

**THE COUNCIL OF THE CITY OF WAKEFIELD  
(CIVIL ENFORCEMENT AREA) (WAITING RESTRICTIONS AND STREET  
PARKING PLACES) (CONSOLIDATION ORDER) 2016**

The Council Of The City Of Wakefield (hereinafter referred to as "the Council") in exercise of their powers under Sections 1, 2, 3, 4, 32, 35, 45, 46, 49, 51, 53, 124 and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 (hereinafter referred to as "the Act of 1984") as amended and the Traffic Management Act 2004 (hereinafter referred to as "the Act of 2004") as amended, 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 of 1984 and with the Act of 2004 hereby make the following Order:-

**PART I  
CITATION**

- 1.1 This Order shall come into operation on the thirteenth day of June 2016 and may be cited as "The Council of the City of Wakefield (Civil Enforcement Area) (Waiting Restrictions and Street Parking Places) (Consolidation Order) 2016"

**PART II  
INTERPRETATION**

- 2.1 In the following provisions of this Order:-

"Ambulance" has the same meaning as in Section 6(2) of Schedule 2 of the Vehicle Excise and Registration Act 1994

"Badges Regulations" means the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (as amended);

"bus" has the same meaning as in Regulation 22(2) of the 2002 Regulations;

"Civil Enforcement Officer" has the meaning defined in Article 76(1) of the Act of 2004

"carriageway" has the same meaning as in Section 329(1) of the Highways Act 1980;

"Civil Enforcement Area" means the area deemed by the Act 2004 to be designated as a civil enforcement area for parking contraventions by the Secretary of State for Transport pursuant to The Civil Enforcement of Parking Contraventions (Council of the City of Wakefield) Designation Order 2015.

"Charging hours" means the period on the days specified on the plans attached to this order which a charge may be payable;

"disabled persons badge" means a badge issued by a local authority in the form prescribed by the Local Authorities Traffic Orders (Exemption for Disabled Persons) (England) Regulations 2000

"disabled persons bay" means a road or length of road designated for the leaving of vehicles as indicated by appropriate road markings and signs designating that bay as reserved for blue badge holders;

"disabled person's vehicle" has the same meaning as in Section 142(1) of the Act of 1984 ;

"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 the parking place or road or length of road;

"dual carriageway road" has the same meaning as in Regulation 4 of the 2002 Regulations;

"dual purpose vehicle" has the same meaning as in Regulation 3(2) of the Road Vehicles (Construction and Use) Regulations 1986 (as amended);

"enforcement authority" means the Council of the City of Wakefield;

"footway" has the same meaning as in Section 329 of the Highways Act 1980;

"goods vehicle" has the same meaning as in Section 138(3) of the Act of 1984;

"hackney carriage" means a vehicle licensed under Section 37 of the Town Police Clauses Act 1847, or Section 6 of the Metropolitan Public Carriage Act 1869(b) or under any similar enactment

"heavy commercial vehicle" has the same meaning as in Section 138(1) the Act of 1984;

"lay-by" means any area of carriageway intended for the waiting of vehicles and bounded partly by a traffic sign as specified in Schedule 6 to the Traffic Signs Regulations and General Directions 2002, and partly by the outer edge of that carriageway on the same side of the road as that on which the sign is placed;

"leaving" and "left" (in the context of the leaving of a vehicle in the parking place or of a vehicle being left in the parking place) means parking such vehicle or allowing such vehicle to come to rest in that parking place (other than for so long as is necessary only to allow a passenger to board or alight

from the vehicle), irrespective of whether or not the driver remains with the vehicle;

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

"loading area" means any part of a road authorised by this Order to be used as a parking place by vehicles engaged in the delivery of goods to or

"local bus" has the same meaning as in Regulation 4 of the 2002 Regulations;-

"local service" has the same meaning as in Section 2 of the Transport Act

"main carriageway" means any carriageway used primarily by through traffic, includes any carriageway of a slip road, and includes any lay-by;

"motor car" and "motor vehicle" have the same meanings as in Section 136 of the Act of 1984;

"motor cycle" has the same meaning as in Section 136 of the Act of 1984;

"owner" in relation to a vehicle, means the person by whom such vehicle is kept and used. In determining who was the owner at any time it shall be presumed that the owner was the person named in the vehicle registration document as the registered keeper of the vehicle or the person who has use of such vehicle in the course of his employment and who is entitled to use such vehicle as though he were the registered keeper thereof;

"parking disc" has the same meaning as provided in the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;

"pay and display ticket" means a ticket dispensed by a pay and display ticket machine relevant to the parking place in which a vehicle has been parked;

"pay and display ticket machine" means any apparatus installed to facilitate collection of a parking charge and dispense numbered pay and display tickets giving details of the date on which the pay and display ticket is valid and the time by which the vehicle is to leave the parking place having been specially approved by the Secretary of State for Transport in exercise of his powers under Sections 35(3B) of the Act of 1984 and situated in the parking place;

"parking charge" means a charge for parking in a parking place

"parking place" means a road or individually marked length of road (where designated) which is provided for the leaving of vehicles;

"passenger vehicle" has the same meaning as in Regulation 4 of the 2002 Regulations;

"penalty charge" and "reduced penalty charge" has the meaning given by section 92 of the Act of 2004;

"penalty charge notice" means a notice issued or served by an Civil Enforcement Officer pursuant to the provisions of Sections 72 and 92 of the Act of 2004;

"permit" means a formal document issued by the Council to either a resident, business or visitor of the relevant Zone to exempt a vehicle from waiting where a permit holder only restriction applies or from a time limit under the Terms and Conditions applicable at the time of issue;

"permit holder" means a person to whom a permit has been issued;

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

"permit identifier" has the same meaning as in Item 39 of Schedule 16 of the 2002 Regulations;

"a person Authorised by the Council" means a Police Officer in uniform or any other person designated by the Council to take action in accordance with the relevant provisions of this Order;

"plans attached to this Order" means the plans indicating the location, type and times of application of restrictions and permitted parking. The initial plans appended on to this Order as Schedule 3 are dated 01/10/2015 and have a file reference WAK/CO/2015. The plan date is not the operational date of the order. Subsequent amendments will have a later date.

"relevant position" insofar as it relates to the display of a disabled persons badge or parking disc has the same meaning as in Regulation 4 of the 2000 Regulations;

"relevant position" insofar as it relates to the display of a permit means:-

- (a) if the vehicle is fitted with a front windscreen the permit is exhibited thereon facing outwards on the nearside of and immediately behind the windscreen; or
- (b) if the vehicle is not fitted with a front windscreen the permit is exhibited conspicuously on the front of the vehicle;

"School Keep Clear" means the road markings as specified in Schedule 6 of the Traffic Signs Regulations and General Directions 2002 relating to the carriageways outside school entrances;

"single carriageway road" has the same meaning as in Regulation 4 of the 2002 Regulations;

"specified hours" means the hours identified for parking or loading places on the plans attached to this Order.

"the enforcement authority" means the Council of the City of Wakefield;

"the 2000 Regulations" means the Local Authorities Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;

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

"taxi" has the same meaning given by Regulation 4 of the 2002 regulations and "taxi rank" means an area of carriageway reserved for use by taxis waiting to pick up passengers and indicated by road markings complying with diagram 1028.2 in Schedule 6 to the 2002 regulations

"telecommunications apparatus" has the same meaning as in Schedule 2 of the Telecommunications Act 1984

"traffic sign" has the same meaning as in Section 64(1) of the Act of 1984;

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

"verge" means any part of a highway that is not a carriageway;

"Virtual Permit" means an electronic record of pay and display ticket, permit or waiver issued and confirmed by the Council to exempt a vehicles from a restriction under the terms and charges applicable at the time of issue. Use of a virtual permit removes the need to display a pay and display ticket, permit or waiver under the normal requirements.

2.2 For the purpose of this Order the prohibitions and restrictions contained in the Articles to this Order and shown on the attached plans shall apply to the full extent of the public highway, with the exception of Clearways which apply to the extent of the carriageway.

2.3 For the purpose of this Order a vehicle shall be taken as waiting on a length of road if any point on that length of road is below the vehicle or its load (if any).

- 2.4 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 of 1984, or by or under any other enactment.
- 2.5 Insofar as any provision of this Order conflicts with the effect of markings placed on the carriageway, as specified under Regulation 29(1) of The Traffic Signs Regulations and General Directions 2002 (TSRGD) conveying the existence of a 'bus stop/clearway' as defined by Part 1 of Schedule 19 of TSRGD then the effect of those markings and the existence of that bus stop/clearway shall prevail.
- 2.6 Insofar as any provision of this Order conflicts with the effect of markings placed on the carriageway, as specified by The Zebra, Pelican and Puffin Pedestrian Crossing Regulations and General Directions 1997 conveying the existence of a the "controlled area" of a "crossing" as defined by the regulations then the effect of those markings and the existence of that crossing shall prevail.
- 2.7 For the purposes of this Order, the Council accepts no responsibility for any inaccuracies contained in the Ordnance Survey data relied upon in the preparation of the plans attached to this Order.

