

**THE CITY OF SUNDERLAND (PAY BY PHONE PARKING BAYS AND  
ALTERATIONS OF RESTRICTIONS) (VINE PLACE SUNDERLAND) TRAFFIC  
REGULATION ORDER 2024**

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The Council of the City of Sunderland ("the Council") in exercise of its powers under Sections 1, 2, 4, 45, 46, 47, 49, 51, 53 of the Road Traffic Regulation Act 1984 ("the Act") and Part IV of Schedule 9 to the Act and by virtue of 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 Act and with the persons and organisations specified in the Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996 hereby makes the following Order.

**Commencement and Citation**

1. This Order shall come into force on the 26<sup>th</sup> January 2024 and may be cited as The City of Sunderland (Pay By Phone Parking Bays and Alterations of Restrictions) (Vine Place Sunderland) Traffic Order 2024.

**Interpretation**

2.(1) In this Order:-

"Account Number" means account number as defined in Article 21(4);

"Bay or Bays" means a space or spaces within a Parking Place which is provided for the leaving of a Vehicle and indicated by markings on the surface of the Parking Place;

"Bus" has the same meaning as in Schedule 1 of the 2016 Regulations;

"Bus Stop Clearway" means the part or parts of the Carriageway identified by a road marking shown in diagram 1025.1 in Schedule 7 Part 4 to the 2016 Regulations;

"Carriageway" means a way constituting or comprised within a highway being a way (other than a cycle track) over which the public have a right of passage of Vehicles but excludes any lay-by;

"Civil Enforcement Officer" means a person authorised by or on behalf of the Council pursuant to section 76 of the Traffic Management Act 2004, to supervise and enforce any restrictions imposed by this Order;

"Credit Card" has the same meaning as in Section 35A of the Act;

"Debit Card" has the same meaning as in Section 35A of the Act;

"Disabled Person's Badge" has the same meaning as in the Disabled Persons (Badges for Vehicles) (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;

"Hackney Carriage" has the same meaning as in the Town Police Clauses Act 1847 and the Local Government (Miscellaneous Provisions) Act 1976;

"Hackney Carriage Rank" has the same meaning as in Section 63 of the Local Government (Miscellaneous Provisions Act) 1976;

"Hand Held Device" means a wireless hand held computer which is programmed to receive and record information transmitted by the "Pay by Phone System" and operated by a Civil Enforcement Officer to facilitate the enforcement of Parking Places;

"Location Identification Number" means the location number assigned to each Parking Place where the "Pay by Phone System" is in operation;

"Mobile telephone" means any wireless telegraphy apparatus as defined in The Wireless Telegraphy Act 2006 designed or adapted for the purposes of transmitting and receiving spoken or text messages so as to provide a network within the meaning of The Communications Act 2003 and is not physically connected to a telephone line;

"Motor Vehicle" has the same meaning as in Section 136 of the 1984 Act;

"Parking Disc" has the same meaning as in Regulation 8(5) of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;

"Parking Place" means a place designated by this Order for the leaving of a Vehicle;

"Pay by Phone System" means the system operated and maintained by the Council's appointed Service Provider to accept and record payments of parking charges (inclusive of any appropriate administrative charge), made by means of a Credit or Debit Card or any other approved method of secure authorised payment and transmitted by a Mobile telephone or internet apparatus to obtain a period of parking in a Parking Place where the "Pay by Phone System" is operational and indicated by signs;

"Registration Mark" means a mark indicating the registered number of the Vehicle assigned to the Vehicle by the Secretary of State pursuant to Section 23 of the Vehicle Excise and Registration Act 1994 upon its registration under Section 21 of that 1994 Act;

"Regulated Road or Regulated Roads" means any of the roads, lengths of road sides of road or parts of road specified in the Schedules to this Order;

"Relevant Position" means:-

- (a) in the case of a disabled person's badge –

- (i) where a Vehicle is fitted with a dashboard or fascia, the badge is exhibited on the dashboard or fascia, or
- (ii) where a Vehicle is not fitted with a dashboard or fascia, the badge is exhibited in a conspicuous position on the Vehicle

so that the front of the badge displaying the serial number and expiry date is clearly legible from the outside of the Vehicle; and

