

THE RYEDALE DISTRICT (OFF STREET PARKING PLACES) (PAY AND DISPLAY) CONSOLIDATION ORDER 2013

The Ryedale District Council in exercise of its powers under Section 35(1) and (3) of the Road Traffic Regulation Act 1984 and Part IV of Schedule 9 to the Act and The Traffic Management Act 2004, and all other enabling powers, with the consent of North Yorkshire County Council in accordance with Section 39(3) of the Act and after consulting the Chief Police Officer of Police in accordance with Part III of Schedule 9 to the Act, hereby makes the following Order:

1. GENERAL

1.1 This Order shall come into operation on the 30 May 2013 and may be cited as The Ryedale District (Off Street Parking Places) (Pay and Display) Consolidation Order 2013.

1.2 The provisions of;

- The Ryedale District (Market Place, Helmsley)(Short Stay)(Off-street Parking Places) (Pay and Display) Order 1998
- The Ryedale District (Cleveland Way, Helmsley)(Long Stay)(Off-street Parking Places) (Pay and Display) Order 1998
- The Ryedale District (Wentworth Street, Malton)(Long Stay)(Off-street Parking Places) (Pay and Display) Order 1998
- The Ryedale District (Water Lane, Malton) (Off-street Parking Places) (Pay and Display) Order 1998
- The Ryedale District (Ropery, Pickering)(Short Stay)(Off-street Parking Places) (Pay and Display) Order 1998
- The Ryedale District (Eastgate, Pickering)(Long Stay)(Off-street Parking Places) (Pay and Display) Order 1998
- The Ryedale District (Vivis Lane, Pickering)(Long Stay)(Off-street Parking Places) (Pay and Display) Order 1998
- The Ryedale District (Town Farm, Kirkbymoorside) (Off-street Parking Places) (Pay and Display) Order 1998

are hereby revoked but without prejudice to the Council's right to prosecute for any offences committed thereunder before the commencement of this Order.

2. RECITALS

2.1 Any reference in this Order to a numbered Article is a reference to the Article bearing that number in this Order and any reference in this Order to "the Schedule" is a reference to the Schedule to this Order.

2.2 In this Order –

"the Act" means the Road Traffic Regulation Act 1984.

"charging hours" means any period specified in column 2 of Schedule 2 in respect of which a charge is specified in column 3 of Schedule 2.

"civil enforcement officer" means any person duly authorised by or on behalf of the Council to supervise and enforce the operation of the car parks or any part thereof

"credit card" means a payment card that may be used repeatedly to borrow money or buy products and services on credit issued by financial institutions, retail stores and other businesses.

“debit card” means a bankcard used to make an electronic withdrawal from funds on deposit in a bank or other financial institution, as in purchasing goods or obtaining cash advances.

“disabled persons badge” has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000.

“disabled person’s vehicle” has the same meaning as in the Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (England) 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 bay” means any area of a parking place which is provided for the leaving of a vehicle and indicated by markings in the surface of the parking place.

“parking place” means any area of land specified by name in column 1 of Schedule 1 provided by the Council under Section 32 (1) of the Act in 1984 for use as a parking place.

“registered keeper” means the person, persons, company, form or other body registered at the Driver and Vehicle Licensing Agency, Swansea as the registered keeper of a vehicle and includes a vehicle hire company or firm so registered.

“the Council” means the Ryedale District Council and includes its Officers, Servants or Agents authorised to act in connection with this Order.

“vehicle” means a mechanically propelled vehicle intended or adapted for use on roads and includes a motor cycle.

“passenger car” means a motor vehicle solely constructed for carrying passengers and is not a goods vehicle and has no more than eight seats in addition to the driver.

“bus” shall have the same meaning as in Schedule 1 Part III vehicle Excise and Registration Act 1994 and is a vehicle capable of carrying nine or more persons.

“smartcard” means an electronic chip card purchased in advance from the Council for insertion into the ticket machines in accordance with the provisions of this Order.

“parking permit” means a permit purchased from the Council in advance and displayed within the vehicle according with the provisions of this Order.

3. USE OF LAND AND PARKING PLACE

3.1 Each area of land specified by name in column 1 of Schedule 1 may be used, subject to the following provisions of this Order, as a parking place for such classes of vehicles, in such position on such days and during such hours as are specified in relation to the area in the Schedule.

3.2 Where in the Schedule a parking place is described as available for vehicles of a specified class or in a specified position, the driver of a vehicle shall not permit it to wait in that parking place unless it is of the class and in the position so specified.

- 3.3 Where within a parking place, there is a sign or surface marking which indicates that a parking bay is available only for a disabled person's vehicle, the driver of a vehicle shall not permit it to wait in that parking bay unless it is a disabled person's vehicle.
- 3.4 In so far as a vehicle is left in a parking place during the charging hours the driver thereof shall pay such charge or charges as are specified in the Schedule to this Order.

