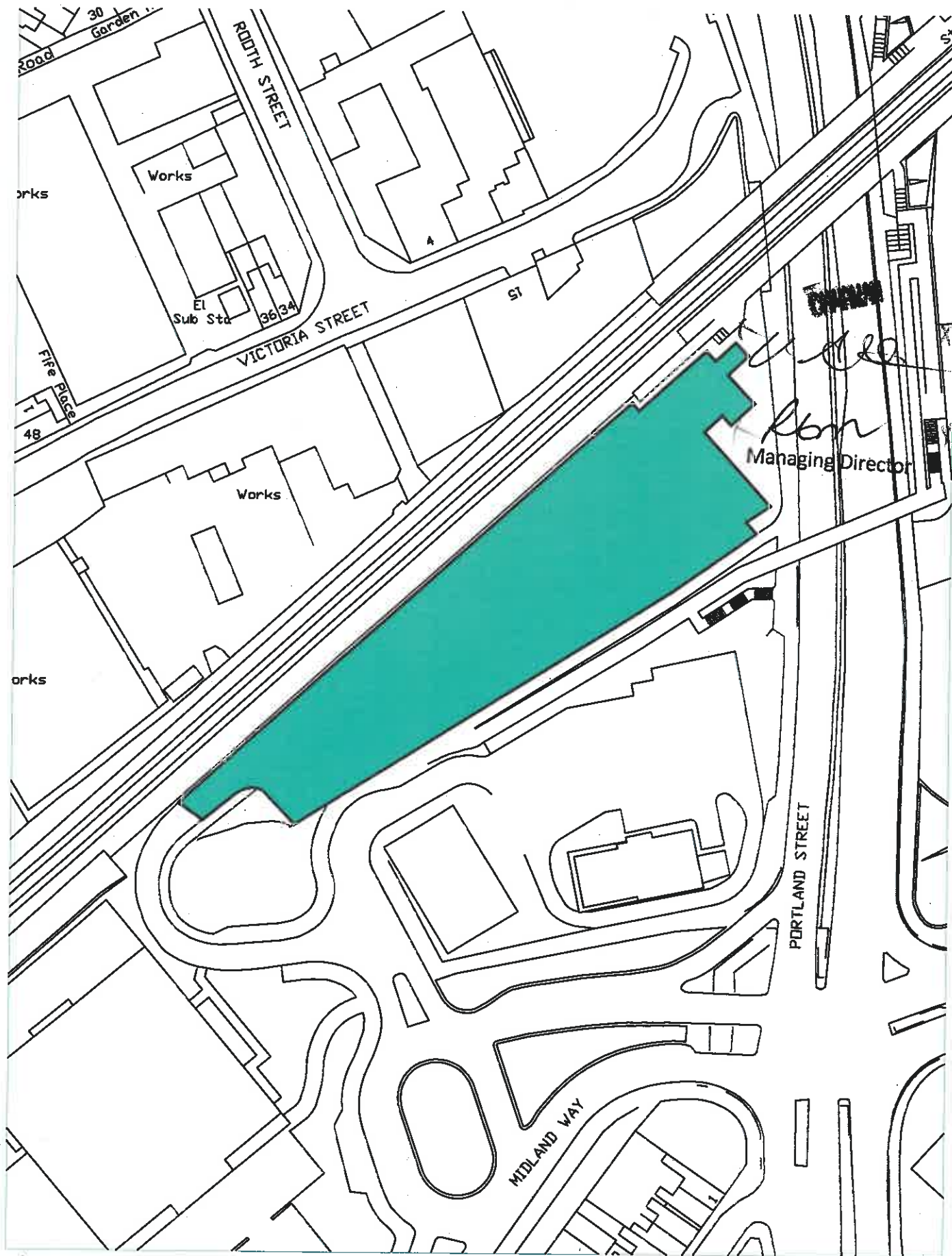
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CIVIC CENTRE CHESTERFIELD ROAD SOUTH MANSFIELD NOTTINGHAMSHIRE NG19 7BH (01623) 463463

Drawing Title:
OPO 2015/04
Toothill Road

Scale:
1:1000



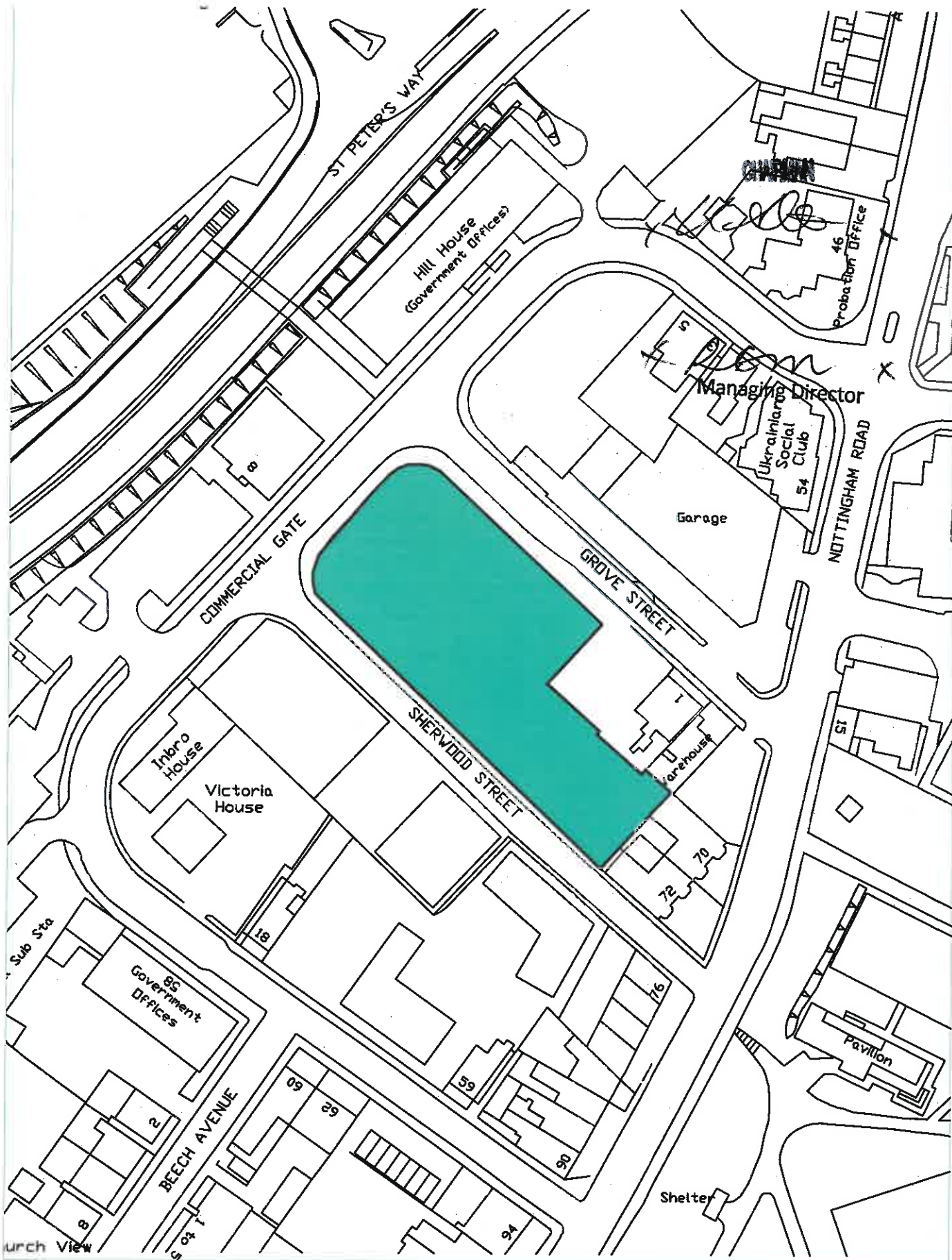
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DESIGN SERVICES
CIVIC CENTRE CHESTERFIELD ROAD SOUTH MANSFIELD NOTTINGHAMSHIRE NG19 7BH (01823) 463463