(b) In the case of a Parking Disc –

- (i) where a Vehicle is fitted with a dashboard or fascia the disc is exhibited on the dashboard or fascia; or
- (ii) where the Vehicle is not fitted with a dashboard or fascia the disc is exhibited in a conspicuous position on the Vehicle

so that, when marked to show the quarter hour period during which a period of waiting began, that period is clearly legible from the outside of the Vehicle; and

(c) In the case of a Waiver Certificate –

- (i) where a Vehicle is fitted with a dashboard or fascia, the Waiver Certificate is exhibited on the dashboard or fascia, or
- (ii) where a Vehicle is not fitted with a dashboard or fascia the Waiver Certificate is exhibited in a conspicuous position on the Vehicle

so that the front of the Waiver Certificate showing the Vehicle registration number, and the location and period to which the waiver or dispensation applies is clearly legible from the outside of the Vehicle;

"School Keep Clear Area" means the part or parts of a carriageway of a road identified by a road marking shown in diagram 1027.1 in Schedule 7 Part 4 to the 2016 Regulations;

"Service Provider" means the contractor or agent authorised by the Council to operate and accept the payment of parking charges by means of the "Pay by Phone System";

"Taxi or Taxis" means a Hackney Carriage;

"Telecommunications Apparatus" has the same meaning as in paragraph 1(1) of Schedule 2 to the Telecommunications Act 1984;

"The 2016 Regulations" means the Traffic Signs Regulations and General Directions 2016;

"Traffic Sign or Traffic Signs", 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" and "Provision of a Universal Postal Service" have the same meanings as in the Postal Services Act 2000;

"Vehicle" means any Motor Vehicle;

"Waiver Certificate" means a certificate issued by or on behalf of the Council permitting a specified Vehicle to wait in specified circumstances on a length or lengths of road where the waiting of that Vehicle would otherwise be restricted or prohibited by the provisions of this Order.

- 2.(2) Any reference in this Order to any enactment, regulation or other similar instrument shall be construed as a reference to the enactment, regulation or other similar instrument as amended, applied, consolidated, re-enacted by or as having effect by virtue of any subsequent enactment, regulation or other similar instrument.
- 2.(3) The Schedules form part of this Order and will have the same force and effect as if expressly set out in the body of this Order and any reference to this Order will include the Schedules.
- 2.(4) The headings to the Articles of this Order will not affect its construction.
- 2.(5) The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
- 2.(6) In this Order, the masculine includes the feminine and vice versa.

### PROHIBITION OF WAITING

#### 3. No Waiting at Any Time

Save as provided in Articles 4 to 7 of this Order, no person shall, except upon the direction or with the permission of a police officer in uniform, cause or permit any Vehicle to wait at any time in or on a Regulated Road specified in Schedule 1.01 of the Order.

#### 4. Exemptions

Nothing in Article 3 of this Order shall render it unlawful to cause or permit any Vehicle to wait in or on a Regulated Road referred to therein for so long as may be necessary to enable:-

- (a) the picking up and setting down of passengers;
  - (b) the Vehicle, if it cannot conveniently be used for such purpose in another road, to be used in connection with any of the following purposes, namely:-
    - (i) the removal of any obstruction to traffic;
    - (ii) the maintenance, improvement or reconstruction of a road;
    - (iii) the laying, erection, alteration or repair in or on land adjacent to the said Regulated Roads of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of Telecommunications Apparatus;
  - (c) any Vehicle authorised by the Council or being used by the Council, if it cannot conveniently be used for such purposes in another road, to be used in the service of a local authority or its contractors in pursuance of that authority's statutory powers or duties;
  - (d) the Vehicle, being a Vehicle of a Universal Service Provider, to be used in the Provision of a Universal Postal Service;
  - (e) the loading onto or unloading from the Vehicle of goods at any time provided that this paragraph shall not apply so as to exempt any person from any prohibition contained in Articles of this Order unless the Vehicle is a Vehicle of a Universal Service Provider engaged in the Provision of a Universal Postal Service;
  - (f) an official Vehicle being used for a wedding or funeral, if it cannot conveniently be used for such purpose in another road, to wait at or near to any premises situated on or adjacent to the Regulated Road for as long as waiting by that Vehicle is reasonably necessary in connection with a wedding or funeral;
  - (g) the Vehicle to be used in an emergency for police, fire and rescue or ambulance purposes if the observance of the prohibition of waiting would be likely to hinder the use of that Vehicle for the purpose for which it is being used on that occasion.
5. Nothing in Article 3 shall prevent any person from causing or permitting a Vehicle to wait in any Regulated Road referred to therein if it is displaying in the Relevant Position a valid Waiver Certificate issued by the Council and the Vehicle is waiting in accordance with the terms and conditions of the said certificate
6. Nothing in Article 3 of this Order shall render it unlawful to cause or permit the following Vehicles to wait in any Regulated Road referred to therein:-

