

**PRESTON CITY COUNCIL**

**CITY OF PRESTON (OFF STREET PARKING PLACES) ORDER 2009  
AMENDMENT ORDER 2017**

Preston City Council in exercise of its power under sections 32 and 35 of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 and in consideration of the provisions of the Road Traffic Act 1991, the Traffic Management Act 2004 and the Road Traffic (Permitted Parking Area and Special Parking Area) (County of Lancashire) Order 2004 and of all other enabling powers, with the consent of the County Council of Lancashire in accordance with section 39(3) of the 1984 Act and after consulting the Chief Officer of Police in accordance with Part III of the Schedule 9 to the 1984 hereby makes the following Order:

1. The City of Preston (Off Street Parking Places) Order 2009 as previously amended by the City of Preston (Off Street Parking Places) Order 2009 Amendment Order 2016 shall be further amended and read and construed and shall take effect subject to the various amendments alterations and deletions set out in column 2 to the Schedule below.
2. This Order may be cited as the City Of Preston (Off Street Parking Places) Order 2009 Amendment Order 2017 and shall come into operation on 1<sup>st</sup> day of April 2017.

**SCHEDULE**

<b>Column 1</b>	<b>Column 2</b>
City of Preston (Off Street Parking Places) Order 2009 (as amended)	In Article 1.11 the definition "Approved Method of Payment" shall be amended to read -  "Approved Method of Payment" means where available a system that provides for payment of the parking charge by debit or credit card facilitated by on site or remote verification for example card reader, mobile phone application, internet or phone call or any other means of secured authorised payment to facilitate a cashless and ticketless transaction.
	In Article 1.11 the following new definition shall be inserted after the definition of "Chargeable Hours" –  "Convenience Charge" means a service charge that is payable to the Parking Service Provider by the person using the Approved Method of Payment system in addition to the appropriate parking charge specified in column 6 of the Schedule.
	In Article 1.11 the following new definitions shall be inserted after the definition of "Driver" –  "Electric Vehicle" means a Vehicle which is propelled entirely or partially by electricity and is capable of being charged from an external source.

	<p>“Electric Vehicle Charging Point” means an installation adjacent to an Electric Vehicle Parking Space for the purpose of recharging the battery or batteries as may be the case of an Electric Vehicle by way of connecting leads.</p> <p>“Electric Vehicle Parking Space” means a Parking Space within a Parking Place where there is a sign and/or marking which indicates that the Parking Space is reserved for recharging the battery of an Electric Vehicle by means of an Electric Vehicle Charging Point.</p>
	<p>In Article 1.11 the following new definition shall be inserted after the definition of “Enforcement Authority” –</p> <p>“Hand-Held Device” means a wireless hand-held computer which is programmed to interface with the Approved Method of Payment system and used by a Civil Enforcement Officer to assist in carrying out parking enforcement within a Parking Place.</p>
	<p>In Article 1.11 the definition “Parking Permit” shall be amended to read –</p> <p>“Parking Permit” means a permit issued by the Council or Parking Service Provider which entitles the holder of the permit to park a Vehicle in a specified Parking Place without displaying a valid Parking Ticket. A Parking Permit may be issued as a hard copy permit produced on paper, card or similar or by electronic means that does not produce a hard copy permit.</p>
	<p>In Article 1.11 the following new definition shall be inserted after the definition of “Parking Place” –</p> <p>“Parking Service Provider” means the person, persons or organisation appointed by the Council to operate, administer and maintain the system for providing payment of parking charges using the Approved Method of Payment that may or may not include a Convenience Charge for the provision thereof.</p>
	<p>In Article 1.11 the definition “Parking Ticket” shall be amended to read –</p> <p>“Parking Ticket” means a ticket purchased from a Ticket Machine at a Pay and Display Parking Place or a ticket obtained from the ticket dispensing apparatus at a Pay on Foot Parking Place entrance barrier, or a ticket issued by electronic means on payment of the appropriate charge through an Approved Method of Payment as the case may be</p>