Drawing Title:
OPO 2015/05
Robin Hood Line

Scale:
1:1000



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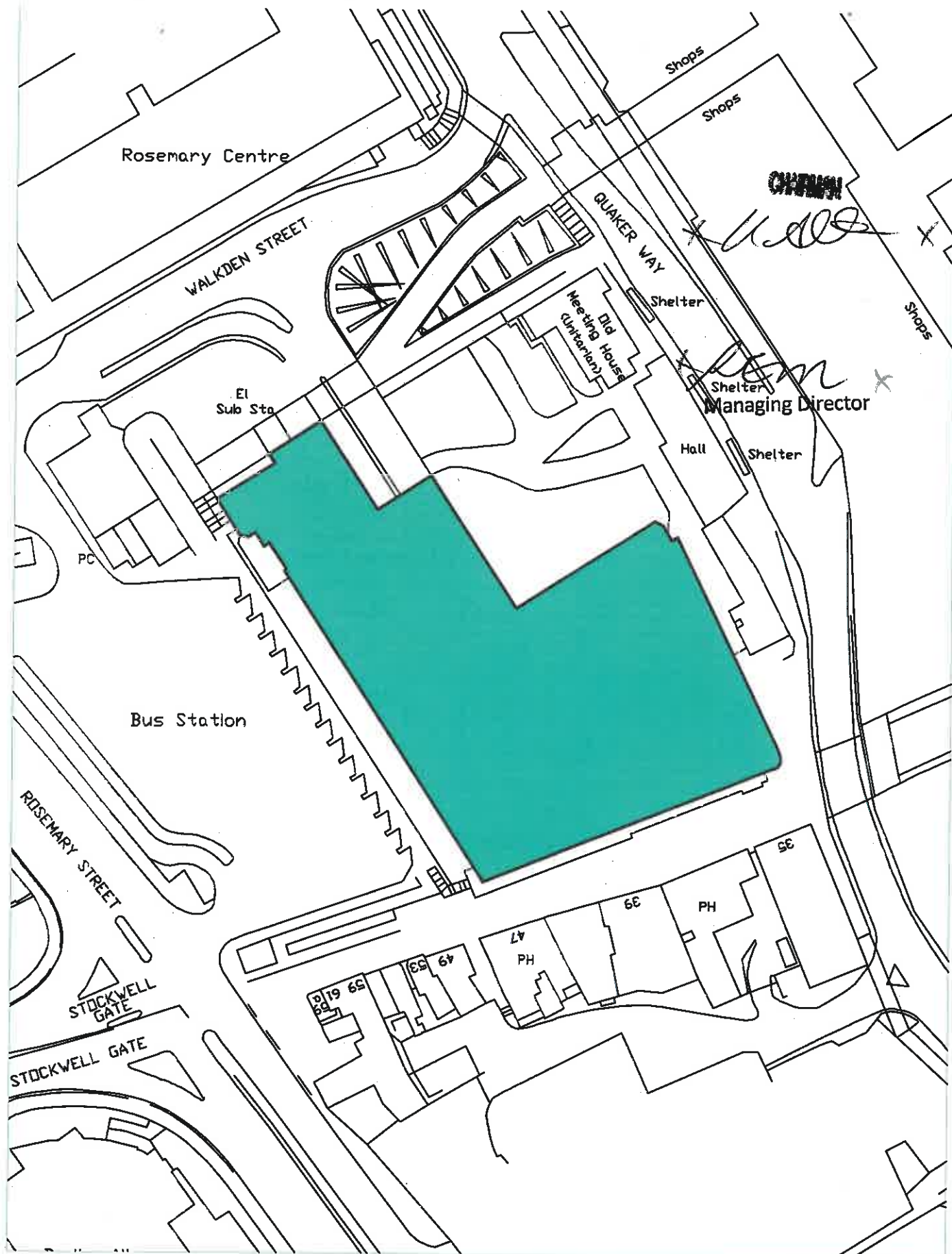
CIVIC CENTRE CHESTERFIELD ROAD SOUTH MANSFIELD NOTTINGHAMSHIRE NG19 7BH (01623) 463463

Drawing Title:

OPO 2015/06
Grove Street

Scale:

1:1000



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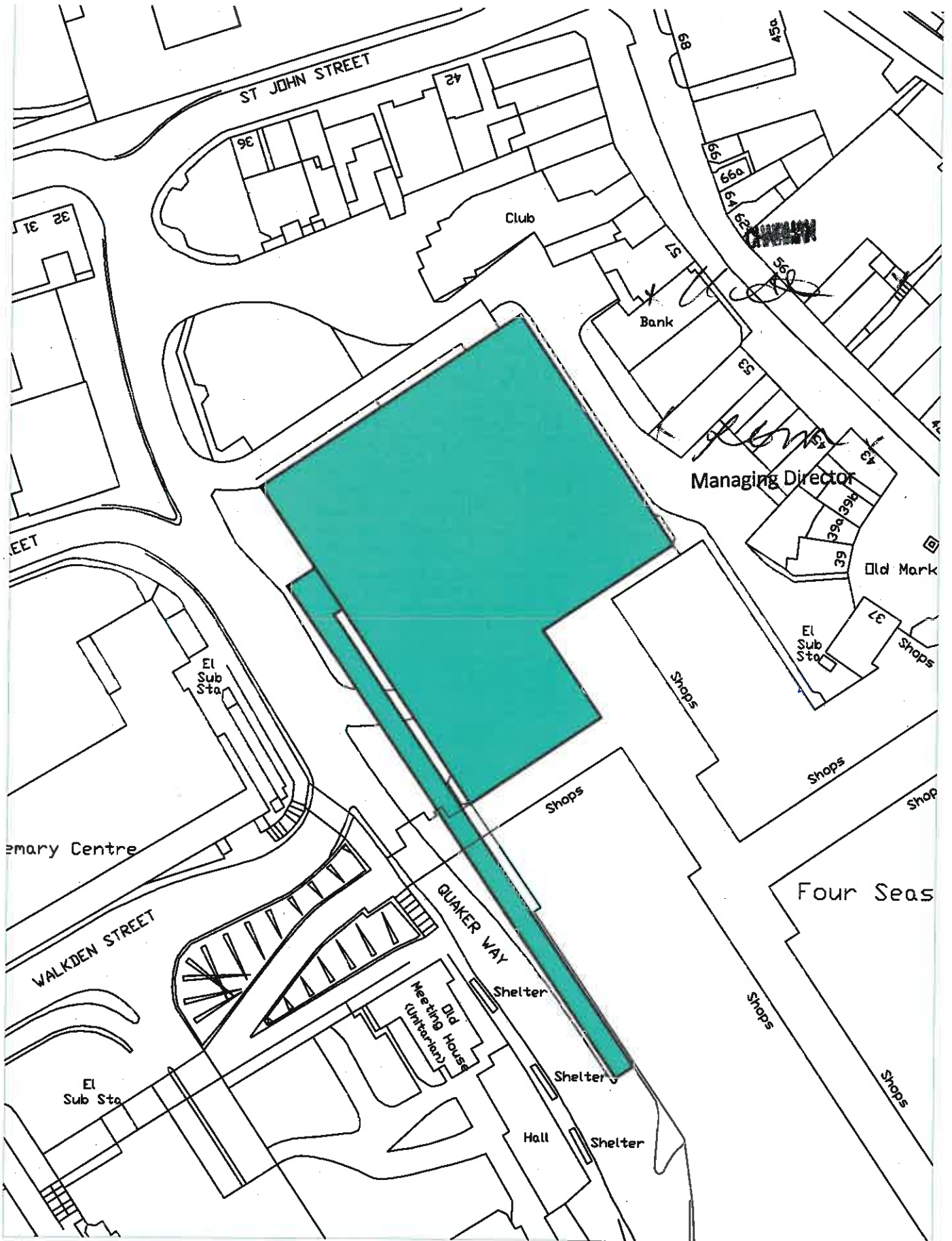
CIVIC CENTRE CHESTERFIELD ROAD SOUTH MANSFIELD NOTTINGHAMSHIRE NG19 7BH (01823) 463463

Drawing Title:

OPO 2015/07
Walkden Street

Scale:

1:1000



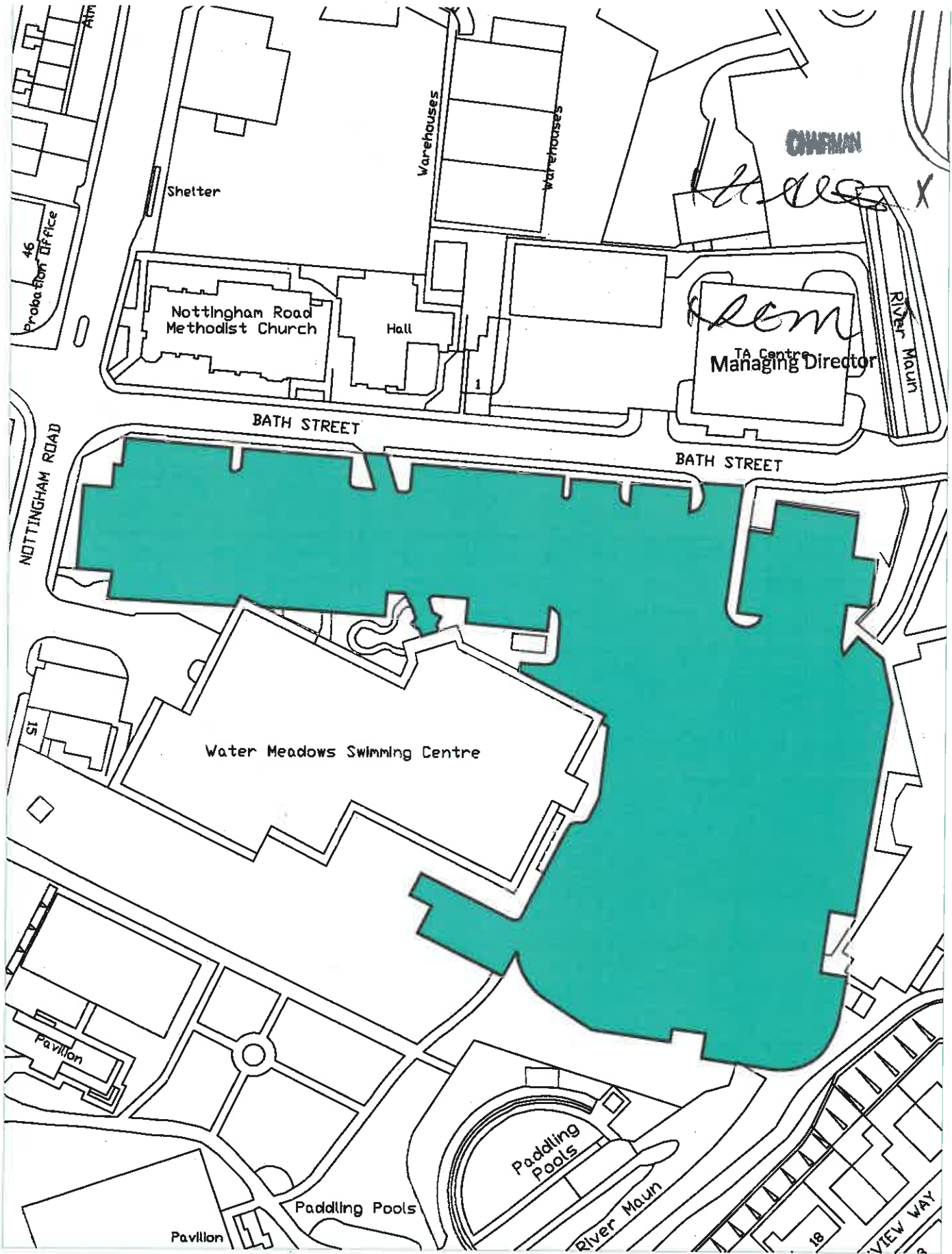
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DESIGN SERVICES
CMC CENTRE CHESTERFIELD ROAD SOUTH MANSFIELD NOTTINGHAMSHIRE NG19 7BH (01823) 463463