4. CHARGES AT PARKING PLACES

- 4.1 This Article applies to the parking places specified by name in column 1 in Schedule No 1.
- 4.2 During the charging hours the driver of a vehicle parking a vehicle in a parking place, shall before leaving the car park in which the vehicle has been parked pay the appropriate charge in accordance with the Scale of Charges specified in column 3 or column 4 of Schedule No 2 which said charge shall be payable by the insertion of the appropriate coin or coins or smartcard into the ticket machine provided or payment made by credit or debit card.
- 4.3 In the case of vehicles pulling trailers or caravans or large motorhomes the driver shall park the vehicles in two adjacent bays and, before leaving the car park in which the vehicles have been parked pay the appropriate charge in accordance with the Scale of Charges specified in column 3 or column 4 of Schedule No 2 for each bay occupied.
- 4.4 The Council may from time to time issue parking permits or smartcards in respects of vehicles. Parking permits shall be valid during such times and in such parking places as specified therein including that to which this Order relates. Smartcards are purchased from the Council and are inserted in the ticket machines provided in parking places to obtain the appropriate ticket at a 50% discount on the full price.
- 4.5 Any ticket issued on payment of the charge referred to column 3 or column 4 of Schedule No 2, or parking permit issued in accordance with Paragraph (3) of this Article, shall be attached on the windscreen of the vehicle provided with such or displayed in some other position of high visibility or in the case of a motorcycle not having a windscreen, the headlamp of such a vehicle.

OTHER PROVISIONS

5. The driver of a vehicle shall not permit that vehicle to wait in a parking place unless the vehicle is licensed in accordance with the provisions of the Vehicle (Excise) Act 1994 and unless there is in relation to the use of the vehicle by the driver such a policy of insurance as complies with the requirements of Part VI of the Road Traffic Act 1988.
6. The driver of a motor vehicle using a parking place shall stop the engine as soon as the vehicle is in a position in the parking place and shall not start the engine except when about to change the position of the vehicle in or to depart from the parking place.
7. No person shall except with the express written permission of the District Council;
- 7.1 Use a vehicle, whilst it is in a parking place, in connection with the sale of any article to persons in or near the parking place or in connection with the selling or hire of his skills or services.
- 7.2 Use any part of a parking place or any vehicle left in a parking place:-
- 7.2.1 for sleeping camping or cooking; or
- 7.2.2 for the purpose of servicing or washing any vehicle or part thereof other than is reasonably necessary to enable the vehicle to depart from that parking place.

- 7.3 Erect or cause or permit to be erected any tent, booth, stand, building or other structure.
 - 7.4 Light or cause or permit to light any fire.
 - 7.5 Deposit any litter or rubbish other than in the receptacle provided or permit the discharge of any substances from the vehicle.
 - 7.6 Use a vehicle while it is in a parking place for any purpose in connection with trade or business or for any form of advertisement.
8. The driver of a vehicle using a parking place shall not sound any horn or other similar instrument except in an emergency or when about to change the position of the vehicle in or to depart from the parking place.
 9. No person shall in a 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.
 10. Where in a parking place signs are erected or surface markings are laid for the purpose of:-
 - 10.1 indicating an entrance to or exit from the parking place, or
 - 10.2 indicating that a vehicle using the parking place shall proceed in a specified direction within the parking place.

no person shall drive or permit to be driven any vehicle (i) so that it enters the parking place otherwise than by an entrance, or leave the parking place otherwise than by an exit, so indicated, or (ii) in a direction other than so specified.
 - 11 No person shall, except with the permission of a person authorised by the Council drive or permit to be driven any vehicle in a parking place for any purpose other than 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.

12. OFFENDERS

- 12 A person offending against any of the above provisions may be liable on summary conviction to a fine not exceeding level two on the standard scale or level three where the offender parks within a bay specifically marked for disabled person's vehicles (Road Traffic Regulation Act 1984 Section 35A (1) and Road Traffic Offenders Act 1988).

13. PERIOD OF WHICH A VEHICLE MAY BE LEFT AFTER EXCESS CHARGE INCURRED OR CONTRAVENTION COMMITTED

- 13.1 The period for which a vehicle may be left in a parking place during the charging hours after the penalty charge has been incurred or contravention committed shall not exceed 24 hours.
- 13.2 If a vehicle is left in a parking place during the charging hours for more than 24 hours after the penalty charge has been incurred or contravention committed, it shall be the duty of the Council to attach to the vehicle in a conspicuous position a notice which shall include the following particulars:-
 - 13.2.1 The registration mark of the vehicle or, where the vehicle is being used under a trade licence, the number of the trade plate carried by the vehicle
 - 13.2.2 The time at which it was first observed that the vehicle had been left in the parking place for more than 24 hours after the penalty charge had been incurred or contravention committed; and

13.2.3 A statement that it is an offence under Section 35a(1) of the Act of 1984 for the driver of a vehicle who has left the vehicle in a parking place to leave the vehicle therein for longer than 24 hours after the penalty charge had been incurred or contravention committed.