	<p>In Article 1.11 the definition “Reserved Parking Permit” shall be amended to read –</p> <p>“Reserved Parking Permit” means a permit issued by the Council or Parking Service Provider which entitles the holder of the permit to park a Vehicle in a specified Parking Space (s) without displaying a valid Parking Ticket. A Reserved Parking Permit maybe issued as a hard copy permit produced on paper, card or similar or by electronic means that does not produce a hard copy permit.</p>
	<p>After Article 2.5 insert a new Article 2.5(A) –</p> <p>2.5(A) The requirement for a Vehicle to have displayed a valid Reserved Parking Permit in accordance with Article 2.5 shall not apply if the Reserved Parking Permit has been issued by electronic means.</p>
	<p>After Article 2.6 insert a new sub-heading and new Articles 2.6(A), 2.6(B) and 2.6(C) –</p> <p><b>Parking only for electric vehicles</b></p> <p>2.6(A) A Driver shall not cause or permit a Vehicle to Wait in a Parking Space signed and/or marked for an Electric Vehicle, known as an Electric Vehicle Parking Space, unless the Vehicle is an Electric Vehicle and it is being charged at the Electric Vehicle Charging Point during the period of Waiting subject to Articles 2.6(B) and 2.6(C).</p> <p>2.6(B) An Electric Vehicle shall only Wait in an Electric Vehicle Parking Space for the period required to charge the battery of the Electric Vehicle up to a maximum Waiting period of four hours.</p> <p>2.6(C) Where an Electric Vehicle Waits in an Electric Vehicle Parking Space in the circumstances described in Articles 2.6(A) and 2.6(B) it shall not return to any Electric Vehicle Parking Space within the Parking Place until a period of at least eight hours shall have elapsed since the conclusion of the last period of Waiting.</p>
	<p>Article 3.5 the word “or” on the first line following the word “virtue” is deleted and replaced with the word “of”.</p>
	<p>Article 3.7 the word “close” on the second line is deleted and replaced with the word “closed”.</p>
	<p>Article 5.3 shall be amended to read –</p> <p>5.3 The Driver of a Vehicle using a Pay and Display</p>

	<p>Parking Place shall upon any person alighting from the Vehicle and leaving it in the Parking Place,</p> <ul style="list-style-type: none"> <li>(i) purchase a Parking Ticket from a Ticket Machine situated in the Parking Place for the period required in accordance with the level of charges specified in column 6 of the Schedule, or</li> <li>(ii) make arrangements to pay the charge through an Approved Method of Payment for the period required in accordance with the level of charges specified in column 6 of the Schedule and where applicable also pay the Convenience Charge.</li> </ul>
	<p>Article 5.4 shall be amended to read –</p> <p>5.4 The charge referred to in the preceding Articles shall be payable by:</p> <ul style="list-style-type: none"> <li>(i) the insertion of an appropriate coin(s), and/or banknote(s) together making up the amount of the charge into the Ticket Machine or pay station-situated in the Parking Place; or</li> <li>(ii) by payment to a person authorized by the Council; or</li> <li>(iii) where available by an Approved Method of Payment.</li> </ul>
	<p>Article 5.7 shall be amended to read –</p> <p>5.7 A Parking Ticket is valid only in the Pay and Display Parking Place for which it was issued. This is defined by the reference code of the Ticket Machine located in that Parking Place or by the Parking Place reference number or name appearing on the Parking Ticket.</p>
	<p>Article 5.8 shall be amended to read –</p> <p>5.8(a) Where payment of the charge has been made in accordance with Article 5.4 (i) or (ii):</p> <ul style="list-style-type: none"> <li>(i) such payment shall be indicated by the issue from a Ticket Machine of a Parking Ticket indicating that the charge has been paid and the date and time of expiry of the parking period and by the display of the purchased Parking Ticket in the manner specified in Article 5.5 (ii);</li> <li>(ii) the expiry of the parking period in respect of a Vehicle left in a Pay and Display Parking Place during the Chargeable Hours shall be indicated when there is displayed in the Vehicle a Parking Ticket showing the date and time of expiry of the parking period and the date so shown is not the date on which the Vehicle is so left or the time shown on the clock of the Ticket Machine that issued the Parking Ticket is later than the time shown on the</li> </ul>

	<p style="text-align: center;">Parking Ticket displayed in the Vehicle.</p> <p>(b) Where payment of the charge has been made in accordance with Article 5.4 (iii):</p> <ul style="list-style-type: none"> <li>(i) such payment shall be indicated by the appearance on a Hand-Held Device of an indication that the charge has been paid in respect of the Vehicle and an indication of the date and time of expiry of the parking period for which the charge has been paid;</li> <li>(ii) the expiry of the parking period in respect of a Vehicle left in a Pay and Display Parking Place during the Chargeable Hours shall be indicated when there is displayed on the Hand-Held Device an indication that the parking period for which payment of the charge has been made has expired.</li> </ul>
	<p>Article 5.9 shall be amended to read –</p> <p>5.9 The particulars specified on a:</p> <ul style="list-style-type: none"> <li>(a) Parking Ticket which provides for the time at which a Parking Ticket was obtained from the Ticket Machine to be calculated or as to the time at which a Parking Ticket was obtained from a ticket dispensing apparatus at an entrance barrier; or</li> <li>(b) Parking Ticket received from the Council or the Council's Service Provider following payment by the Approved Method of Payment as to the period of parking paid for</li> </ul> <p>shall (in the absence of proof of the malfunction of the Ticket Machine or the automatic barrier or Approved Method of Payment) be conclusive proof of the particulars so specified.</p>
	<p>Article 5.10 shall be amended to read –</p> <p>5.10 If at any time while a Vehicle is Waiting in a Pay and Display Parking Place no Parking Ticket is displayed on that Vehicle in accordance with Article 5.5 or no indication appears on a Hand-Held Device that payment of the charge has been made using the Approved Method of Payment it shall be deemed that the charge has not been paid.</p>
	<p>Article 5.11 shall be amended to read –</p> <p>5.11 If at the time when a Vehicle is Waiting during the Chargeable Hours in a Pay and Display Parking Place:</p> <ul style="list-style-type: none"> <li>(i) and on the nearest Ticket Machine in that Parking Place there is a notice placed upon it by a person duly authorized by the Council indicating that the said Ticket Machine is out of order then a Parking Ticket shall be obtained from another Ticket Machine within the same</li> </ul>

