



TRO 1241

City of Salford

THE CITY OF SALFORD (HOPE HOSPITAL, PHASE 1 INTRODUCTION OF RESIDENTS PARKING SCHEME) ORDER 2003

The Council of the City of Salford (hereinafter referred to as "the Council") under Sections 1, 2, 4, 32, 35, 45, 46, 47, 49 and 53 and Schedule 9 of the Road Traffic Regulation Act 1984 and Sections 63 to 79 and Schedules 3 and 6 of the Road Traffic Act 1991 as modified by The Road Traffic (Permitted Parking Area and Special Parking Area)(City of Salford) Order 2001 (Statutory Instrument 2001 No. 894) made by the Secretary of State for Environment, Transport and the Regions pursuant to Schedule 3 of the Road Traffic Act 1991 and of all other enabling powers and after consultation with the Chief Officer of Police for the County of Greater Manchester in accordance with Part III of Schedule 9 of the said Act of 1984, hereby make the following Order:-

PART 1

Definitions

- 1 In this Order the following definitions have the meanings hereby assigned to them, that is to say:-

"disabled person's badge" has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000.

"disabled person's vehicle" means a vehicle lawfully displaying a disabled person's badge and which immediately before or after any period of waiting allowed by virtue of this Order has been or is to be driven by a disabled person or has been or is to be used for carrying disabled persons as passengers.

"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.

"goods" has the same meaning as in the Road Traffic Act 1988.

"owner" in relation to a vehicle, means the person by whom such a vehicle is kept and used.

"parking place" means the marked part of the road authorised by this Order to be used as a parking place.

"a person duly authorised by the Council" means an Officer of the Council authorised for the purpose of this Order by Director of Development Services or other Officer of the Council.

"permit" means a permit issued under the provisions of Article 17 of this Order.

"permit holder" means a person to whom a permit has been issued under the provisions of Article 17 of this Order.

"postal packets" means the same as in the Post Office Act 1953.

"relevant position" means:-

- (i) the badge and/or disc are exhibited on the dashboard or fascia of the vehicle; or
- (ii) where the vehicle is not fitted with a dashboard or fascia the badge and/or disc are exhibited in a conspicuous position on the vehicle so that the badge and/or disc are clearly legible from the outside of the vehicle.

"resident" means in relation to a parking place any person whose usual residence is at premises the postal address of which is any of 1-137 Meadowgate Road, 1-11 Stott Lane, 1-22 Brookfield Avenue, 1-18 Ryecroft Avenue and 1-18 Meadowgate Road Flats, Salford.

"telecommunications apparatus" means the same as in the Telecommunications Act 1984.

"traffic sign" means a sign of any size, colour and type prescribed or authorised under, or having effect as though prescribed or authorised under, Section 64 of the Act.

"universal service provider" has the same meaning as in the Postal Services Act 2000.

"the 1994 Regulations" means the Traffic Signs Regulations and General Directions 1994.

"the 1994 Act" means the Road Traffic Regulation Act 1994.

"the 1991 Act" means the Road Traffic Act 1991.

"the 2000 Regulations" means the Local Authorities' Traffic Orders (Exemptions for Disabled Persons)(England) Regulations 2000.

"Parking Attendant" means a person authorised by or on behalf of the City of Salford under Section 63A of the Road Traffic Regulation Act 1984 to supervise and enforce the restrictions imposed by this Order.

"Penalty Charge" (and "Reduced Penalty Charge" *where is this mentioned in the order*) means a charge set by the City of Salford under the provisions of Section 74 of "the 1991 Act" in accordance with guidance given by the Secretary of State for Environment, Transport 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 or in the case of a reduced penalty charge, within 14 days of the date of the notice.

"Penalty Charge Notice" means a notice issued by a Parking Attendant pursuant to the provisions of Section 66 of "the 1991 Act".

