

THE SURREY COUNTY COUNCIL

(VARIOUS ROADS IN MOLE VALLEY) (AMENDMENT OF

WAITING LOADING AND UNLOADING PROHIBITION

AND RESTRICTION AND FREE ON-STREET PARKING

PLACES ORDERS) (AMENDMENT NO. 1) ORDER 2008

THE SURREY COUNTY COUNCIL

(VARIOUS ROADS IN MOLE VALLEY) (AMENDMENT OF WAITING LOADING AND
UNLOADING PROHIBITION AND RESTRICTION AND FREE ON-STREET PARKING

PLACES ORDERS) (AMENDMENT NO. 1) ORDER 2008

THE SURREY COUNTY COUNCIL in exercise of their powers under Sections 1 (1) and 2 (1) to (3) and 4(2) and 32 35 and 36 of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 ("the Act") and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act hereby make the following Order:- _____

Citation and commencement

1 THIS Order may be cited as "The Surrey County Council (Various Roads in Mole Valley) (Amendment of Waiting Loading and Unloading Prohibition and Restriction and Free On-Street Parking Place Orders) (Amendment No. 1) Order 2008" and shall come into operation on 31 March 2008 _____

Interpretation

2 (2) In this Order the expression "enactment" means any enactment whether public general or local and includes any order byelaw rule regulation scheme or other instrument having effect by virtue of an enactment _____

(1) In this Order the expression "the No. 1 Order of 2004" means The Surrey County Council (Various Roads in Great Bookham) (Consolidation of Waiting Loading and Unloading Prohibitions and Restrictions and Free On-Street Parking Places) Order 2004 _____

(2) In this Order the expression "the No. 2 Order of 2004" means The Surrey County Council (Various Roads in Westcott) (Prohibition of Waiting and Revocation) (Consolidation) Order 2004 _____

(3) In this Order the expression "the No. 3 Order of 2004" means The Surrey County Council (Various Roads in Mole Valley) (Free On-Street Parking Places) (Disabled Persons) (No. 1) Order 2004 _____

(4) In this Order the expression "the No. 4 Order of 2004" means The Surrey County Council (Various Roads in Mole Valley) (Consolidation of Waiting Restrictions and Free On-Street Parking Places) Order 2004 _____

- there were substituted the words "required by Section 78 of the Traffic Management Act 2004 or any Regulations made thereunder" _____
- (e) in Article 30 in the fourth line thereof for the words "the Road Traffic Act 1991" there were substituted the words "Section 78 of the Traffic Management Act 2004 or any Regulations made thereunder" _____
- (f) for Article 31 there was substituted the following similarly numbered Article - _____
- "Notice of penalty charge
- 31 IN the case of a vehicle in respect of which a penalty charge may have been incurred a civil enforcement officer may serve a penalty charge notice in accordance with the requirements of Regulation 9 or Regulation 10 of the General Regulations and which penalty charge notice shall comply respectively with the requirements of paragraph 1 or paragraph 2 of the Schedule to the General Regulations" _____
- (g) in Article 32 for the words "a traffic warden" there were substituted the words "a civil enforcement officer" _____
- (h) in paragraph (2) of Article 33 after the words "the amount of the penalty charge will be reduced by the specified proportion" there were added the words "PROVIDED THAT in this paragraph "specified proportion" means such proportion applicable to all cases as may be determined by the Local Authorities acting through the Joint Committee" _____

Amendment of the No. 2 Order of 2004

5 WITHOUT prejudice to the validity of anything done or to any liability incurred in respect of any act or omission before the coming into operation of this Order the No. 2 Order of 2004 shall have effect as though:- _____

- (a) in Articles 3 and 12 for the words "parking attendant" wherever those words occur there were substituted the words "Civil Enforcement Officer" _____
- (b) in Article 12 in the third and fourth lines thereof for the words "required by the Road Traffic Act 1991" there were substituted the words "required by Section 78 of the Traffic Management Act 2004 or any Regulations made thereunder" _____
- (c) in Article 12 in the fifth line thereof for the words "the Road Traffic Act 1991" there were substituted the words "Section 78 of the Traffic Management Act 2004 or any Regulations" _____

made thereunder" _____

- (d) for Article 13 there was substituted the following similarly numbered Article - _____

