THE SURREY COUNTY COUNCIL
(WEST BYFLEET CONTROLLED PARKING ZONE IN THE BOROUGH OF
WOKING (CONSOLIDATION OF WAITING LOADING AND UNLOADING
RESTRICTIONS AND ON-STREET PARKING PLACES) ORDER 2005)
(AMENDMENT NO.8) ORDER 2013

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(WEST BYFLEET CONTROLLED PARKING ZONE IN THE BOROUGH OF
WOKING (CONSOLIDATION OF WAITING LOADING AND UNLOADING
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SURREY COUNTY COUNCIL in exercise of their powers under Sections 1(1) and 2(1) to (3) 4 32 35 36 45 46 49 51 and 53 of and Part IV of Schedule 9 of 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: -

Citation and commencement

1   THIS Order may be cited as "The Surrey County Council (West Byfleet Controlled Parking Zone in The Borough of Woking (Consolidation of Waiting Restrictions and On-Street Parking Places) Order 2005) (Amendment No.8) Order 2013" and shall come into operation on 29 April 2013_____

Interpretation

2   (1) In this Order "the Principal Order" means The Surrey County Council West Byfleet Controlled Parking Zone in The Borough of Woking (Consolidation of Waiting Loading and Unloading Restrictions and On-Street Parking Places) Order 2005_____

(2) In this Order the expression "enactment" means any enactment whether public general or local and includes any order bylaw 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_____

Amendment of The Principal 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)   In paragraph (1) of Article 2 there were added the following expressions and meanings assigned thereto:-

""hand held device" means a wireless hand-held computer used by a civil enforcement officer which is programmed to interface with the telephone payment parking system

"location identification number" means the unique number assigned to each pay and display parking place or certain parking bays within that parking place within a road where the telephone payment parking system is operational

"service charge" means any charge payable to the service provider (in addition to the parking charge payable in accordance with the provisions of Article 41 for drivers of vehicles using the telephone payment parking system

"service provider" means the company authorised and appointed by the Council to operate, administer and maintain the payment of parking charges using the telephone/text/internet payment parking system

"telephone payment parking system" means a system to facilitate and monitor the payment of parking charges (together with any service charge) using any telephone or internet enabled device via communication with the service provider in accordance with instructions indicated on signs located at each parking place for which a charge is made where the system is operational"

(b)   For Article 43 there was substituted the following similarly numbered Article: -

"43   (1) The charge for any vehicle left in a parking place referred to in Article 41 shall be identified as having been paid by the display on the vehicle in accordance with Article 44 of one valid parking ticket indicating the date and time at which the vehicle is due to leave or if using the telephone payment parking system an

indication that payment has been made and the parking period for which payment has been made shall appear on the hand held device

(2) No refund shall be payable in respect of any parking ticket surrendered to those persons or bodies or agents appointed by or on behalf of the Borough Council or any payment for a parking ticket made using the telephone payment parking system"

(c)   In paragraph (1) of article 44 after the words "ticket machine provided" there were added the words "or by using the telephone payment parking system"

(d)   In paragraph (2) of Article 44 after the words "plans attached to this Order" there were inserted the words "having paid for a parking ticket at the ticket machine"

(e)   There were added to Article 44 immediately following sub paragraph (b) of paragraph (2) the following words: -

"WITHOUT PREJUDICE to the provisions of this Article if at any time while a vehicle is left in a parking place referred to in Article 41 and no indication appears in the vehicle's windscreen or on a hand held device that payment of the parking charge has been made using the telephone payment parking system or an indication that the parking period for which payment was made has expired it shall be presumed unless the contrary is proved that either –

(a)   the parking charge has not been duly paid in respect of that vehicle; or

(b)   the parking period for which payment was made has already expired"

(f)   The following Article numbered 54A was inserted in the Principal Order immediately following Article 54: -

"**Exemptions from charges**

54A   In the case of a parking place for which a charge is made if on the leaving of a vehicle during the permitted hours in a parking bay (if such a parking bay is provided) in that parking place there is on every ticket machine

situated in or in the vicinity of that parking place a notice placed by a civil enforcement officer or any person duly authorised by the Council or the Borough Council indicating that the ticket machine is out of order that vehicle shall be exempt from any initial charge

PROVIDED THAT if at least one of the said ticket machines is rectified or replaced not later than the maximum period for which vehicles may wait in respect of that parking place for which payment is made before the expiration of the permitted hours the vehicle is removed within that maximum period of such rectification or replacement. If the vehicle is not so removed the initial charge for the maximum period for which vehicles may wait in respect of that parking place shall be deemed to have been incurred and paid at the time when the vehicle was first left in the parking bay (within the said parking place) either by the insertion of a coin or coins or a debit or credit card for the amount of that initial charge in the appropriate slot in a ticket machine relating to that parking place and all the provisions of this Order shall apply accordingly