PART II

Prohibition of Waiting

- 2(a) Save as provided in Articles 3, 4, and 5 of this Order no person shall, except upon the direction or with the permission of a Parking Attendant cause or permit any vehicle to wait in the area and as detailed on the lengths of road in Schedule 1 below.
- (b) If a vehicle is left at any time in contravention of the provisions of this Order a penalty charge will be payable.
- (c) 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 1991 Act" may then be issued by a Parking Attendant in accordance with the requirements of Section 66 of that Act.
3. Nothing in Article 2 of this Order shall prohibit any person from causing or permitting any vehicle to wait in the lengths of road specified in schedule 1 to this Order for so long as may be necessary:-
- (a) to enable a person to board or alight from the vehicle;
- (b) to enable the vehicle, if it cannot be conveniently used for such purpose in any other road, to be used in connection with any wedding or funeral, building operation or demolition, the removal of any obstruction to traffic, the maintenance, improvement or reconstruction of the length of road so specified or the laying, erection, alteration or repair in or near the said length of road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus;
- (c) to enable the vehicle, if it is in the service of the Royal Mail or other universal service provider to be used for the purpose of delivering or collecting postal packets;
- (d) to enable the vehicle to be used in the length of road so specified for Police, ambulance, fire brigade, local authority or water authority purposes when used in pursuance of statutory powers or duties;
- (e) if the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond the control of the driver, or to such waiting as is necessary to prevent an accident.
- (f) For the purposes of loading or unloading the vehicle whilst it is in actual use in connection with the removal or delivery of furniture to or from any premises fronting, adjoining or abutting the said lengths of road provided that notice is given twenty four hours in advance to the Council and its consent obtained.
4. Nothing in Article 2 of this Order shall prohibit any person from causing or permitting any vehicle to wait on the lengths of road specified in schedule 1 to this Order for so long as may be necessary to deliver to or collect from or load or unload goods at any premises fronting onto the said lengths of roads provided that no vehicle shall wait for longer than 30 minutes outside the same premises without the permission of a

Parking Attendant and provided always that the Parking Attendant may at any time require the driver of a vehicle to move it if it is necessary for the purposes of preventing obstruction.

5. Nothing in Article 2 of this Order shall render it unlawful to cause or permit any vehicle to wait in the lengths of roads specified in schedule 1 of this Order if the vehicle is a disabled person's vehicle which displays in the relevant position a disabled person's badge and a parking disc issued by any local authority in accordance with the 2000 Regulations, or a badge having effect under those Regulations as if it were a disabled person's badge and the driver or other person in charge of the vehicle marks on the parking disc the time at which the period of waiting began.

PART III

Parking Place for Vehicles Authorisation of Use of Parking Places

6. Each of the parts of road specified in schedule 2 of this Order are authorised to be used as a parking place for the parking of vehicles in accordance with the terms of that Schedule.
7. Save as provided in Articles 11 and 12 of this Order the driver of a vehicle which does not display a valid parking permit shall not use any of the parking places listed in Schedule 2 unless authorised to do so by a Parking Attendant, always provided that no vehicle shall use the parking place so as unreasonably to prevent access to premises adjoining the road, or the use of the road by other persons, or so as to be a nuisance and provided always that a Parking Attendant, may at any time require the driver of the vehicle to move it if it is reasonably necessary for the purpose of preventing obstruction or in the case of an emergency move or cause to be moved to any place he thinks fit, any vehicle left in a parking place.
8. The driver of a vehicle using the parking place must ensure that the vehicle is parked wholly within the parking place, and shall stop the engine as soon as the vehicle is positioned properly in the parking place, and shall not start the engine except when about to depart from, the parking place.
9. No person shall use a vehicle whilst it is in the 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 offering for hire of his skill or services or any other person's skill or services.
- 10.(a) Any person duly authorised by the Council may suspend the use of the parking place or any part thereof whenever he considers such suspension reasonable necessary:-
 - (i) for the purpose of facilitating the movement of traffic or promoting its safety;
 - (ii) for the convenience of the occupiers of premises adjacent to the parking place on any occasion of the removal of furniture from an office or dwellinghouse to another or the removal of furniture from such premises to a depository or to such premises from a depository;

- (iii) for the convenience of the occupiers of premises adjacent to the parking place at times of weddings or funerals or on other special occasions.
- (iv) for the purpose of any building operation, demolition or excavation adjacent to the parking place or the maintenance or reconstruction of the parking place or the laying, erection, alteration or repair in or adjacent to the parking place of any sewer or of any main, pipe or apparatus for the supply of gas, water, or electricity or of any telecommunications apparatus;

and he has made an Order and/or given notice as required in the appropriate legislation.