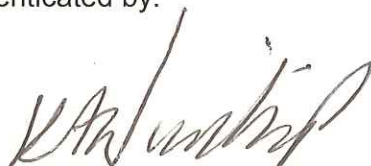
14. RESTRICTION ON REMOVAL OF VEHICLES

When a notice has been attached to a vehicle in accordance with any of the foregoing provisions of this Order no person other than a person authorised by the Council a Civil Enforcement Officer or the driver or a person authorised by the driver or the registered keeper of the vehicle shall remove the notice from the vehicle.

15. REMOVAL OF VEHICLES

- 15.1 If a vehicle is left in a parking place in a position other than in accordance with the provisions of Article 3 a person authorised by the Council may alter or cause to be altered the position of the vehicle so that its position is in accordance with said provisions.
- 15.2 If a vehicle is left in a parking place in contravention of any of the foregoing provisions of this Order a person authorised by the Council may remove the vehicle from that parking place or arrange for such removal.
- 15.3 For the purpose of meeting the requirements of an emergency, a person authorised by the Council or a police constable in uniform may alter or cause to be altered the position of a vehicle in a parking place or remove or arrange for the removal of a vehicle from a parking place.
- 15.4 Any person altering or causing the alteration of a vehicle by virtue of paragraph 15.1 or removing or causing the removal of a vehicle by virtue of paragraphs 15.2 or 15.3 may do so by towing or driving the vehicle or in such other manner as he may think reasonably necessary to enable the position of the vehicle to be altered or the vehicle to be removed.
- 15.5 Any person removing or arranging the removal of a vehicle by virtue of paragraphs 15.2 or 15.3 shall make arrangements as he considers are reasonably necessary for the safety of the vehicle in the place to which it is removed.

**THE COMMON SEAL of THE
RYEDALE DISTRICT COUNCIL**
was hereunto affixed and
is authenticated by:



Council Solicitor

Minute 25/2023
Reg No. 6424
Initials Q



Schedule 1

Name of parking place	Class of motor vehicle for which available	Location in which a vehicle may wait	Day of operation	Hours of operation	Maximum period for which vehicles may wait
WENTWORTH STREET, MALTON	Passenger cars, Goods vehicle not exceeding 3 tonnes gross vehicle weight, trailers except HGV trailers	Wholly within parking bays except for those specifically marked for Heavy Goods Vehicles and coaches	Mon – Sat inclusive	0900 hours to 1830 hours	24 hours
	Coaches and heavy goods vehicles	Wholly within parking bays specifically marked for Heavy Goods Vehicles and coaches	Mon – Sat inclusive	0001 hours to 2359 hours	24 hours
	Disabled persons vehicles	Wholly within parking bays, including those specifically marked for disabled person's vehicles except those specifically marked for coaches, heavy goods vehicles and reserved bay	Mon – Sat inclusive	0900 hours to 1830 hours	24 hours
WATER LANE, MALTON	Passenger cars, Goods vehicle not exceeding 3 tonnes gross vehicle weight, trailers except HGV trailers	Wholly within parking bays	Mon – Sat inclusive	0900 hours to 1830 hours	24 hours
	Disabled persons vehicles	Wholly within parking bays, including those specifically marked for disabled person's vehicles except reserved bay	Mon – Sat inclusive	0900 hours to 1830 hours	24 hours

EASTGATE, PICKERING	Passenger cars, Goods vehicle not exceeding 3 tonnes gross vehicle weight, trailers except HGV trailers	Wholly within parking bays except for those specifically marked for Heavy Goods Vehicles and coaches, for disabled person's vehicles and reserved bay	Each Day	0900 hours to 1830 hours	24 hours
	Heavy goods vehicles	Wholly within parking bays specifically marked for heavy goods vehicles	Each Day	0001 to 2359 hours	24 hours
	Coaches	Wholly within parking bays specifically marked for coaches	Each Day	0900 hours to 1830 hours	24 hours
	Disabled persons vehicles	Wholly within parking bays, including those specifically marked for disabled person's vehicles except those specifically marked for coaches, heavy goods vehicles and reserved bay	Each Day	0900 hours to 1830 hours	24 hours

VIVIS LANE, PICKERING	Passenger cars, Goods vehicle not exceeding 3 tonnes gross vehicle weight, trailers except HGV trailers	Wholly within parking bays except for those specifically marked for disabled person's vehicles	Each day	0900 hours to 1830 hours	24 hours
	Disabled persons vehicles	Wholly within parking bays, including those specifically marked for disabled person's vehicles except reserved bay	Each day	0900 hours to 1830 hours	24 hours
THE ROPEY, PICKERING	Passenger cars, Goods vehicle not exceeding 3 tonnes gross vehicle weight, trailers except HGV trailers	Wholly within parking bays except for those specifically marked for disabled persons vehicles buses and motorcycles and reserved bay	Each day	0900 hours to 1830 hours	2 hours (return prohibited within one hour)
	Disabled persons vehicles	Wholly within parking bays including those specifically marked for disabled person's except for those specifically marked for motorcycles and reserved bay	Each day	0900 hours to 1830 hours	2 hours (return prohibited within one hour)

