

**THE ESSEX COUNTY COUNCIL (UTTLESFORD DISTRICT)**  
**(PERMITTED PARKING AREA AND SPECIAL PARKING AREA)**  
**(CONSOLIDATION) ORDER 2008**

The Essex County Council in exercise of its powers under Sections 1(1), 2(1) to (3), 4(2), 32(1), 35(1), 45, 46, 49 and 53 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 of the Act, hereby make the following Order:-

**PART I**

**CITATION AND INTERPRETATION**

1. This Order shall come into operation on 31 March 2008 and may be cited as The Essex County Council (Uttlesford District) (Permitted Parking Area and Special Parking Area) (Consolidation) Order 2008.
2. In this Order, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:-

"the 2002 Regulations" means the Traffic Signs Regulations and General Directions 2002;

"the 2007 Regulations" means the Civil Enforcement of Parking Contraventions (England) General Regulations 2007;

"ambulance" has the same meaning as in the Vehicle Excise and Registration Act 1994;

"Applicable Date" means the last date the Penalty Charge is payable, as set out in the Penalty Charge Notice;

"authorised parking area" means any place authorised or designated by an Order made or having effect as if made under the Act where parking, waiting, or loading is allowed, subject to any time and vehicle class restrictions;

"bona fide visitor" means a person calling at the address of a Qualifying Resident for social or business purposes only and not purely for the purpose of parking a vehicle within the residents' parking place;

"bus" has the same meaning as in Regulation 22 of the 2002 Regulations;

"bus stop" means any area of carriageway, intended for the waiting by buses, which is comprised within and indicated by road markings complying with either diagram 1025.1, 1025.3 or 1025.4

and incorporating the words "Bus Stop" in Schedule 6 to the 2002 Regulations;

"carriageway" means a way constituting or comprised in a highway being a way (other than a cycle track) over which the public have a right of way for the passage of vehicles;

"civil enforcement officer" means a person authorised by or on behalf of The Council to supervise and carry out enforcement in respect of any parking area;

"The Council" means Uttlesford District Council

"delivering" and "collecting" in relation to any goods includes checking the goods for the purpose of their delivery or collection;

"disabled person's badge", "disabled person's vehicle" and "parking disc" have the same meanings as in the Local Authorities' Traffic Orders (Exemption for Disabled Persons) (England) Regulations 2000;

"dual purpose vehicle" has the same meaning as in the Road Vehicles (Construction and Use) Regulations 1986;

"driver" in relation to a vehicle waiting in a parking place or on a road or length of road, means the person driving the vehicle at the time it was left in that Parking Place or road or length of road;

"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 and 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;

"goods" means goods or burden of any description and includes postal packets of any description;

"goods vehicle" means a motor vehicle which is constructed or adapted for use for the carriage of goods or burden of any description but shall not include a trailer so constructed or adapted;

"hackney carriage" or "taxi" means a hackney carriage as defined in Section 38 of the Town Police Clauses Act 1847;

"hackney stand" or "authorised taxi rank" means an area of carriageway which is comprised within and indicated by road markings complying with diagram 1028.2 in Schedule 6 to the 2002 Regulations;



"layby" means an area of carriageway intended for the waiting of vehicles and bounded partly by a traffic sign of the type shown in diagram 1010 of Schedule 6 to the 2002 Regulations, and partly by the outer edge of that carriageway on the same side of the road as that on which the sign is placed;

"loading" means the loading or unloading of goods to or from a vehicle and includes the checking of those goods;

"loading place" means any area on a highway designated by this Order as a place where vehicles may wait for the purposes of loading;

"main carriageway" means any carriageway used primarily by through traffic and includes any carriageway of a slip road but excludes any layby;

"manner of standing" means the position a vehicle shall stand when left in an authorised parking area during the permitted hours in accordance with the foregoing provisions of this Order and is:

(a) in the case of an authorised parking area for which special provisions as to the positioning of a vehicle in that place are specified, so that the manner of standing shall be in accordance with those provisions;