- (b) Any person authorised by the Council suspending the use of the parking place or any part thereof in accordance with the provisions of paragraph (a) of this Article shall thereupon place or cause to be place in or adjacent to that parking place or part thereof the use of which is suspended a traffic sign or notice indicating that waiting by vehicles is prohibited.
 - (c) Save as provided in Articles 11 and 12 of this Order no person shall cause or permit any vehicle to be left in the parking place or part thereof, as the case may be, during such period as there is in or adjacent to that parking place or part thereof a traffic sign or notice placed in pursuance of paragraph (b) of this Article.
11. Nothing in Articles 6, 7 and 10(c) of this Order shall prohibit any person from causing or permitting any vehicle to wait in the parking place so long as it may be necessary;-
- (a) to enable a person to board or alight from the vehicle;
 - (b) to enable the vehicle if it cannot conveniently be used for such purpose in any other road, to be used in connection with any wedding or funeral, building operation or demolition, the removal of any obstruction to traffic, the maintenance, improvement or reconstruction of the parking place or any part thereof or the laying, erection, alteration or repair in or near the parking place of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus;
 - (c) to enable the vehicle if it is in the service of the Royal Mail, or other universal service provider to be used for the purpose of delivering or collecting postal packets;
 - (d) to enable the vehicle to be used for police, ambulance, fire brigade, local authority or water authority purposes when used in pursuance of statutory powers or duties;
 - (e) if the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond the control of the driver, or to prevent an accident.
 - (f) To deliver to or collect from or load or unload goods at any premises fronting onto the parking place provided that no vehicle

so engaged shall wait for longer than 30 minutes outside the same premises without the permission of a Parking Attendant.

- (g) To enable the vehicle to be used in connection with the removal of furniture from an office or dwellinghouse to another or the removal of furniture from such premises to a depository or to such premises from a depository.
- 12. Nothing in Articles 6, 7 and 10(c) of this Order shall apply if the vehicle is being used by a legally qualified general medical practitioner, district nurse, midwife or similar people when visiting a patient so long as the vehicle concerned is clearly marked Doctor, Midwife etc and the visit is expected to be less than 1 hour duration.
- 13. When a vehicle is left in the parking place in contravention of any of the provisions contained in Article 7 of this Order a person authorised in that behalf by the Council may remove the vehicle or arrange for it to be removed from the parking place.
- 14. Any person removing a vehicle or altering its position by virtue of Article 13, of this Order, may do so by towing or driving the vehicle or in such other manner as he may think necessary to enable him to remove it or alter its position as the case may be.
- 15. When a person duly authorised by the Council removes or makes arrangements for the removal of a vehicle from the parking place by virtue of Article 13 of this Order, he shall make such arrangements as may be reasonable necessary for the safe custody of the vehicle and its contents.
- 16. Nothing in Article 7 of this Order shall render it unlawful to cause or permit any vehicle to wait in the parking places listed in Schedule 2 of this Order if the vehicle is a disabled person's vehicle which displays in the relevant position a disabled person's badge and a parking disc issued by any local authority in accordance with the 2000 Regulations, or a badge having effect under those Regulations as if it were a disabled person's badge.

Application for and issue of Permits

- 17(a) Each household will be issued with 4 parking permits for use by the residents and bona fide visitors to their premises. Upon receipt of the said permits, the resident shall acknowledge receipt of the same by signing and returning the duplicate of the letter accompanying the permits.
- (b) The Council may at any time require a permit holder or applicant for a permit to produce to an Officer of the Council such evidence in respect of an application made to them for a permit as they may reasonable require to verify any particulars of information given to them.
- (c) The Council may at their discretion issue a permit with or without charge to any person who in the opinion of the Council requires to park in any parking place specified.
- (d) The issue of a permit under the foregoing provisions of this Article shall not be construed as if any parking place was reserved solely for the use of a permit holder.