TOWN FARM, KIRKBYMOORSIDE	Passenger cars, Goods vehicle not exceeding 3 tonnes gross vehicle weight, trailers except HGV trailers	Wholly within parking bays except for those specifically marked for disabled person's vehicles	Each day	0900 hours to 1830 hours	24 hours
	Disabled persons vehicles	Wholly within parking bays including those specifically marked for disabled person's except for those specifically marked for motorcycles and reserved bay	Each day	0900 hours to 1830 hours	24 hours
CLEVELAND WAY, HELMMSLEY	Passenger cars, Goods vehicle not exceeding 3 tonnes gross vehicle weight, trailers except HGV trailers	Wholly within parking bays except for those specifically marked for coaches	Each day	0900 hours to 1830 hours	24 hours
	Coaches and heavy goods vehicles	Wholly within parking bays specifically marked for coaches and heavy goods vehicles	Each day	0001 hours to 2359 hours	24 hours
	Disabled persons vehicles	Wholly within parking bays, including those specifically marked for disabled person's vehicles except those specifically marked for coaches, heavy goods vehicles and reserved bay	Each day	0900 hours to 1830 hours	24 hours

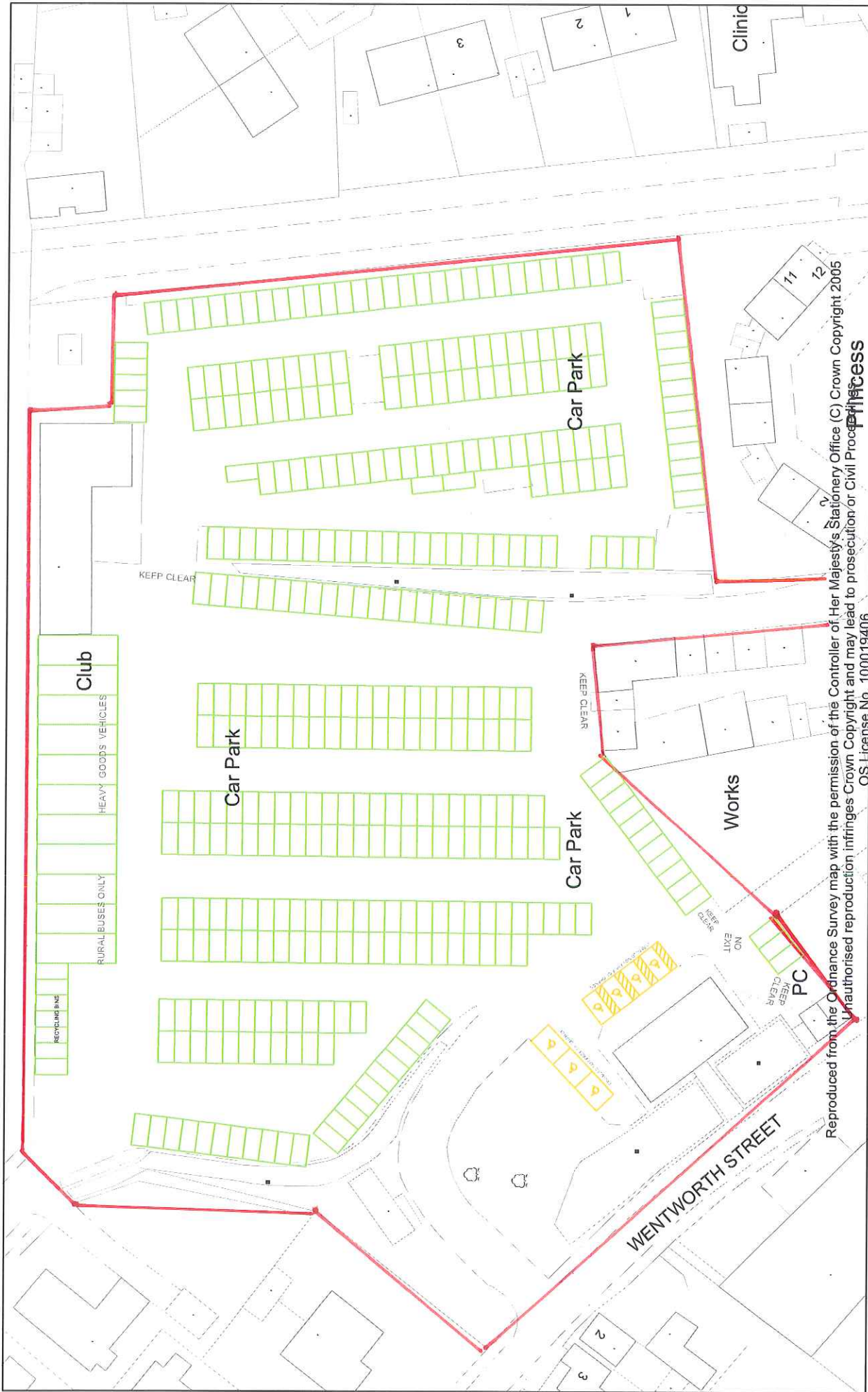
MARKET PLACE, HELMSLEY	Passenger cars, Goods vehicle not exceeding 3 tonnes gross vehicle weight, trailers except HGV trailers	Wholly within parking bays except for those specifically marked for coaches	Each day except as provided in Article No 14 relating to markets	0900 hours to 1830 hours	2 hours (return prohibited within one hour)
	Disabled persons vehicles	Wholly within parking bays except those specifically marked for coaches and heavy goods vehicles, motorcycles and reserved bay	Each day except as provided in Article No 14 relating to markets	0900 hours to 1830 hours	2 hours (return prohibited within one hour)
	Service buses	Wholly within parking bays specifically marked for service buses		0900 hours to 1830 hours	Limited waiting 15 minutes

