

**NEATH PORT TALBOT COUNTY BOROUGH COUNCIL
CYNGOR BWRDEISTREF SIROL CASTELL-NEDD PORT TALBOT**

**(FORSTER ROAD, NEATH)
(OFF-STREET PARKING PLACES)
ORDER 2019**

The Neath Port Talbot County Borough Council in exercise of its powers under Sections 32, 35 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 (hereinafter referred to as “The Act of 1984”) and of all other powers it enabling and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 of the Act of 1984 hereby makes the following Order:-

1. This Order shall come into operation on the 5th day of August 2019 and may be cited as the Neath Port Talbot County Borough Council (Forster Road, Neath) (Off-Street Parking Places) Order 2019.

2. (1) In this Order:-

“Disabled Parking Space” means a parking bay or area provided by the Council in a parking place for the exclusive use of vehicles driven by or used for the carriage of disabled persons and who are the holders of Disabled Persons Badges, such bays or areas being marked as such;

“Disabled Persons Vehicle” has the same meaning as in The Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (Wales) (Amended) Regulations 2000;

“Disabled Persons Badge” has the same meaning as in The Disabled Persons (Badges for Motor Vehicles) (Wales) (Amended) Regulations 2000;

“Relevant Position” has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) (Wales) (Amended) Regulations 2000”;

“Driver” in relation to a vehicle waiting in a parking place means the person driving the vehicle at the time it was left in the parking place;

“Parking Attendant” means a person authorised by or on behalf of the Council to supervise any parking place;

“Parking Place” means the areas of land specified in the Schedule to this Order and shown edged in red on the plan attached and provided by the Council in pursuance of Section 32(1) of the Act of 1984 for use as a Parking Place;

“Parking Bay” means the defined area within which parking is permitted within the Parking Place;

“Parking Permit” means the permit provided by the Registrar’s Office to enable parking within the Parking Place;

“Vehicle” for the purpose of this Order means any vehicle whether or not it is in a fit state for use on roads and includes any chassis or body with or without wheels appearing to form part of such a vehicle and any load carried by and anything attached to such a vehicle;

- (2) Except where otherwise stated any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order;
 - (3) The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies to the interpretation of an Act of Parliament.
3. Any existing Off-Street Parking Orders made under the Act of 1984 or Notices made under Section 35C of the Act of 1984 are hereby revoked in so far as they relate to the parking place specified in the Schedule to this Order.

USE OF PARKING PLACE

4. (1) The areas of land specified in the Schedule to this Order may be used subject to the following provisions of this Order as a Parking Place for such classes of Vehicles in such manner and on such days and during such hours as are specified in relation to that area in the said Schedule.
5. (1) Where in the Schedule to this Order a Parking Place is described as available for Vehicles of a specified class or in a specified position or during specified hours the Driver of a Vehicle shall not permit it to wait in that Parking Place:-
- (a) unless it is of the specified class or
 - (b) in a position other than that specified or
 - (c) during hours other than those specified in relation to the Vehicle.
- (2) Where within any Parking Place Parking Bays are marked on the ground, Vehicles shall only be parked within such bays and in any other cases Drivers of Vehicles must ensure that they are parked in an orderly manner and so as not to cause any obstruction to any other user of the Parking Place.
- (3) A Vehicle may only be parked in a Disabled Parking Space where it is driven by or used for the carriage of a disabled person who is the holder of a Disabled Persons Badge which is displayed in the relevant position within the vehicle.
- (4) A Vehicle displaying a Disabled Person Badge when within any Parking Place Parking Bay must also display a Parking Permit in the relevant position within the vehicle.
6. The owner of a Vehicle may collect from the Registrar’s Office a Parking Permit in respect of the Parking Places as are specified thereon and no charge shall be payable by the Driver of a Vehicle left in a Parking Place to which the said Parking Permit relates **PROVIDED THAT** the Parking Permit is affixed to the Vehicle in the manner specified in Article 7 below.

7. The permit issued shall be placed in/on the Vehicle in respect of which it was issued in the following manner:-
- (1) (a) In the case of a Vehicle fitted with a front windscreen on the near side of and immediately behind the windscreen in such manner so as to allow the time of issue of the ticket to be clearly visible at all times from outside the Vehicle.
 - (b) In the case of a Vehicle not fitted with a front windscreen in a position on the Vehicle where it can easily be read by any Parking Attendant checking that the vehicle has a valid ticket.
 - (2) The Driver of a motor vehicle using a Parking Place shall stop the engine as soon as a Vehicle is in position in the Parking Place and shall not start the engine except when about to change the position of the Vehicle or to depart from the Parking Place.
 - (3) No person shall whilst a Vehicle is in a Parking Place:-
 - (a) Except with the permission in writing of the Council use the Vehicle in connection with the sale of any article to persons in or near the Parking Place or in connection with the selling or offering for hire of his skill or services or those of others.
 - (b) Carry out work of maintenance or repair or the washing down of the Vehicle except when such maintenance or repair is necessary to enable the Vehicle to be moved from that Parking Place.
 - (c) Except with the permission in writing of the Council use the Vehicle or permit it to be used for residential or camping purposes.
 - (d) Use the Parking Place for eating or cooking purposes.
8. The Driver of a motor vehicle using the Parking Place shall not sound any horn or other similar instrument except when about to change the position of the Vehicle in or to depart from the Parking Place.
9. (1) Where a Parking Attendant is of the opinion that any of the provisions contained in Articles 5 and 7 of this Order have been contravened or not complied with in respect of the Vehicle left in a Parking Place he may remove the Vehicle from the Parking Place or cause it to be removed and where it is so removed shall provide for its safe custody.
- (2) Where a Vehicle is removed in accordance with the provisions of this Article the Council may recover the reasonable cost of such removal and storage from the Driver or other person claiming the Vehicle.
10. Any person duly authorised by the Council or a Police Constable in uniform may move or cause to be moved in case of emergency to any place he thinks fit, Vehicles left in a Parking Place.