- (i) a Hackney Carriage waiting at a duly authorised Hackney Carriage Rank during the period of operation of the Hackney Carriage Rank;
- (ii) a Vehicle waiting in a Parking Place duly authorised by this Order or any other Order made under the Act provided that the Vehicle is parked in accordance with the provisions of the Order which so authorised the Parking Place.

7. Nothing in Article 3 of this Order shall render it unlawful to cause or permit a Vehicle which displays in the Relevant Position continuously throughout the period of waiting a valid Disabled Person's Badge and a Parking Disc marked to show the quarter hour period during which the period of exempted waiting began, to wait in a Regulated Road specified in Schedule 1.01 of this Order for a period not exceeding three hours (not being a period separated by an interval of less than one hour from a previous period of waiting by the same Vehicle in the same road on the same day) provided that the Vehicle immediately before or after the act of waiting has been or is about to be driven or used by the person to whom the badge has been issued or as the case may be, used for the carrying of that person as a passenger; and provided that nothing in this paragraph shall apply so as to exempt a Vehicle from any prohibition contained in the said Articles during any period when a prohibition of loading or unloading applies to the Regulated Road concerned or any part thereof.

8. The prohibition of stopping in School Keep Clear Area overrides any entitlement to wait as specified in Article 3 of this Order.

9. No person shall cause or permit any Vehicle to stop or wait in a Bus Stop Clearway, except in the circumstances provided in Schedule 7, Part 6 of 2016 Regulations. For the avoidance of doubt, where a length of road is marked as a Bus Stop Clearway the specific exceptions to the restriction or prohibition of waiting provided by Article 3 shall not apply.

10. Prohibition of Loading and Unloading: At any time

Save as provided in Article 11 of this Order, no person shall, except upon the direction or with the permission of a police officer in uniform, cause or permit any Vehicle to wait at any time for the purposes of loading to or unloading from a Vehicle, in or on a Regulated Road specified in Schedule 2.01.

11. Exemptions

Nothing in Article 10 of this Order shall render it unlawful to cause or permit a Vehicle to wait in or on a Regulated Road referred to therein for so long as may be necessary to enable:-

- (a) the picking up and setting down of passengers;

- (b) the Vehicle, if it cannot conveniently be used for such purpose in another road, to be used in connection with any of the following purposes, namely:-
  - (i) the removal of any obstruction to traffic;
  - (ii) the maintenance, improvement or reconstruction of a road;
  - (iii) the laying, erection, alteration or repair in or on land adjacent to the said regulated roads of any sewer, or of any main, pipe or apparatus for the supply of gas, water or electricity or of Telecommunications Apparatus;
- (c) any Vehicle authorised by the Council or being used by the Council, if it cannot conveniently be used for such purposes in another road, to be used in the service of a local authority or its contractors acting in pursuance of that authority's statutory powers or duties;
- (d) the Vehicle, being a Vehicle of a Universal Service Provider, to be used in the provision of a Universal Postal Service;
- (e) an official Vehicle being used for a wedding or funeral, if it cannot conveniently be used for such purpose in another road, to wait at or near premises situated on or adjacent to the Regulated Road for as long as waiting by that Vehicle is reasonably necessary in connection with a wedding or funeral;
- (f) the Vehicle to be used in an emergency for police, fire and rescue or ambulance purposes if the observance of the prohibition of loading and unloading would be likely to hinder the use of that Vehicle for the purpose for which it is being used on that occasion.

12(1). Nothing in Article 10 of this Order shall prevent any person from causing or permitting a Vehicle to wait or load or unload in any Regulated Road referred to therein if it is displaying in the relevant position a valid Waiver Certificate issued by the Council and the Vehicle is waiting or loading or unloading in accordance with the terms and conditions of the said certificate.