BUT ALSO PROVIDED THAT if the driver of that vehicle is a registered driver as defined in Article 2 and the telephone payment parking system is fully operational in respect of that parking place then the provisions of this Article shall not apply to that driver and shall also not apply to a vehicle which displays in the manner specified in this Order a valid residents parking permit or the or a valid residents' visitors parking permit issued in respect of that vehicle or valid Operational parking permit issued in respect of that vehicle or a valid carers permit issued in respect of that vehicle"

(g)   there was added to Article 55 as paragraph (e) the similarly numbered paragraph: -

"(e) place and maintain a traffic sign or traffic signs indicating that such parking place may be used by such vehicles for which payment of the parking charge using the telephone payment parking system has been made and the location identification number of such parking place and parking bay"

(h) In paragraph (4) of Article 67 for the words and numbers "thirty or 60 where residents are aged 60 or over" there were inserted the words "one hundred and twenty"

(i) In the Second Schedule to the Principal Order for the plans numbered 3282/WOK/20000/F and 3282/WOK/20050/B and 3282/WOK20053/A there were substituted the plans numbered 3282/WOK/20000/G and 3282/WOK/20050/C and 3282/WOK/20053/B

(j) For the Second Schedule to the Principal Order there was substituted the Second Schedule set out in the Schedule to this Order

SCHEDULE

(SECOND SCHEDULE)

List of Plans

Drawing No	Date Drawn	Rev'n	Date Rev'd	Rev'n	Date Rev'd	Rev'n	Date Rev'd	Rev'n	Date Rev'd	Rev'n	Date Rev'd	Rev'n	Date Rev'd	Rev'n	Date Rev'd
3282/WOK/20000	06/05	A	02/06	B	12/07	C	01/08	D	11/08	E	11/10	F	01/11	G	11/11
3282/WOK/20001	06/05	A	01/11												
3282/WOK/20002	06/05	A	12/07												
3282/WOK/20003	06/05	A	12/07	B	07/08										
3282/WOK/20004	06/05	A	12/07												
3282/WOK/20005	06/05	A	12/06	B	12/07										
3282/WOK/20006	06/05	A	12/07												
3282/WOK/20007	06/05	A	07/08												
3282/WOK/20008	06/05	A	01/08												
3282/WOK/20009	06/05	A	12/07	B	07/08	C	11/11								
3282/WOK/20010	06/05	A	12/07	B	01/11	C	11/11								
3282/WOK/20011	06/05	A	01/11												
3282/WOK/20012	06/05	A	01/11	B	11/11										
3282/WOK/20013	06/05	A	07/08	B	11/11										
3282/WOK/20014	06/05														
3282/WOK/20015	06/05	A	12/06	B	12/07	C	01/11								
3282/WOK/20016	06/05	A	12/07	B	11/11										
3282/WOK/20017	06/05														
3282/WOK/20018	06/05	A	12/07	B	01/11										
3282/WOK/20019	06/05	A	02/06	B	12/07										
3282/WOK/20020	06/05	A	12/07												
3282/WOK/20021	06/05	A	02/06	B	12/07	C	07/08								
3282/WOK/20022	06/05														
3282/WOK/20023	06/05														
3282/WOK/20024	06/05	A	12/07	B	01/11										
3282/WOK/20025	06/05														
3282/WOK/20026	06/05	A	12/06	B	12/07	C	01/11	D	11/11						
3282/WOK/20027	06/05	A	12/06												
3282/WOK/20028	06/05	A	12/07	B	07/08	C	01/11								