#### CONTRAVENTION OF ORDER

- 2.8 If a vehicle is left in a length of road as indicated on the plans attached to this order without complying with the provisions of this Order, a contravention shall be deemed to have occurred and a penalty charge shall be payable.

PART III  
CLEARWAYS

No Stopping On Main Carriageway

- 3.1 Save as provided in those exemptions specified in Part XIII of this Order which are more particularly referred to below, no person shall, except upon the direction of or with the permission of a Police Officer in uniform or a Civil Enforcement Officer, cause or permit any vehicle (and/or drawn trailer) to stop on any of the main carriageways comprised in the roads or lengths identified as "No Stopping On Main Carriageway" on the plans attached to this Order.

The exemptions are: - Part XIII, Articles 13.1 to 13.6 (inclusive)

No Stopping At Any Time on Verge or Footway

- 3.2 Save as provided in those exemptions specified in Part XIII of this Order which are more particularly referred to below, no person shall, except upon the direction of or with the permission of a Police Officer in uniform or a Civil Enforcement Officer to stop on any of the main carriageways or footways or verges or lay-bys comprised in the roads or lengths of road identified as "No Stopping At Any Time On Verge Or Footway" on the plans attached to this Order.

The exemptions are: - Part XIII, Articles 13.1 to 13.6 (inclusive)

PART IV  
WAITING RESTRICTIONS

No Waiting at Any Time

- 4.1 Save as provided in those exemptions specified in Part XIII of this Order which are more particularly referred to below, no person shall, except upon the direction or with the permission of a Police Officer in uniform or a Civil Enforcement Officer, cause or permit any vehicle (and/or drawn trailer) to wait at any time on the roads or sides of roads as identified as "No waiting at Any time" on the plans attached to this Order.

The exemptions are: - Part XIII, Articles 13.1 to 13.10 (inclusive) & 13.12

#### No Waiting

- 4.2 Save as provided in those exemptions specified in Part XIII of this Order which are more particularly referred to below, no person shall, except upon the direction or with the permission of a Police Officer in uniform or of a Civil Enforcement Officer, cause or permit any vehicle (and/or drawn trailer) to wait during the times specified on the roads or sides of the roads subject to restrictions identified as "No Waiting" on the plans attached to this Order.

The exemptions are: - Part XIII, Articles 13.1 to 13.10 (inclusive) 13.12

### PART V WAITING AND LOADING RESTRICTIONS

#### No Waiting At Any Time / No Loading at Any Time

- 5.1 Save as provided in those exemptions specified in Part XIII of this Order which are more particularly referred to below, no person shall, except upon the direction or with the permission of a Police Officer in uniform or of a Civil Enforcement Officer, cause or permit any vehicle (and/or drawn trailer) to wait, load or unload at any time on the roads or sides of the roads subject to the restrictions identified as "No Waiting At Any Time / No Loading at Any Time" as identified on the plans attached to this Order.

The exemptions are: - Part XIII, Articles 13.1 to 13.8 (inclusive)

#### No Waiting At Any Time/No Loading

- 5.2 Save as provided in those exemptions specified in Part XIII of this Order which are more particularly referred to below, no person shall, except upon the direction or with the permission of a Police Officer in uniform or of a Civil Enforcement Officer, cause or permit any vehicle (and/or drawn trailer) to wait any time or load/unload during the times specified on roads or sides of the roads subject to the restrictions identified as "No Waiting At Any Time / No Loading" on the plans attached to this Order.

The exemptions are: - Part XIII, Articles 13.1 to 13.8 (inclusive)



### No Waiting /No Loading

- 5.2 Save as provided in those exemptions specified in Part XIII of this Order which are more particularly referred to below, no person shall, except upon the direction or with the permission of a Police Officer in uniform or of a Civil Enforcement Officer, cause or permit any vehicle (and/or drawn trailer) to wait, load or unload during the times specified on roads or sides of the roads subject to the restrictions identified as "No Waiting / No Loading" on the plans attached to this Order.

The exemptions are: - Part XIII, Articles 13.1 to 13.8 (inclusive)

## PART VI LIMITED WAITING

### Limited Waiting

- 6.1 Save as provided in those exemptions specified in Part XIII of this Order which are more particularly referred to below, no person shall, except upon the direction or with the permission of a Police Officer in uniform or of a Civil Enforcement Officer, cause or permit any vehicle (and/or drawn trailer) to wait on the roads or sides of the roads for a period greater than the time indicated or to return before for the no return time indicated has expired during the periods the restriction applies on the roads or sides of the roads subject to restrictions identified as "Limited Waiting" on the plans attached to this Order.

The exemptions are: - Part XIII, Articles 13.1 to 13.11 (inclusive)

## PART VII PERMIT HOLDERS PARKING PLACES

### Permit Holders Only (Bays or Zones)

- 7.1 Save as provided in those exemptions (if any) specified in Part XIII of this Order which are more particularly referred to below, the roads or lengths of road identified as "Permit Holder Only (Bays or Zones)" or "Resident Permit Holders Only" on the plans attached to this Order are Authorised to be used by permit holders only during the times specified and subject to the following provisions within Part VII of this Order

The exemptions are: - Part XIII, Articles 13.1 to 13.10 (inclusive)

#### Persons Authorised to Use Permit Holders Only (Bays or Zones)

- 7.10 A person when displaying a valid permit in the relevant position and which is issued at the absolute discretion of the Council so as to allow that person to park in the parking place where the permit identifier corresponds with the sign relating to that parking place. This article shall not apply to a vehicle for which a virtual permit has been issued for use within the parking place.

#### Classes of Vehicles Authorised to Use Permit Holders Only (Bays or Zones)

- 7.11 A passenger vehicle, goods vehicle, dual purpose vehicle, invalid carriage, or motor cycle (when displaying a valid permit) and not exceeding 5.2 metres in length.

### APPLICATION FOR AND ISSUE OF PERMITS

- 7.22 (1) Any person who is a resident of a property that is identified in Schedule 2 of this Order may apply to the Council for the issue of a permit to facilitate the leaving of a qualifying class of vehicle in the parking place.
- (2) Any person who is a resident of a property that is identified in Schedule 2 of this Order may apply to the Council for the issue of a visitors permit to facilitate the leaving of any qualifying class of vehicle in the parking place.
- (3) The Council reserve the right to issue a permit to any person who in the opinion of the Council (and at its absolute discretion) can show sufficient reason for the leaving of a qualifying class of vehicle in the parking place.
- (4) All applications made in accordance with the provisions of paragraphs (1), (2) or (3) of this Article shall be made on a form issued by and obtainable from the Council, and shall include the particulars, information and evidence required by such form.
- (5) The Council may at any time require a permit holder or applicant for a permit to produce to an Officer of the Council such evidence in respect of an application for a permit or duplicate permit as it may reasonably require for verification of any particulars or information given by the applicant.

- (6) On receipt of an application made under the foregoing provisions of this Article and upon being satisfied that the applicant qualifies in accordance with Council policy, the Council may subject to provisos (i) and (ii) hereto issue to the applicant a permit of the requisite type to facilitate the leaving of a qualifying class of vehicle in the parking place by the owner (or by any person using such vehicle with the consent of the owner other than a person to whom such vehicle has been let for hire or reward) PROVIDED THAT:-
- (i) subject to the provisions of Article 7.24 of Part VII of this Order the Council shall not issue a permit to any person which would be valid for any period during which any other permit issued to that person is or would be valid; and
  - (ii) the issue of a permit shall not be construed as if any parking space in the parking place was reserved solely for the use of the permit holder.

#### SURRENDER, WITHDRAWAL AND VALIDITY OF PERMITS

- 7.23 (1) A permit holder may surrender a permit to the Council at any time and shall surrender a permit to the Council on the occurrence of the event set out in paragraph (3) of this Article.
- (2) The Council may, by notice in writing served on the permit holder by sending the same by the recorded delivery service to the permit holder at the address shown by that person on the application for the permit or at any other address believed to be that person's place of abode, withdraw a permit entirely at its own discretion and the permit shall cease to be valid within 48 hours of the receipt of the aforementioned notice.
- (3) A permit shall cease to be valid on the occurrence of the permit holder no longer qualifying in accordance with Council policy.

#### APPLICATION FOR AND ISSUE OF DUPLICATE PERMITS

- 7.24 (1) If a permit is mutilated or accidentally defaced or the figures or particulars thereon have become illegible or the colour of the permit has become altered by fading or otherwise, the permit holder shall surrender it to the Council and the Council, upon receipt of the permit, shall issue a duplicate permit so marked.

(2) If a permit is lost or destroyed, the permit holder may apply to the Council for the issue to him of a duplicate permit and the Council, upon being satisfied as to such loss or destruction, shall issue a duplicate permit so marked and upon such issue the permit which it duplicates shall become invalid, PROVIDED THAT if the permit is a visitors permit, a replacement permit will only be issued upon payment of a charge of Five Pounds (or such other sum as the Council may from time to time determine).

(3) The provisions of Part VII of this Order shall apply to a duplicate permit and an application therefore as if it were a permit, or as the case may be an application therefore.