	<p>Parking Place (where another Ticket Machine is so provided) or obtained from a person authorized by the Council to issue such Parking Tickets or obtained through the Approved Method of Payment, where available; or</p> <p>(ii) the Approved Method of Payment system, where available, is out of service then a Parking Ticket shall be obtained from a Ticket Machine within the Parking Place or obtained from a person authorized by the Council to issue such Parking Tickets.</p> <p>Otherwise Article 5.12 shall prevail where there is no Ticket Machine or all Ticket Machines are out of order, whether signed as such or not, or where no person has been so authorized by the Council or where the Approved Method of Payment system is out of service.</p>
	<p>Article 5.13 shall be amended to read –</p> <p>5.13 Where arrangements to pay the level of charge in a Pay and Display Parking Place have been made through an Approved Method of Payment the Driver of the Vehicle shall be exempt from the requirement to display such a Parking Ticket.</p>
	<p>Article 5.14 the deletion of the sentence following sub-article (ii)(b) and beginning with the words “PROVIDED THAT”, and deletion of sub-article (iii).</p>
	<p>After Article 5.19 insert a new Article 5.19(A) –</p> <p>5.19(A) Where the Parking Permit or Reserved Parking Permit is issued in an electronic form the requirement for the Driver of the Vehicle to display the Parking Permit or Reserved Parking Permit in accordance with Article 5.19 does not apply.</p>
	<p>Article 6.1 shall be amended to read –</p> <p>6.1 No charge shall be payable in respect of a Vehicle Waiting within a designated Disabled Person’s Parking Space in a Pay and Display Parking Place for a period of up to three hours from the time at which the period of Waiting shall have begun which displays on the Vehicle in the Relevant Position a valid Disabled Person’s Badge provided that the Vehicle shall not return to the said Parking Place for a further period of such Waiting until a period of at least eight hours shall have elapsed since the conclusion of that first period of Waiting.</p>
	<p>The Schedule is deleted and replaced by the following new Schedule –</p>

<b>THE SCHEDULE</b>					
<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>6</b>
<b>Name of Parking Place</b>	<b>Designation of type of Parking Place</b>	<b>Position in which vehicles must park</b>	<b>Classes of vehicles</b>	<b>Days and hours of operation</b>	<b>Scale of charges</b>
Avenham Multi-Storey Car Park	Pay and Display Parking Place	Wholly within a Parking Space, in accordance with article 2.2	Motor Car, Motorcycle, Invalid Carriage	Monday to Sunday (including Bank Holidays) (inclusive) – 24 hours	Up to 1 hour - £1.30 Up to 2 hours - £2.20 Up to 3 hours - £3.00 Up to 4 hours - £3.80 Up to 12 hours - £4.50 Up to 24 hours - £8.00
Market Multi-Storey Car Park	Pay and Display Parking Place	Wholly within a Parking Space, in accordance with article 2.2	Motor Car, Motorcycle, Invalid Carriage	Monday to Sunday (including Bank Holidays) (inclusive) -24 hours	Up to 1 hour – £1.20 Up to 2 hours – £2.00 Up to 3 hours – £2.50 Up to 4 hours – £3.00 Up to 12 hours – £4.00 Up to 24 hours – £6.00
Hill Street Surface Car Park	Pay and Display Parking Place	Wholly within a Parking Space, in accordance with article 2.2	Motor Car, Motorcycle, Invalid Carriage	Monday to Sunday (including Bank Holidays) (inclusive) -24 hours	Between 06:00 – 18:30 Up to 1 hour – £1.40 Up to 2 hours –

					£2.60
					Up to 3 hours –
					£3.40
					Up to 4 hours –
					£4.70
					Over 4 hours
					–
					£10.00
					Between 18:30 to 06:00 –
					£3.00

THE COMMON SEAL OF  
 PRESTON CITY COUNCIL  
 was hereto affixed this *22nd*  
 day of *March 2017*  
 in the presence of:

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*Angelina*



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