## TAMESIDE METROPOLITAN BOROUGH COUNCIL THE TAMESIDE METROPOLITAN BOROUGH COUNCIL (OFF STREET PARKING PLACES) (AMENDMENT NO 1) ORDER 2012

The Tameside Metropolitan Borough Council (hereinafter referred to as the "Council") in exercise of its powers under section 35 of the of the Road Traffic Regulation Act 1984 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 Road Traffic Regulation Act 1984 hereby makes the following Order:-

- 1. This Order is supplemental to the Tameside Metropolitan Borough Council (Off Street Parking Places) Order 2009 (as amended) ("the 2009 Order") which subject to the amendments hereinafter mentioned remains in full force and effect.
- 2. This Order shall come into force on the 16th day of January 2012 and may be cited as the Tameside Metropolitan Borough Council (Off Street Parking Places) (Amendment) (No 1) Order 2012.
- 3. The Interpretation Act 1978 shall apply to this Order as it applies to the interpretation of an Act of Parliament.
- 4 The 2009 Order shall be amended as set out in the following provisions of this Order.
- 5. (1) The words "Parking Permit" shall be replaced with "Contract Pass" wherever they appear in the 2009 Order.
  - (2) A new defined term "Permit Parking Place" shall be inserted in Article 2 of the 2009 Order before the definition of "Parking Place":-

"Permit Parking Place" means any area of land or any building or part of a building specified in Schedule 3 provided by the Council under s32 of the Road Traffic Regulation Act 1984 for use as an off street parking place only for Vehicles displaying a Contract Pass.

- (3) The defined term "Time Clock" which appears at Article 2 of the 2009 Order shall be deleted.
- 6. Amend article 11 to the 2009 Order to read:-
  - "11. A Vehicle shall only be regarded as displaying a Contract Pass or Civic Permit in a conspicuous position if the Contract Pass or Civic Permit is exhibited on the front windscreen with the obverse side facing forwards on the near side of and immediately behind the windscreen and in the case of a Vehicle not fitted with a windscreen the Contract Pass or Civic Permit shall be exhibited on the front or nearside of the Vehicle's dashboard".
- 7. Amend article 12 to the 2009 Order to read:-
  - "12. For the purposes of article 6, the appropriate Charge for the parking of a Motor Cycle shall be that specified for Motor Cycles if the Motor Cycle is parked within the markings of a Motor Cycle Area and in all other respects complies with the provisions of this Order. A Motor Cycle parked in a Parking

Place which is not a Motor Cycle Area will be subject to the charges set out in Schedule 2 to this Order as if it was a car".

8. Amend article 13 to the 2009 Order to read:-

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- "13. The driver of a Vehicle correctly displaying a disabled person's badge may park their vehicle in any Parking Place listed in Schedule 1 to this Order and shall, upon purchase of a ticket, be entitled to park in the Parking Place for an hour longer than the time paid for".
- 9. Amend article 14 to the 2009 Order to read:-
  - "14. When calculating charges to be paid by vehicles complying with article 13 above the tables set out in Schedule 2 to this Order shall be used to calculate the charge but the length of stay will be one hour longer than shown on the Parking Ticket".
- 10. Amend article 26 to the 2009 Order read :-
  - "26. Where a Parking Bay is designated and marked as available only for a disabled person's vehicle then no person shall park a Vehicle in that Parking Place unless the Vehicle is clearly displaying a valid Disabled person's badge and the Vehicle is being used in accordance with the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 as amended (or any subsequent or succeeding legislation)".
- 11. Amend article 31 to the 2009 Order to read:-
  - "31. No person shall park a Vehicle in a Parking Place for longer than the maximum waiting period for that Parking Place detailed in Schedule 1 except that where a disabled person's badge is displayed in the Vehicle and the appropriate charge has been paid and the Vehicle is being used in accordance with the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 as amended (or any subsequent or succeeding legislation).
- 12. Amend article 32 to the 2009 Order to read :-
  - "32. No person shall park a Vehicle in a Parking Place during the Charging Hours after the expiry of the time period for which payment has been made. In the case of a vehicle displaying a Disabled person's badge where the Vehicle is being used in accordance with the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 as amended (or any subsequent or succeeding legislation) the time period shall be sixty minutes later than the expiry time displayed on the ticket".
- 13. Amend article 37 to the 2009 Order to read:-
  - "37. No person shall park a Vehicle in a Parking Place during the Charging Hours without displaying a valid Parking Ticket or Contract Pass".
- 14(1) Insert a new row in Schedule 1 to the 2009 Order after the heading "Ashton under Lyne Outer Zone" as follows:

LOCATION	CLASS OF VEHICLE	MAXIMUM WAITING PERIOD	CHARGING HOURS
ASHTON UNDER LYNE			
Stamford Park	Any motor vehicle EXCEPT vehicle of a maximum gross weight exceeding 3500 kilograms	24 hours	Mon –Sun 8am to midnight

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14(2) Insert a new row in Schedule 1 to the 2009 Order after the heading "Hyde" as follows:

LOCATION	CLASS OF VEHICLE	Maximum Waiting Period	CHARGING HOURS
HYDE			
Grafton Street	Any motor vehicle EXCEPT vehicles of a maximum gross weight exceeding 3500 kilograms	24 hours	Mon - Sat 8am to midnight
Ward Street	Any motor vehicle displaying a relevant Contract Pass except vehicles of a maximum gross weight exceeding 3500 kilograms	24 hours	24 hours Monday to Sunday

14(3) Insert a new row to Schedule 1 to the 2009 Order after the heading "Stalybridge" as follows:

LOCATION	CLASS OF VEHICLE	MAXIMUM WAITING PERIOD	MAXIMUM WAITING PERIOD
STALYBRIDGE			
Waterloo Road No 2	Any motor vehicle displaying a relevant Contract Pass except vehicles of a maximum gross weight exceeding 3500 kilograms	24 hours	24 hours Monday to Sunday

14(4) Insert an additional entry at the end of Schedule 1 to the 2009 Order as follows:

LOCATION	CLASS OF VEHICLE	MAXIMUM WAITING PERIOD	CHARGING HOURS
DUKINFIELD			
Town Hall	Any motor vehicle EXCEPT vehicles of a maximum gross weight exceeding 3500 kilograms	24 hours	Mon – Sat 8am to midnight

15. Insert an additional entry to the end of Schedule 2 to the 2009 Order as follows:

LOCATION OF PARKING PLACE	TIME BANDS	CHARGE
DUKIN FIELD	Monday to	
Town Hall	Saturday	
	Charges	

	Up to 1 hour Up to 4 hours All day Between 6pm and midnight (evening charge)	£0.20 £0.50 £1.00 £0.50
HYDE Grafton Street	Monday to Saturday Charges Up to 1 hour Up to 4 hours All day Between 6pm and midnight (evening charge)	£0.20 £0.50 £1.00 £0.50
Ward Street	Monday to Sunday Charges	Contract Pass Only (see Schedule 3)
ASHTON UNDER LYNE Stamford Park	Monday to Sunday Charges Up to 3 hours All day Between 6 pm and midnight	£1.00 £2.50 £1.00
STALYBRIDGE Waterloo Road No 2	Monday to Sunday Charges	Contract Pass Only (see Schedule 3)
ASHTON UNDER LYNE Camp Street - Motor Cycles (Motor Cycle Area) *A designated Motor Cycle Area is only available at Camp Street. Motor cycles parked at any other parking	Monday – Sunday Charges Up to 2 hours Up to 4 hours All day Sunday Evening charge	£1.00 £2.00 £2.50 £1.00 £0.50
place named in the 2009 Order and this Amendment Order will be subject to the full charge.		

- 16. In Schedule 3 insert the word "DUKINFIELD" after the word "DENTON"
- 17. The plans in the Schedule to this Order shall be inserted at the end of Schedule 4 to the 2009 Order .