(b) in the case of any other authorised parking area:

(i) so that the left or nearside of the vehicle is adjacent to the left-hand edge of the carriageway, as long as the parking place is not in a one-way street;

(ii) so that the distance between the edge of the carriageway and the nearest wheel of the vehicle is not more than 300 millimetres;

(c) so that every part of a vehicle is within the limits of an authorised parking area;

(d) so that no part of the vehicle obstructs any vehicular means of ingress to or egress from any premises adjacent to the side of the road on which the vehicle is waiting;

"motor car" means a mechanically propelled vehicle not being a motor cycle or disabled persons vehicle which is constructed itself to carry a load or passengers and the weight of which unladen does not exceed two tonnes;

"motorcycle" and "invalid carriage" have the same meaning as in Section 136 of the Act;

"owner", in relation to a vehicle means a resident who is named in the vehicle registration document as the registered keeper or who has the use of such a vehicle in the course of his employment and who is entitled to use such a vehicle as though he were the registered keeper thereof;

"parking bay" means the area within an authorised parking area marked out for the leaving of a vehicle;

"Parking Permit" means a device issued by The Council under the provisions of this Order to allow the authorised use of a Parking Place;

"Parking Ticket" means a ticket issued by a Pay & Display Machine installed within a Pay & Display Parking Place;

"passenger vehicle" means any motor vehicle (other than a motor cycle or invalid carriage) constructed solely for the carriage of passengers and their effects and adapted to carry not more than twelve passengers exclusive of the driver, and not drawing a trailer;

"Pay & Display Machine" means a device approved by The Council which will issue a Parking Ticket upon payment of the initial charge

"Pay & Display Parking Area" means any area identified in the Plans attached to this Order and described for Pay & Display Parking;

"Penalty Charge" has the meaning given by Section 92 of the Traffic Management Act 2004;

"Penalty Charge Notice" has the meaning given by regulation 8(1) of the 2007 Regulations;

"Permit Fee" means the annual fee payable on application to The Council for a parking permit, as specified in Schedule 3 to this Order;

"Permit Holder" means a person being a Qualifying Resident to whom The Council has issued a Resident Permit or a Visitors Permit

"permitted hours" means the hours identified on the plans attached to this Order;

"plans" mean the maps, including the key, attached to this Order



"Public service vehicle" has the meaning given in Section 1 of the Passenger Vehicles Act 1981;

"Qualifying Resident" means an owner or occupier of a residential property whose usual place of abode is within one of the Zones as specified in the plans to this Order

"relevant position" in respect of:

(a) a disabled person's badge or a parking permit, means the manner prescribed by regulation 12 of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000

(b) a disabled person's parking disc, means the manner prescribed by regulation 4(2) of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000

"Resident Permit" means an annual parking permit issued in accordance with this Order;

"telegraphic line" has the same meaning as in the Telecommunications Act 1984;

"timing point" means a recognised timing point which is the location where a public service vehicle may wait to ensure adherence to a published timetable or local service registration, and includes departures and terminal points; provided that the location has been approved in writing by the Chief Constable and the Highway Authority;

"traffic sign" has the same meaning as in Section 64 of the Act;

"universal service provider" has the same meaning as in Section 4(3) and (4) of the Postal Services Act 2000

"Vehicle" means a motor vehicle and a trailer as defined in Section 136(1) of the Act;

"Visitors Permit" means an annual parking permit for the benefit of bona fide visitors to Qualifying Residents issued in accordance with this Order;

"verge" means any part of a road which is not a carriageway;

"Zone" means the streets containing Parking Places so indicated on the plans and the number of the Zone corresponds to the same number in the plans only;