12(2). The Council may issue a Waiver Certificate on receipt of an application and may impose charges, terms and conditions as appropriate.

12(3). A Waiver Certificate may be cancelled at any time at the sole discretion of the Council and shall thereupon immediately cease to be valid. Notification of such cancellation shall be in writing to the holder of the Waiver Certificate and either delivered to him personally or sent to or left at any address that the Council believes to be that person's address and the Waiver Certificate shall forthwith be surrendered to the Council.



## PAY BY PHONE PARKING PLACE

### All Days 8am-6pm (inclusive)

13. Each area of the highway described in Column 1 of Schedule 7.51 to this Order is hereby designated as Parking Place for a Vehicle between the hours of 8am - 6pm, All Days (inclusive).
14. In this Order the Chargeable Hours means the period specified in Column 2 of Schedule 7.51 to this Order.
15. The number and situation of Bays in each Parking Place shall be determined by the Council and the limits of each Parking Place and the limits of each Bay shall be indicated by the Council on the Carriageway by appropriate Traffic Signs.
16. The Driver of a Vehicle shall not use a Parking Place so as to unreasonably prevent access to any premises adjoining the road, or the use of the road by other persons, or so as to be a nuisance.
17. The Driver of a Vehicle using a Parking Place shall stop the engine as soon as the Vehicle is in position in the Parking Place and shall not start the engine except when about to change the position of the Vehicle in or depart from the Parking Place.
18. No person shall use a Vehicle while 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 offering for hire of his skill or services.

### Charges in connection with use of the Parking Place and Method of Payment

19. Subject to Articles 24 and 25 of this Order, no person may leave or cause any Vehicle to be left in a Parking Place specified in Column 1 of Schedule 7.51 to this Order during the Chargeable Hours except upon the payment of the parking charges specified in Column 3 of the said Schedule in relation to that Parking Place.
20. The Driver of a Vehicle using a Parking Place specified in Column 1 of Schedule 7.51 to this Order shall immediately upon entering the Parking Place pay the parking charges imposed by Article 19 of this Order by means of the Pay by Phone System in accordance with the provisions of this Order.

#### Payment by Pay by Phone System

21. (1) The Council shall display a notice at each Parking Place in which the Pay by Phone System is operational and such notice shall display the Location Identification Number of the Parking Place in which it is sited and shall provide operational guidance on payment of the parking charges imposed by Article 19 by the Pay by Phone System.
- (2) The Driver of a Vehicle who wishes to pay the parking charges imposed by Article 19 of this Order, by the Pay by Phone System (where the system is operational) shall first of all register the information contained in paragraph (3) of this Article with the Service Provider.
- (3) The information referred to in paragraph (2) of this Article is:-
- (a) The telephone number of a Mobile Telephone;
  - (b) A Credit Card or Debit Card identification number, expiry date and such other information as may be requested by the Service Provider relating to the Credit Card or Debit Card against which the payment will be made; and
  - (c) The Registration Mark of the Vehicle in respect of which the charges are to be paid.
- (4) The telephone number of the Mobile Telephone registered in accordance with paragraph (3)(a) of this Article shall for the purposes of this Order be known as the "Account Number".
- (5) Once the Driver of a Vehicle has registered the information required by paragraph (3) of this Article he may pay the parking charges imposed by Article 19 of this Order in accordance with the provisions of this Order by the Pay by Phone System by disclosing the following information to the Service Provider –
- (a) their Account Number;
  - (b) the Credit and or Debit Card identification number, expiry date and such other details as may be requested by the Service Provider relating to the Credit Card or Debit Card against which the payment is being made;
  - (c) the Location Identification Number of the Parking Place in respect of which payment is being made; and
  - (d) The Registration Mark of the Vehicle being parked.
- (6) Where payment of the parking charges imposed by Article 19 are made in accordance with the provisions of paragraph (5) of this Article the period of

parking shall commence on receipt by the Service Provider of the information specified in paragraph (5) of this Article.