- (e) The permit will remain the property of the City of Salford.

Surrender, Withdrawal and Validity of Permits

- 18.(a) A permit holder may surrender a permit to the Council at any time and shall surrender a permit to the Council on the occurrence of any one of the events set out in paragraph (c) of this Article.
- (b) (i) The Council may, by notice in writing served on the permit holder by sending the same by postal service to the permit holder at the address shown by that person on the application for the permit or at any address believed to be that person's place of abode, withdraw a permit entirely at its own discretion and the permit holder shall surrender the permit to the Council within 48 hours of the receipt of the aforementioned notice
- (ii) A permit shall cease to be valid on the occurrence of any one of the events set out in paragraph (c) of this Article.
- (c) The events referred to in the foregoing provisions of this Article are:-
- (i) the permit holder ceasing to be resident;
- (ii) the withdrawal of such permit by the Council under the provisions of Paragraph (b) of this Article;

Application for and issue of Duplicate Permits

- 19.(a) If a permit is mutilated or accidentally defaced or the figures or particulars thereon have become illegible or the colour of the permit has become altered by fading or otherwise the permit holder shall surrender it to the Council and the Council, upon receipt of the permit, shall issue a duplicate permit so marked.
- (b) If a permit is lost or destroyed, the permit holder may apply to the Council for the issue to him of a duplicate permit and the Council, upon being satisfied as to such loss or destruction shall issue a duplicate permit so marked and upon such issue the permit which it duplicates shall become invalid.
- (c) The provisions of this Order shall apply to a duplicate permit and an application therefore as if it were a permit or as the case may be an application therefore.
- (d) The Council reserves the right to charge for the issue of duplicate permits.

Form of Permit

20. A permit shall be in writing and shall bear the words "Parking Permit" and shall include the period during which the permit shall remain valid.

Display of Permits

21. At all times during which a vehicle is left in a parking place there shall be displayed on the front or near side of the vehicle a valid permit issued.

Restriction on the Removal of Permits

22. When a permit has been displayed on a vehicle in accordance with the provisions of Article 21 of this Order, no person not being the driver of the vehicle shall remove the permit from the vehicle unless authorised to do so by the driver of the vehicle.

PART IV

Parking Place for Vehicles/Restriction of Waiting

23. Each of the parts of the road specified in Schedule 3 of this Order are authorised to be used as a parking place for the parking of vehicles in accordance with the terms of that Schedule.
24. Save as provided in Articles 11 and 25 of this Order the driver of a vehicle shall not use the parking place in contravention of the terms of Schedule 3 unless authorised to do so by a Parking Attendant, always provided that no vehicle shall use the parking place so as unreasonably to prevent access to premises adjoining the road, or the use of the road by other persons, or so as to be a nuisance and provided always that a Parking Attendant may at any time require the driver of the vehicle to move it if it is reasonably necessary for the purpose of preventing obstruction or in the case of an emergency move or cause to be moved to any place he thinks fit, any vehicle left in a parking place.
25. Articles 8 to 11 inclusive apply to the parking places listed in Schedule 3 to the same extent as they apply to those listed in Schedule 2.
26. Nothing in Articles, 23, 24 and 10(c) of this Order shall apply if the vehicle is being used by a legally qualified general medical practitioner, district nurse, midwife or similar people when visiting a patient so long as the vehicle concerned is clearly marked Doctor, Midwife etc and the visit is expected to be less than 1 hour duration.
27. When a vehicle is left in the parking place in contravention of any of the provisions contained in Article 24 of this Order a person authorised in that behalf by the Council may remove the vehicle or arrange for it to be removed from the parking place.
28. Any person removing a vehicle or altering it's position by virtue of Article 27 of this Order may do so by towing or driving the vehicle or in such other manner as he may think necessary to enable him to remove it or later it's position as the case may be.

