

**THE CITY AND DISTRICT OF ST ALBANS  
(CONTROL OF PARKING) (CONSOLIDATION) ORDER 2013  
(AMENDMENT No. 1) ORDER 2013**

The City and District of St Albans Council (hereinafter referred to as "the Council") in accordance with Regulation 21(1)(b) of The Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996 and pursuant to arrangements made under Section 19 of the Local Government Act of 2000 and the Local Government (Arrangements for Discharge of Functions) (England) Regulations 2000 with Hertfordshire County Council ("the County Council") in exercise of the powers conferred by Sections 1, 2, 3, 4, 45, 46, 49, and 53 and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 ("the 1984 Act") (as amended by the Road Traffic Regulation (Parking) Act 1986) and Section 43 and Schedule 3 of the Road Traffic Act 1991 ("the 1991 Act") and the provisions of Part 6 of The Traffic Management Act 2004 ("the 2004 Act") 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 1984 Act, hereby make the following Order.

1. This Order shall come into operation on 7 August 2013 and may be cited as the "The City and District of St Albans (Control of Parking) (Consolidation) Order 2013 (Amendment No. 1) Order 2013" hereinafter referred to as "this Order".
2. The provisions of The City and District of St Albans (Control of Parking) (Consolidation) Order 2013 shall be amended by inserting into Article 4(1) (the interpretation section) of that Order the following definitions:

"credit card" means a written authorisation issued by a bank or other financial institution allowing the holder to obtain credit within a specified limit in order to make direct payment for goods and services.

"debit card" means a written authorisation issued by a bank or other financial institution allowing the holder to make direct payment for goods or services from an account held with a bank or other financial institution.
3. The provisions of The City and District of St Albans (Control of Parking) (Consolidation) Order 2013 shall be amended as follows;
  1. By replacing Article 40 of that Order with the following;
    - 40 (a) The charge referred to in the preceding Article shall be payable by the insertion of an appropriate coin, coins or banknotes together making up the amount of the charge into the pay and display ticket machine relative to the pay and display parking place in which the vehicle has been left or other approved method of payment.
    - (b) The alternative acceptable payment shall be made by credit card or debit card by way of mobile telephone communication to the Council in accordance with the scale of charges specified by the Council and subject to variation at the Council's discretion giving notice in accordance with section 46A of the Act of 1984 and the payment shall be payable at that time".
    - (c) Where payment is made to the Council by debit card or credit card by way of mobile telephone the payee shall disclose the:
      - (i) call number of the mobile telephone;

- (ii) identification number and any such other details as may be requested by or on behalf of the Council relating to the credit or debit card against which the parking charge is being paid;
- (iii) location number of the parking place in respect of which payment is being made;
- (iv) registration number of the motor vehicle being parked.

2. By replacing Article 44 of that Order with the following;

44 (a) The expiry of the period for which the charge has been paid shall be when the time shown on the clock of the issuing pay and display ticket machine is later than the time exhibited on the pay and display ticket displayed on the vehicle.

(b) Where the parking fee has been paid to the council by debit card or credit card by way of mobile telephone the parking period shall commence on receipt by the Council of the details specified in Article 40 and expire at the end of the period for which payment has been made.

3. By replacing Article 45 of that Order with the following;

45 (a) If at any time while a vehicle is left in a parking place no pay and display ticket is displayed on that vehicle in the relevant position, it shall be judged that the charge has not been paid.

(b) Where the Council is unable to confirm that a debit or credit card payment by way of mobile telephone has been made in accordance with Article 40 it shall be deemed that no parking charge has been paid.

4. The restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any other regulations made or having effect as if made under the Act of 1984 or by or under any other enactment.

5. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

The Common Seal of )  
 St Albans City and District Council )  
 was hereunto affixed on the 19 July 2013 )  
 in the presence of:- )



*Sally C. Biv*  
 .....  
 Authorised Signatory

*L. S. T.*  
 .....  
 Authorised Signatory