

**THE SURREY COUNTY COUNCIL
WESTERHAM ROAD (A25) OXTED
(PERMIT HOLDERS' ON-STREET PARKING PLACES)
ORDER 2014
(AMENDMENT NO. 1) ORDER 2016**

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SURREY COUNTY COUNCIL in exercise of their powers under Sections 32 35 36 45 46 49 51 and 53 of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 ("the 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 Act hereby make the following Order: -

- 1 THIS Order may be cited as "The Surrey County Council Westerham Road (A25) Oxted (Permit Holders' On-Street Parking Places) Order 2014 (Amendment No. 1) Order 2016" and shall come into operation on 23 May 2016
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 - (1) In this Order "the Principal Order" means Surrey County Council Westerham Road (A25) Oxted (Permit Holders' On-Street Parking Places) Order 2014
 - (2) In this Order the expression "enactment" means any enactment whether public general or local and includes any order byelaw rule regulation scheme or other instrument having effect by virtue of an enactment
 - (3) Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended applied consolidated re-enacted by or as having effect by virtue of any subsequent enactment
 - (4) Unless the context otherwise requires any expression used in this Order which is also used in the Principal Order shall have the same meaning as in that Order
- 3 WITHOUT prejudice to the validity of anything done or to any liability incurred in respect of any act or omission before the coming into operation of this Order the Principal Order shall have effect as though -
 - (a) The following Section was inserted in the index immediately following the item numbered "28"

"SECTION IVA

CARERS' PARKING PERMITS

Application for and issue of a Carer's Parking Permit..	..	..	..	28A
Fee to be paid in respect of a Carer's Parking Permit..	..	..	..	28B
Refund of fee paid in respect of a Carer's Parking Permit..	..	..	..	28C
Form of Carer's Parking Permit..	..	..	..	28D
Display of Carer's Parking Permit..	..	..	..	28E"

- (b) The phrase "or in the manner specified in Article 28E" was inserted in the interpretation of the term "Permit Holders' parking place" in paragraph (1) of Article 2 immediately following the phrase "Article 28"
- (c) The phrase "or in the manner specified in Article 28E" was inserted in Article 4 immediately following the phrase "Article 28"
- (d) For the word "Borough" in sub-paragraph (i) of paragraph (1) of Article 10 there was substituted the word "District"
- (e) The words "or a valid carer's permit" was inserted in paragraph (2) of Article 10 immediately following the words "operational parking permit"
- (f) The phrase "or Article 28E" was inserted in Article 22 immediately following the phrase "Article 28"
- (g) For the phrase "or Article 30" in Article 26 there was substituted the phrase "Article 28 or Article 28E"
- (h) The words "or community care" were inserted in paragraph (1) of Article 28 immediately following the word "medical" where it appears in the first and last lines of sub-paragraph (a)
- (i) The word "or" in the last line of sub-paragraph (a) of paragraph (1) of Article 28 was omitted in its entirety
- (j) Sub-paragraph (b) of paragraph (1) of Article 28 was omitted in its entirety
- (k) The word "either" was omitted in its entirety from the second line of paragraph (3) of Article 28
- (l) The words "or community care" were inserted in paragraph (3) of Article 28 immediately following the word "medical" wherever it appears
- (m) The phrase "or a vehicle belonging to or being used by a person visiting that resident as a carer in the course of their duties as the case may be" in paragraph (3) of Article 28 was omitted in its entirety
- (n) Sub-paragraph (b) of paragraph (3) of Article 28 was omitted in its entirety
- (o) The phrase "or Article 28E" was inserted in paragraph (7) of Article 28 immediately following the phrase "Article 26"
- (p) The following Section was inserted in the Principal Order immediately following Section IV: -

**"SECTION IVA
CARERS' PARKING PERMITS**

Application for and issue of a Carer's Parking Permit

28A (1) ANY person –

- (a) who is resident or ordinarily resident at any premises the postal address of which is in the length of road specified and described in the Second Schedule to this Order and
- (b) is housebound and
- (c) in need of regular short term visits from carers or community care personnel

may apply to the Council for the issue of a Carer's Parking Permit for the leaving in a Permit Holders' parking place specified on the plan during the permitted hours of either a passenger vehicle or goods vehicle and belonging to or being used by a person visiting that resident at those premises to carry out carer's duties and any such application shall be made on a form issued by and obtainable from the Council and shall include the particulars and information required to be supplied and the Council may in its absolute discretion issue a Carer's Parking Permit to such resident