- (a) Except where otherwise stated, any reference in this Order to a numbered Article is a reference to the Article bearing that number in this Order.
  - (b) Insofar as any provision of this Order conflicts with a provision which is contained in an Order made or having effect as if made under the Act and existing at the time when this Order comes into operation and which imposes a restriction or prohibition on waiting by vehicles other than buses in a bus stop clearway or grants an exemption from such restriction or prohibition, that provision of that Order shall prevail.
- 4. The prohibitions imposed by this Order shall be in addition to and not in derogation of any restriction, prohibition or requirement imposed by any Regulations or Orders made or having effect as if made under the Act, or by or under any other enactment.
- 5. Insofar as any provision of this Order conflicts with a provision which is contained in an Order made or having effect as if made under the Act and existing at the time when this Order comes into operation, that provision of that Order shall prevail.
- 6. Save where the contrary is indicated, any reference in this Order to:-
  - (a) This Order or another Order shall be construed as such a reference to this Order or, as the case may be, such other Order, as the same may have been or may from time to time be amended, varied or supplemented;
  - (b) A Statute or Regulation shall be construed as reference to such Statute or Regulations as the same may have been, or may from time to time be amended or re-enacted.



**PART II**

**PROHIBITION OR RESTRICTION OF WAITING OR LOADING**

7. Save as provided in Articles 9 to 15 of this Order no person shall cause or permit any vehicle to wait on the roads or sides of the roads identified, as having a prohibition or restriction on waiting for the periods so identified (or, in the case where limited waiting is permitted, otherwise than during the period so identified) on the plans attached to this Order. The prohibition or restriction may relate to a specific class of vehicle only.
8. Save as provided in Articles 9 to 15 of this Order no person shall cause or permit any vehicle to be loaded or unloaded on the roads or sides of the roads identified as having a prohibition or restriction on loading for the periods so identified (or, where loading is allowed for a limited period only, otherwise than during the period so identified) on the plans attached to this Order.
9. Nothing in Article 7 of this Order shall render it unlawful to cause or permit any vehicle to wait upon an authorised parking area.
10. Nothing in Article 7 of this Order shall render it unlawful to cause or permit any vehicle to wait so long as it may be necessary for the purpose of enabling goods to be loaded on or unloaded from the vehicle, as long as the authorised parking area is not identified as having a restriction on loading, as per Article 8.
11. Nothing in Article 7 of this Order shall render it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a valid and legible disabled person's badge and a parking disc, on which the driver or other person in charge of the vehicle has marked the time at which the period of waiting began, to wait in any authorised parking area, except designated clearways or at a time and place where loading is prohibited, 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 length of road or on the same side of road on the same day).
12. Nothing in Articles 7 or 8 to this Order shall render it unlawful for the driver of a public service vehicle or bus to cause that vehicle to wait at a recognised timing point or bus stop, as appropriate.
13. Nothing in Articles 7 or 8 of this Order shall render it unlawful to cause or permit any vehicle being a hackney carriage, to wait upon a hackney stand.
14. Nothing in Articles 7 or 8 of this Order shall render it unlawful to cause or permit any vehicle to wait in any of the roads, lengths of road or on

the sides of road specified therein for so long as may be necessary to enable:

(a) a person to board or alight from the vehicle, except on clearway restrictions;

(b) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any of the following operations, namely:-

(i) building, excavating or demolition work whilst lawfully and actively engaged on those duties;

(ii) the removal of any obstruction to traffic;

(iii) the maintenance, improvement or reconstruction of the said lengths or sides of road; and

(iv) the laying, erection, alteration or repair in or on land adjacent to the said lengths or sides of road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telegraphic line;

(v) in the service of a local authority or of a water authority in pursuance of statutory powers or duties;

(c) a vehicle to wait while any gate or other barrier at the entrance to premises to which the vehicle requires access or from which it has emerged is opened or closed, if it is not reasonably practicable for the vehicle to wait otherwise;

(d) the vehicle of a universal service provider to be used for the purpose of delivering and/or collecting mail;

(e) the vehicle to be used for fire brigade, ambulance or police purposes;

(f) in any case where the person in control of the vehicle:

(i) is required by law to stop;

(ii) is obliged to stop so as to prevent an accident;

(iii) is prevented from proceeding by circumstances outside his control; or

(iv) is directed or given the permission of a police constable in uniform or a civil enforcement officer.