### FORM OF PERMIT

7.25 (1) The permit shall be in writing and shall bear the words "Parking Permit" or "Visitors Parking Permit" as the case may be and shall include the following particulars:-

- (a) The zone identifier, if any, in which the parking place is situated and for which the permit is issued;
- (b) The permit number, and
- (c) An authentication that the permit has been issued by the Council.

(2) In addition to the information required by paragraph (1) of this Article a duplicate permit issued under the provisions of Article 7.24 of Part VII of this Order shall also bear the word "duplicate"

### DISPLAY OF PERMITS

7.26 Other than when a vehicle has been issued with a virtual permit whenever a vehicle is left in a parking place there shall be displayed in the relevant position on the vehicle a valid permit issued in accordance with the provisions of Part VII of this Order so that all the particulars referred to in Article 7.25 of Part VII of this Order are readily visible from the front or near side of the vehicle.

## RESTRICTION ON THE REMOVAL OF PERMITS

- 7.27 When a permit has been displayed on a vehicle in accordance with the provisions of Article 7.26 of Part VII of this Order, no person, not being the driver of the vehicle, shall remove the permit from the vehicle unless authorised to do so by the driver of the vehicle.

## PART VIII BUS PARKING PLACES

### Bus Parking Places

- 8.1 Save as provided in those exemptions specified in Part XIII of this Order which are more particularly referred to below, no person shall, except upon the direction or with the permission of a Police Officer in uniform or of a Civil Enforcement Officer, cause or permit any vehicle other than a bus to wait during the times specified on the roads or sides of the roads subject to restrictions identified as a "parking place for buses" on the plans attached to this Order.

The exemptions are: - Part XIII, Articles 13.1 to 13.7 (inclusive)

## PART IX LOADING ONLY

### Loading bays

- 9.1 Save as provided in those exemptions specified in Part XIII of this Order which are more particularly referred to below, no person shall, except upon the direction or with the permission of a Police Officer in uniform or of a Civil Enforcement Officer, cause or permit any vehicle other than vehicles engaged in the delivery or collection of goods to wait during the times specified on the roads or sides of the roads subject to restrictions identified as "Loading Bays" on the plans attached to this Order.

The exemptions are Part XIII, Articles 13.1 to 13.8 (inclusive) & 13.10

PART X  
DISABLED PERSONS PARKING PLACES

Disabled Badge Holders Only Parking

10.1 Save as provided in those exemptions specified in Part XIII of this Order which are more particularly referred to below, no person shall, except upon the direction or with the permission of a Police Officer in uniform or of a Civil Enforcement Officer, cause or permit any vehicle to wait during the times specified on the roads or sides of the roads subject to restrictions identified as "Disabled Badge Holders Only" on the plans attached to this Order.

The exemptions are Part XIII, Articles 13.1 to 13.7 (inclusive) & 13.11

10.2 Nothing in article 10.1 of this Order shall apply to a disabled person's vehicle or invalid carriage when displaying a valid disabled person's badge and parking disc in the relevant position on the vehicle marked to show the quarter hour period during which the period permitted for waiting identified on the plans attached to this Order

PART XI

DUAL USE BAYS

11.1 Where a bay is indicated as a "dual use bay" on the Key to Restriction Types description of that bay, shall apply together with the provisions relevant to those restrictions contained within the articles of this Order.

MISCELLANEOUS RESTRICTIONS

Parking Place for Goods Vehicles

11.2 Save as provided in those exemptions (if any) specified in Part XIII of this Order which are more particularly referred to below, no person shall, except upon the direction or with the permission of a Police Officer in uniform or of a Civil Enforcement Officer, cause or permit any vehicle other than a heavy commercial vehicle to wait during the times specified on the roads or lengths of road identified as a "parking place for goods vehicles" on the plans attached to this Order.

The exemptions are Part XIII, Articles 13.1 to 13.10 (inclusive)

### Taxi Ranks

11.3 Save as provided in those exemptions (if any) specified in Part XIII of this Order which are more particularly referred to below, no person shall, except upon the direction or with the permission of a Police Officer in uniform or of a Civil Enforcement Officer, cause or permit any vehicle other than a taxi to stop during the times specified on the roads or lengths of road identified as a "Taxi Rank" on the plans attached to this Order.

The exemptions are: - Part XIII, Articles 13.1 to 13.6 (inclusive)

### Zones

11.4 Where an area of highway is indicated as a "Zones: Pedestrian, Restricted or Goods /Commercial Vehicles" on the Key to Restriction Types on the plans attached to this Order all the restrictions as indicated on the labelled description of that area shall apply together with the provisions relevant to those restrictions contained within the articles of this Order.

## PART XII

### SCHOOL KEEP CLEAR

#### School Keep Clear

12.1 Save as provided in those exemptions specified in Part XIII of this Order which are more particularly referred to below, no person shall, except upon the direction or with the permission of a Police Officer in uniform or of a Civil Enforcement Officer, cause or permit any vehicle to stop during the times specified on the roads or sides of the roads subject to restrictions identified as "School Keep Clear" on the plans attached to this Order.

The exemptions are Part XIII, Articles 13.1 to 13.6 (inclusive)

PART XIII  
EXEMPTIONS

- 13.1 Prohibit a vehicle from waiting for so long as may be necessary to enable the vehicle to be used in connection with: -
- (i) any building operation or demolition;
  - (ii) construction of the road comprising or including that main carriageway; or
  - (iv) the laying, erection, alteration or repair in or near such road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus
- 13.2 A vehicle being used for fire and rescue service, ambulance or police purposes.
- 13.3 A vehicle being used in the service of a local authority or water authority in pursuance of statutory powers or duties if it is not reasonably practicable for the vehicle to be parked otherwise than on the main carriageway.
- 13.4 Enable a vehicle if it is in the service of a universal service provider as defined in Section 4 of the Postal Services Act 2000 to be used for the purpose of delivering or collecting postal packets as defined in Section 125(1) of that Act.
- 13.5 A vehicle waiting while any gate or other barrier at the entrance to premises to which the vehicle requires access to or egress from is opened or closed, if it is not reasonably practicable for the vehicle to wait otherwise than on that main carriageway.
- 13.6 A vehicle waiting when the driver of the vehicle:-
- (i) is required by the law to stop.
  - (ii) is obliged to stop in order to avoid an accident; or is prevented from proceeding by circumstances outside the control of the driver.
- 13.7 Enable a person to board or alight from the vehicle.



- 13.8 (i) For the purpose of loading or unloading the vehicle while it is in actual use in connection with the removal or delivery of furniture to or from any premises situated in the identified length of road.
- (ii) A security vehicle in the course of delivering or collecting cash to or from any premises situated in the identified length of road being a vehicle specifically designed for that purpose.
- 13.9 Enable an official vehicle, if it cannot conveniently be used for such purpose in any other road to be used in connection with any wedding or funeral.
- 13.10 To allow goods to be loaded onto or unloaded from the vehicle provided that loading is carried out in one continuous operation and that no vehicle shall wait on any of the lengths of road identified on the plans attached to this Order where loading and unloading is prohibited on such days and times as identified on the aforementioned plans;
- 13.11 Permit any disabled persons vehicle which displays in the relevant position a disabled persons badge to wait in the length of road specified therein.
- 13.12 Permit any disabled persons vehicle which displays in the relevant position a disabled persons badge and 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 the length of road specified therein for a period not exceeding 3 hours (not being a period separated by an interval of less than 1 hour from a previous period of waiting by the same vehicle in the same length of road or part of a road on the same day) and that no vehicle shall wait on any of the lengths of road identified on the plans attached to this Order where loading and unloading is prohibited on such days and times as identified on the aforementioned plans;
- 13.13 Provided permission has been obtained from the Council by means of a waiver to be displayed in the front or nearside of the vehicle and which includes information to enable the driver to be contacted in an emergency and providing that an obstruction is not caused by so doing and that the vehicle is moved if the driver is requested to do so by a Police Officer in uniform or an Civil Enforcement Officer.

#### PART XIV

## GENERAL

- 14.1 The restrictions imposed by this Order shall be in addition to and not in derogation of any restrictions or requirements imposed by any Regulations made or having effect as if made under the Act of 1984 or by or under any other enactment.
- 14.2 For the avoidance of doubt, any reference in this Order to a length of road or a parking place shall be deemed to be a reference to more than one length of road or more than one parking place where the context requires it.
- 14.3 For the avoidance of doubt in relation to the offences of: -
- (a) waiting during the permitted hours without lawful authority in contravention of Section 47 of the Act of 1984; or
  - (b) waiting by a vehicle of a class or description not Authorised to be left in a parking place in contravention of Section 35 or 47 of the Act of 1984;
- in a parking place specified in this Order, a Civil Enforcement Officer is Authorised to institute proceedings by virtue of this Order.
- 14.4 Where the provisions of this Order, or any Order made or having effect as if made under the Act of 1984 made prior to the date of this Order, which impose any restriction or prohibition on waiting by vehicles or grant any exemption from such restriction or prohibition, relate to a road or a length of road designated as a parking place in this Order the provisions of this Order shall prevail.