- (2) THE Council may at any time require an applicant for a Carer's Parking Permit or a Carer's Parking Permit holder to produce to an Officer of that Council such evidence in respect of an application for a Carer's Parking Permit made to them as they may reasonably call for to verify any particulars or information given to them or in respect of any Carer's Parking Permit issued by them to that person as they may reasonably call for to verify that the Carer's Parking Permit is valid
- (3) UPON receipt of an application duly made under the foregoing provisions of this Article and upon being satisfied that the applicant is housebound and in need of such short term visits by carers or community care personnel and that the carer or the community care personnel is or are either the owner of either a passenger vehicle or goods vehicle or a person authorised to use such a vehicle by the owner thereof the Council may in its absolute discretion issue to the applicant therefor one Carer's Parking Permit for the leaving without time limit and free of charge during the permitted hours in a Permit Holders' parking place specified on the plan of a vehicle belonging to or being used by a person visiting that resident as a carer or as

community care personnel in the course of their duties
PROVIDED THAT the Carer's Parking Permit is only valid in respect of any resident's premises that are situated in the roads or parts of the roads specified and described in the Second Schedule

- (4) IN any respect not specifically mentioned in this Section the procedure validity and terms of use of a Carer's Parking Permit shall be the same as the procedure validity and terms of use of a Residents' Parking Permit and this paragraph shall be construed accordingly

Fee to be paid in respect of a Carer's Parking Permit

28B THE fee payable to the Council in respect of a Carer's Parking Permit shall be ten pounds permit which subject to the provisions of this Order shall be valid for a period of twelve months

Refund of the fee paid in respect of a Carer's Parking Permit

- 28C (1) A Carer's Parking Permit holder who surrenders their Carer's Parking Permit to the Council before the said parking permit becomes valid shall be entitled to a refund of the fee paid in respect thereof
- (2) A Carer's Parking Permit holder who surrenders their Carer's Parking Permit to the Council after the said parking permit has become valid shall not be entitled to a refund

Form of Carer's Parking Permit

28D A Carer's Parking Permit shall –

- (a) be in writing and shall include the following particulars –
- (i) a serial number identifiable in the office of issue
 - (ii) the word "CARER"
 - (iii) the period during which the Carer's Parking Permit shall remain valid
 - (iv) an indication that the Carer's Parking Permit has been issued by the Council
 - (v) the letter "D" being the appropriate identifier

Display of Carer's Parking Permit

28E AT all times during which a passenger vehicle or a goods vehicle which is being used for the purposes specified in paragraph (1) of Article 28A is left in the Permit Holders' parking place identified on the plan during the permitted hours a valid Carer's Parking Permit shall either be displayed on the vehicle in respect of which it is to be used on the front or near-side of the vehicle so that all the particulars on the Carer's Parking Permit are readily visible from the

front or near-side of the vehicle

AND PROVIDED THAT no such Carer's Parking Permit is required if the vehicle is waiting in such a parking place pursuant to the provisions of Article 10 or is displaying in the manner specified in Articles 26 or paragraph (7) of Article 28 a valid parking permit issued in respect of that vehicle or is a disabled person's vehicle which is displaying in the relevant position or in the prescribed manner a disabled person's badge issued by any local authority"

Executed as a Deed by Surrey County Council on 10 May 2016

EXECUTED AS A DEED by)
affixing THE COMMON SEAL of)
SURREY COUNTY COUNCIL)
in the presence of and attested by:)



A handwritten signature in black ink, appearing to read 'Carol Y. [unclear]', written over a horizontal line.

Authorised Signatory

DATED 10 MAY 2016

SURREY COUNTY COUNCIL

No. IN SEALING
REGISTER

15668

ORDERED TO ~~TAN~~ BRIDGE LOCAL COMMITTEE
BE SEALED 10 MARCH 2015 ITEM 10

ROAD TRAFFIC REGULATION

ACT 1984

SECTIONS 32 35 36 45 46 49 51

53 AND PART IV OF

SCHEDULE 9

THE SURREY COUNTY

COUNCIL

WESTERHAM ROAD (A25)

OXTED

**(PERMIT HOLDERS' ON-
STREET PARKING PLACES)**

ORDER 2014

(AMENDMENT NO. 1)

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