Drawing Title: OPO 2015/08
Four Seasons

Scale: 1:1000

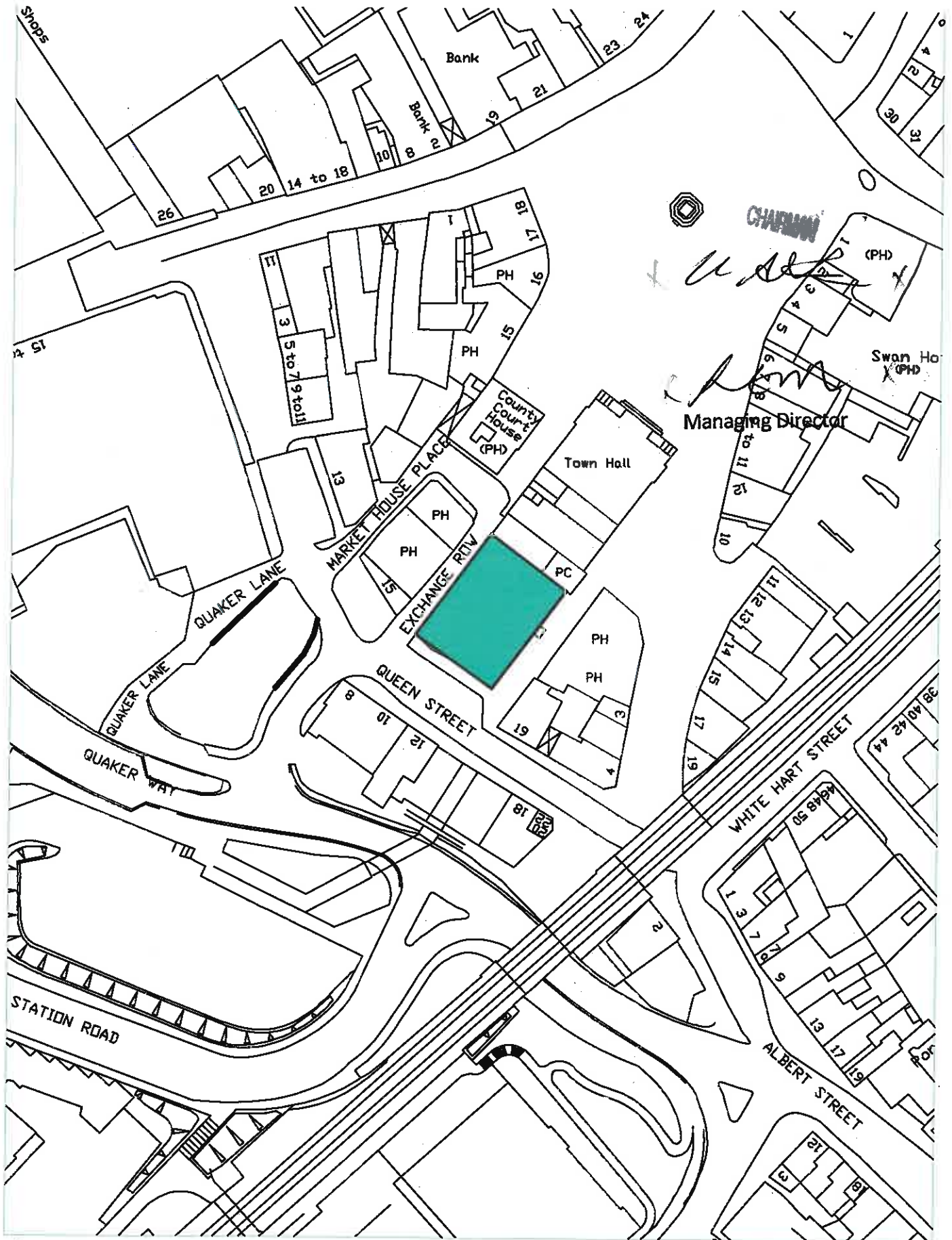


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DESIGN SERVICES
CIVIC CENTRE CHESTERFIELD ROAD SOUTH MANSFIELD NOTTINGHAMSHIRE NG19 7BH (01623) 463463

Drawing Title:
OPO 2015/09
Water Meadows

Scale:
1:1000



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DESIGN SERVICES

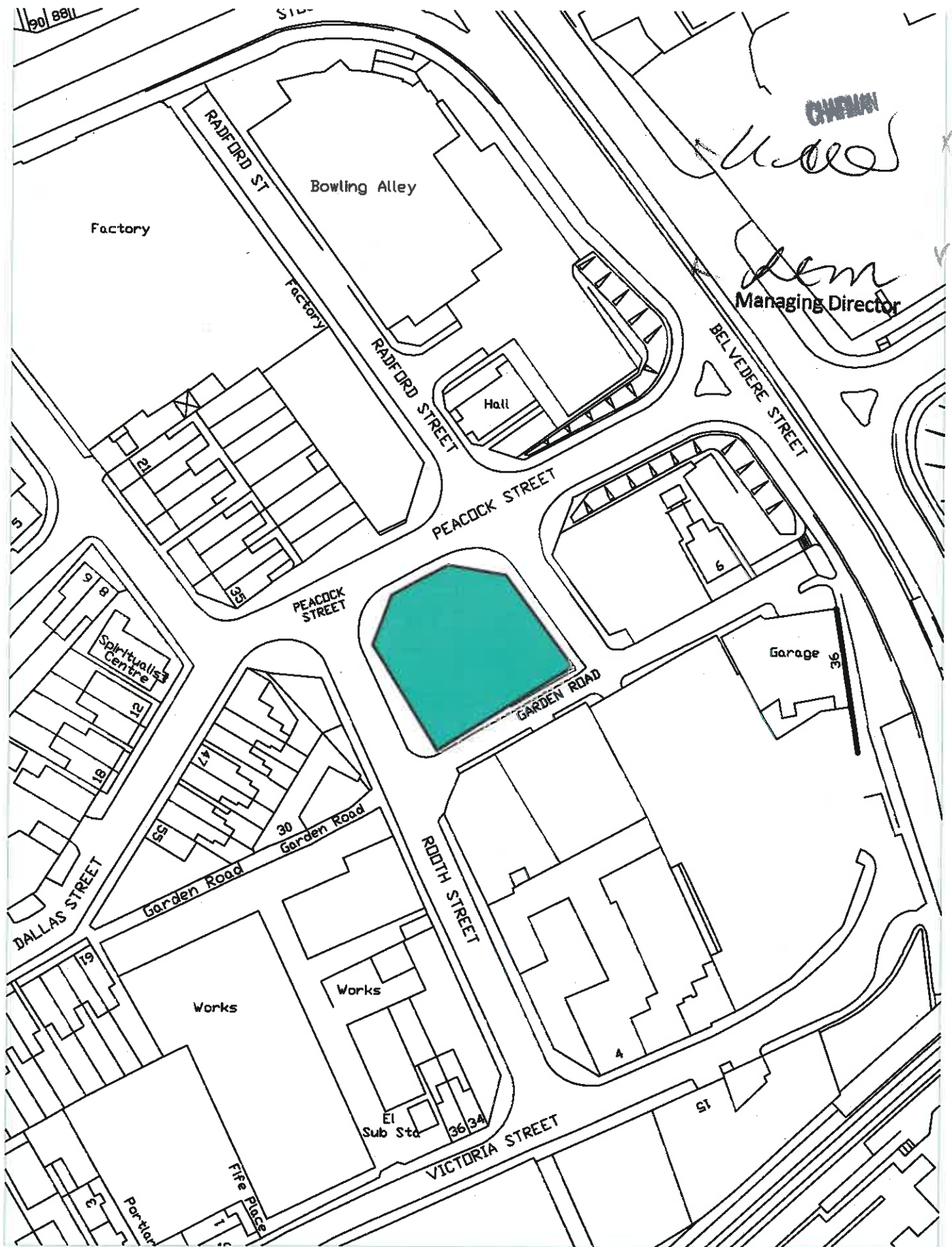
CIVIC CENTRE CHESTERFIELD ROAD SOUTH MANSFIELD NOTTINGHAMSHIRE NG19 7BH (01623) 493483