Schedule 2

Charges	Period of Duration	Charges £	Smartcard Discounted Rate £
WENTWORTH STREET, MALTON 1. Passenger cars, Goods vehicle not exceeding 3 tonnes gross vehicle weight, trailers except HGV trailers	Up to 1 hour Up to 2 hours Up to 3 hours Up to 6 hours All day	1.40 2.20 2.70 4.00 5.50	0.70 1.10 1.35 2.00 2.75
2. Heavy goods vehicles	24 hours	5.50	
WATER LANE, MALTON 1. Passenger cars, Goods vehicle not exceeding 3 tonnes gross vehicle weight, trailers except HGV trailers	Up to 1 hour Up to 2 hours Up to 3 hours Up to 6 hours All day	1.40 2.20 2.70 4.00 5.50	0.70 1.10 1.35 2.00 2.75

EASTGATE, PICKERING 1. Passenger cars, Goods vehicle not exceeding 3 tonnes gross vehicle weight, trailers except HGV trailers 2. Heavy goods vehicles	Up to 1 hour Up to 2 hours Up to 3 hours Up to 6 hours All day 24 hours	1.40 2.20 2.70 4.00 5.50 5.50	0.70 1.10 1.35 2.00 2.75
VIVIS LANE, PICKERING 1. Passenger cars, Goods vehicle not exceeding 3 tonnes gross vehicle weight, trailers except HGV trailers	Up to 1 hour Up to 2 hours Up to 3 hours Up to 6 hours All day	1.40 2.20 2.70 4.00 5.50	0.70 1.10 1.35 2.00 2.75
THE ROPERY, PICKERING Passenger cars, Goods vehicle not exceeding 3 tonnes gross vehicle weight, trailers except HGV trailers	Up to 1 hour Up to 2 hours	£1.40 £2.30	0.70 1.15

<p>TOWN FARM, KIRKBYMOORSIDE</p> <p>Passenger cars, Goods vehicle not exceeding 3 tonnes gross vehicle weight, trailers except HGV trailers</p>	<p>Up to 1 hour Up to 2 hours Up to 3 hours Up to 6 hours All day</p>	<p>1.40 2.20 2.70 4.00 5.50</p>	<p>0.70 1.10 1.35 2.00 2.75</p>
<p>CLEVELAND WAY, HELMSLEY</p> <p>1. Passenger cars, Goods vehicle not exceeding 3 tonnes gross vehicle weight, trailers except HGV trailers</p> <p>2. Heavy goods vehicles</p>	<p>Up to 1 hour Up to 2 hours Up to 3 hours Up to 6 hours All day 24 hours</p>	<p>1.40 2.20 2.70 4.00 5.50 5.50</p>	<p>0.70 1.10 1.35 2.20 2.75</p>
<p>MARKET PLACE, HELMSLEY</p> <p>Passenger cars, Goods vehicle not exceeding 3 tonnes gross vehicle weight, trailers except HGV trailers</p>	<p>Up to 1 hour Up to 2 hours</p>	<p>£1.40 £2.30</p>	<p>0.70 1.15</p>