## PART XV

### GENERAL PROVISIONS RELATING TO PARKING PLACES

- 15.1 Where the parking place is described as available for vehicles of a specified class or in a specified position the driver of a vehicle shall not permit it to wait in that parking place unless it is:-
- (1) of the specified class; and
  - (2) in the specified position; and
  - (3) displays a permit where the identifier corresponds with the sign relating to that parking place.

### Manner of Standing and Position in Which Vehicles May Wait

- 15.2 Unless indicated otherwise by markings on the carriageway, each vehicle parked in a limited waiting, pay and display, disabled persons and permit parking place in accordance with the foregoing provisions of this Order shall stand:
- (i) If the parking place is in a one-way street, so that the vehicle is facing according to the direction of the traffic flow and adjacent to the edge of the carriageway;
  - (ii) so that the distance between the edge of the carriageway and the nearest wheel of the vehicle is not more than 50cms;
  - (iii) so that every part of the vehicle is within the limits of the parking place as marked on the carriageway.
- 15.3 The driver of a vehicle shall not use the parking place so as unreasonably to prevent access to any premises adjoining the road by other persons, or so as to be a nuisance.
- 15.4 The driver of a motor vehicle using the 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.
- 15.5 No person shall use a vehicle, while it is in the 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 or any other person's skill or services.
- 15.6 (1) A person Authorised by the Council may suspend the use of the 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 convenience of the occupiers of premises adjacent to the parking place on any occasion of the removal of furniture from one office or dwelling to another or the removal of furniture from such premises to a depository or to such premises from a depository;
  - (c) for the convenience of occupiers of premises adjacent to the parking place at times of weddings or funerals or on other special occasions;
- (2) A person Authorised by the Council suspending the use of the parking place or any part thereof in accordance with the provisions of paragraph (1) of this Article shall thereupon place or cause to be placed in or adjacent to that parking place or the part thereof the use of which is suspended a traffic sign indicating that waiting by vehicles is prohibited.
- (3) No person shall cause or permit a vehicle to be left in the parking place or part thereof, as the case may be, during such period as there is in or adjacent to that parking place or part thereof a traffic sign placed in pursuance of Paragraph (2) of this Article.
- 15.7 (1) Subject to the proviso hereto, when a vehicle is left in the parking place in contravention of any of the provisions contained in the Articles of this Order a person Authorised in that behalf by the Council may remove the vehicle or arrange for it to be removed from the parking place: PROVIDED THAT when a vehicle is waiting in the parking place in contravention of the provisions of this Order, 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.
- (2) A person Authorised by the Council may, in case of an emergency, move or cause to be moved to any place he thinks fit, any vehicle left in the parking place.

- 15.8 When a person Authorised by the Council removes or makes arrangements for the removal of a vehicle from the parking place he shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle and its contents.

## PART XVI

### PAY AND DISPLAY (ADDITIONAL PROVISIONS)

#### Pay and Display

- 16.1 (a) Save as provided in those exemptions specified in Article 16.20 of this Order the roads or sides of roads identified as "Pay and Display" (herein after referred to as a parking place) on the plans attached to this Order are hereby designated as parking places and unless the prior written consent of the Council has been obtained, be used subject to the following provisions of this Order, as a parking place for passenger vehicles, goods vehicle or motor cycles (when displaying a valid pay and display ticket, permit or waiver) and are capable at all times of vacating the parking place under their own means of mechanical propulsion, in such manner and subject to such conditions and restrictions as are specified in relation to the parking place.
- (b) install in such positions at or in the vicinity of a payment parking place as it may think fit such pay and display ticket machines as are required by this Order for the purposes of that parking place; and
- (c) carry out such other work as is Authorised by this Order or is reasonably required for the purposes of the satisfactory operation of a parking place.

#### 16.2 Penalty Charge

- (1) If a vehicle is left in the parking place the owner thereof shall pay the penalty charge on each and every occasion on which the vehicle is left in accordance with the following provisions of this part of the Order.

- (2) The penalty charge for a vehicle left in a parking place shall be as indicated in the Schedule 1 of this Order and the penalty charge shall be paid by the owner of the vehicle.
- (3) The owner of any vehicle left in a parking place during the charging hours (where applicable) shall be exempt from payment of the penalty charge if:-
- (a) a valid permit for that parking place is displayed in the relevant position on the vehicle in respect of which it has been issued and in compliance with the terms of its issue; or
  - (b) a pay and display ticket (valid for the period in respect of which it is purchased by payment of a parking charge relating to the parking place) is displayed in the relevant position; or
  - (c) a valid disabled persons badge and parking disc (if required) is displayed in the relevant position on the vehicle in respect of which it has been issued and in compliance with the terms of its issue; or
  - (d) a virtual permit has been obtained as an alternative to a pay and display ticket and remains valid;

PROVIDED THAT such vehicle does not exceed the maximum period of permitted stay specified on the attached plans; AND PROVIDED ALSO THAT the vehicle complies in all respects with the conditions and restrictions contained in this Order as to the use of the parking place.

- (4) The owner of any vehicle left in a parking place at any time other than during the charging hours (where charging hours are applicable) or at any time (where charging hours are not applicable) shall be exempt from payment of the penalty charge if the vehicle complies in all respects with the conditions and restrictions any other requirement of this Order as to the conditions and restrictions of use of the parking place.

16.3 Parking Charge

(1) The parking charge for a vehicle left in a parking place specified in Column 1 of Schedule 1 of this Order shall, during the charging hours specified in Column 3, be as specified in Column 4.

(2) The parking charge shall be payable either at the time of arrival of a vehicle in a parking place or at that time and on one or more subsequent occasions.

16.4 Maximum Period of Stay

The driver of a vehicle shall not permit it to be left in the parking place for longer than the maximum period of stay indicated on the plans attached and in Column 2 of Schedule 1 of this Order in relation to that parking place.

16.5 Interval Before Vehicle Can Again be Left in Parking Place After Leaving

No vehicle which has been taken away from a parking place shall, until the expiration of the period specified in relation to that parking place indicated on the plans attached and in Column 2 of Schedule 1 of this Order, (if any), again be left in that parking place during the charging hours.

16.6 Exhibition of Pay and Display Tickets/Permits/Disabled Persons Badge and Parking Discs

The driver of a vehicle left in a parking place shall attach a permit, pay and display ticket, parking disc or disabled persons badge in the relevant position on the vehicle in respect of which it was issued and shall cause the said permit, pay and display ticket, disabled persons badge and parking disc (if required) to be exhibited in that position at all times while the vehicle is left in the parking place.

16.7 Virtual Permits

A Virtual Permit may be obtained by any of the methods provided from time to time by the enforcement authority and to be valid must be registered on an account in an electronic database approved by the enforcement authority and an indication that payment has been made and the parking period for which payment has been made shall either;

- a) Appear on a hand-held device; or
- b) be obtained by a Civil Enforcement Officer contacting the service provider.

- (1) Without prejudice to the provisions of the relevant Parking Order, if at any time while a vehicle is left in a parking place referred to in the Parking Places Schedules there is no indication that payment of the charge for a pay and display ticket has been made using the Virtual Permit system, or there is 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 charge for the pay and display ticket has not been duly paid in respect of that vehicle; or

- b) the parking period for which payment was made had already expired.



- (2) Where a virtual permit has been obtained as an alternative to a pay and display ticket and remains valid, any requirement in this Order for the pay and display ticket to be displayed on the vehicle to which it relates shall not apply.
- (3) Any other provisions in this Order relating to the validity of a pay and display ticket shall, except where the context otherwise provides, apply to a virtual permit.

#### 16.8 Notice of Charges

- (1) If a vehicle is left in a parking place and;
  - (a) no permit, visitors permit, business permit, pay and display ticket, disable persons badge and parking disc (if required) is displayed on that vehicle in compliance with Article 16.2 (3)(a),(b), (c) or (d) of this Order; or
  - (b) the pay and display ticket displayed on the vehicle indicates that the maximum time permitted for stay in the parking place by payment of the parking charge has been exceeded such period as indicated on the plans attached to this Order; or
  - (c) a pay and display ticket displayed gives the indications specified in Article 16.9 of this Order; or
  - (d) no Virtual Permit has been obtained in compliance with Article 16.7; or
  - (e) is left in such a position that it does not comply with the provisions in Article 16.13 of this Order or otherwise ;  
contravenes any other requirement in Part XIV, XV and Part XVII of this Order as to the conditions and restrictions of use of the parking place;

a Civil Enforcement Officer shall attach to the vehicle in a conspicuous position a Penalty Charge Notice informing the driver that the penalty charge prescribed in Article 16.2 is required to be paid.