29. When a person duly authorised by the Council removes or makes arrangements for the removal of a vehicle from the parking place by virtue of Article 27 of this Order, he shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle and its contents.
30. Nothing in Article 24 of this Order shall render it unlawful to cause or permit any vehicle to wait in the parking places listed in Schedule 3 of this Order if the vehicle is a disabled person's vehicle which displays in the relevant position a disabled person's badge and a parking disc issued by any local authority in accordance with the 2000 Regulations, or a badge having effect under those Regulations as if it were a disabled person's badge.
31. Articles 17 to 22 inclusive apply equally to the issue of permits in respect of parking places listed in Schedules 2 and 3 of this Order.

PART V

General

32. Where the Council deem it so expedient all references to "permit" in this Order shall include references to "Parking Permit", and "Permit Holder" shall be similarly construed.
33. The restrictions imposed by this Order shall be in addition to and not in derogation of any restrictions or requirements imposed by any Regulations made or having effect as if made under the Act or by or under any other enactment.
34. Any reference in this Order to a length of road or a parking place shall be deemed to be a reference to more than one length of road or more than one parking place where the context requires it.
35. Where charges payable under this order in relation to:-
 - (a) waiting during the permitted hours without lawful authority in contravention of Section 47 of "the 1984 Act" or
 - (b) waiting by a vehicle of description not authorised to be left in a parking place in contravention of Sections 35 or 47 of "the 1984 Act";in a parking place in this Order, are not paid within the time limit stated in the Parking Charge Notice, the Council may in accordance with the procedure set out in Schedule 6 of "the 1991 Act", recover the Charge as a civil debt under a County Court Order.
36. Where the provisions of this Order or any Order made, or having effect as if made under the Act which impose any restriction or prohibition on waiting by vehicles, or grant any exemption from such restriction or prohibition, relate to a road or length of road designated as a parking place in the schedules to this Order the provisions in the said schedules shall prevail.
37. Any reference in this Order to a Statute or Statutory Instrument shall include reference to any re-enactment or replacement thereof.

38. The Council reserves the right to introduce charges for the issue of permits and duplicate permits.
39. This Order shall come into Operation on the 13th day of *June* 2003 and may be cited as The City of Salford (Hope Hospital Area, Phase 1) (Introduction of Residents Parking Scheme) Order 2003

Schedule 1

Prohibition of Waiting

Road Name	Details	Days and hours of Operation
Meadowgate Road, Salford 6.	<p>(i) South side from a point 10m east of its junction with Stott Lane for a distance of 46m in an easterly direction.</p> <p>(ii) North side from a point 10m east of its junction with Stott Lane for a distance of 8m in an easterly direction.</p> <p>(iii) North side from a point 115m east of its junction with Stott Lane for a distance of 25m in an easterly direction.</p> <p>(iv) South side from a point 145m east of its junction with Stott Lane for a distance of 153m in an easterly / south easterly direction.</p> <p>(v) From a point in line with the south eastern kerbline of Ryecroft Avenue for a distance of 91m in a north westerly direction.</p> <p>(vi) North Side from a point 20m west of the western kerbline of Brookfield Avenue to a point 5m south east of the eastern kerbline of Brookfield Avenue.</p>	8.30 a.m. to 5.30 p.m. on all days
Brookfield Avenue, Salford 6.	Both sides from its junction with Meadowgate Road, for a distance of 3m in a northerly direction.	8.30 a.m. to 5.30 p.m. on all days
Meadowgate Road, Salford 6.	<p>(i) North side from a point 50m south east of the eastern kerbline of Brookfield Avenue for a distance of 22m in south and south easterly direction.</p> <p>(i) North side from a point 13m south east of the southern kerbline of Ryecroft Avenue for a distance of 106m in a north westerly/westerly direction.</p>	8.30 a.m. to 5.30 p.m. on all days
Ryecroft Avenue, Salford 6.	Both sides from its junction with Meadowgate Road for a distance of 3 metres in a north easterly direction.	8.30 a.m. to 5.30 p.m. on all days

