

Dated: 23 July 2024

THE METROPOLITAN BOROUGH COUNCIL OF STOCKPORT
(EDGELEY TO STOCKPORT ACTIVE TRAVEL FUND SCHEME) (PAY AND
DISPLAY AND CASHLESS PARKING) TRAFFIC REGULATION ORDER 2024

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THE METROPOLITAN BOROUGH COUNCIL OF STOCKPORT
(EDGELEY TO STOCKPORT ACTIVE TRAVEL FUND SCHEME) (PAY AND
DISPLAY AND CASHLESS PARKING) E TRAFFIC REGULATION ORDER 2024

The Council of the Metropolitan Borough of Stockport ("the Council") in exercise of its powers under Section 1 (1), 2(1) to (3), 4(2) and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("the 1984 Act"), the Road Traffic Act 1991 ("the 1991 Act") and the Traffic Management Act 2004 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 and with the 1991 Act, hereby makes the following Order:-

PART I
GENERAL

1 (1) In this Order:-

“disabled persons” and “disabled persons' badge” have the same meaning as in the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000;

“disabled persons' vehicle” has the same meaning as section 142 of the 1984 Act and which is a vehicle, which immediately before or after any period of waiting, has been or is to be driven by a disabled person or, as the case may be, used for carrying disabled person(s) as passenger(s);

“parking disc” means a disc, issued by a Local Authority

“relevant position” in respect of a disabled person’s badge and parking disc has the same meaning as in the Local Authorities Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;

"owner" in relation to a vehicle means the person by whom the vehicle is kept. In determining who was the owner at any time it shall be presumed that the owner was the person who is named in the vehicle registration document as the registered keeper of a goods light goods or passenger vehicle or the person who has the use of such a vehicle in the course of his / her employment and who is entitled to use such a vehicle as though he / she were the registered keeper thereof;

"penalty charge" has the same meaning as in section 82(1) of the 1991 Act and is £60 or such other charge as may be set by the Council under the provisions of section 74 of the 1991 Act in accordance with guidance given by the Secretary of State for Transport;

"penalty charge notice" means a notice issued or served by a parking attendant pursuant to the provisions of section 66 of the 1991 Act;

- (2) The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

PART II – ON STREET PAY AND DISPLAY & PAY BY PHONE PARKING

Introduction of On Street Pay and Display Parking Places & Pay by Phone Parking Places

- 2 The parking places in the sides of lengths of roads described in the Schedule to this Order are hereby designated as on-street pay and display parking places or Pay by Phone (cashless) Parking Places
3. Any person leaving a vehicle in a pay and display parking/cashless parking place specified in Column 2 of the Schedule during the chargeable hours shall pay the charge applicable to that parking place.
4. Save as provided in Article 11, no person shall cause or permit any vehicle to wait in a pay and display/cashless parking place during the chargeable hours unless the relevant charge for the period during which the vehicle waits therein has been paid and there is displayed on that vehicle in the relevant position a valid parking ticket for that period of waiting or the relevant amount has been paid by mobile phone.

Maximum period of waiting

5. Save as provided in Article 11, no person shall cause or permit:
- (i) any vehicle to remain in a pay and display/cashless parking place for longer than the period for which payment was made.

Payment for parking

6. The charge for parking shall be payable by the insertion in the ticket machine relating to that parking place of a coin or coins of the correct denomination. Upon payment of the said charge, the driver shall exhibit in the relevant position on the vehicle at all times during which the vehicle is left in the parking place the parking ticket or tickets issued by the ticket machine relating to the parking place in which the vehicle is left.
7. As an alternative to inserting coins in the ticket machine relating to that parking place the driver of the vehicle shall telephone the number displayed on the ticket machine and shall pay for the requisite number of hours for parking by way of a credit or debit card.

Expiry of time period

- 8 The expiry of the period for which the charge specified has been paid shall be indicated when there is exhibited on the vehicle a parking ticket issued by a ticket machine or the relevant amount has been paid by phone relating to a parking place in which the vehicle is left showing the day and time of payment of the charge, and the time shown on the clock of the said ticket machine is later than the time at which the period for which a

charge has been paid expired or if a mobile phone payment has been made the amount of time paid for has expired.

Failure to pay charge

9. If at any time while a vehicle is left in a pay and display parking place no parking ticket, indicating that the relevant charge has been paid in respect of that parking place during the period in which the vehicle is so left, is displayed on that vehicle in the relevant position the relevant charge shall be deemed not to have been paid unless the contrary is proved.

Indications as Evidence

- 10 The indications given by any ticket machine/mobile phone or any parking ticket issued by it shall be treated as evidence of the facts which the ticket machine, mobile phone or parking ticket purports to record.