ID		A		B		C		D		E		F		G	
3282/WOK/20029	06/05	A	12/07	B	07/08										
3282/WOK/20030	06/05	A	07/08	B	01/11	C	11/11								
3282/WOK/20031	06/05	A	11/11												
3282/WOK/20032	06/05	A	07/08	B	11/11										
3282/WOK/20033	06/05	A	12/07	B	07/08	C	11/11								
3282/WOK/20034	06/05														
3282/WOK/20035	06/05														
3282/WOK/20036	06/05	A	11/11												
3282/WOK/20037	06/05	A	07/08												
3282/WOK/20038	06/05														
3282/WOK/20039	06/05	A	01/08	B	07/08										
3282/WOK/20040	06/05														
3282/WOK/20041	06/05	A	12/07												
3282/WOK/20042	06/05	A	12/07												
3282/WOK/20043	06/05	A	02/06	B	12/07	C	07/08	D	01/11						
3282/WOK/20044	06/05	A	02/06	B	01/08	C	01/11								
3282/WOK/20045	06/05	A	12/07												
3282/WOK/20046	06/05	A	12/07	B	01/11										
3282/WOK/20047	06/05	A	12/07	B	07/08										
3282/WOK/20048	06/05														
3282/WOK/20049	06/05	A	12/06	B	01/11										
3282/WOK/20050	06/05	A	12/07	B	07/08	C	11/11								
3282/WOK/20051	06/05														
3282/WOK/20052	06/05	A	01/11	B	11/11										
3282/WOK/20053	06/05	A	12/06	B	11/11										
3282/WOK/20054	06/05														
3282/WOK/20055	06/05	A	07/08												
3282/WOK/20056	06/05	A	12/06	B	12/07	C	11/11								
3282/WOK/20057	06/05	A	12/07												
3282/WOK/20058	06/05	A	12/06	B	12/07										
3282/WOK/20059	06/05	A	12/07												
3282/WOK/20060	06/05	A	12/07												
3282/WOK/20061	06/05	A	12/07												
3282/WOK/20062	06/05	A	12/06	B	12/07										
3282/WOK/20063	06/05	A	12/07												
3282/WOK/20064	06/05	A	12/07												
3282/WOK/20065	06/05	A	12/07	B	11/11										
3282/WOK/20066	06/05	A	12/07	B	11/11										
3282/WOK/20067	06/05	A	12/07												
3282/WOK/20068	06/05	A	12/06	B	12/07	C	01/11	D	11/11						
3282/WOK/20069	06/05	A	12/07	B	11/10	C	01/11	D	11/11						
3282/WOK/20070	06/05	A	11/10	B	01/11										
3282/WOK/20071	06/05	A	12/06	B	12/07	C	07/08	D	01/11	E	11/11				
3282/WOK/20072	06/05	A	12/07	B	07/08										
3282/WOK/20073	06/05	A	12/07	B	01/11	C	11/11								
3282/WOK/20074	06/05	A	12/06	B	12/07	C	11/10	D	11/11						
3282/WOK/20075	06/05	A	12/06	B	12/07	C	07/08	D	11/10	E	11/11				
3282/WOK/20076	06/05	A	12/06	B	07/08	C	11/11								
3282/WOK/20077	06/05	A	12/07	B	07/08										
3282/WOK/20078	06/05	A	12/06	B	12/07	C	10/10	D	11/11						
3282/WOK/20079	06/05	A	12/06	B	12/07	C	07/08	D	11/11						
3282/WOK/20080	06/05	A	02/06	B	12/06	C	12/07	D	07/08	E	11/10	F	01/11	G	11/11
3282/WOK/20081	06/05	A	12/06	B	12/07	C	11/11								
3282/WOK/20082	06/05	A	12/07	B	11/11										
3282/WOK/20083	06/05	A	12/06	B	12/07	C	01/11	D	11/11						
3282/WOK/20084	06/05	A	12/06	B	12/07	C	01/11	D	11/11						
3282/WOK/20085	06/05	A	12/07	B	07/08	C	11/10	D	01/11	E	11/11				
3282/WOK/20086	06/05	A	12/06	B	12/07	C	07/08	D	11/10	E	01/11	F	11/11		
3282/WOK/20087	06/05	A	12/06	B	12/07	C	11/11								
3282/WOK/20088	06/05	A	12/06	B	12/07	C	11/11								
3282/WOK/20089	06/05	A	12/07	B	07/08	C	01/11								
3282/WOK/20090	06/05	A	12/07	B	07/08	C	01/11	D	11/11						
3282/WOK/20091	06/05	A	12/06	B	12/07	C	01/11	D	11/11						
3282/WOK/20092	06/05	A	12/06	B	12/07	C	11/11								
3282/WOK/20093	06/05	A	12/06	B	12/07	C	07/08	D	11/11						
3282/WOK/20094	06/05	A	12/07	B	01/11	C	11/11								
3282/WOK/20095	06/05	A	12/07	B	01/11	C	11/11								
3282/WOK/20096	06/05	A	12/06	B	12/07	C	11/11								
3282/WOK/20097	06/05	A	12/07	B	11/11										
3282/WOK/20098	06/05	A	12/06	B	12/07										

3282/WOK/20099	06/05	A	12/07	B	01/11													
3282/WOK/20100	06/05	A	12/07	B	01/11	C	11/11											
3282/WOK/20101	06/05																	
3282/WOK/20102	12/06	A	11/11															
3282/WOK/20103	12/06	A	11/11															
3282/WOK/20104	01/11																	
3282/WOK/20105	01/11																	
3282/WOK/20106	01/11																	
3282/WOK/20107	11/11																	

EXECUTED as a Deed by Surrey County Council on 24 April 2013

EXECUTED AS A DEED by   )

affixing THE COMMON SEAL of   )

SURREY COUNTY COUNCIL   )

in the presence of and attested by:)

Authorised Signatory

DATED   24 APRIL 2013

ROAD TRAFFIC REGULATION
ACT 1984
SECTIONS 1(1) AND 2(1) TO
(3) AND 4 AND 32 35 36 45 46
49 51 AND 53 OF AND PART IV
OF SCHEDULE 9

THE SURREY COUNTY COUNCIL
WEST BYFLEET CONTROLLED
PARKING ZONE IN THE
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