"Notice of penalty charge

13 IN the case of a vehicle in respect of which a penalty charge may have been incurred a civil enforcement officer may serve a penalty charge notice in accordance with the requirements of Regulation 9 or Regulation 10 of the General Regulations and which penalty charge notice shall comply respectively with the requirements of paragraph 1 or paragraph 2 of the Schedule to the General Regulations" _____

- (e) in Article 14 for the words "a traffic warden" there were substituted the words "a civil enforcement officer" _____

- (f) in paragraph (2) of Article 15 after the words "the amount of the penalty charge will be reduced by the specified proportion" there were added the words "PROVIDED THAT in this paragraph "specified proportion" means such proportion applicable to all cases as may be determined by the Local Authorities acting through the Joint Committee" _____

Amendment of the No. 3 Order of 2004

6 WITHOUT prejudice to the validity of anything done or to any liability incurred in respect of any act or omission before the coming into operation of this Order the No. 3 Order of 2004 shall have effect as though:- _____

- (a) for paragraph (1) of Article 15 there was substituted the following similarly numbered paragraph - _____

"(1) When a vehicle is left in a parking place in contravention of any of the provisions contained in this Order a person authorised in that behalf by the Council or a police constable in uniform or a civil enforcement officer may remove the vehicle or arrange for it to be moved from that parking place _____
BUT PROVIDED THAT civil enforcement officers shall not exercise the powers in this Article other than in accordance with the 1986 Regulations" _____

- (b) in Article 16 in the first line thereof after the words "or a police constable in uniform" there were added the words "or a civil enforcement officer" _____

- (c) in Article 23 for the words "parking attendant" there were substituted the words "Civil _____

Enforcement Officer" _____

- (d) in Article 23 in the third line thereof for the words "required by the Road Traffic Act 1991" there were substituted the words "required by Section 78 of the Traffic Management Act 2004 or any Regulations made thereunder" _____
- (e) in Article 23 in the fourth line thereof for the words "the Road Traffic Act 1991" there were substituted the words "Section 78 of the Traffic Management Act 2004 or any Regulations made thereunder" _____
- (f) for Article 24 there was substituted the following similarly numbered Article - _____
"Notice of penalty charge
24 IN the case of a vehicle in respect of which a penalty charge may have been incurred a civil enforcement officer may serve a penalty charge notice in accordance with the requirements of Regulation 9 or Regulation 10 of the General Regulations and which penalty charge notice shall comply respectively with the requirements of paragraph 1 or paragraph 2 of the Schedule to the General Regulations" _____
- (g) in Article 25 for the words "a traffic warden" there were substituted the words "a civil enforcement officer" _____
- (h) in paragraph (2) of Article 26 after the words "the amount of the penalty charge will be reduced by the specified proportion" there were added the words "PROVIDED THAT in this paragraph "specified proportion" means such proportion applicable to all cases as may be determined by the Local Authorities acting through the Joint Committee" _____

Amendment of the No. 4 Order of 2004

7 WITHOUT prejudice to the validity of anything done or to any liability incurred in respect of any act or omission before the coming into operation of this Order the No. 4 Order of 2004 shall have effect as though:- _____

- (a) in Articles 3 and 31 for the words "parking attendant" wherever those words occur there were substituted the words "Civil Enforcement Officer" _____
- (b) for paragraph (1) of Article 22 there was substituted the following similarly numbered paragraph - _____

"(1) When a vehicle is left in a parking place in contravention of any of the _____

provisions contained in this Order a person authorised in that behalf by the Council or a police constable in uniform or a civil enforcement officer may remove the vehicle or arrange for it to be moved from that parking place _____

BUT PROVIDED THAT civil enforcement officers shall not exercise the powers in this Article other than in accordance with the 1986 Regulations" _____

- (c) in Article 23 in the first line thereof after the words "or a police constable in uniform" there were added the words "or a civil enforcement officer" _____
- (d) in Article 31 in the third line thereof for the words "required by the Road Traffic Act 1991" there were substituted the words "required by Section 78 of the Traffic Management Act 2004 or any Regulations made thereunder" _____
- (e) in Article 31 in the fourth line thereof for the words "the Road Traffic Act 1991" there were substituted the words "Section 78 of the Traffic Management Act 2004 or any Regulations made thereunder" _____
- (f) for Article 32 there was substituted the following similarly numbered Article - _____
"Notice of penalty charge
32 IN the case of a vehicle in respect of which a penalty charge may have been incurred a civil enforcement officer may serve a penalty charge notice in accordance with the requirements of Regulation 9 or Regulation 10 of the General Regulations and which penalty charge notice shall comply respectively with the requirements of paragraph 1 or paragraph 2 of the Schedule to the General Regulations" _____
- (g) in Article 33 for the words "a traffic warden" there were substituted the words "a civil enforcement officer" _____
- (h) in paragraph (2) of Article 34 after the words "the amount of the penalty charge will be reduced by the specified proportion" there were added the words "PROVIDED THAT in this paragraph "specified proportion" means such proportion applicable to all cases as may be determined by the Local Authorities acting through the Joint Committee" _____