PART III - EXEMPTIONS TO PAY AND DISPLAY AND PAY BY PHONE

11. Nothing in Part III of this Order shall render it unlawful to cause or permit any vehicle which displays in the relevant position either
- (i) a valid waiver waiting in accordance with the terms and conditions of the waiver certificate;
 - (ii) a valid disabled person's badge

to wait in any pay and display parking place without purchasing and displaying a parking ticket or paying by phone or for longer than the maximum period of waiting for that parking place

CONTRAVENTION OF ORDER

12. **Contravention**

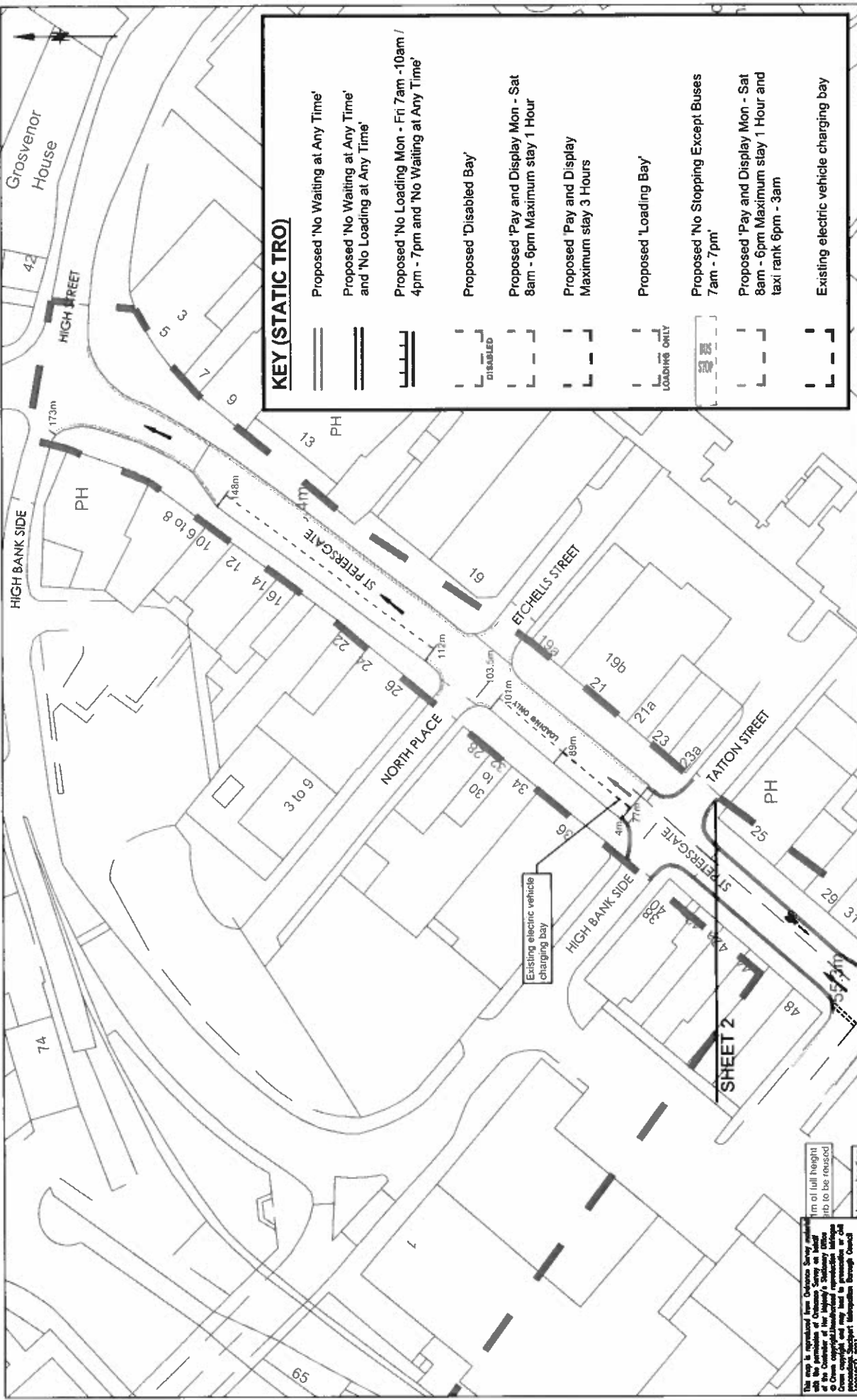
If a vehicle is left in a parking place during the permitted hours or in any road or length of road in contravention or without complying with the requirements of this Order a contravention shall have occurred and the penalty charge shall be payable and/or the vehicle may be removed from that location.

13. **Penalty Charge Notice**

In the case of vehicle in respect of which a penalty charge may have been incurred, it shall be the duty of a police constable in uniform, civil enforcement officer or Parking Attendant to issue a penalty charge notice which shall include the information required by the 1991 Act.