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15. No person shall cause or permit any vehicle to wait on any verge immediately adjacent to any of the main carriageways comprised in the roads specified in the plans to this Order for the purpose of selling goods from that vehicle unless the goods are immediately delivered at or taken into premises adjacent to the vehicle from which the sale is effected.

### **PART III**

#### **PARKING PLACES AND PAY & DISPLAY PARKING AREAS**

16. The parts of the roads identified on the plans attached to this Order are authorised to be used, subject to the following provisions of this Order, as parking places for such classes of vehicles, in such positions and on such days and during such hours as identified on the plans attached to this Order.
17. Save as provided in the Articles of this Order no person shall cause or permit any vehicle other than one validly displaying a Parking Permit issued by The Council in respect of that Vehicle, to wait in a Parking Place identified (and, where parking is allowed for a limited period only, otherwise than during that period so identified) on the plans attached to this Order.
18. Save as provided in the Articles of this Order no person shall cause or permit any vehicle other than one validly displaying a Parking Ticket to wait in a Pay & Display Parking Area identified on the plans attached to this Order.

#### Types of Parking Permit and Who Can Apply

19. The Council may issue specific Parking Permits, to specific people as follows:
  - (a) Residents' Permits: A Qualifying Resident who is the Owner of a passenger vehicle, goods vehicle, or motor cycle, may apply to The Council for a Resident Permit in respect of that Vehicle
  - (b) Visitor's Permits: A Qualifying Resident may apply to The Council for a maximum of twenty Visitors Permits. Further permits will only be issued by The Council upon the surrender of the front cover of a completed permit book.

#### Application for Parking Permit

20. All permit applications are to be made on the current standard form issued by and obtainable from The Council.
21. On making any such application the applicant will:-
  - (a) produce such evidence to The Council as it may reasonably require to substantiate that the information and particulars given in the application are correct; and
  - (b) pay to The Council the appropriate Permit Fee



22. On receiving an application and the applicant complying with Article 21 The Council shall if it is satisfied that the information is correct issue a Parking Permit to the applicant.
23. A separate application (with fee) must be made by a Qualifying Resident for each Vehicle at an address.
24. If a Parking Permit is mutilated or accidentally defaced or the particulars therein have become faded or altered the Permit Holder shall apply to The Council for a duplicate, such application to be made on the current standard form issued by and obtainable from The Council
25. On making such application the Permit Holder will be required to surrender the original Parking Permit to The Council and until such surrender no duplicate shall be issued
26. If a Parking Permit (other than a Visitor's Permit) is lost or destroyed the Permit Holder shall apply to The Council for a duplicate, such application to be made on the current standard form issued by and obtainable from The Council
27. On making an application for a duplicate permit the Permit Holder shall pay to The Council the Permit Fee and The Council shall be satisfied of the circumstances referred to in the application before the duplicate is issued

Form and Display of Parking Permit

28. A Resident Permit shall be produced by The Council only and shall contain the following details :-
  - (a) the registration number of the Vehicle
  - (b) the expiry date of the Permit
  - (c) the Zone to which the Permit relates, if any
  - (d) an authentication that it has been issued by The Council
29. A Resident Permit shall not be altered or defaced by the Qualifying Resident or any other person
30. A Visitors Permit shall be produced by The Council only and shall make provision for the following details, which shall be entered by the Qualifying Resident or the driver of the Vehicle:-
  - (a) the registration number of the Vehicle
  - (b) the date and time at which the Vehicle was left in the Parking Place

31. A Visitor's Permit shall also contain an authentication that it has been issued by The Council
32. It shall be the responsibility of the Driver to ensure that the details on the Visitor's Permit are correct and the Visitor's Permit shall not be valid without such details
33. The Driver of a Vehicle shall display a valid Parking Permit in the Relevant Position on the Vehicle at all times when the Vehicle is left in a Parking Place
34. A Driver shall not display more than one Parking Permit at any one time
35. A Visitor's Permit may not be transferred from one Vehicle to another Vehicle within a period of 24 hours