Amendment of the No. 5 Order of 2004

8 WITHOUT prejudice to the validity of anything done or to any liability incurred in respect of any act or omission before the coming into operation of this Order the No. 5 Order of 2004 _____

shall have effect as though:-

- (a) in Articles 3 and 34 for the words "parking attendant" wherever those words occur there were substituted the words "Civil Enforcement Officer"
- (b) for paragraph (1) of Article 25 there was substituted the following similarly numbered paragraph -
- "(1) When a vehicle is left in a parking place in contravention of any of the provisions contained in this Order a person authorised in that behalf by the Council or a police constable in uniform or a civil enforcement officer may remove the vehicle or arrange for it to be moved from that parking place
BUT PROVIDED THAT civil enforcement officers shall not exercise the powers in this Article other than in accordance with the 1986 Regulations"
- (c) in Article 26 in the first line thereof after the words "or a police constable in uniform" there were added the words "or a civil enforcement officer"
- (d) in Article 34 in the third line thereof for the words "required by the Road Traffic Act 1991" there were substituted the words "required by Section 78 of the Traffic Management Act 2004 or any Regulations made thereunder"
- (e) in Article 34 in the fourth line thereof for the words "the Road Traffic Act 1991" there were substituted the words "Section 78 of the Traffic Management Act 2004 or any Regulations made thereunder"
- (f) for Article 35 there was substituted the following similarly numbered Article -
- "Notice of penalty charge
35 IN the case of a vehicle in respect of which a penalty charge may have been incurred a civil enforcement officer may serve a penalty charge notice in accordance with the requirements of Regulation 9 or Regulation 10 of the General Regulations and which penalty charge notice shall comply respectively with the requirements of paragraph 1 or paragraph 2 of the Schedule to the General Regulations"
- (g) in Article 36 for the words "a traffic warden" there were substituted the words "a civil enforcement officer"
- (h) in paragraph (2) of Article 37 after the words "the amount of the penalty charge will be

reduced by the specified proportion" there were added the words "PROVIDED THAT in this paragraph "specified proportion" means such proportion applicable to all cases as may be determined by the Local Authorities acting through the Joint Committee" _____

Amendment of the No. 6 Order of 2004

9 WITHOUT prejudice to the validity of anything done or to any liability incurred in respect of any act or omission before the coming into operation of this Order the No. 6 Order of 2004 shall have effect as though:- _____

- (a) in Articles 3 and 32 for the words "parking attendant" wherever those words occur there were substituted the words "Civil Enforcement Officer" _____
- (b) for paragraph (1) of Article 23 there was substituted the following similarly numbered paragraph - _____

"(1) When a vehicle is left in a parking place in contravention of any of the provisions contained in this Order a person authorised in that behalf by the Council or a police constable in uniform or a civil enforcement officer may remove the vehicle or arrange for it to be moved from that parking place _____
BUT PROVIDED THAT civil enforcement officers shall not exercise the powers in this Article other than in accordance with the 1986 Regulations" _____

- (c) in Article 24 in the first line thereof after the words "or a police constable in uniform" there were added the words "or a civil enforcement officer" _____
- (d) in Article 32 in the third and fourth lines thereof for the words "required by the Road Traffic Act 1991" there were substituted the words "required by Section 78 of the Traffic Management Act 2004 or any Regulations made thereunder" _____
- (e) in Article 32 in the fifth line thereof for the words "the Road Traffic Act 1991" there were substituted the words "Section 78 of the Traffic Management Act 2004 or any Regulations made thereunder" _____
- (f) for Article 33 there was substituted the following similarly numbered Article - _____

"Notice of penalty charge

33 IN the case of a vehicle in respect of which a penalty charge may have been incurred a civil enforcement officer may serve a penalty charge notice in accordance with _____

the requirements of Regulation 9 or Regulation 10 of the General Regulations and which penalty charge notice shall comply respectively with the requirements of paragraph 1 or paragraph 2 of the Schedule to the General Regulations" _____