- (2) In the case of a vehicle in respect of which the penalty charge has been incurred it shall be the duty of a Civil Enforcement Officer (in attaching a notice to the vehicle in a conspicuous position) to specify the following particulars and information:-
- (a) the date and time on which the notice is served;
  - (b) the name of the enforcement authority;
  - (c) the registration mark of the vehicle involved in the alleged contravention;
  - (d) the date and the time at which the alleged contravention occurred;
  - (e) the grounds on which the Civil Enforcement Officer serving the notice believes that a penalty charge is payable;
  - (f) the amount of the penalty charge;
  - (g) that the penalty charge must be paid not later than the last day of the period of 28 days beginning with the date on which the penalty charge notice was served;
  - (h) that if the penalty charge notice is paid not later than the last day of the period of 14 days beginning with the date on which the notice is served, the penalty charge will be reduced by the amount of any applicable discount;
  - (i) the manner in which the penalty charge must be paid; and
  - (j) that if the penalty charge is not paid before the end of the period of 28 days referred to in subparagraph (g), a notice to owner may be served by the enforcement authority on the owner of the vehicle.

- (3) When a notice has been attached to a vehicle in accordance with the provisions of Paragraphs (1) and (2) of this Article, no person not being the driver of the vehicle or person duly Authorised by the enforcement authority shall remove the notice from the vehicle unless authorised to do so by the driver. A person contravening any provision of this paragraph shall be guilty of an offence and liable on summary conviction to a fine not exceeding level 2 on the standard scale.
- (4) If the driver of a vehicle in respect of which a Civil Enforcement Officer has cause to believe a penalty charge has been incurred, prevents the affixing of a notice (as referred to in Paragraph (1) of this Article) to the vehicle by such Civil Enforcement Officer (either by driving the vehicle out of the parking place or otherwise), the enforcement authority shall serve notice on the person whom they believe to be the owner or registered keeper of the vehicle, requesting information as to the identity of the driver of the vehicle at the time when the penalty charge was incurred and upon receipt of such information, the enforcement authority shall serve the notice which requires the penalty charge to be paid (as referred to in Paragraph (1) of this Article) on that person (or on any other person who it comes to light may have been the driver of the vehicle at that time), by first class post at the last known address of that person.

#### 16.9 Indication by Pay and Display Ticket Machine

Payment of the parking charge for a vehicle left in a parking place shall be indicated by exhibition in accordance with Article 16.6 of this Order of a numbered pay and display ticket, issued by a ticket machine relating to the parking place, showing the time and day when payment of the parking charge was made or showing information from which this can be deduced or by means of a virtual permit in accordance with Article 16.7

#### 16.10 Pay and Display Ticket Indications as Evidence

The information shown on any pay and display ticket issued by a pay and display ticket machine shall be presumed, unless proven to the contrary, to be correct.

**16.11 Pay and Display Ticket Not to be Transferable**

No person shall exhibit on a vehicle left in a parking place during the charging hours any pay and display ticket relating to that parking place other than the pay and display ticket issued upon payment of the parking charge in respect of that vehicle. This is defined by the identification on the pay and display ticket machine located in respect of that parking place and the information printed on the pay and display ticket. A pay and display ticket is not transferable from one vehicle to another.

**16.13 Manner of Standing in Parking Place**

(1) Where parking places are marked out every vehicle left in the parking place shall stand wholly within the parking place unless the prior consent of the enforcement authority has been obtained.

(2) Where parking places are not marked out every vehicle left in the parking place must be parked so as not to:-

- (a) impede an entry or exit, or
- (b) Unreasonably impede the progress of any other vehicle entering, moving within or leaving the parking place.

**16.14 Alteration of Position of Vehicle in Parking Place**

Where any vehicle is standing in a parking place in contravention of the provisions of Article 16.13 of this Order a Civil Enforcement Officer may alter or cause to be altered the position of the vehicle in Order that its position shall comply with those provisions.

**16.15 Movement of Vehicles in Parking Places in Emergencies**

Any person duly Authorised by the enforcement authority or a police constable in uniform, may, in the case of emergency, move or causes to be moved to any place he thinks fit, vehicles left in a parking place.

**16.16 Restriction of Use of Vehicle at Parking Place**

Unless prior written consent has been granted by the enforcement authority no person shall:-

- (a) Use a vehicle while it is in a parking place in connection with the sale or advertisement of anything to persons in or near the parking place or in

connection with the selling or offering for hire of his skill or services or those of any other person; or

(b) Use any part of a parking place or any building, structure, mechanical device or other physical feature therein or any vehicle left thereon to display advertising material to induce the public to participate in or frequent any place, function or gathering for the purpose of demonstration or entertainment and nothing shall be displayed to induce the public to engage for gain in any lottery, sweepstake, raffle or competition;

16.17 The driver of a motor 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.

16.18 Removal, Storage and Disposal of Vehicles from Parking Place

(1) Where a Civil Enforcement Officer has attached to the vehicle in a conspicuous position a notice pursuant to Article 16.8 of this Order he may thereafter remove or cause the vehicle to be removed from the parking place.

(2) Where a Civil Enforcement Officer is of the opinion that any of the provisions contained in this Order have been contravened or not complied with in respect of a vehicle left in a parking place (s)he may remove or cause to be removed the vehicle from the parking place.

(3) Any person removing or altering the position of a vehicle by virtue of Article 16.15 of this Order or paragraph (1) of this Article may do so by towing or driving the vehicle or in such other manner as (s)he may think necessary and may take such measures in relation to the vehicle as (s)he may think necessary to enable him/her to remove it or alter its position as the case may be.

(4) When a person Authorised by the enforcement authority removes or makes arrangements for the removal of a vehicle from the parking place by virtue of this Article (s)he shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.

- (5) Any vehicle removed from a parking place may be removed or disposed of in accordance with Sections 101 to 103 of the Act of 1984
- (6) The provisions of Section 99 and 101 to 103 of the Act of 1984, the Refuse Disposal (Amenity) Act 1978 (as amended), the Clean Neighbourhoods and Environment Act 2005 and the Removal and Disposal of Vehicles Regulations 1986 (as amended) shall apply in relation to any vehicle if it appears to the enforcement authority to have been abandoned without lawful authority in the parking place.

#### 16.19 Suspension of Parking Place

(1) At its discretion the enforcement authority may suspend the use of a parking place or any part thereof and may indicate by traffic sign or any other such means as appear to be appropriate that use of the parking place or part thereof is suspended.

(2) When use of a parking place or any part thereof has been suspended no person shall, without the prior consent of the enforcement authority, cause or permit any vehicle to enter or proceed or wait in that parking place or part thereof, the use of which has been suspended.

(3) A Civil Enforcement Officer of the enforcement authority may suspend the use of a parking place or any part thereof whenever (s)he considers such suspension reasonably necessary always provided that adequate prior notice has been received;

(a) for the purpose of any building operation, demolition or excavation adjacent to or in the parking place;

(b) for the purpose of maintenance, improvement or reconstruction of the parking place or any part thereof, or the laying, erection, alteration or repair in or near 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 as defined in Section 4(3) of the Telecommunications Act 1984 or of any traffic sign or pay and display ticket machine;

(c) for the convenience of occupiers of premises adjacent to the parking place on any occasion of the removal of furniture from one office or dwelling house to another or the removal of furniture from such premises to a depository or to such premises from a depository;

(d) for the convenience of official funeral and wedding procession vehicles from properties adjacent to the parking place.

(4) Subject to the proviso contained in paragraph 7 of this Article any person suspending the use of a parking place or any part thereof in accordance with the provisions of paragraph (3) of this Article shall thereupon:-

(i) place or cause to be placed on the pay and display ticket machine relating to that parking place a cover or notice indicating that the use of the parking place or any specified part thereof is suspended and that waiting by vehicles is prohibited; or

(ii) place or cause to be placed in accordance with the provisions of paragraph (3) of this Article in or adjacent to that parking place or the part thereof the use of which is suspended a traffic sign indicating that waiting by vehicles is prohibited.

(iii) No person shall cause or permit a vehicle to be left in the parking place or part thereof, as the case may be, during such period as there is in or adjacent to that parking place or part thereof a traffic sign placed in pursuance of Paragraph (4) of this Article.

(5) A Civil Enforcement Officer of the enforcement authority may temporarily remove any pay and display ticket machine adjacent to that parking place or, as the case may be, that part thereof and any post, bracket or other support on which such pay and display ticket machine is fitted and shall thereupon place or cause to be placed in or adjacent to that parking place a traffic sign giving the indication referred to in paragraph (4) of this Article.

(6) Subject to the provisions of paragraph (4) of this Article if the use of a parking place or any part thereof is suspended during the charging hours for any of the purposes of paragraph (3) of this Article the charge applicable from time to time shall be payable by the person or body requesting the suspension of use of the parking place for each parking bay suspended in respect of each day or part thereof during which use of the parking place or part thereof is suspended.

(7) Subject to the proviso contained herein no person shall cause or permit a vehicle to be left in any part of a parking place during such period as there is a cover or a notice or traffic sign within the parking place placed in pursuance of paragraphs (4) or (5) of this Article Provided that nothing in this paragraph shall apply to:-

(i) any vehicle being used for fire brigade, ambulance or police in pursuance of statutory powers or duties;

(ii) any other vehicle if that vehicle is so left with the permission of the person who Authorised suspension of use of the parking place or part thereof in accordance with the foregoing provisions of this Article.