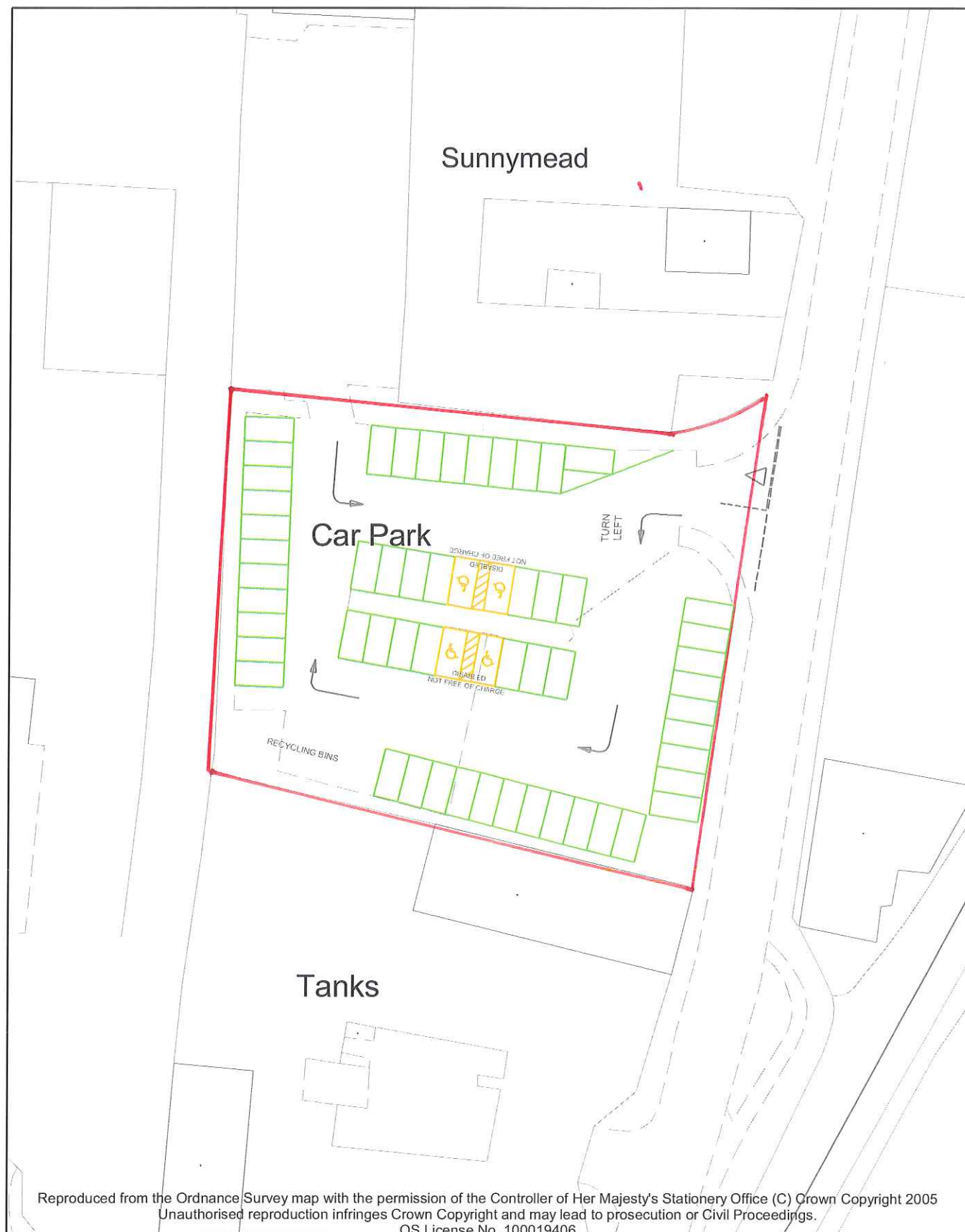
WENTWORTH STREET CAR PARK, MALTON
SCALE 1:750





WATER LANE CAR PARK, MALTON **SCALE 1:500**





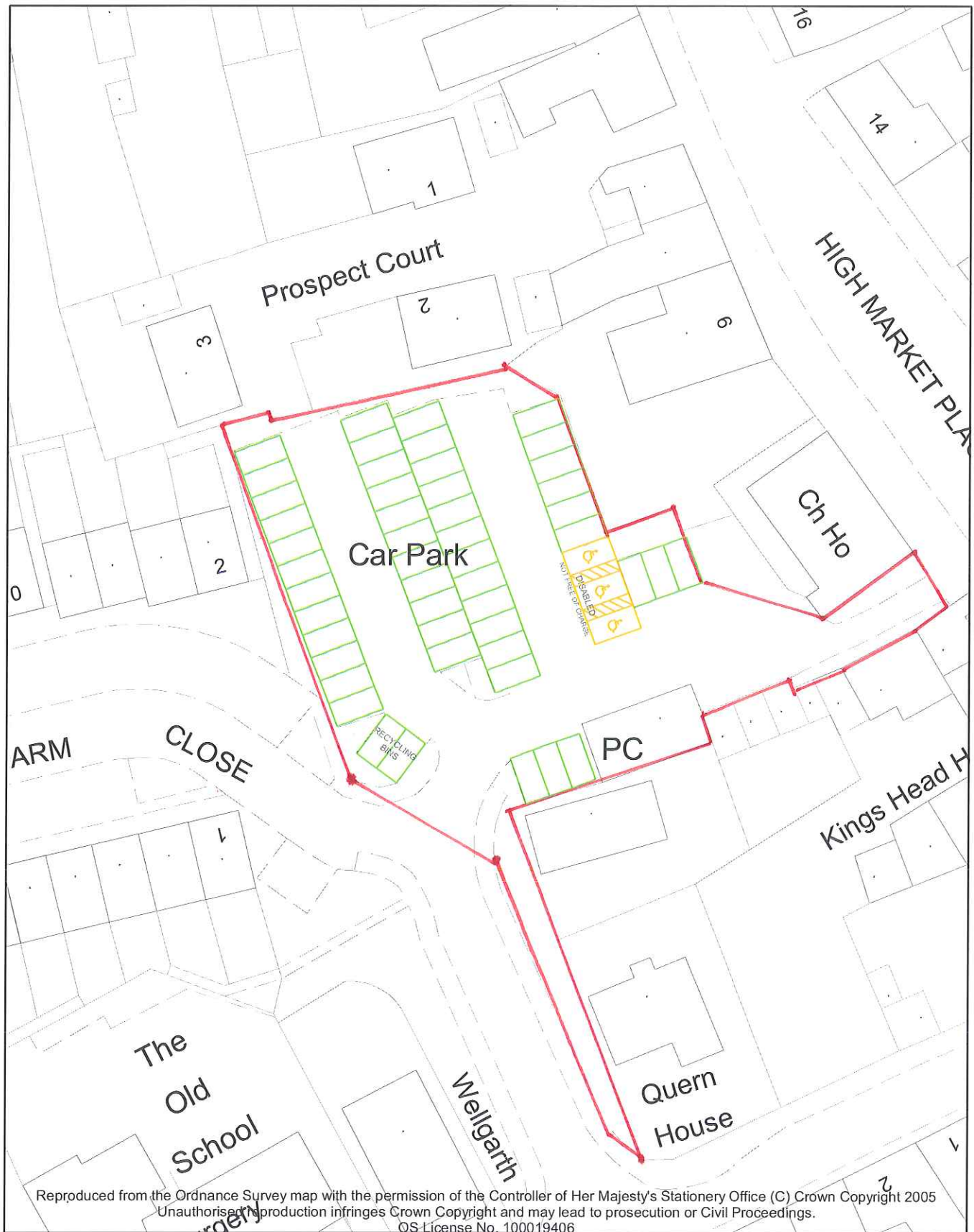
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VIVIS LANE CAR PARK, PICKERING