## SCHEDULE

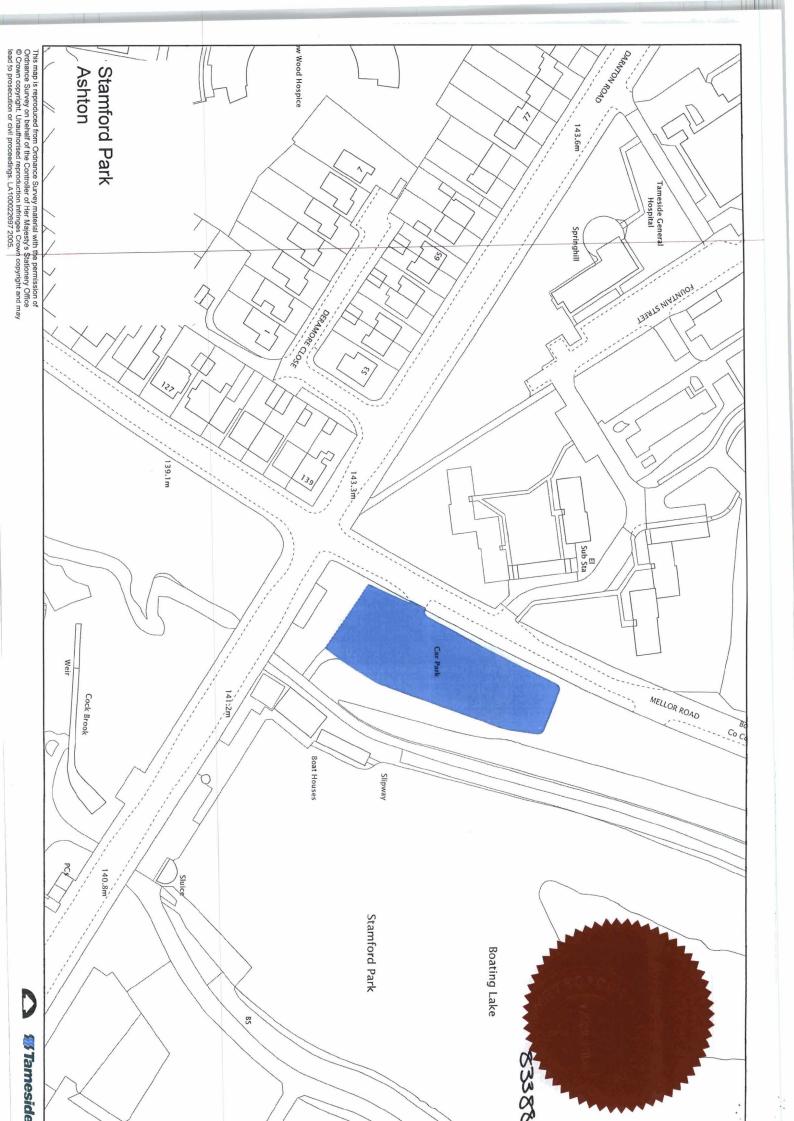
Plans

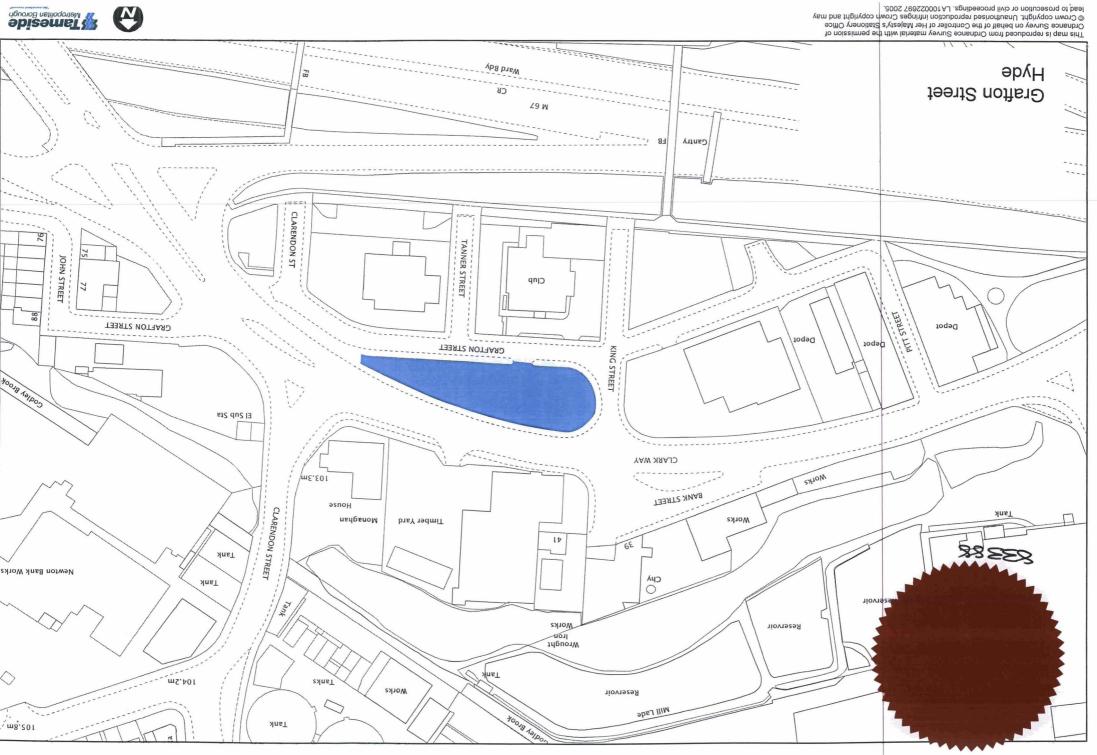
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THE COMMON SEAL of TAMESIDE METROPOLITAN BOROUGH COUNCIL was hereunto affixed this 3rd day of January 2012 in the presence of:

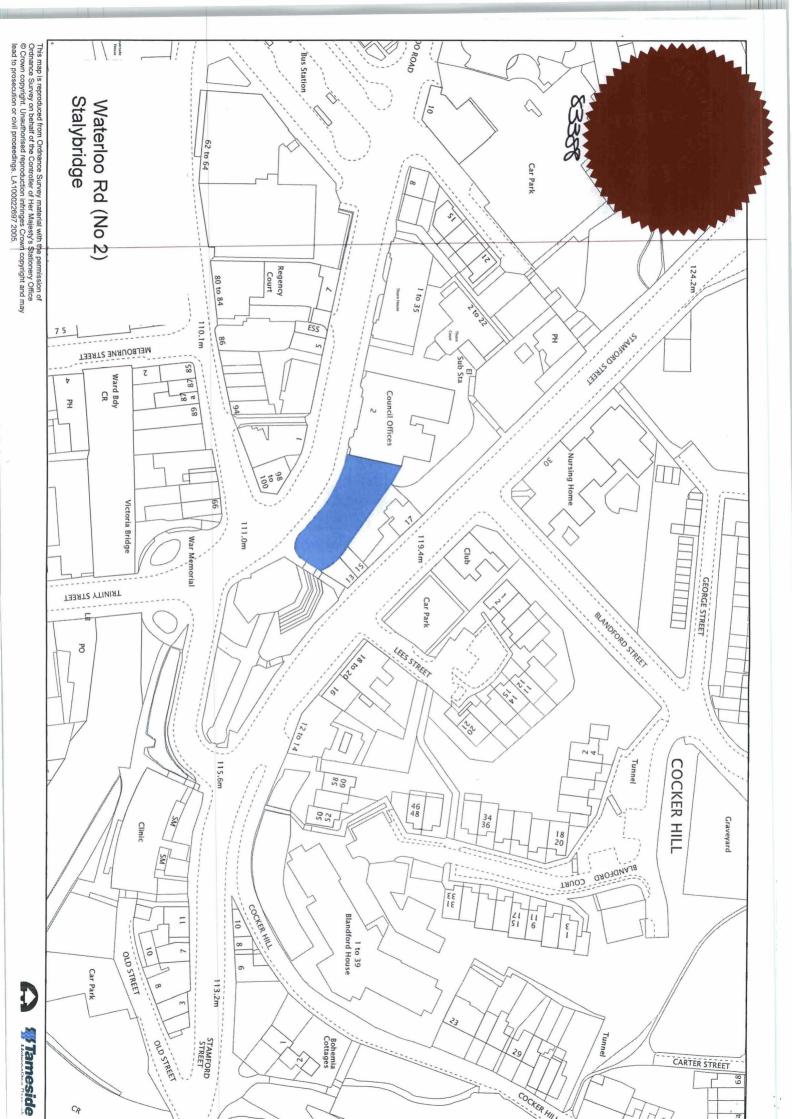
Authorised Signatory

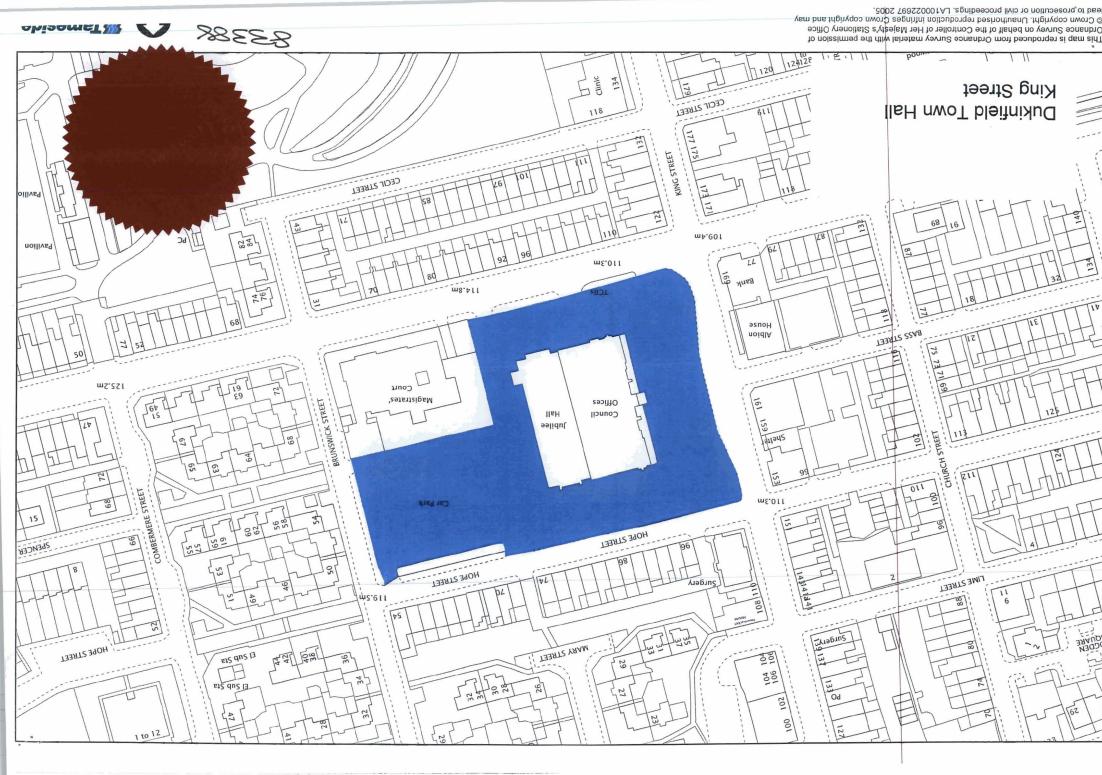












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3<sup>rd</sup> January 2012

Tameside Metropolitan Borough Council

The Tameside Metropolitan Borough Council (Off Street Parking Places) (Amendment No1) Order 2012

Sandra Stewart Borough Solicitor Tameside Metropolitan Borough Council Council Offices Wellington Road Ashton-under-Lyne OL6 6DL