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read in conjunction  
with O.63

OLDHAM BOROUGH COUNCIL  
REGULATION TRAFFIC REGULATION ACT 1984 AND  
ROAD TRAFFIC ACT 1991

OLDHAM BOROUGH COUNCIL - BELL STREET (OLDHAM)  
MINOR ORDER 2001

The Oldham Borough Council (hereinafter referred to as "the Council") in exercise of the powers conferred by Sections 1(1), 2(1) to (3), 4(2), 32, 35 and 124 and part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("the Act of"), as amended 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 of 1984 and the Road Traffic Act 1991 hereby make the following Order:-

1. This Order shall come into operation on the Twenty Sixth day of November 2001 and may be cited as the "Borough of Oldham - Bell Street (Oldham) Minor Order 2001".
2. The Order specified in Schedule 1 is varied as follows:-
  - (a) the following expressions and the meanings assigned to them are inserted in appropriate alphabetical order in that Article in the Order which deals with the meanings of expressions and interpretations used in the Order;

"Immobilisation device" has the same meaning as in Section 104(9) of the Road Traffic Regulation Act 1984;

"Penalty charge" and "reduced penalty charge" means a charge set by the Council under the provisions of Section 74 of the Road Traffic Act 1991 in accordance with guidance given by the Secretary of State for Transport, Local Government and the Regions which is to be paid in the manner described in the penalty charge notice within 28 days of the date of the notice and 14 days of the date of the notice in the case of a reduced penalty charge;

"Penalty charge notice" means a notice issued by a parking attendant pursuant to the provisions of Section 66 of the Road Traffic Act 1991.
  - (b) The Articles contained in Schedule 2 to this Order are inserted as the final Articles of the Order referred to in Schedule 1;
3. Where the text of Articles in the Order referred to in Schedule 1 to this Order gives effect to parking controls or waiting and loading restrictions in car parks or roads within the Council's area, any reference in that Article to "Police Constable in uniform or Traffic Warden" is replaced by "Parking Attendant", except where required to retain powers of direction as to the use of a waiting restriction area or permitted parking area by a Police Officer in uniform or a Traffic Warden.
4. Where a provision of this Order conflicts with a provision of the Order specified in Schedule 1 to this Order or any other Order giving effect to parking controls or waiting and loading restrictions in car parks or roads within the Oldham Borough Council's area, that provision of this Order shall prevail.

SCHEDULE 1

The Greater Manchester County (Bell Street, Oldham) (Restriction of Waiting) (County) Order 1982

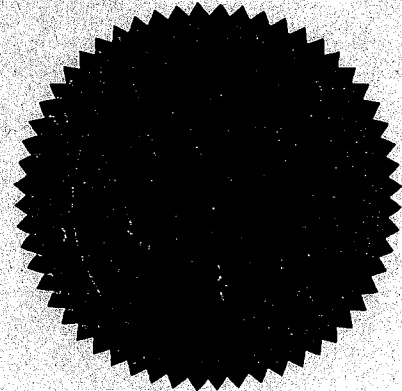
SCHEDULE 2

1. If a vehicle is left at any time in contravention of this Order a penalty charge shall be payable.
2. In the case of a vehicle in respect of which a penalty charge is payable a penalty charge notice showing the information required by Section 66 of the Road Traffic Act 1991 may then be issued by a parking attendant in accordance with the requirements of Section 66 of that Act.
3. If a vehicle is left in a designated parking place in contravention of Section 66(2)(a), (b) or (c) a parking attendant or a person acting on his behalf may fix an immobilisation to that vehicle in accordance with the requirements of Section 66 of the Road Traffic Act 1991.
4. If a vehicle is parked in contravention of this Order then the Council will have all the powers contained in Sections 99 - 103 of the Road Traffic Regulation Act 1984 in relation to the removal and disposal of such vehicles.
5. Notwithstanding the foregoing provisions of this Order, the Council may at its discretion issue a discretionary Notice allowing a specific vehicle to wait in a road or a parking place during the hours of operation of any restriction or prohibition to the contrary

THE COMMON SEAL of the OLDHAM  
BOROUGH COUNCIL was hereunto  
affixed this 12th day of November  
2001 in the presence of:-

*P.A. Entwistle*

PAUL A. ENTWISTLE  
SENIOR SOLICITOR



Number in Seal Book  
2493/01