- (7) Where payment of the parking charges imposed by Article 19 of this Order have been made in accordance with paragraph (5) of this Article the period of parking may be increased by payment of an additional sum towards the period of parking by the Pay by Phone System.
- (8) The Driver of a Vehicle who pays the parking charges imposed by Article 19 of this Order by the Pay by Phone System shall park the Vehicle wholly within the limits of a marked Bay for that class of Vehicle and shall leave the Vehicle only in the Parking Place in respect of which payment has been made and only for the period for which payment has been made.
- (9) The Driver of a Vehicle who pays the parking charges imposed by Article 19 of this Order shall, in addition to paying such parking charges, pay such administrative charges in connection with the use of the Pay by Phone system to the Service Provider as may from time to time be determined by the Service Provider and all such charges shall be displayed by the Council or the Service Provider in each Parking Place where the Pay by Phone System is in operation.

#### Manner of standing in Parking Place

- 22. Every Vehicle left in a Parking Place shall so stand so that every part of the Vehicle is wholly within the limits of that Bay or Bays.

#### Removal of Vehicles from Parking Place

- 23(1) Where a Civil Enforcement Officer is of the opinion that any of the provisions of Articles 13, 14, 15, 16, 17, 18, 19, 20, 21 and 22 have been contravened or not complied with in respect of a Vehicle left in a Parking Place specified in Column 1 of Schedule 7.51 during the Chargeable Hours, he may remove or cause the Vehicle to be removed from the Parking Place by towing or driving the Vehicle or in such other manner as he may think necessary to enable him to remove it and where it is removed, shall provide for the safe custody of the Vehicle.
- 23(2) A police officer in uniform or Civil Enforcement Officer in uniform may in case of emergency move or cause to be moved Vehicles left in a Parking Place to any place he thinks fit.

#### Use of Parking Place during Chargeable Hours without payment

- 24(1). Without prejudice to the foregoing provisions of this Order relating to Vehicles which are left in a Parking Place specified in Column 1 of Schedule 7.51 to this Order in accordance with those provisions any other Vehicle may wait during the Chargeable Hours:-

(a) anywhere in a Parking Place specified in Column 1 of Schedule 7.51 to this Order if:-

- (i) the Vehicle is waiting only for so long as is necessary to enable a person to board or alight from the Vehicle;
- (ii) the Vehicle is waiting due to the Driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid an accident;
- (iii) the Vehicle is used for fire and rescue service purposes, is an ambulance or is Vehicle (other than a passenger vehicle) in the service of a local authority or is a Vehicle in the service of a police force in either case being used in pursuance of statutory powers or duties;
- (iv) the Vehicle is waiting for so long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic;
- (v) the Vehicle is a Vehicle of a Universal Service Provider engaged in the provision of a Universal Postal Service;
- (vi) the Vehicle not being a passenger Vehicle is waiting only for so long as may be reasonably necessary to enable it to be used for the purpose of any building operation, demolition or excavation in or adjacent to the Parking Place or the maintenance, improvement or reconstruction of the Parking Place or the laying, erection, alteration, removal 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;
- (vii) the Vehicle is waiting for the purpose of posting or removing advertising material in the form of posters on or from premises adjacent to the Parking Place in which the Vehicle is waiting;
- (viii) in any other case the Vehicle is waiting for the purpose of delivering or collecting goods or loading or unloading the Vehicle a premises adjacent to the Parking Place in which the Vehicle is waiting and the Vehicle does not wait for such purposes for more than twenty minutes or for such longer period as a police officer or a Civil Enforcement Officer in uniform may authorise.

(b) anywhere in a Parking Place specified in Column 1 of Schedule 7.51 to this Order other than in a Bay if goods are sold from the Vehicle by a person who is licensed by the Council to sell goods from a stationary pitch situated in the Parking Place.

24(2). No charge specified in the foregoing provisions of this Order shall be payable in respect of any Vehicle waiting in a Parking Place specified in Column 1 of Schedule 7.51 in accordance with the provisions of this Article.

- 24(3). Any person who leaves or causes a Vehicle to be left in a Parking Place specified in Column 1 of Schedule 7.51 to this Order by virtue of the provisions of paragraphs (v), (vi) or (vii) of paragraph 1(a) of this Article shall take all steps necessary to ensure that the Vehicle shall so stand as to be in accordance with the provisions of Article 22 of this Order.