11. Any person removing or altering the position of a Vehicle by virtue of paragraphs 9 or 10 of this Article may do so by towing or driving a Vehicle or in such other manner as he may think necessary to enable him to remove it.
12. The Driver of a Vehicle whilst it is in a Parking Place shall comply with any instructions given to him by the Parking Attendant as to the manner of waiting of the Vehicle and shall remove the Vehicle from the Parking Place on being required by the Parking Attendant to do so.
13. Nothing in this Order shall prevent the Council by Notice displayed at the Parking Place:-
 - (a) from closing the Parking Place or any part thereof for any period whilst any works are being executed therein or whilst the Parking Place or part thereof is required for the use of some special purpose or
 - (b) from setting aside for use only by specially authorised Vehicles any part or parts of the Parking Place on all days or certain days or during certain parts of certain days.
14. No person shall except with the permission of any person duly authorised by the Council drive any Vehicle in the Parking Place other than for the purpose of leaving that Vehicle in the Parking Place in accordance with the provisions of this Order or for the purpose of departing from the Parking Place.
15. No person shall in the Parking Place wantonly shout or otherwise make any loud noise to the disturbance or annoyance of users of the Parking Place or residents of premises in the neighbourhood.
16. No person shall in the Parking Place use any threatening, abusive or insulting language, gesture or conduct with intent to put any person in fear or so as to occasion a breach of the peace or whereby a breach of the peace is likely to be occasioned.
17. No person shall use the Parking Place as a means of passage, proceeding from one road to another road.
18. Where in the Parking Place signs are erected or surface markings are laid for the purpose of:-
 - (a) indicating the entrance to or exit from the Parking Place or
 - (b) indicating that a Vehicle using the Parking Place shall proceed in a specified direction within the Parking Place
 - (c) no person shall drive or cause or permit to drive any vehicle:-
 - (i) so that it enters the Parking Place otherwise than by an entrance or leaves the Parking Place otherwise than by an exit so indicated or
 - (ii) in a direction other than that specified as the case may be.

19. In the Parking Place no person shall:-
 (a) erect or cause or permit to be erected any tent, booth, stand, building or other structure without the written consent of the Council.
 (b) light or cause or permit to be lit any fire.
20. No unauthorised person shall enter onto the Parking Place except with the intention of passing to or from a Vehicle left in the Parking Place in accordance with this Order.
21. No object shall be left in such a manner in the Parking Place so as to cause an obstruction or nuisance to any person lawfully using the Parking Place.

SCHEDULE

<u>Column 1</u>	<u>Column 2</u>	<u>Column 3</u>	<u>Column 4</u>	<u>Column 5</u>	<u>Column 6</u>
<u>Name of the Parking Place</u>	<u>Date at which the order will come into effect in relation to parking place</u>	<u>Position in which vehicles may wait</u>	<u>Classes of vehicle</u>	<u>Days of Operation of Parking Place</u>	<u>Hours of Operation of Parking Place</u>
Forster Road Car Parks, Neath	5 th August 2019	Wholly within a parking bay other than a disabled parking space applies to (i) to (v) of column 4 herein. Wholly within a disabled parking space applies to (iv) & (v) of column 4 herein.	(i) motor cars within provision of section 136 (2) (a) of the Act (ii) motor cycles as defined in section 136(4) of the Act (iii) motor vehicles constructed or adapted for the use for the conveyance of goods or burden the unladen weight of which does not exceed 1525kg (iv) invalid carriages (v) disabled persons vehicles	Monday to Sunday inclusive	8.00am to 6.00pm

THE COMMON SEAL OF THE)
 COUNCIL WAS HEREUNTO)
 AFFIXED ON THE 31st DAY OF)
 JULY 2019 IN THE PRESENCE OF: -)




 PROPER OFFICER

NOTES

A4

1 THIS IS A C.A.D. DRAWING AND SHOULD NOT BE AMENDED BY HAND.

2 All dimensions in millimetres unless otherwise stated.

Key:-

Proposed Permit Holders Only

Car Park

Rev


Details

Dr

Ch

Ap

Date



Neath Port Talbot

Castell-nedd Port Talbot

County Borough Council Cynor Bwrdeistref Sirol

ENGINEERING AND TRANSPORT

GARETH NUTT

CORPORATE DIRECTOR OF ENVIRONMENT

THE QUAYS, BRUNEL WAY

BAGLAN ENERGY PARK

NEATH SA11 2GG

Project

APPENDIX A

Proposed Permit Holders Only

Car Park

Forster Road

Neath

File No.

TR25

26.24.3739.3106

Drawn

AD

Checked

MCB

Approved

HIH

Date

Jan 19

Date

Jan 19

Date

Jan 19

Scales

1:1000 @ A4 Size

Drawing No.

R35700.08




PROPER OFFICER