Validity, Withdrawal and Surrender of Parking Permits

36. A Parking Permit shall cease to be valid at midnight on the expiry date stated thereon or on the occurrence of any according provision of this Order whichever is the earlier.
37. A Visitors Permit is only valid for the hours shown and up until the expiry date.
38. An applicant or Permit Holder may be required by The Council at any time to produce such evidence as may be reasonably required to verify any particulars or information given to The Council in order to ascertain that the Parking Permit is valid
39. Each valid Visitor Permit shall enable the Driver of a Vehicle who is the bona fide visitor of a Qualifying Resident to leave their Vehicle in a Parking Place specified in the plans for a maximum period of 24 hours, however each Visitors Permit is only valid for on the day it is validated.
40. A Permit Holder who has a valid Parking Permit for a specific Zone shall only be eligible to leave his Vehicle in a Parking Place in said specific Zone, the Parking Permit will not be valid in other Zones
41. The Parking Permit shall remain the property of The Council at all times and may be withdrawn by The Council in accordance with the provisions of this Order
42. The selling of any Parking Permit is not allowed nor is any Parking Permit transferable. The Council reserves the right to revoke existing Parking Permits and refuse to supply any further permits to those who abuse the parking scheme, either by fraudulent use of Parking Permits or by allowing persons, other than bona fide visitors, to use Visitor's



Permits, or by any other means persistently infringing any of the Articles in this Order; or

43. The Council may withdraw a Parking Permit at any time by written notice to the Permit Holder's address or by notice attached to the Vehicle such written notice having immediate effect, and upon either of which the Permit Holder must surrender the Parking Permit to The Council within 48 hours.

44. In the event of The Council withdrawing the Parking Permit, The Council shall not be obliged to refund the Permit Fee or any part thereof if:-

- (a) the Permit Holder ceases to be Qualifying Resident
- (b) the Permit Holder ceases to be the Owner of the Vehicle in respect of which the Parking Permit was issued
- (c) the Vehicle has been adapted to such extent that it ceases to fall within the definition of a passenger vehicle, goods vehicle, or motor cycle
- (d) the Permit Holder fails to satisfy The Council that he remains eligible for a Parking Permit
- (e) The Qualifying Resident has allowed a person who is not a bona fide visitor to use the Visitor's Permit
- (f) the provisions of this Order are revoked

45. A Permit Holder may surrender his Parking Permit at any time

46. A Permit Holder shall surrender his Parking Permit, upon which The Council shall refund a relevant proportion of the Permit Fee if:-

- (a) the Permit Holder ceases to be a Qualifying Resident
- (b) the Permit Holder ceases to be the Owner of the Vehicle in respect of which the Parking Permit was issued

47. A Permit Holder shall surrender his Parking Permit upon which The Council shall not be obliged to refund the Permit Fee or any part thereof if:-

- (a) the Vehicle has been adapted to such extent that it ceases to fall within the definition in of a passenger vehicle, goods vehicle, or motor cycle
- (b) the Parking Permit is withdrawn by The Council in accordance with the provisions of this Order

- (c) a duplicate Parking Permit has been issued in accordance with the provisions of this Order

48. If a Parking Permit is issued by The Council on receipt of a cheque and that cheque is subsequently dishonoured the Parking Permit shall cease to be valid and the Permit Holder shall be required to surrender the same to The Council within 48 hours of the receipt of written notice from The Council

Parking Tickets and Pay & Display Parking Areas

49. The driver of a vehicle waiting in a Pay & Display Parking Area (who does not have a P&D Parking Permit) shall pay a charge (called "the initial charge") in respect of the period for which the driver leaves the vehicle in that Pay & Display Parking Area in accordance with the scale of charges specified in respect of that Pay & Display Parking Area in Schedule 1 to this Order.

50. A Parking Ticket shall be issued by a Pay & Display Machine on the payment of the initial charge, by the insertion of the appropriate banknotes, coins or electronic card into said Pay & Display Machine.