#### Exemptions from Charges

- 25(1). Any Vehicle which displays in the Relevant Position a Disabled Person's Badge shall, if left in a Parking Place specified in Column 1 of Schedule 7.51 to this Order or Bay therein during the Chargeable Hours, be exempt from the payment of any charge.
- 25(2). A Vehicle that is left in a Parking Place in accordance with the provisions of this Article 25 shall stand so that it is in accordance with the provisions of Article 22 of this Order.

#### Suspension Of Parking Places

- 26(1) Nothing in Articles 13 to 18 (inclusive) of this Order shall restrict the powers of the Council to close or suspend a Parking Place or part thereof.
- 26(2) Any person duly authorised by the Council may suspend the use of a Parking Place or any part thereof whenever he considers such suspension reasonably necessary –
- (a) for the purpose of facilitating the movement of traffic or promoting its safety;
  - (b) for the purpose of any building operation, demolition or excavation in or adjacent to the Parking Place or the maintenance, improvement or reconstruction of the Parking Place or the laying, erection, alteration, removal 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;
  - (c) for the convenience of occupiers of premises adjacent to the Parking Place; or
  - (d) on any occasion on which it is likely by reason of some special attraction that the street will be thronged or obstructed.
- 26(3) A police officer in uniform or a Civil Enforcement Officer in uniform may suspend for not longer than 24 hours the use of a Parking Place or any part thereof whenever he considers such suspension reasonably necessary for the purpose of facilitating the movement of traffic or promoting its safety.
- 26(4) Any person suspending the use of a Parking Place or any part thereof in accordance with Articles 26(1), 26(2) or 26(3) of this Order shall

thereupon place or cause to be placed in or adjacent to the relevant Parking Place a sign indicating that waiting by Vehicles is prohibited.

- 26(5) No person shall cause or permit a Vehicle to wait in any part of a Parking Place during such period as there is in or adjacent to the relevant Parking Place a sign placed in pursuance of Article 26(4) of this Order.

#### GENERAL PROVISIONS RELATING TO PARKING PLACE

27. No person shall cause or permit a Vehicle to wait in a Parking Place other than wholly within the limits of the Bay.
28. No person shall use a Parking Place so as to prevent access to any premises adjoining the road or the use of the road by other persons, or so as to be a nuisance.
29. The Driver of a Vehicle using a Parking Place shall stop the engine as soon as the Vehicle is in 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.
30. No person shall use any Parking Place or any Vehicle while it is in a Parking Place, in connection with the sale or offering or exposing for sale any goods to any person in or near the Parking Place or in connection with the selling or offering for hire of his skills or services without the written permission of the Council.
31. Subject to the proviso hereto, when a Vehicle is left in a Parking Place in contravention of any of the provisions contained in this Order a person authorised in that behalf by the Council may remove the Vehicle or arrange for it to be removed from that Parking Place provided that when a Vehicle is waiting in a Parking Place in contravention of any provisions regarding the position in which a Vehicle must be parked in a Parking Place, a person authorised in that behalf by the Council may alter or cause to be altered the position of the Vehicle in order that its position shall comply with that provision.
32. Any person removing a Vehicle or altering its position by virtue of Article 31 of this Order may do so by towing or driving the Vehicle or in such other manner as they may think necessary and may take measures in relation to the Vehicle as they may think necessary to enable them to remove it or alter its position, as the case may be.
33. Where a person authorised by the Council removes or makes arrangements for the removal of a Vehicle from a Parking Place by virtue of Article 31 of this Order, they shall make such arrangements as may be reasonably necessary for the safe custody of the Vehicle.

34(1) Any person duly authorised by the Council may suspend temporarily the use of a Parking Place or any part thereof whenever they consider such suspension reasonably necessary:-

- (a) for the purpose of facilitating the movement of traffic or promoting its safety;
- (b) for the purpose of any building operation, demolition or excavation in or adjacent to the Parking Place or the maintenance, improvement or reconstruction of the highway or the cleansing of gullies in or adjacent to the Parking Place, the laying, erection, alteration, removal 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 or the placing, maintenance or removal of any Traffic Sign,
- (c) for the convenience of occupiers of premises adjacent to the Parking Place on any occasion of the removal of furniture to or from one office or dwelling-house adjacent to the Parking Place from or to a depositary, another office or dwelling-house;
- (d) on any occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed; or
- (e) for the convenience of occupiers of premises adjacent to the Parking Place at times of weddings or funerals or other special occasions;
- (f) to facilitate the holding of any event either in the Parking Place (including any part thereof) or in a street adjacent to the Parking Place or to enable members of the public to watch an event.