Drawing Title:

OPO 2015/10
Old Town Hall

Scale:

1:1000



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MANSFIELD DISTRICT COUNCIL

DESIGN SERVICES
CIVIC CENTRE CHESTERFIELD ROAD SOUTH MANSFIELD NOTTINGHAMSHIRE NG19 7BH (01623) 463483

Drawing Title: OPO 2015/11
Garden Road

Scale: 1:1000



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CMC CENTRE CHESTERFIELD ROAD SOUTH MANSFIELD NOTTINGHAMSHIRE NG19 7BH (01823) 463463

Drawing Title: OPO 2015/12
Victoria Street

Scale: 1:1000



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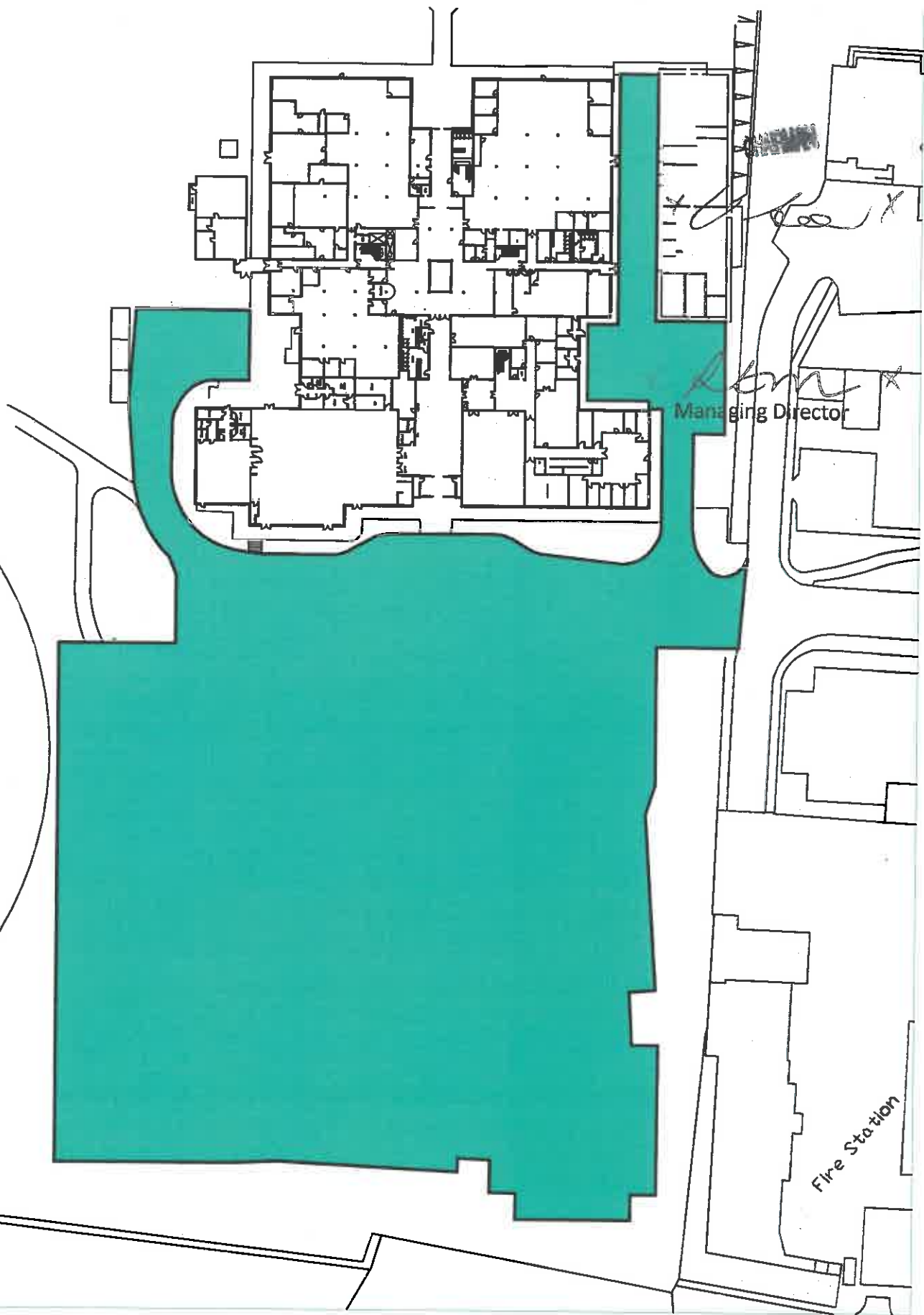
CIVIC CENTRE CHESTERFIELD ROAD SOUTH MANSFIELD NOTTINGHAMSHIRE NG19 7BH (01623) 463463

Drawing Title:

OPO 2015/13
Clumber Street

Scale:

1:1000



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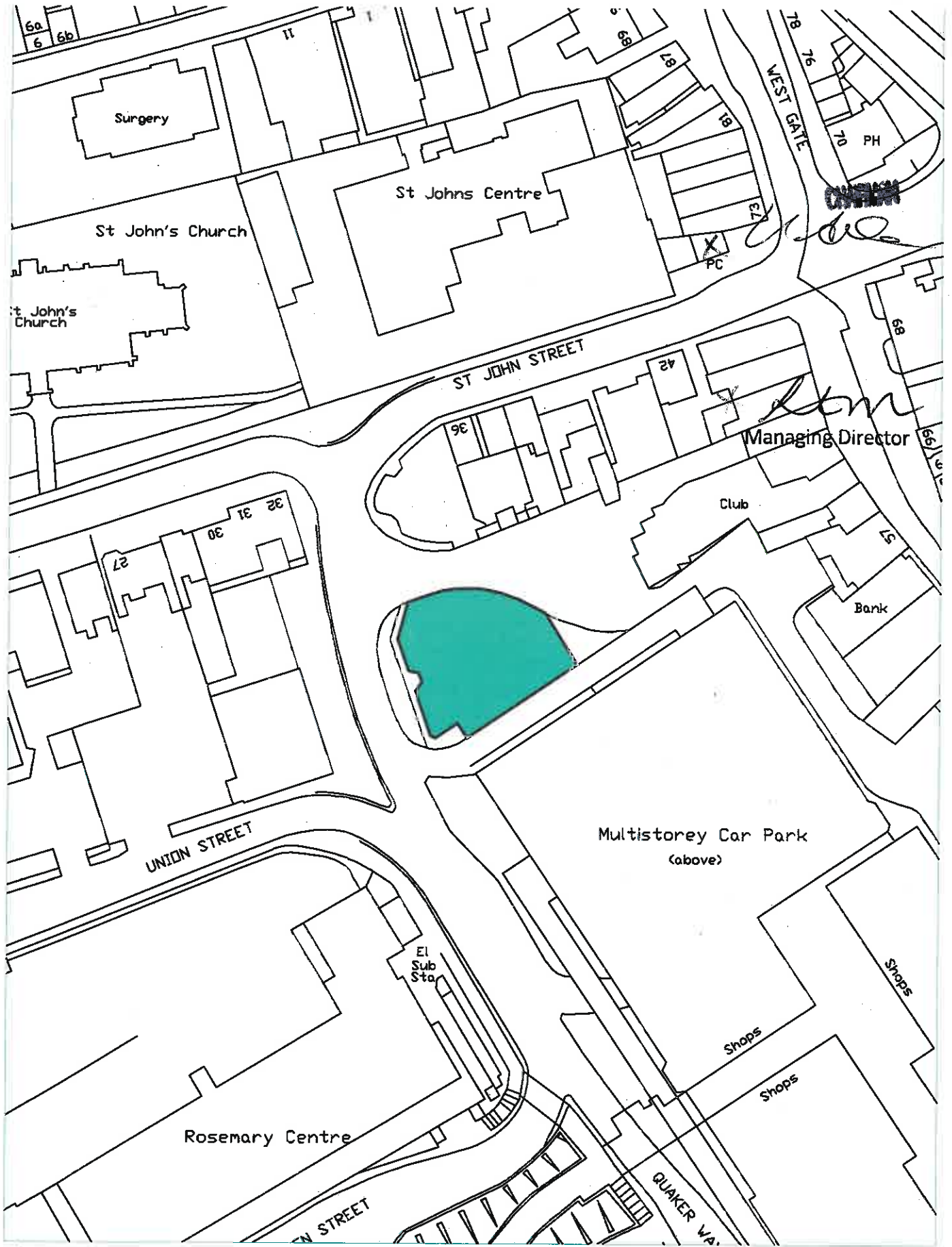
CIVIC CENTRE CHESTERFIELD ROAD SOUTH MANSFIELD NOTTINGHAMSHIRE NG19 7BH (01823) 463463

Drawing Title:

OPO 2015/14
Civic Centre

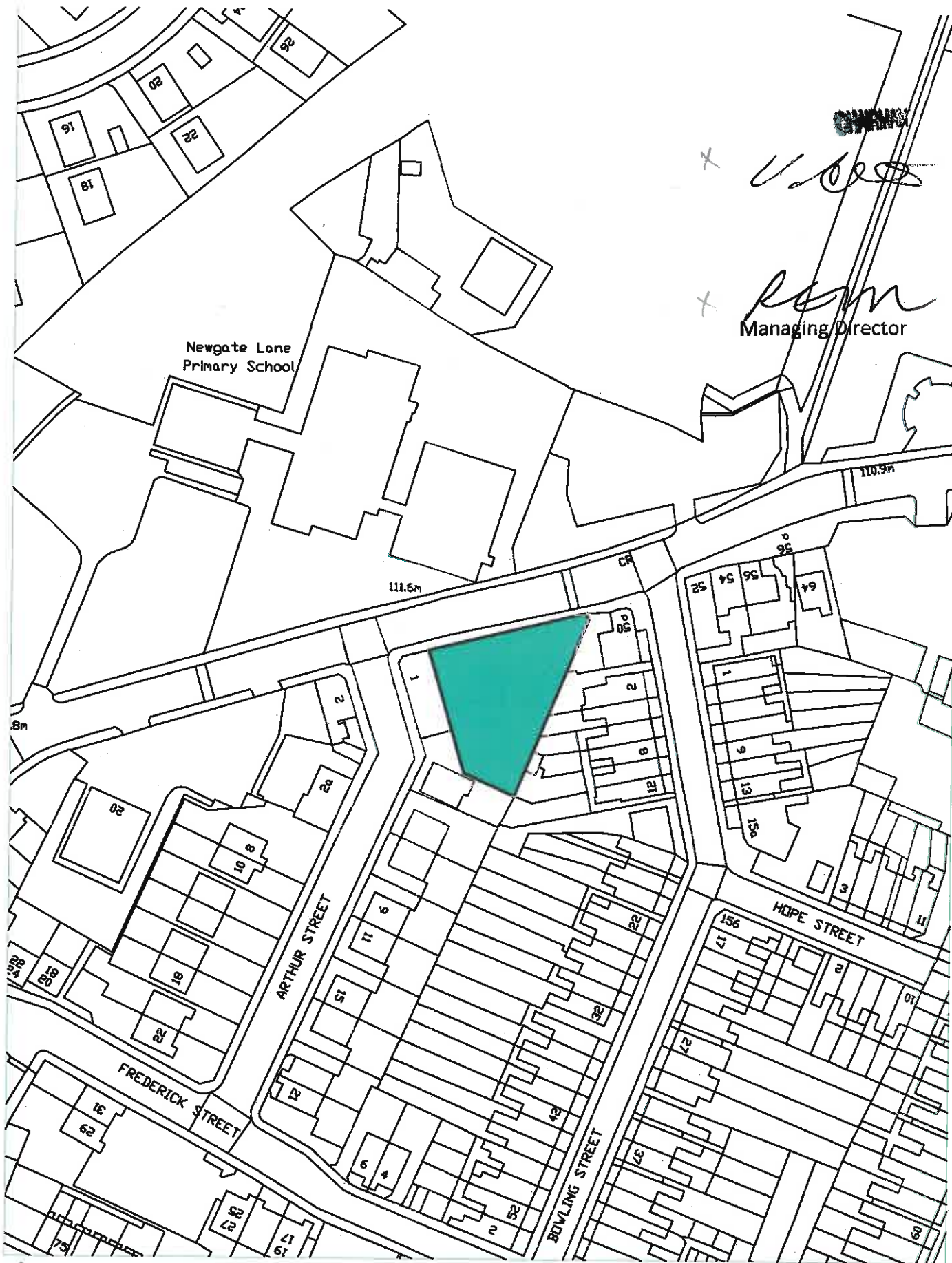
Scale:

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MANSFIELD DISTRICT COUNCIL		
DESIGN SERVICES		
CIVIC CENTRE CHESTERFIELD ROAD SOUTH MANSFIELD NOTTINGHAMSHIRE NG19 7BH (01623) 483488		
Drawing Title:	OPO 2015/15 Service Area D	Scale: 1:1000



Managing Director



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DESIGN SERVICES
CIVIC CENTRE CHESTERFIELD ROAD SOUTH MANSFIELD NOTTINGHAMSHIRE NG19 7BH (01623) 463463