14. **Manner of payment of Penalty Charge**

The owner of the vehicle in respect of which the penalty charge has been incurred shall pay the penalty charge to the Council as indicated on the penalty charge notice.



KEY (STATIC TRO)

	Proposed 'No Waiting at Any Time'
	Proposed 'No Waiting at Any Time' and 'No Loading at Any Time'
	Proposed 'No Loading Mon - Fri 7am - 10am / 4pm - 7pm and 'No Waiting at Any Time'
	Proposed 'Disabled Bay'
	Proposed 'Pay and Display Mon - Sat 8am - 6pm Maximum stay 1 Hour'
	Proposed 'Pay and Display Maximum stay 3 Hours'
	Proposed 'Loading Bay'
	Proposed 'No Stopping Except Buses 7am - 7pm'
	Proposed 'Pay and Display Mon - Sat 8am - 6pm Maximum stay 1 Hour and taxi rank 6pm - 3am'
	Existing electric vehicle charging bay

This is a preliminary plan. It is subject to the approval of the Council and the Secretary of State. It is not to be used for any other purpose. It is not to be used for any other purpose. It is not to be used for any other purpose.

Drawn	APJ	Engineer	APJ	Checked	PH	Approved	EMS
Date	25/07/23	Date	25/07/23	Date	25/07/23	Date	25/07/23
Scale	1:500						
Drawing No.	F_0297_1200_TRO_001						
Revision							

JOB TITLE
EDGELEY TO STOCKPORT (ATF)

DRAWING TITLE
PROPOSED STATIC TROS SHEET 1 OF 4

AMENDMENTS		DATE	NO	AMENDMENT
Drawn	Checked			

STOCKPORT
METROPOLITAN BOROUGH COUNCIL
HIGHWAYS AND TRANSPORTATION
STOCKPORT, ST. JAMES SQUARE
STOCKPORT, CHESHIRE SK7 8JL
TEL: 0161 474 1000

15. Indications as evidence

The particulars given in the penalty charge notice attached to a vehicle in accordance with this Article shall be treated as evidence in any proceedings relating to failure to pay such penalty charge.

16 Removal of vehicle

Where a police constable in uniform, civil enforcement officer or parking attendant has removed or caused to be removed a vehicle in accordance with Article 12 or any other Article of this Order,

- (a) he / she shall provide for the safe custody of the vehicle;
- (b) the Council shall be entitled to recover from the person responsible such charges in respect of the removal, storage and disposal of the vehicle as it might prescribe from time to time;
- (c) the provisions of the 1984 Act as amended shall apply to the disposal of such vehicles removed by or on behalf of the Council pursuant to this Article.
- (d) Nothing in Article 12 or any other Article of this Order shall apply in respect of a vehicle displaying in a relevant position a valid disabled person's badge.

17. Restriction on removal of notices

Where a penalty charge notice has been attached to a vehicle, no person, not being the driver of the vehicle, a police constable in uniform, a parking attendant or some other person duly authorised by the Council, shall remove the notice from the vehicle unless authorised to do so by the driver.

COMMENCEMENT & CITATION

- 18.** This Order shall come into operation on the 24 July 2024 and may be cited as The Metropolitan Borough Council of Stockport (Edgeley to Stockport Active Travel Fund) (Pay and Display and Cashless Parking) Order 2024.

PAY & DISPLAY AND CASHLESS PARKING PARKING

Monday to Saturday 8.00am – 6pm Maximum Stay 60 mins

Duke Street (North Side); From a point 5 metres north west of the intersection of the western kerbline of Piccadilly for a distance of 20 metres in a north westerly direction.

St Petersgate (South East Side); From a point 2.50 metres north east of the intersection of the north eastern kerbline of Lawrence Street for a distance of 23 metres in a north easterly direction.

St Petersgate (North West Side); From a point 4 metres north-east of the projected north-easterly kerbline of North Place in a north easterly direction for a distance of 36 metres.

Maximum Stay 180 mins – All days

Lord Street (West Side); From a point 5.50 metres north west of the intersection of the north western kerbline of Norbury Street for a distance of 40 metres in a north westerly direction.

Lord Street (West Side); From a point 54 metres north west of the intersection of the north western kerbline of Norbury Street for a distance of 10 metres in a north westerly direction.

The COMMON SEAL of the COUNCIL)
of the METROPOLITAN BOROUGH OF)
STOCKPORT was hereunto affixed)
This 23 July 2024)
in the presence of:-)



J.A.S.
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~~Assistant Director Legal & Democratic Governance / Designated Authorised Signatory~~
(legal officer)

IFAN ASLAM
.....
Print Name

[Signature]
.....
Authorised Signatory (legal officer)

J.A. Connolly
.....
Print Name