51. The driver of a vehicle waiting in a Pay & Display Parking Area shall display a Parking Ticket within the vehicle by placing it on the front windscreen so that the time and all other particulars shown are clearly visible from outside the vehicle during the entire time period the vehicle is waiting in the Pay & Display Parking Area

52. Where a Parking Ticket has been placed on the dashboard or rear parcel shelf of a vehicle in accordance with the provisions of this Order no person not being the driver of the vehicle shall remove the parking ticket from such location unless authorised to do so by the driver.

53. The driver of a vehicle shall not allow that vehicle to wait in a Pay & Display Parking Area if the Parking Ticket displayed in that vehicle has expired.

54. The driver of a vehicle shall not allow that vehicle to wait in a Pay & Display Parking Area if that vehicle displays a Parking Ticket which was purchased (whether by the driver or another person) for a different vehicle or at a different Pay & Display Parking Area than the Pay & Display Parking Area where the vehicle is waiting.

55. The driver of a vehicle shall not allow that vehicle to wait in a Pay & Display Parking Area for longer than the maximum period of waiting in respect of that Pay & Display Parking Area.

Positioning of Vehicles in Parking Places and Pay & Display Parking Areas



56. A Vehicle left in a Parking Place or Pay & Display Parking Area shall be positioned so that it is in the correct manner of standing.
57. The driver of a vehicle shall not allow that vehicle to wait in a Pay & Display Parking Area for longer than a continuous period of two hours after a penalty charge notice has been issued in respect of that vehicle.
58. If a Vehicle is left in a Parking Place or Pay & Display Parking Area in a position other than in accordance with the provisions of this Order a person authorised by The Council or Essex County Council may alter or cause to be altered the position of the Vehicle so that its position is in accordance with the said provisions
59. If a Vehicle (or any other thing) is left in a Parking Place or Pay & Display Parking Area in contravention of the provisions of this Order a person authorised by Essex County Council or The Council may remove the Vehicle from the Parking Place or Pay & Display Parking Area or arrange for the removal of a Vehicle from a Parking Place or Pay & Display Parking Area.
60. For the purpose of meeting the requirements of an emergency a person authorised by The Council or Essex County Council or a police constable in uniform may alter or cause to be altered the position of a Vehicle in a Parking Place or Pay & Display Parking Area or remove or arrange for the removal of a Vehicle from a Parking Place or Pay & Display Parking Area.
61. Any person altering or causing the alteration of the position of a Vehicle under the provisions of this Order or removing or causing the removal of a Vehicle under the provisions of this Order may do so by towing or driving the Vehicle or in such other manner as is reasonably necessary to enable the position of the Vehicle to be altered or for the Vehicle to be removed
62. Any person removing or arranging for the removal of a Vehicle under the provisions of this Order shall make such arrangements as are reasonably necessary for the safety of the Vehicle in the place to which it is removed, neither such person nor the Council shall be responsible for any loss or damage to the vehicle or other thing or to anything contained therein or thereon arising from or in consequence of the exercise of these powers other than such loss or damage occasioned by the negligence of such person or of the Council.
63. Any person removing or arranging for the removal of a Vehicle shall use all reasonable means to notify the Owner of the removal
64. Where a vehicle or other thing has been removed from a Parking Place or Pay & Display Parking Area in accordance with this Order, the driver, owner of the vehicle or other thing or person authorised by the



owner in writing in that behalf shall be required to pay to the Council up to the maximum sum set out in The Removal, Storage and Disposal of Vehicles (Prescribed Sums and Charges etc) Regulations 1989 and furnish satisfactory proof of identity.

65. Following payment of the sum mentioned above and upon production of satisfactory proof of identity the Council shall issue a receipt, together with details of the place where the vehicle or other thing has been impounded.

66. Upon production of the receipt given in accordance with paragraph (c) of this Article to an authorised person at the place of impound the vehicle or other thing shall be released to the person producing the receipt.