Drawing Title:
OPO 2015/16
Newgate Lane

Scale:
1:1000



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DESIGN SERVICES

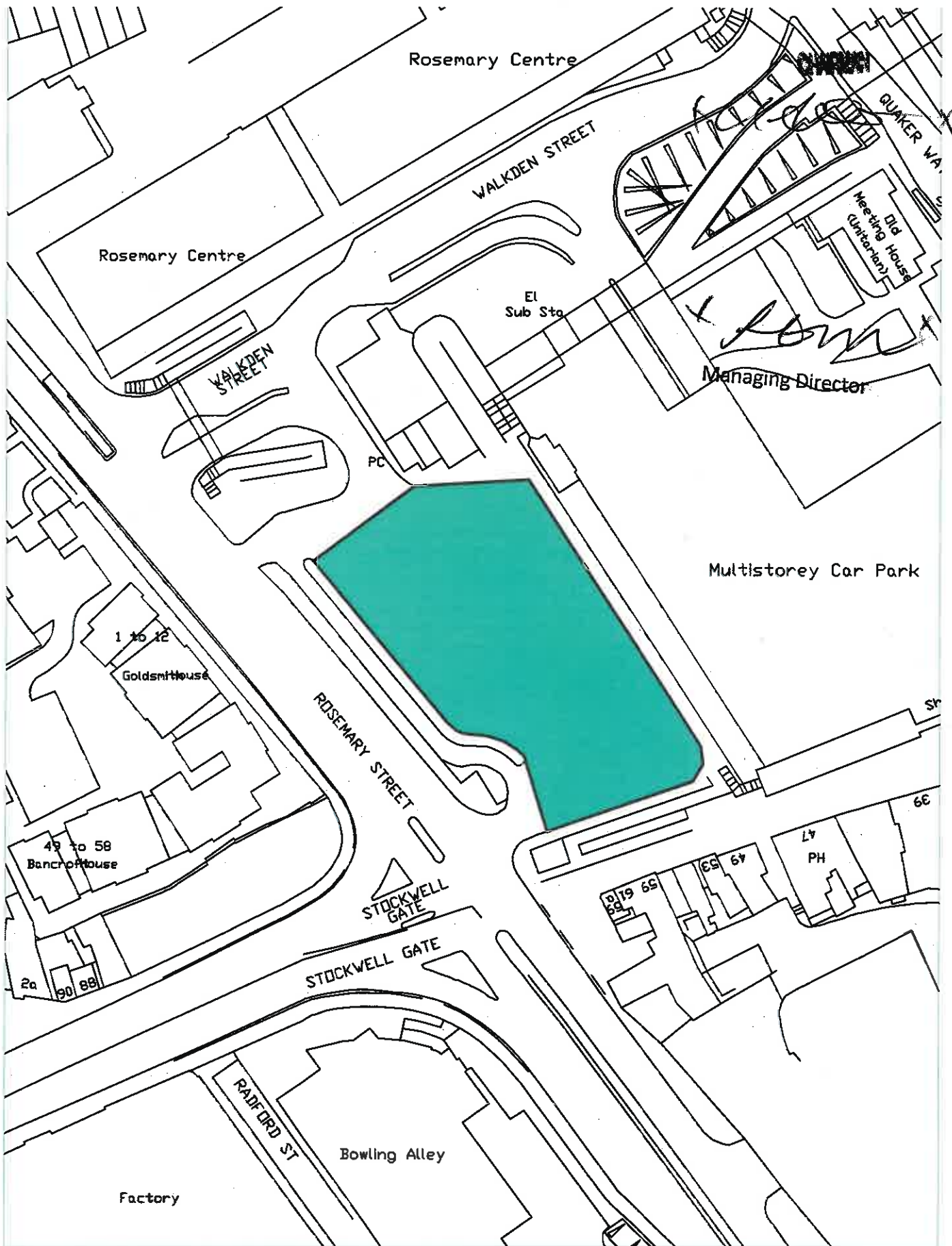
CIVIC CENTRE CHESTERFIELD ROAD SOUTH MANSFIELD NOTTINGHAMSHIRE NG19 7BH (01623) 463463

Drawing Title:

OPO 2015/17
Station M/Woodhouse

Scale:

1:1000



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DESIGN SERVICES

CIVIC CENTRE CHESTERFIELD ROAD SOUTH MANSFIELD NOTTINGHAMSHIRE NG19 7BH (01623) 463463

Drawing Title: OPO 2015/18
Stockwell Gate North

Scale: 1:1000



MANSFIELD DISTRICT COUNCIL

OPERATIONAL SERVICES - ENGINEERING

CIVIC CENTRE CHESTERFIELD ROAD SOUTH MANSFIELD NOTTINGHAMSHIRE NG19 7BH (01623) 463463

Drawing Title: OPO 2015/19 Car Park Location Plan

Scale:

Not to scale

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Standard PCN Codes v6.5

On-Street

Code	General suffix(es)	Description	Differential level	Notes
01	eozy	Parked in a restricted street during prescribed hours	Higher	Suffixes y & z for bbh only
02	aejo	Parked or loading/unloading in a restricted street where waiting and loading/unloading restrictions are in force	Higher	
04	cs	Parked in a meter bay when penalty time is indicated	Lower	
05	cpsuv	Parked after the expiry of paid for time	Lower	
06	cipv	Parked without clearly displaying a valid pay & display ticket or voucher	Lower	
07	cmprsv	Parked with payment made to extend the stay beyond initial time	Lower	'meter feeding'
08	C	Parked at an out-of-order meter during controlled hours	Lower	Electronic meters only
09	ps	Parked displaying multiple pay & display tickets where prohibited	Lower	Some boroughs only
10	P	Parked without clearly displaying two**** valid pay and display tickets when required	Lower	Some boroughs only
11	U	Parked without payment of the parking charge	Lower	
12	rstwxy	Parked in a residents' or shared use parking place or zone without clearly displaying either a permit or voucher or pay and display ticket issued for that place	Higher	
13		---- RESERVED FOR TfL USE (LOW EMISSION ZONE) ----	n/a	
14		Parked in an electric vehicles' charging place during restricted hours without charging	Higher	
16	bdhqstwxyz	Parked in a permit space without displaying a valid permit	Higher	Suffix "s" only for use where bay is completely non-resident
17		---- RESERVED FOR TfL USE (CONGESTION CHARGING) ----	n/a	
18	bcdfhmprsv	Using a vehicle in a parking place in connection with the sale or offering or exposing for sale of goods when prohibited	Higher	
19	irswxyz	Parked in a residents' or shared use parking place or zone displaying an invalid permit, an invalid voucher or an invalid pay & display ticket	Lower	
20		Parked in a loading gap marked by a yellow line	Higher	
21	bcdfhjlmprqsuv	Parked in a suspended bay or space or part of bay or space	Higher	
22	cfimnopsv	Re-parked in the same parking place or zone within one hour* of leaving	Lower	
23	bcdfghjklprsv	Parked in a parking place or area not designated for that class of vehicle	Higher	
24	bcdfhmpqrsv	Not parked correctly within the markings of the bay or space	Lower	
25	in	Parked in a loading place during restricted hours without loading	Higher	On-street loading bays
26	e	Parked in a special enforcement area more than 50 cm* from the edge of the carriageway and not within a designated parking place	Higher	
27	jo	Parked in a special enforcement area adjacent to a dropped footway	Higher	
30	mou	Parked for longer than permitted	Lower	
31	j	Entering and stopping in a box junction when prohibited	n/a	London only
32	jdtpw	Failing to drive in the direction shown by the arrow on a	n/a	Code specific suffixes apply.