SCALE 1:500





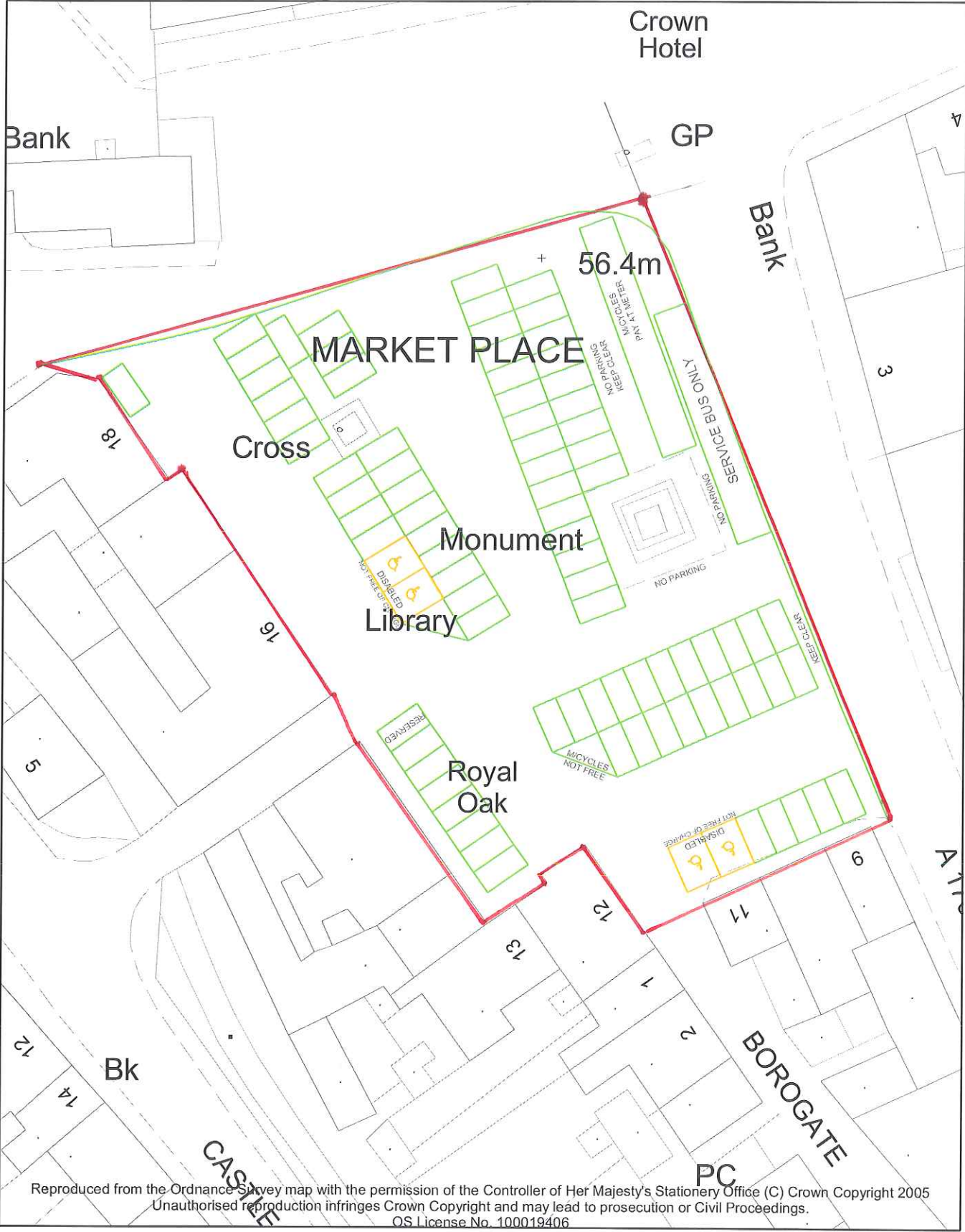
TOWN FARM CAR PARK, KIRKBYMOORSIDE SCALE 1:500