67. Any vehicle or other thing removed from the parking place in accordance with this Order, which appears to the Council to be abandoned shall be disposed of in accordance with the provisions of the Refuse Disposal (Amenity) Act 1978 and its related Regulations.

#### Exceptions

68. Notwithstanding the provisions of this Order any vehicle of any description may wait at any time in any Parking Place or Pay & Display Parking Area (other than one for which has been suspended) for so long as may be reasonably necessary if:-

- (a) direction from or the permission of a police constable in uniform or a civil enforcement officer is given
- (b) the vehicle is waiting to enable a person to board or alight from the vehicle;
- (c) the vehicle is waiting to enable goods to be loaded or unloaded from the vehicle (provided that no ban on loading or unloading goods is in force);
- (d) the vehicle is in the service of or employed by a postal or parcel delivery business and is being used in conjunction with the delivery of goods
- (e) the vehicle is waiting owing to the Driver being prevented from proceeding by circumstances beyond his control or in order to avoid an accident;
- (f) the vehicle is being used by an emergency service, a local authority or in connection with providing medical attention to any person in the neighbouring area (evidence of such a purpose may be required by The Council)



- (g) the vehicle is recovery vehicle and is waiting to enable it to be used in connection with the removal of a traffic obstruction or a vehicle which has broken down
- (h) the vehicle is in actual use as a removal vehicle in connection with the removal or delivery of furniture to or from an office or dwelling house in the neighbouring area
- (i) the vehicle is being used for the purpose of any building operation demolition or excavation in or adjacent to the Parking Place or the laying erection alteration removal or repair in or adjacent to the Parking Place of any sewer service conductor or apparatus and cannot conveniently be used for that purpose in any other neighbouring road
- (j) the authorised parking area is a Pay & Display Parking Place and the vehicle delivering a child to school or waiting to collect a child from school providing the vehicle waits for no longer than 10 minutes.

69. Nothing in the provisions of this Order shall render it unlawful to cause or permit a disabled person's vehicle, which displays in the relevant position a valid and legible disabled person's badge and a parking disc to park in a Parking Place.

Power to Suspend Parking Place or Pay & Display Parking Area

- 70. Any person authorised by The Council or a Civil Enforcement Officer may suspend the use of a Parking Place or Pay & Display Parking Area or a section thereof if the suspension is considered reasonably necessary.
- 71. A Police Constable in uniform may suspend the use of a Parking Place or Pay & Display Parking Area for a period not exceeding 24 hours if he considers it reasonably necessary.
- 72. Any person may apply to The Council to have the use of a Parking Place or a section thereof suspended, such application to be made on the current standard form issued by and obtainable from The Council.
- 73. Any person suspending the use of a Parking Place or Pay & Display Parking Area in accordance with the provisions of this Order shall place or cause to be placed at the suspended part of the Parking Place a sign indicating that waiting by vehicles is prohibited
- 74. No person shall cause or permit any vehicle to be left in any area of a Parking Place or Pay & Display Parking Area the use of which has been suspended.

Other provisions

75. A Driver using a Parking Place or Pay & Display Parking Area shall stop the engine of the Vehicle as soon as the Vehicle is in position and shall not start the engine except when about to change the position of the Vehicle in or to depart from the Parking Place or Pay & Display Parking Area.
76. No person shall use a Vehicle in a Parking Place or Pay & Display Parking Area in connection with the sale of any article to persons in or near the Parking Place or Pay & Display Parking Area or in connection with the selling or offering for hire of his skill or services
77. No person shall use any part of a Parking Place or Pay & Display Parking Area or any Vehicle left in a Parking Place or Pay & Display Parking Area:-
- (a) for sleeping, camping or cooking
  - (b) for the purpose of servicing any Vehicle or any part thereof other than is reasonably necessary to enable that Vehicle to depart from the Parking Place or Pay & Display Parking Area
78. In a Pay & Display Parking Area no person shall place, erect or cause or permit to be erected, any skip, tent, booth, stand, building or other structure or store any materials without the written consent of The Council.
79. No person shall drive or permit to be driven any Vehicle in a Parking Place or Pay & Display Parking Area for any purpose other than the purpose of leaving that Vehicle in the Parking Place or Pay & Display Parking Area in accordance with the provision of this Order or for the purpose of departing from the Parking Place or Pay & Display Parking Area.