#### 16.20 Exemption From Charges

(1) No charge specified in the foregoing provisions of this Order shall be payable in respect of a vehicle waiting in a parking place if the vehicle is being used:-

(i) for the removal of any obstruction to traffic;

(ii) For the maintenance, improvement or reconstruction of the access road to and from the main carriageway; or

(iii) if or the laying, erection, alteration or repair in or near such 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 as defined in Section 4(3) of the Telecommunications Act 1984;

(iv) for fire brigade, ambulance or police in pursuance of statutory powers or duties;



- (v) by the local authority or water authority in pursuance of statutory powers or duties;
- (vi) by a universal service provider as defined in Section 4 of the Postal Services Act 2000 to be used for the purpose of delivering or collecting postal packets as defined in Section 125(1) of that Act;
- (vii) whilst waiting for any gate or other barrier at the entrance to premises to which the vehicle requires access to or egress from is opened or closed, if it is not reasonably practicable for the vehicle to wait otherwise than on the parking place;
- (viii) when the driver of the vehicle:-
  - (i) is required by the law to stop;
  - (ii) is obliged to stop in order to avoid an accident; or is prevented from proceeding by circumstances outside the control of the driver;
- (ix) for so long as is necessary only to allow a passenger to board or alight from the vehicle;
- (x) for the purpose of loading or unloading the vehicle while it is in actual use in connection with the removal or delivery of furniture to or from any fronting onto the said parking place, PROVIDED THAT notice is given 24 hours in advance to the enforcement authority and their consent obtained;
- (xi) for the convenience of official funeral and wedding procession vehicles from premises adjacent to the parking place;
- (xii) to deliver to or collect from or load or unload goods at any premises fronting onto the said parking place specified therein for so long as may be necessary to deliver or collect from or unload goods at any premises fronting onto the said parking place PROVIDED THAT no vehicle so engaged shall wait for longer than 30 minutes outside the same premises without the permission of a Civil Enforcement Officer and always PROVIDED THAT a Civil Enforcement Officer may at any time require the driver of a vehicle to move it if it is reasonably necessary for the purpose of preventing an accident.

- (2) If there is displayed within any parking place a notice placed by a Civil Enforcement Officer to indicate that the pay and display ticket machine relating to that parking place is out of order, that notice shall state the maximum length of time (defined in paragraph (3) of this Article) during the charging hours for which a vehicle may be left in the parking place without payment of any parking charge and if any vehicle is left for longer than that time then a penalty charge shall become payable and the provisions of Articles 16.3 and 16.8 of this Order shall apply.
- (3) The "maximum length of time" for the purposes of paragraph (2) of this Article shall be the maximum permitted period of stay for the parking place specified on the plans attached to this Order
- (4) If a pay and display ticket machine which was out of order is repaired during the charging hours then any vehicle left before the repair shall be exempt from the parking charge so long as it is not left for longer than the maximum length of time specified in paragraph (3) of this Article. Any provision of this Order which exempts the driver of a motor vehicle from payment of any penalty charge where, at the time when the vehicle is left in the parking place during the charging hours, there is no pay and display ticket machine at that parking place or all pay and display ticket machines at that parking place carry notices placed upon them by a person duly Authorised by the enforcement authority or its agents indicating that they are out of order, shall not apply where the enforcement authority has advised that payment shall/must be made using the Virtual Permit system.
- (5) If a pay and display ticket machine is out of order then an Authorised Officer may instead of placing a notice in accordance with paragraph (2) of this Article place a notice nominating another pay and display ticket machine in the locality at which a pay and display ticket may be obtained and that pay and display ticket shall be valid for the purposes of Article 6.
- (6) No parking charge shall be payable in respect of any motor cycle left in a parking place during the charging hours.

- (7) Subject to the vehicle complying in all respects with the provisions of this Order no parking charge shall be payable in respect of any vehicle left in a pay and display parking place during the charging hours if the vehicle is a disabled persons vehicle, which displays in the relevant position a valid disabled persons badge.
- (8) Without prejudice to the generality of the foregoing provisions of this Article nothing in this Article shall be taken to exempt any vehicle left in any parking place from any other provisions of this Order.

## REVOCATIONS

17. (1) All Traffic Regulation Orders imposing waiting and/or loading prohibition and restrictions, on street parking places Orders, clearways and bus stop clearways Orders only which relate to roads in the City of Wakefield Metropolitan District made prior to this Order are hereby revoked in their entirety .
- (2) All provisions and articles relating to waiting prohibitions and/or loading restrictions, on street parking places Orders, clearways and bus stop clearways Orders which are contained in traffic regulation Orders that (in addition to other provisions) relate to roads in the City of Wakefield Metropolitan District made prior to this Order are hereby revoked.
- (3) All Local Government (Miscellaneous Provisions) Act 1976 – Section 63 Orders relating to Hackney Carriage Stands within the City of Wakefield Metropolitan District are hereby revoked.

The Common Seal of the Council

of the City of Wakefield was

hereunto affixed in the presence of:-



## SCHEDULE 1

### Pay and Display Parking Places and Charges

Column 1	Column 2	Column 3	Column 4
Location	Maximum Period Of Stay	Charging Hours	Charges
<b>Wakefield</b>			
Charlotte Street Grove Road Grove Street Margaret Street Newstead Road St John's North South Parade West Parade Westfield Road	Unlimited	8am to 6pm Monday to Saturday Inclusive	Up to 30 mins £0.60 Up to 1 hour £0.80 Up to 2 hours £1.40 Up to 4 hours £2.40 Over 4 hours £5.00
Burton Street Cheapside Cross Street Lower Kirkgate Lower Warrengate Market Street Northgate Queen Street Providence Street Southgate Upper Kirkgate Wood Street	1 hour (No return within 1 hour)	8am to 6pm Monday to Saturday Inclusive	Up to 30 mins £0.60 Up to 1 hour £0.80
Albion Street Arundel Street Bond Street Laburnum Road Smyth Street Wentworth Terrace (dual use bay)	2 hours (No return within 2 hours)	8am to 6pm Monday to Saturday Inclusive	Up to 30 mins £0.60 Up to 1 hour £0.80 Up to 2 hours £1.40

Column 1	Column 2	Column 3	Column 4
Location	Maximum Period Of Stay	Charging Hours	Charges
<b>Pontefract</b>			
Liquorice Way Sessions House Yard	Unlimited	8am to 6pm Monday to Saturday Inclusive	Up to 30 mins £0.40 Up to 1 hour £0.60 Up to 2 hours £1.00 Up to 4 hours £1.70 Over 4 hours £3.70
Cornmarket Gillygate Horsefair Ropergate Valley Road	1 hour (No return within 1 hour)	8am to 6pm Monday to Saturday Inclusive	Up to 30 mins £0.40 Up to 1 hour £0.60
<b>Castleford</b>			
Albion Street Bradley Street Enterprise Way Hope/Powell Street Welbeck/Booth Street Wesley Street	1 hour (No return within 1 hour)	8am to 6pm Monday to Saturday Inclusive	Up to 30 mins £0.40 Up to 1 hour £0.60
<b>Whole District</b> (charge applies to all pay and display parking places within this schedule)			
			<b>Penalty Charge</b>
			£70.00 Higher Level(50% discount if paid within 14 days)  £50.00 Lower Level(50% discount if paid within 14 days)

## SCHEDULE 2

### Properties Eligible To Apply For Permits

Street	Area	Property no.
<b>CASTLEFORD</b>		
Aire Terrace	Castleford	All
Albion Street	Castleford	36a
Albion Street	Castleford	38-40
Armitage Street	Castleford	All
Bank Street	Castleford	2 to 40 Even
Beancroft Road	Castleford	2,a,b,c 3 to 19 Odd
Bradley Avenue	Castleford	All
Calder Street	Castleford	All
Cambridge Street	Castleford	2 to 56 Even
Carlton Street	Castleford	109-112
Cinder Lane	Castleford	1 to 17 Odd
Coronation Terrace	Castleford	All
Cross Street	Castleford	All
Crowther Place	Castleford	2
Eastfield Lane	Castleford	2 to 6
Fairburn Street	Castleford	All
Garden Street	Castleford	All
Healdfield Road	Castleford	27 to 35 Odd
Holywell Dene	Castleford	2
Holywell Grove	Castleford	1 to 18
Hunt Street	Castleford	All
Leed's Road	Castleford	171 to 187
Lister Street	Castleford	2
Lister Street	Castleford	All

Street	Area	Property no.
Lock Lane	Castleford	15 to 30
Louisa Street	Castleford	All
Lower Cambridge Street	Castleford	All
Lower Oxford Street	Castleford	All
Manor Grove	Castleford	All
Marshall Mews	Castleford	20
Marshall Mews	Castleford	All
Middle Oxford Street	Castleford	2 to 38 Even 3 to 33 Odd
Mill Lane	Castleford	All
Milton Street	Castleford	All
North Street	Castleford	All
Pauline Terrace	Castleford	All
Perseverance Street	Castleford	12 to 22 Even
Pottery Street	Castleford	27 89 to 103
Raglan Close	Castleford	All
Rectory Avenue	Castleford	All
Rhodes Street	Castleford	All
River View	Castleford	All
Rock Hill	Castleford	20 to 32 Even 23 to 25 Odd Dinsdale
Rock Terrace	Castleford	All
Savile Road	Castleford	23 to 147 Odd
Smawthorne Lane	Castleford	2 to 20 Even 32 to 42 Even 9 to 63 Odd
St Mary's Place	Castleford	All
Stafford Street	Castleford	All
Stuart Street	Castleford	All