ROPERY CAR PARK, PICKERING SCALE 1:650

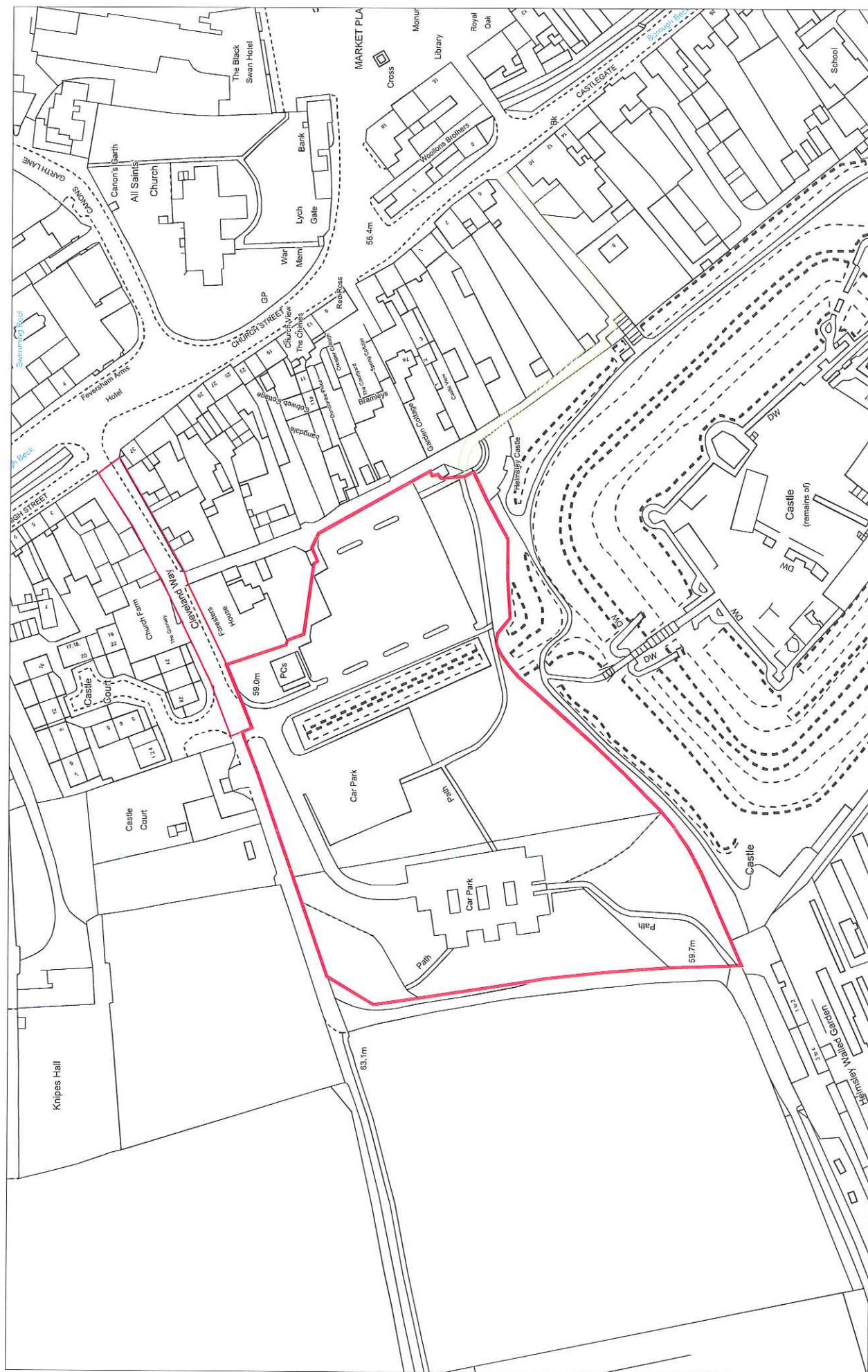




MARKET PLACE CAR PARK, HELMSLEY

SCALE 1:500





Cleveland Way Car Park Scale 1:1,250 (A3) Helmsley

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RYDALE
DISTRICT
COUNCIL