- (g) in Article 34 for the words "a traffic warden" there were substituted the words "a civil enforcement officer" _____
- (h) in paragraph (2) of Article 35 after the words "the amount of the penalty charge will be reduced by the specified proportion" there were added the words "PROVIDED THAT in this paragraph "specified proportion" means such proportion applicable to all cases as may be determined by the Local Authorities acting through the Joint Committee" _____

Amendment of the No. 7 Order of 2004

10 WITHOUT prejudice to the validity of anything done or to any liability incurred in respect of any act or omission before the coming into operation of this Order the No. 7 Order of 2004 shall have effect as though:- _____

- (a) in Articles 3 and 30 for the words "parking attendant" wherever those words occur there were substituted the words "Civil Enforcement Officer" _____
- (b) for paragraph (1) of Article 21 there was substituted the following similarly numbered paragraph - _____

"(1) When a vehicle is left in a parking place in contravention of any of the provisions contained in this Order a person authorised in that behalf by the Council or a police constable in uniform or a civil enforcement officer may remove the vehicle or arrange for it to be moved from that parking place _____
BUT PROVIDED THAT civil enforcement officers shall not exercise the powers in this Article other than in accordance with the 1986 Regulations" _____

- (c) in Article 22 in the first line thereof after the words "or a police constable in uniform" there were added the words "or a civil enforcement officer" _____
- (d) in Article 30 in the third line thereof for the words "required by the Road Traffic Act 1991" there were substituted the words "required by Section 78 of the Traffic Management Act 2004 or any Regulations made thereunder" _____
- (e) in Article 30 in the fourth line thereof for the words "the Road Traffic Act 1991" there were _____

substituted the words "Section 78 of the Traffic Management Act 2004 or any Regulations made thereunder" _____

(f) for Article 31 there was substituted the following similarly numbered Article - _____

"Notice of penalty charge

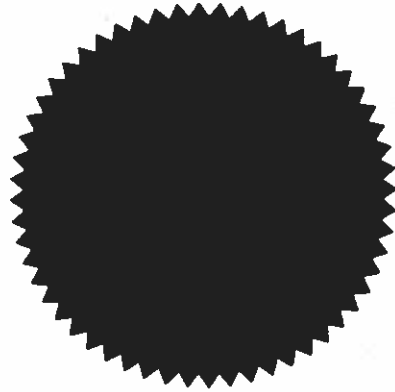
31 IN the case of a vehicle in respect of which a penalty charge may have been incurred a civil enforcement officer may serve a penalty charge notice in accordance with the requirements of Regulation 9 or Regulation 10 of the General Regulations and which penalty charge notice shall comply respectively with the requirements of paragraph 1 or paragraph 2 of the Schedule to the General Regulations" _____

(g) in Article 32 for the words "a traffic warden" there were substituted the words "a civil enforcement officer" _____

(h) in paragraph (2) of Article 33 after the words "the amount of the penalty charge will be reduced by the specified proportion" there were added the words "PROVIDED THAT in this paragraph "specified proportion" means such proportion applicable to all cases as may be determined by the Local Authorities acting through the Joint Committee" _____

EXECUTED AS A DEED by affixing
THE COMMON SEAL of SURREY
COUNTY COUNCIL in the presence
of and attested by:-

)
)
)
)



Warrin D. Shotton
Head of Legal Services/Authorised Signatory

SURREY COUNTY COUNCIL

No. IN SEALING
REGISTER

96558

ORDERED TO 12/07, 21st No.
BE SEALED 9, 11th No. 138/07.

I hereby certify that
this Order is a true copy
of the Original


For Head of Surrey Highways
Surrey County Council

DATED 6 MARCH 2008

ROAD TRAFFIC REGULATION ACT

1984

SECTIONS 1(1) AND 2(1)

TO (3) AND 4(2) AND 32 25 AND 36
AND PART IV OF SCHEDULE 9

SURREY COUNTY COUNCIL

(VARIOUS ROADS IN MOLE VALLEY)

(AMENDMENT OF WAITING LOADING

AND UNLOADING PROHIBITION AND

RESTRICTION AND FREE ON-STREET

PARKING PLACES

ORDERS) (AMENDMENT NO. 1)

ORDER 2008

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