

**THE COUNCIL OF THE BOROUGH OF MILTON KEYNES
(THE COUNCIL OF THE BOROUGH OF MILTON KEYNES (CENTRAL
MILTON KEYNES) (ON-STREET STANDARD RATE PAY AND DISPLAY
AND PAY BY MOBILE PHONE PARKING PLACES ORDER 2005)
VARIATION ORDER 2013**

The Council of the Borough of Milton Keynes ("the Council") in exercise of the powers of the said Council under Sections 45, 46, 49, 53 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("the Act of 1984") and of all other enabling powers and after consultation with the chief officer of police in accordance with Part III of Schedule 9 hereby makes the following Order: -

PART 1

IMPLEMENTATION, CITATION AND DEFINITIONS

1. This Order shall come into operation on the 4th day of April 2013 and may be cited as "The Council of the Borough of Milton Keynes (The Council of the Borough of Milton Keynes (Central Milton Keynes) (On-Street Standard Rate Pay and Display and Pay By Mobile Phone Parking Places) Order 2005) Variation Order 2013".
2. Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended by any subsequent enactment.
3. The plan annexed to this Order identifies the lengths of road subject to this Order, provided that where there is any inconsistency between the plans and the Articles it is the wording of the Articles which shall prevail.
4. The plan annexed to this Order is hereby annexed to The Council of the Borough of Milton Keynes (Central Milton Keynes) (On-Street Standard Rate Pay and Display and Pay By Mobile Phone Parking Places) Order 2005 and forms part of the Order.

PART 2

VARIATIONS

5. The Council of the Borough of Milton Keynes (Central Milton Keynes) (On-Street Standard Rate Pay and Display and Pay By Mobile Phone Parking Places) Order 2005 ("The Principal Order") is varied as provided by the following provisions of this Order:-
6. The following definitions are inserted into Article 2 of PART 1 of the Principal Order:-

"Low Emission Vehicle" means a motor or electric vehicle registered on or after 1 March 2001 which for the purposes of Vehicle Excise Duty is recognised by the Driver and Vehicle Licensing Agency as falling within the relevant tax band(s) for vehicles emitting less than 100g of CO₂ per km driven or any subsequent enactment affecting this measurement;

"Low Emission Vehicle Permit" ("Green Permit") means a parking permit issued by Milton Keynes Council under the provisions of Part 11 of this Order.

7. Article 12 of the Principal Order shall have the following additional wording inserted at the end of that Article:-

"or Low Emission Vehicle Permit"

8. Article 29 of the Principal Order shall have the following additional wording inserted:-

"(e) a valid Low Emission Vehicle Permit."

9. The following PART 11 is inserted into the Principal Order:-

PART 11

LOW EMISSION VEHICLE PERMITS

87. (1) Any person over the age of 17, who is the user of a Low Emissions Vehicle and that vehicle being a passenger vehicle, dual purpose vehicle or goods vehicle, may apply to the Council for the issue of a Low Emission Vehicle Permit for use by the user of such vehicle other than a person to whom such vehicle has been let for hire or reward;
- (2) Any such application shall be made on a form issued by the Council and shall include the information required by such form and shall be accompanied by a remittance for such charge as is specified in Schedule 6;
- (3) On receipt of an application made under the foregoing provisions of this article the Council upon being satisfied that the applicant meets the requirements of this Article, shall issue to that applicant one Low Emission Vehicle Permit, provided that, subject to the provisions of Article 88 of this Order, such a Low Emission Vehicle Permit would not be valid for any period during which any other Low Emission Vehicle Permit issued to that applicant would be valid.
- (4) The Council may at any time require an applicant for a Low Emission Vehicle Permit to produce to an officer of the Council such evidence in respect of an application for a Low Emission Vehicle Permit made to them as they may reasonably require to

verify any information given to them.