Street	Area	Property no.
University Street	Castleford	All
Vickers Street	Castleford	1
Vickers Street	Castleford	4
Vickers Street	Castleford	1 to 5 Castlefields Hotel
Water View	Castleford	All
Wellington Street	Castleford	10 to 14 Even
West Street	Castleford	All
William Street	Castleford	All
Wilson Street	Castleford	16 to 76 Even 9 to 83 Odd
Wood Street	Castleford	2 to 96 Even 39 to 89 Odd
<b><u>FEATHERSTONE</u></b>		
Fearnley Street	Featherstone	3 to 13 Odd
Fearnley Street	Featherstone	3 to 13 Odd
Featherstone Lane	Featherstone	25 to 79 Odd 60 to 132 Even
Featherstone Lane	Featherstone	25 to 79 Odd 60 to 132 Even
George Street	Featherstone	All
George Street	Featherstone	All
Maxwell Street	Featherstone	2 to 14 Even
Maxwell Street	Featherstone	2 to 14 Even
Regent Street	Featherstone	1 to 9 Odd
Regent Street	Featherstone	1 to 9 Odd
Station Lane	Featherstone	13, 101, 103
Station Lane	Featherstone	13, 101, 103

Street	Area	Property no.
<b><u>HORBURY</u></b>		
Bank Street	Horbury	All
Berry Lane	Horbury	All
Cluntergate	Horbury	83
Cooperative Street	Horbury	1 to 49 Odd 4 to 26 Even
Cross Street	Horbury	All
Elm Mews	Horbury	All
George Street	Horbury	All
Peel Street	Horbury	14 to 26 Even
School Lane	Horbury	All
The Overcroft	Horbury	All
Twitch Hill	Horbury	4 to 16
Wensley Street	Horbury	All
Westfield Road	Horbury	53
Wray Buildings	Horbury	4

**KINSLEY**

Ford Street	Kinsley	2 to 8 Even
Wakefield Road	Kinsley	72

**NEWMILLERDAM**

Barnsley Road	Newmillerdam	649 to 659 Odd 688 714 to 736 Even
Crab Lane	Newmillerdam	All
Hill Road	Newmillerdam	All
Mill Farm Drive	Newmillerdam	All
Miller Court	Newmillerdam	All
School Hill	Newmillerdam	All



Street	Area	Property no.
<b><u>NORMANTON</u></b>		
Ashgap Lane	Normanton	2 to 16 Even
Ashgap Lane	Normanton	Tripleaves
Ashwood Court	Normanton	2
Assembly Street	Normanton	All
Benson Lane	Normanton	22
Benson Lane	Normanton	8 to 38 Even
Cambridge Street	Normanton	All
Castleford Road	Normanton	339 to 359 Odd
Church Lane	Normanton	All
Cross Queen Street	Normanton	All
Exchange Street	Normanton	2 to 8 Even
Garden Street	Normanton	2 to 10 Even 9
Gilcar Street	Normanton	1 to 6
High Street	Normanton	7a,9a,12,19,27a,28,34a,4 3a,50,65a 105 to 115 Cdd 123 to 127 Cdd
King Edward Street	Normanton	5 to 19 Odd
King Street	Normanton	All
Lower Station Road	Normanton	1 to 27 Odd
Mill Lane	Normanton	Gillcroft The Bungalow
Norwood Street	Normanton	All
Princess Street	Normanton	All
Queen Street	Normanton	1 to 24 31 to 41 Odd 63 to 73 Odd
The Grove	Normanton	All
Watson Street	Normanton	All

Street	Area	Property no.
West Street	Normanton	All
<b><u>OSSETT</u></b>		
Brook Street	Ossett	All
Dale Street	Ossett	38 to 56 Even 47a to 49a Odd
Dearden Street	Ossett	12 to 16 Even
Dewsbury Road	Ossett	134 to 156 Even 155 to 170 Odd
Eastwood Terrace	Ossett	1 & 4
Illingworth Street	Ossett	4 to 8 Even Rockland House
Illingworth Street	Ossett	Rockland House
Ingfield Avenue	Ossett	All
Intake Lane	Ossett	2 to 20 Even
Kingsway	Ossett	108
Kingsway	Ossett	17 to 71 Odd 66 to 108 Even
New Street	Ossett	3
New Street	Ossett	All
Oakwood Cottages	Ossett	1 to 6
Prospect Road	Ossett	3,5,7,13 Ashton House Vets 23 to 29 Odd 50 to 58 Even
Queens Gardens	Ossett	2 to 6 Even
Sowood Lane	Ossett	2 to 10 Even
Station Road	Ossett	1 to 11a Tawny Owl PH Natwest Bank
Sunnybank Street	Ossett	All
Town End	Ossett	6 to 10 Even
Ventnor Close	Ossett	All

Street	Area	Property no.
Wakefield Road	Ossett	78 to 110 Even
Warneford Avenue	Ossett	2 to 12
Wesley Street	Ossett	10 to 20 Even 52 to 58 Even Edward Clay & Sons

#### **PONTEFRACT**

Avens Close	Pontefract	12
Avens Close	Pontefract	All
Beastfair	Pontefract	Beastfair Vaults P H
Bluebell Close	Pontefract	All
Campion Close	Pontefract	All
Carleton Glen	Pontefract	All
Carleton Road	Pontefract	3 & 5
Carleton View	Pontefract	All
Castle Chain	Pontefract	All
Celandine Close	Pontefract	All
Coltsfoot Close	Pontefract	All
Crown and Anchor Yard	Pontefract	All
Dorchester Avenue	Pontefract	1
Elm Terrace	Pontefract	All
Friarwood Lane	Pontefract	56 to 84 Even
Gillygate	Pontefract	3 to 29
Grosvenor Avenue	Pontefract	All
Mayors Walk	Pontefract	All
Mayors Walk Avenue	Pontefract	All
Micklegate	Pontefract	14 to 34 Even
Micklegate Square	Pontefract	All
Mill Hill Road	Pontefract	4 to 22 Even 7 to 17 Odd
Newgate	Pontefract	43

Street	Area	Property no.
North Baileygate	Pontefract	95
Northgate	Pontefract	16 to 26 Even 90 to 102 Even 97,99
Northgate	Pontefract	66 to 76
Northland View	Pontefract	1 to 9
Park Lane	Pontefract	47,49
Portland Avenue	Pontefract	All
Primrose Close	Pontefract	All
Richmond Avenue	Pontefract	All
Shoemarket	Pontefract	5 -Bar Wrapid
Sorrel Close	Pontefract	All
Southgate	Pontefract	152 to 156
Spink Lane	Pontefract	1 to 7
St Michael's Avenue	Pontefract	All
Starwort Close	Pontefract	All
Thackray Lane	Pontefract	All
The Butts	Pontefract	1,3
The Mount	Pontefract	All
Walkergate	Pontefract	2 to 6 Even 5 to 29 Odd
Wilson Street	Pontefract	All

#### **SOUTH KIRKBY**

Mill Lane	South Kirkby	51 & 53
Tasker Cottages	South Kirkby	1 to 4

#### **WAKEFIELD**

Abbott Terrace	Wakefield	All
Aberford Road	Wakefield	2 to 14 Even
Acme Terrace	Wakefield	All

Street	Area	Property no.
Agbrigg Road	Wakefield	1 to 55 Odd 2 to 52 Even
Albion Street	Wakefield	1 Odd 2 to 84 Even
Alverthorpe Road	Wakefield	1 to 31 Odd 2 to 8 Even
Anderson Street	Wakefield	All
Arlington Street	Wakefield	All
Arundel Street	Wakefield	1 to 9 Odd 16 to 24 Even
Ashworth Square	Wakefield	All
Back Duke Of York Street	Wakefield	All
Back Grantley street	Wakefield	All
Back Hatfield Street	Wakefield	All
Back Mount Pleasant	Wakefield	All
Back Peterson Road	Wakefield	All
Balne Lane	Wakefield	74 to 78 Even
Bank Street	Wakefield	11, 13
Barnsley Road	Wakefield	261 to 265
Barratts Road	Wakefield	All
Batley Road	Wakefield	147, 149
Bede Court	Wakefield	All
Bede House	Wakefield	All
Belgrave Mount	Wakefield	All
Belgrave Terrace	Wakefield	All
Berne Grove	Wakefield	All
Berners Street	Wakefield	All
Bevan Grove	Wakefield	All
Blenheim Road	Wakefield	All