		blue sign		London only
33	j b c e f g h i k q r s	Using a route restricted to certain vehicles	n/a	Code specific suffixes apply. London only
34	j 0	Being in a bus lane	n/a	
35		Parked in a disc parking place without clearly displaying a valid disc	Lower	
36		Parked in a disc parking place for longer than permitted	Lower	
37	j	Failing to comply with a give way to oncoming vehicles sign	n/a	London only
40	n	Parked in a designated disabled person's parking place without displaying a valid disabled person's badge in the prescribed manner	Higher	
41	j	Parked in a parking place designated for diplomatic vehicles	Higher	
42	j	Parked in a parking place designated for police vehicles	Higher	
45	n	Parked on a taxi rank	Higher	
46	j n	Stopped where prohibited (on a red route or clearway)	Higher	
47	j n	Stopped on a restricted bus stop or stand	Higher	
48	j	Stopped in a restricted area outside a school when prohibited	Higher	
49	j	Parked wholly or partly on a cycle track or lane	Higher	
50	j l r u	Failing to comply with a sign indicating a prohibited turn	n/a	Code specific suffixes apply. London only
51	j	Failing to comply with a no entry sign	n/a	London only
52	j g m s v x	Failing to comply with a sign indicating a prohibition on certain types of vehicle	n/a	Code specific suffixes apply. London only
53	j	Failing to comply with a sign indicating a restriction on vehicles entering a pedestrian zone	n/a	London only
54	j	Failing to comply with a sign indicating a restriction on vehicles entering and waiting in a pedestrian zone	n/a	London only
55		A commercial vehicle parked in a restricted street in contravention of the Overnight Waiting Ban	Higher	
56		Parked in contravention of a commercial vehicle waiting restriction	Higher	Non- overnight waiting restriction
57		Parked in contravention of a coach ban	Higher	Non- overnight waiting restriction
58		Using a vehicle on a restricted street during prescribed hours without a valid permit	n/a	London Lorry Ban only
59		Using a vehicle on a restricted street during prescribed hours in breach of permit conditions	n/a	London Lorry Ban only
61	124 c g j	A heavy commercial vehicle wholly or partly parked on a footway, verge or land between two carriageways	Higher	Code specific suffixes apply
62	124 c g j	Parked with one or more wheels on or over a footpath or any part of a road other than a carriageway	Higher	Code specific suffixes apply
63	c	Parked with engine running where prohibited	Lower	This contravention occurs in certain coach bays.
67		--- RESERVED FOR VEHICLE EMISSIONS ---	n/a	
68		--- RESERVED FOR VEHICLE EMISSIONS ---	n/a	
99	j o	Stopped on a pedestrian crossing or crossing area marked by zigzags	Higher	Pedestrian Crossings

* = or other specified time **** = or other number + = or other specified distance

Police Use Only

64	Police removal following an accident	n/a	Police use only
65	Police removal – illegally parked - red route	n/a	Police use only
66	Police removal – illegally parked - non red route	n/a	Police use only

Off-Street

70		Parked in a loading area during restricted hours without reasonable excuse	Higher	Off-street loading areas
73	u	Parked without payment of the parking charge	Lower	Off-street car parks
74	prs	Using a vehicle in a parking place in connection with the sale or offering or exposing for sale of goods when prohibited	Higher	Off-street car parks
77		--- RESERVED FOR DVLA USE ---	n/a	
80		Parked for longer than the maximum period permitted	Lower	Off-street car parks
81	o	Parked in a restricted area in a car park	Higher	Off-street car parks
82	puv	Parked after the expiry of paid for time	Lower	Off-street car parks
83		Parked in a car park without clearly displaying a valid pay & display ticket or voucher or parking clock	Lower	Off-street car parks
84		Parked with additional payment made to extend the stay beyond time first purchased	Lower	Off-street car parks
85	btrw	Parked in a permit bay without clearly displaying a valid permit	Higher	Off-street car parks
86	prs	Parked beyond the bay markings	Lower	Off-street car parks
87		Parked in a designated disabled person's parking place without displaying a valid disabled person's badge in the prescribed manner	Higher	Off-street car parks
89		Vehicle parked exceeds maximum weight or height or length permitted in the area	Higher	Off-street car parks
90	psv	Re-parked within one hour* of leaving a bay or space in a car park	Lower	Off-street car parks
91	cg	Parked in a car park or area not designated for that class of vehicle	Higher	Off-street car parks
92	o	Parked causing an obstruction	Higher	Off-street car parks
93		Parked in car park when closed	Lower	Off-street car parks
94	p	Parked in a pay & display car park without clearly displaying two**** valid pay and display tickets when required	Lower	Off-street car parks
95		Parked in a parking place for a purpose other than the designated purpose for the parking place	Lower	Off-street car parks
96	c	Parked with engine running where prohibited	Lower	Off-street car parks - this contravention may occur in certain coach bays

* = Or other specified time **** = or other number

Suffixes

General suffixes:—

- a) temporary traffic order b) business bay c) coach parking bay d) doctor's bay
e) double parked/obstruction f) free parking bay g) motor cycle bay h) hospital bay

i) wrong type of voucher j) camera enforcement k) ambulance bay l) loading place
m) parking meter n) red route o) blue badge holder p) pay & display
q) market traders' bay r) residents' bay s) shared use bay
t) voucher/P&D ticket used in permit bay u) mobile phone parking v) voucher
w) wrong parking zone x) incorrect VRM y) obscured/illegible permit
z) out of date permit

a. local buses / trams only

Footway parking only:—

1) One wheel on footway 2) Partly on footway 4) All wheels on footway
c) on vehicle crossover g) on grass verge

Moving traffic contraventions only:—

32 d) proceeding in the wrong direction p) passing to the wrong side of the sign t) turning in the wrong direction w)
one way traffic

33 b) buses only c) buses and cycles only e) buses, cycles and taxis only f) buses and taxis only g) local buses
only

h) local buses and cycles only i) local buses, cycles and taxis only k) local buses and taxis only q) tramcars and
local buses only

r) tramcars only s) tramcars and buses only

50 r) no right turn l) no left turn u) no U turn

52 v) all vehicles except non-mechanically propelled ones being pushed m) motor vehicles x) motor vehicles
except solo m/cycles

s) solo motorcycles g) goods vehicles exceeding max gross weight indicated

EXECUTED as a Deed by affixing the COMMON SEAL

of Mansfield District Council

in the presence of

Chairman



Authorised Officer