88. (1) The holder of a Low Emission Vehicle Permit may surrender a Low Emission Vehicle Permit to the Council at any time and shall surrender a Low Emission Vehicle Permit to the Council on the occurrence of any of the events in respect of a Low Emission Vehicle Permit, as are set out in paragraphs (3) or (5) of this article.
- (2) The Council may, by notice in writing served on the holder of a Low Emission Vehicle Permit by sending the same by the recorded delivery service to the address shown by that person on the application for the Low Emission Vehicle Permit or at any other address believed to be that person's residence, withdraw a Low Emission Vehicle Permit if it appears to the Council that any one of the events in respect of a Low Emission Vehicle Permit as set out in paragraph (3) of this article has occurred and the holder of the Low Emission Vehicle Permit shall surrender the Low Emission Vehicle Permit to the Council within 48 hours of the service of such notice.
- (3) The events referred to in the foregoing provisions of this article are:-
- (a) The holder of the Low Emission Vehicle Permit ceasing to be the user of the vehicle in respect of which the permit was issued;
 - (b) The vehicle in respect of which a Low Emission Vehicle Permit was issued being adapted or used in such a manner that it is not a vehicle of the class specified in Article 87 of this Order;
 - (c) The issue of a replacement Low Emission Vehicle Permit by the Council under the provisions of Article 89 of this Order;
 - (d) The Low Emission Vehicle Permit having been obtained by fraudulent means.
- (4) A Low Emission Vehicle Permit shall cease to be valid at the end of the permit period specified thereon or on the occurrence of any one of the events set out in paragraph (3) of this article, whichever is the earlier;
- (5) Where a Low Emission Vehicle Permit is issued to any person upon receipt of a cheque and the cheque is subsequently dishonoured, the Low Emission Vehicle Permit shall cease to be valid and the Council shall by notice in writing served on the person to whom such permit was issued by sending the same by the recorded delivery service to the holder of the Low

Emission Vehicle Permit at the address shown by that person on the application for the Low Emission Vehicle Permit or at any other address believed to be that person's place of residence, require that person to surrender the Low Emission Vehicle Permit to the Council within 48 hours of the service of the aforementioned notice;

- (6) The Council may at any time require the holder of a Low Emission Vehicle Permit to produce to an officer of the Council such evidence in respect of any permit issued by them as they may reasonably require.
- 89.
- (1) If a Low Emission Vehicle Permit is mutilated or defaced or the figures or particulars on it have become illegible or the colour of the Low Emission Vehicle Permit has become altered by fading or otherwise, the holder of the Low Emission Vehicle Permit shall surrender it to the Council and may apply to the Council for the issue to him of a replacement Low Emission Vehicle Permit and the Council, upon the receipt of the Low Emission Vehicle Permit if such receipt is accompanied by an application for a replacement Low Emission Vehicle Permit and by a remittance for such charge as is specified in Schedule 6, shall issue a replacement Low Emission Vehicle Permit so marked;
 - (2) If a Low Emission Vehicle Permit is lost or destroyed, the holder of a Low Emission Vehicle Permit may apply to the Council for the issue to him of a replacement Low Emission Vehicle Permit and the Council, upon being satisfied as to such loss or destruction, and upon receipt by the Council of an application for a replacement Low Emission Vehicle Permit accompanied by a remittance for such charge as is specified in Schedule 6 shall issue a replacement Low Emission Vehicle Permit so marked;
 - (3) The provisions of this Order shall apply to a replacement Low Emission Vehicle Permit and an application for a replacement Low Emission Vehicle Permit as if it were a Low Emission Vehicle Permit or, as the case may be, an application therefore.
90. A Low Emission Vehicle Permit shall be in writing and shall include the following particulars:
- (1) The registration mark of the vehicle in respect of which the Low Emission Vehicle Permit has been issued;
 - (2) The date of expiry being the last day of the permit period;
 - (3) An authentication that the Low Emission Vehicle Permit has been issued by the Council.
91. A Low Emission Vehicle Permit shall only be valid for the duration of the permit period in respect of the year for which it is issued.

92. (1) The holder of a Low Emission Vehicle Permit who surrenders such permit to the Council before the permit becomes valid shall be entitled to a refund of the charge paid in respect of the issue thereof;
- (2) The holder of a Low Emission Vehicle Permit who surrenders such permit to the Council after the permit has become valid shall, once a period of 6 consecutive months' duration of the permit has elapsed from the date of receipt of the permit by the applicant, be entitled to a refund of the charge paid in respect of each full calendar month remaining unused before the end of the permit period calculated from the time of receipt by the Council of the surrendered permit.
10. SCHEDULE 6 of the Principal Order is revoked and replaced with the following :-