Street	Area	Property no.
Bradford Road	Wakefield	4 50 to 136 Even 1 to 161 Odd
Brentlea Avenue	Wakefield	All
Broad Cut Road	Wakefield	29 to 37 Odd
Brunswick Grove	Wakefield	All
Brunswick Street	Wakefield	All
Burrell Street	Wakefield	All
Buxton Place	Wakefield	All
Canal Lane	Wakefield	44 to 58 Even
Chaloner Green	Wakefield	All
Chaloner Grove	Wakefield	All
Charles Street	Wakefield	All
Charlotte Street	Wakefield	41
Church Road	Wakefield	2 & 4
Clarendon Court	Wakefield	All
Clarendon Street	Wakefield	All
Cliff Parade	Wakefield	All
Cliff Park Avenue	Wakefield	18
Clifton Place	Wakefield	All
College Grove	Wakefield	All
College Grove Road	Wakefield	10 to 48 Even 70 to 78 Even 11 to 15 Odd
College Grove View	Wakefield	All
Cyprus Avenue	Wakefield	All
Cyprus Grove	Wakefield	All
Cyprus Mount	Wakefield	All
Cyprus Street	Wakefield	All
Delamere Gardens	Wakefield	All
Denstone Street	Wakefield	1 to 30

Street	Area	Property no.
Denstone Street	Wakefield	All
Dewsbury Road	Wakefield	185 to 251 Odd 271,273
Dickinson Court	Wakefield	All
Dickinson Street	Wakefield	All
Doncaster Road (The Crescent)	Wakefield	52 to 86 Even
Duke Of York Street	Wakefield	All
Earl Street	Wakefield	All
East Street	Wakefield	All
Eastmoor Road	Wakefield	All
Edward Street	Wakefield	2,4
Elder Green	Wakefield	1 to 14, 24
Elizabeth Gardens	Wakefield	1 to 6
Elm Tree Street	Wakefield	1 to 35
Elvey Street	Wakefield	All
Emblem Terrace	Wakefield	All
Geneva Grove	Wakefield	All
Grantley Street	Wakefield	All
Green End Lane	Wakefield	3 & 5
Greenhill Road	Wakefield	All
Greenwood House (George Street)	Wakefield	All
Greenwood Road	Wakefield	1 to 32
Grove Road	Wakefield	All
Grove Street	Wakefield	1 to 5 Odd
Hambleton Street	Wakefield	All
Hardy Croft	Wakefield	All
Hatfield Court Flats	Wakefield	All
Hatfield Street	Wakefield	All
Headingley Mews	Wakefield	All

Street	Area	Property no.
Hodgson Street	Wakefield	All
Hollin Lane	Wakefield	1 to 7 Odd
Holmfild Avenue	Wakefield	All
Holmfild Grove	Wakefield	All
Holmfild Lane	Wakefield	1,3,5,17,19,41,43,45
Hope Street	Wakefield	All
Horbury Road	Wakefield	232 to 246 Even 241,243
Howard Street	Wakefield	2A & 4A
Industrial Street	Wakefield	All
Ivy Close	Wakefield	All
Ivy Grove	Wakefield	All
Ivy Lane	Wakefield	All
Jacobs Well Lane	Wakefield	1-3, 27-89 Odd
John Street	Wakefield	All
Johnston Street	Wakefield	All
Kay Street	Wakefield	All
Kensington Road	Wakefield	All
Kimberley Street	Wakefield	All
Lake Lock Road	Wakefield	44 to 78 Even 53 to 55 Odd
Leeds Road	Wakefield	1
Leeds Road	Wakefield	57
Leeds Road	Wakefield	136 to 176 Even 139 to 251 Odd
Leeds Road	Wakefield	29 to 67 Odd 12 to 42 Even
Lingwell Gate Lane	Wakefield	7 to 17 Odd 39 to 77 Odd
Longcauseway	Wakefield	All
Lonsdale Road	Wakefield	1

Street	Area	Property no.
Lonsdale Road	Wakefield	All
Lower York Street	Wakefield	All
Major Street	Wakefield	1 to 53a Odd 4 to 30 Even
Makin Street	Wakefield	4
Makin Street	Wakefield	4
Manor House	Wakefield	All
Marizon Grove	Wakefield	All
Markham street	Wakefield	All
Marlbrough Street	Wakefield	All
Marsland Avenue	Wakefield	All
Marsland Place	Wakefield	All
Marsland Street	Wakefield	All
Marsland Terrace	Wakefield	All
Melbourne Road	Wakefield	All
Monk Street	Wakefield	All
Morton Parade	Wakefield	All
Moxon Square	Wakefield	All
Newton Close	Wakefield	All
Newton Avenue	Wakefield	All
Newton Gardens	Wakefield	All
Newton Green	Wakefield	All
North Avenue	Wakefield	2 to 14 Even
Northgate	Wakefield	109
Northgate	Wakefield	140/142
Northgate	Wakefield	51 to 61 odd
Oxford Road	Wakefield	3
Pannal Avenue	Wakefield	All
Park Lodge Grove	Wakefield	All
Park Lodge Lane	Wakefield	1 to 45
Paterson Avenue	Wakefield	All

Street	Area	Property no.
Peterson Road	Wakefield	5
Peterson Road	Wakefield	All
Pinderfields Road	Wakefield	All
Pinders Grove	Wakefield	All
Pinders Square	Wakefield	All
Plumpton Place	Wakefield	All
Plumpton Road	Wakefield	2 to 42 Even
Plumpton Street	Wakefield	All
Plumpton Terrace	Wakefield	All
Pretoria Street	Wakefield	All
Queen Elizabeth Grove	Wakefield	All
Queen Elizabeth Road	Wakefield	4 to 20
Richard Street	Wakefield	All
Richmond Road	Wakefield	1
Sanderson Street	Wakefield	All
Saville Street	Wakefield	70 to 78 Even
Sawley Close	Wakefield	All
Selby Street	Wakefield	All
Shepley Street	Wakefield	15,23,25
Shilling Street	Wakefield	All
Smirthwaite Street	Wakefield	46 to 60 Even
Snow Hill View	Wakefield	All
South Street	Wakefield	All
St Clair Street	Wakefield	All
St Johns Avenue	Wakefield	All
St Johns Chase	Wakefield	All
St Johns Court	Wakefield	All
St Johns Croft	Wakefield	All
St Johns Grove	Wakefield	All
St Johns Mews	Wakefield	All

Street	Area	Property no.
St Johns Mount	Wakefield	All
St Johns Square	Wakefield	All
St Marks Street	Wakefield	All
Stanley Road	Wakefield	176 to 232 Even
Stanley Road	Wakefield	All
Stanley Road	Wakefield	All
Stanley Street	Wakefield	1 to 45 Odd 2 to 20 Even
Starbeck Road	Wakefield	All
Sun Lane	Wakefield	All
Tavern Street	Wakefield	All
Tavara Street	Wakefield	All
Thornes Lane	Wakefield	81 to 103 Odd 143 to 149 Odd
Thornhill Street	Wakefield	12 to 30 Even Thornhill Apartments
Thornleigh Drive	Wakefield	All
Thornleigh Road	Wakefield	All
Trilby Street	Wakefield	All
Trinity House	Wakefield	All
Tudor House	Wakefield	All
Tuke Grove	Wakefield	All
Turton Street	Wakefield	All
Upper Warrengate	Wakefield	All
Vicarage Street South	Wakefield	All
Warren Court	Wakefield	All
Warren House	Wakefield	All
Wentworth Street	Wakefield	6 & 8 13 to 15a Odd
Wentworth Terrace	Wakefield	All
West Parade Street	Wakefield	All

Street	Area	Property no.
Westfield Grove	Wakefield	All
Westfield Road	Wakefield	All (Almshouses)
Westfield Terrace	Wakefield	All
Westfield View	Wakefield	All
Westgate End	Wakefield	65a, b, c
Whitehall Avenue	Wakefield	All
Whitehall Crescent	Wakefield	All
Whitehall Rise	Wakefield	All
Wind Hill View	Wakefield	All
Barleycorn Close	Wakefield	All
Barleyfield Close	Wakefield	All
Barnstone Vale	Wakefield	All
Birchtree Close	Wakefield	All
Boundary Drive	Wakefield	All
Bowlers Court	Wakefield	All
Carr House	Wakefield	All
Clarke Grove	Wakefield	All
Coppice Close	Wakefield	All
Firth House	Wakefield	All
Forest Close	Wakefield	All
Fountains Way	Wakefield	All
Glastonbury Avenue	Wakefield	All
Haldane Crescent	Wakefield	All
Hatfield View	Wakefield	All
Pavilion Way	Wakefield	All
Royal Troon Drive	Wakefield	All
Royal Troon Mews	Wakefield	All
Seamers Close	Wakefield	All
Speak Close	Wakefield	All
Spinnars Avenue	Wakefield	All

Street	Area	Property no.
St Annes Drive	Wakefield	All
The Oval	Wakefield	All
Trent Bridge Way	Wakefield	All
Umpire Close	Wakefield	All
Wheater House	Wakefield	All
Wicket Drive	Wakefield	All

**WEST BRETTON**

Park Lane (Home Farm Court)	West Bretton	All (West Bretton Cricket Club)
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