34(2). A police officer in uniform may suspend the use of a Parking Place or any part thereof whenever he considers such suspension reasonably necessary for the purpose of facilitating the movement of traffic or promoting its safety. Any such suspension shall not exceed 24 hours.

34(3) Any person suspending the use of a Parking Place or any part thereof in accordance with the provisions of paragraph (1) or paragraph (2) of this Article 38 shall thereupon place or cause to be placed in or adjacent to that Parking Place or part thereof a sign indicating that parking by Vehicles is prohibited and the extent (where relevant) of the Parking Place where there is such a prohibition.

34(4) No person shall cause or permit a Vehicle to wait in a Parking Place or any part thereof during such period as the Council (or any person authorised on its behalf) or a police officer in uniform has suspended the Parking Place or part thereof and notice of such suspension on or near the Parking Place indicates that waiting or parking is prohibited.

### REVOCATION

35. The Orders specified in the Revocations Schedule to this Order are hereby revoked to the extent specified therein, together with any provisions of any other Order or Orders that have amended or modified the Orders to be revoked.
36. If any existing Order or Orders whose provisions conflict with any of the provisions of this Order and the Schedules hereto has or have not been revoked by this Order or any other Order then such conflicting Order or Orders are hereby revoked to the extent that their provisions conflict with this Order.

### SUPPLEMENTARY PROVISION

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



## **LIST OF SCHEDULES**

- 1.01 No Waiting At Any Time
- 2.01 Prohibition of loading & unloading: At any time
- 7.51 Pay by Phone Parking Place All days 8am-6pm

## **SCHEDULE OF REVOCATIONS**

**Schedule No****1.01      No Waiting At Any Time****Vine Place**

the south-east side from a point 20.1 metres south-west of the extended north-eastern highway boundary of Vine Place North Back, to its south-western extent.

**Schedule No**

**2.01      Prohibition of loading & unloading: At any time**

**Vine Place**

the south-east side from a point 20.1 metres south-west of the extended north-eastern highway boundary of Vine Place North Back, to its south-western extent.

**Schedule No****7.51 Pay by Phone Parking Place All Days 8am-6pm (inclusive)**

| <b>Column 1</b><br><br><b>Location of Parking Place</b>   | <b>Column 2</b><br><br><b>Days and<br/>Hours of<br/>Operation<br/>(Chargeable<br/>Hours)</b> | <b>Column 3</b><br><br><b>Charges during<br/>Hours of<br/>Operation<br/>(Chargeable<br/>Hours)</b> |
|---|--|--|
| <b>Vine Place, Sunderland</b><br><br>The south-east side from a point 8.1 metres south-west of the extended north-eastern highway boundary of Vine Place North Back, for a distance of 12.0 metres in a south-westerly direction. | All Days 8am – 6pm (inclusive)   | £1.10 per 30 minutes or part thereof   |

## **SCHEDULE OF REVOCATIONS**

- (i) Item to be revoked from Schedule 1.01 No Waiting At Any Time of The City of Sunderland (Holmeside Prohibition of Waiting, Loading and Other Restrictions) Traffic Order 2022 of 'Vine Place (iii) the south-east side from a point 8.1 metres south-west of the extended north-eastern highway boundary of Vine Place North Back, its south-western extent', is hereby revoked in its entirety.
- (ii) Item to be revoked from Schedule 2.01 Prohibition of loading & unloading: At any time of The City of Sunderland (Holmeside Prohibition of Waiting, Loading and Other Restrictions) Traffic Order 2022 of 'Vine Place (ii) the south-east side from a point 8.1 metres south-west of the extended north-eastern highway boundary of Vine Place North Back, to its south-western extent', is hereby revoked in its entirety.

Dated the 17<sup>th</sup> of January 2024

THE SEAL OF THE COUNCIL OF )  
THE CITY OF SUNDERLAND was )  
hereunto affixed in the presence of: )



**Authorised Signatory**

**Seal No: 6409182A**