**PART IV**

**CONTRAVENTION OF ORDER**

80. If a vehicle is left in contravention of any provisions of this Order a Civil Enforcement Officer may issue a Penalty Charge Notice in respect of that contravention, in accordance with the 2007 Regulations.
81. The Penalty Charge shall be payable not later than 16.00 hours on the Applicable Date subject to the provisions of the Penalty Charge Notice and the 2007 Regulations.
82. The Penalty Charge shall be paid to The Council in accordance with the instructions contained on the Penalty Charge Notice by post or at the address detailed on the Penalty Charge Notice.

## PART V

### REVOCATIONS AND ORDERS TO BE MADE

83. The following Orders are hereby revoked:

- The Road Traffic (Permitted Parking Area and Special Parking Area) (County of Essex) (District Of Uttlesford) Order 2006
- The Road Traffic (Various Roads, Uttlesford District) (Permitted Parking Area And Special Parking Area) (County Of Essex) (Amendment No.1) Order 2008

However the restrictions contained within these Orders will remain in force by virtue of this new Order.

84. The restriction changes previously advertised as The Essex County Council (Various Roads, Uttlesford District) (Permitted Parking Area and Special Parking Area) (Uttlesford Amendment 2) Order 200\*, The Essex County Council (Various, Uttlesford) (Permitted Parking Area and Special Parking Area) (Amendment 3) Order 200\*, the Essex County Council (Various Roads, Stansted Mountfitchet & Henham) (Permitted Parking Area and Special Parking Area) (Uttlesford Amendment 4) Order 200\*, and The Essex County Council (Magdalen Green, Thaxted) (Permitted Parking Area and Special Parking Area) (Uttlesford Amendment 5) Order 200\* are hereby made. This involves the introduction of the following tile revisions, substituting the old revision for the one detailed as follows:

<b>Tile Number</b>	<b>New Revision</b>	<b>Tile Number</b>	<b>New Revision</b>
TL505 252	1	TL615 220	2
TL505 255	0 (New tile)	TL615 307	1
TL515 395	0 (New tile)	TL620 217	3
TL520 335	1	TL620 220	2
TL520 337	1	TL625 215	2
TL520 340	1	TL625 217	2
TL540 377	1	TL625 220	1
TL540 382	1	TL630 210	1
TL545 280	0 (New tile)	TL630 212	0 (New tile)
TL610 217	2	TL630 215	2
TL610 220	2	TL630 217	0 (New tile)
TL615 217	3	TL630 220	1



**PART VI**

**SEAL**

Sealed with the Common Seal of the Essex County Council this Twenty-Seventh Day of March Two Thousand and Eight.

THE COMMON SEAL of the     )  
ESSEX COUNTY COUNCIL        )  
was hereunto affixed by Order: )

*David Emmanuel*

Attesting Officer



**SCHEDULE 1**

**SCHEDULE OF FEES AND CHARGES**

Penalty Charges are determined by The Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007 and are currently set at the Higher Band.

**Residents' Permits:**

- (1) The charge in connection with the issue of a residents' permit for the leaving of a vehicle in any parking place during the permitted hours shall, subject as hereinafter provided, be £70 for the period of one year commencing on 1 April
- (2) For any period of less than one year up to the following March, a sum calculated at the rate of £5.83 for each month/part of a month up to such date

**Visitor's Permits:**

The charge in connection with the issue of a visitor's permit under the provisions of article 17 is:

- (a) £5.00 for 20 x one hour segments
- (b) £15 for 20 x four hour segments

Replacement Residents Permits - the charge for the issue of a replacement Residents permit shall be £8.00

ESSEX COUNTY COUNCIL	
Order to be placed	Number in Book
22	