SCHEDULE 6

PERMIT AND PERMIT SCRATCH-CARD CHARGES

	<u>PERMIT TYPE</u>	<u>PERIOD</u>	<u>CHARGE</u>	<u>CODE</u>
1	Employee Permit (Full-Time) <u>PERMIT FOR PLACES SPECIFIED IN SCHEDULES 1, 1A, 2, 2A, 3, 4 and 4A</u>	1 month 2 months 3 months 4 months 5 months 6 months 7 months 8 months 9 months 10 months 11 months 12 months	£22.50 £45.00 £67.50 £90.00 £112.50 £135.00 £157.50 £180.00 £202.50 £225.00 £247.50 £270.00	E1
	<u>PERMIT TYPE</u>	<u>Sessions</u>	<u>Monthly</u>	<u>Yearly</u>
2	Employee Permit (Part-time) <u>PERMIT FOR PLACES SPECIFIED IN SCHEDULES 1, 1A, 2, 2A, 3, 4 and 4A</u> CODE = E1	1 x 60p x 4 weeks 2 x 60p x 4 weeks 3 x 60p x 4 weeks 4 x 60p x 4 weeks 5 x 60p x 4 weeks 6 x 60p x 4 weeks 7 x 60p x 4 weeks 8 x 60p x 4 weeks 9 x 60p x 4 weeks 10 x 60p x 4 weeks 11 x 60p x 4 weeks 12 x 60p x 4 weeks	£2.40 £4.80 £7.20 £9.60 £12.00 £14.40 £16.80 £19.20 £21.60 £24.00 £26.40 £28.80	£28.80 £57.60 £86.40 £115.20 £144.00 £172.80 £201.60 £230.40 £259.20 £288.00 £316.80 £345.60
	<u>SCRATCH-CARD</u>	<u>PERIOD</u>	<u>CHARGE</u>	<u>CODE</u>
3	Employee Permit Scratch-card (Full-day) <u>PERMIT FOR PLACES SPECIFIED</u>	1 day	£1.20	E1

	IN SCHEDULES 1, 1A, 2, 2A, 3, 4 and 4A			
	SCRATCH-CARD	PERIOD	CHARGE	CODE
4	Employee Permit Scratch-card (Half-day) <u>PERMIT FOR PLACES SPECIFIED IN SCHEDULES 1, 1A, 2, 2A, 3, 4 and 4A</u>	5 hours	£0.60	E1
	PERMIT	PERIOD	CHARGE	CODE
5	Residents Permit <u>PERMIT FOR PLACES SPECIFIED IN SCHEDULES 2A and 4A</u>	Annual	FREE	R1
6	Carers Permit <u>PERMIT FOR PLACES SPECIFIED IN SCHEDULES 2A & 4A</u>	Annual	FREE	M
7	Visitors Permit <u>PERMIT FOR PLACES SPECIFIED IN SCHEDULES 2A & 4A</u>	Annual	FREE	R1
	SCRATCH-CARD	PERIOD	CHARGE	CODE
8	Visitor's Permit Scratch-Card (up to 50 individual scratch cards) <u>FOR PLACES SPECIFIED IN SCHEDULES 2A & 4A</u>	1 day	FREE	R1
9	Replacement Visitor's Permit Scratch-Card (For each individual Permit Scratch-Card above 50)	1 day	£2.00	R1
	PERMIT	PERIOD	CHARGE	CODE
10	Commuter Permit <u>PERMIT FOR PLACES SPECIFIED IN SCHEDULES 2B and 4B</u>	1 month 2 months 3 months 4 months 5 months 6 months 7 months 8 months 9 months 10 months 11 months 12 months	£74.00 £148.00 £222.00 £296.00 £370.00 £444.00 £518.00 £592.00 £666.00 £740.00 £814.00 £888.00	CO
	PERMIT	PERIOD	CHARGE	CODE
11	Car Share Permit <u>PERMIT FOR PLACES SPECIFIED IN SCHEDULES 1, 1A, 2, 2A, 3, 4 and 4A</u>	12 months	FREE	CS
	PERMIT	PERIOD	CHARGE	CODE
12	Market Trader Parking Permit <u>PERMIT FOR PLACES SPECIFIED IN SCHEDULE 3</u>	1 month 2 months 3 months 4 months 5 months 6 months 7 months	£18.75 £37.50 £56.25 £75.00 £93.75 £112.50 £131.25	MT

		8 months 9 months 10 months 11 months 12 months	£150.00 £168.75 £187.50 £206.25 £225.00	
	<u>PERMIT</u>	<u>PERIOD</u>	<u>CHARGE</u>	<u>CODE</u>
13	Low Emission Vehicle Permit <u>PERMIT FOR PLACES SPECIFIED IN SCHEDULES 1, 1A, 2, 2A, 3, 4 and 4A</u>	12 months	£75.00	G
	<u>SCRATCH-CARD</u>	<u>PERIOD</u>	<u>CHARGE</u>	<u>CODE</u>
14	Hotel and Conference Permit Scratchcard <u>PERMIT FOR PLACES SPECIFIED IN SCHEDULES 1, 1A, 2, 2A, 3, 4 and 4A</u>	1 day	£5.00	H1
15	Replacement Permits	For the unused amount of the permit being placed	£5.00	

THE COMMON SEAL of the **COUNCIL OF THE
BOROUGH OF MILTON KEYNES** was hereunto
affixed this 4th day of April 2013
in the presence of :-

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ACTING ASSISTANT DIRECTOR – LAW & GOVERNANCE