Meadowgate Road, Salford 6.	<p>(i) North side from a point 52m south east of the south eastern kerblineline of Ryecroft Avenue for a distance of 27m in a south easterly/easterly direction.</p> <p>(ii) South side from a point 49m south east of the south eastern kerblineline of Ryecroft Avenue for a distance of 46m in a south easterly/easterly direction.</p> <p>(iii) South side from a point 12m west of its junction with Tootal Drive for a distance of 8m in a westerly direction.</p>	8.30 a.m. to 5.30 p.m. on all days
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Schedule 2

Permit Holders Only Parking Places

Part of road authorised as a street parking place	Position in which vehicle may wait	Persons authorised to use such parking place	Days and hours of operation of the parking place
Permit holders only bays, Stott Lane, Salford 6.	<p>(i) Western lay-by from a point 32m south of the southern kerblineline of Eccles Old Road for a distance of 77 m in a southerly direction.</p> <p>(ii) Western lay-by from a point 79 m south of the southern kerblineline of Meadowgate Road for a distance of 27 m in a southerly direction.</p>	Residents or visitors in possession of a valid permit.	All times
Permit holders only bays, Meadowgate Road, Salford 6	<p>(i) north side from a point 18m east of its junction with Stott Lane for a distance of 97m in an easterly direction.</p> <p>(ii) north side from a point 20m west of the western kerblineline of Brookfield Avenue for a distance of 66m in a westerly direction.</p>	Residents or visitors in possession of a valid permit.	8.30 a.m. to 5.30 p.m. on all days

	<p>(iii) Northern lay-by from a point 88m west of the north western kerbline of Ryecroft Avenue for a distance of 27m in a south westerly direction.</p> <p>(iv) South side from a point 86m west of the north western kerbline of Ryecroft Avenue for a distance of 30m in a westerly direction</p> <p>(v) South western lay-by from a point in line with the south eastern kerbline of Ryecroft Avenue for a distance of 27m in a south easterly direction.</p> <p>(vi) South western lay-by from a point 34m south east of the south eastern kerbline of Ryecroft Avenue for a distance of 15m in a south easterly direction.</p> <p>(vii) North eastern lay-by from a point 13m south east of the south eastern kerbline of Ryecroft Avenue for a distance of 15m in a south easterly direction.</p> <p>(viii) North eastern lay-by from a point 32m south east of the south eastern kerbline of Ryecroft Avenue for a distance of 20m in a south easterly direction.</p> <p>(ix) North side from a point 12m west of its junction with Tootal Drive for a distance of 67m in a westerly direction.</p>		
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	<p>(x) Southern lay-by from a point 20m west of its junction with Tootal Drive for a distance of 15m in a westerly direction.</p> <p>(xi) Southern lay-by from a point 38m west of its junction with Tootal Drive for a distance of 26m in a westerly direction.</p>		
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Permit Holders Only cul-de-sac.

Road Name	Position in which vehicle may wait	Persons authorised to use such parking place	Days and hours of operation in parking place
Brookfield Avenue, Salford 6	Both side from a point 3m north of its junction with Meadowgate Road in a northerly direction to its cul-de-sac end.	Residents or visitors in possession of a valid permit	All times
Ryecroft Avenue, Salford 6	Both sides from a point 3m north east of its junction with Meadowgate Road in a northerly direction to its cul-de-sac end.	Residents or visitors in possession of a valid permit	All times

Schedule 3

Parking Places/Restriction of Waiting

Meadowgate Road, Salford 6	<p>(i) Southern lay-by from a point 56m east of its junction with Stott Lane for a distance of 89m in an easterly direction.</p> <p>(ii) North east side from a point 5m south east of the eastern kerbline of Brookfield Avenue for a distance of 44m in a south easterly direction.</p>	<p>Residents who hold a valid permit. Bona fide visitors who are in possession of a valid permit or</p> <p>Limited waiting by non-permit holders or visitors to 1 hour, no return within 1 hour</p>	8.30 a.m. to 5.30 p.m. on all days
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Dated this 6th day of June 2003

THE COMMON SEAL of THE COUNCIL)
OF THE CITY OF SALFORD was)
Hereunto affixed in the presence of:)

by P. Lhinn

AUTHORISED SIGNATORY

Number in	
Seal Book	35568.....