

Walsall Metropolitan Borough Council (Consolidated)
(Waiting, Loading, Stopping, Disabled Parking
and Residents Parking) Order July 2011

The Walsall Metropolitan Borough Council in exercise of its powers under Section 1(1) and (2), 2(1) to (3), 4(2), 32(1), 35(1), 45, 46, 49 and 124 of, and Part IV of Schedule 9 to, the Road Traffic Regulation Act, 1984 ("The Act") and of all enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act, hereby makes the following Order:-

Commencement and citation

1. This Order shall come into operation on 11 July 2011 and may be cited as the "Walsall Metropolitan Borough Council (Consolidated) (Waiting, Loading, Stopping, Disabled Parking and Residents Parking) Order, July 2011".

Interpretation

2. (1) In this Order:-

- a. a reference to an Article or Schedule followed by a number is a reference to the Article of, or Schedule to, this Order so numbered;
- b. "authorised person" means a person appointed by and acting on behalf of the Council for the purposes of any function under the provisions of this Order;
- c. "bus" has the same meaning as in regulation 22 of the Traffic Signs Regulations and General Directions 2002;
- d. "bus stop clearway" has the same meaning as in Part I of Schedule 19 of the Traffic Signs Regulations and General Directions 2002; and 'bus stand clearway' shall be construed accordingly;
- e. "bridleway", "carriageway", "cycle track" and "footway" have the same meaning as in section 329(1) of the Highways Act 1980;
- f. "cause" includes permit and "causing" shall be construed accordingly;
- g. "Civil Enforcement Officer" means a person authorised by or on behalf of the Council to enforce controls enacted through this Order;
- h. "Council" means Walsall Metropolitan Borough Council and includes any contractor, agent or other authorised person;
- i. "designated taxi rank" means any area of carriageway which is comprised within and indicated by a road marking complying with diagram 1028.2 in Schedule 6 of the Traffic Signs Regulations and General Directions 2002;
- j. "disabled person's badge" has the same meaning as in regulation 3 (1) of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000, and "relevant position" has the same meaning as in regulation 4 of those regulations;
- k. "licensed taxi" has the same meaning as in Section 13(3) of the Transport Act 1985;

- l. "marked bay" means an area of carriageway bounded by a marking corresponding to any of the markings in the Traffic Signs Regulations and General Directions 2002 numbered 1010, 1025.1, 1025.3, 1025.4, 1028.2, 1028.3, 1028.4, 1032 or 1033;
- m. the "Plan Index" means the (sealed) sheet with that title in this Order, that records plans that are current for the purposes of interpretation of this Order;
- n. "the plan" means the plans the numbers of which are recorded as current in the Plan Index;
- o. "relevant permit" means a permit issued by virtue of Article B12 or B13 for parking in the zone indicated on the permit;
- p. "restricted hours", "specified hours", "maximum period" and "no return interval" mean the times and durations specified on the plan;
- q. "road" means an area of carriageway and any adjoining areas of bridleway, cycle track, footway or verge comprising the highway;
- r. "Passenger vehicle", "dual purpose vehicle", "invalid carriage", "motor cycle" and "goods vehicle" have the same meaning as in Part VIIC of the Road Vehicles (Construction and Use) Regulations 1986;
- s. "vehicle" includes any part of a vehicle.
- t. "Zone 1", "Zone 2", "Zone 3", "Zone 4" and "Zone 5" mean the areas of carriageway on the plan so indicated;
- u. a reference to an Article or Schedule followed by a number is a reference to the Article of, or Schedule to, this Order so numbered;
- v. "additional charge for parking" means the additional fee payable when applying to the Council for the suspension of a parking place in a pay and display bay in accordance with Article C9, said fee being specified in Schedule 1;
- w. "cause" includes permit and "causing" shall be construed accordingly;
- x. "shading Type 0", "shading Type 1", "shading Type 1.1", "shading Type 2", "shading Type 3", "shading Type 3.1", "shading Type 4" and "shading Type 5", "shading Type 6", "shading Type 7", "shading Type 8", "shading Type 9", "shading Type 10", "shading Type 11", "shading Type 12" and "shading Type 13" mean the types of shading so described on the plan;
- y. "specified charge for parking" means the fee payable for parking in a parking place in a pay and display area in accordance with the provisions of this Order and being as specified in Schedule 1 to this Order; and
- z. "ticket machine" means apparatus or devices of a type and design as approved by the Secretary of State or appropriate Minister in accordance with Section 35(3) of the Road Traffic Regulation Act 1984;
- aa. "red route bus stop clearway" means a part of the red route indicated by a continuous red line 300mm wide at the edge of carriageway bounded by the broken yellow lines comprised in the road marking in diagram 1025.1, 1025.3 or 1025.4 in schedule 6 to the Traffic Signs Regulations and General Directions 2002 on which the words "bus stop" are marked;

- bb. "red route bus stop stand" means a part of the red route indicated by a continuous red line 300mm wide at the edge of carriageway bounded by the broken yellow lines comprised in the road marking in diagram 1025.1, 1025.3 or 1025.4 in schedule 6 to the Traffic Signs Regulations and General Directions 2002 on which the words "bus stand" are marked;
- cc. "pedal cycle" and "local service" and "taxi rank" have the same meaning as in regulation 4 of the Traffic Signs Regulations and General Directions 2002;
- dd. "Shading Type 21", "Shading Type 22", "Shading Type 23", "Shading Type 24", "Shading Type 25", "Shading Type 26", "Shading Type 27", "Shading Type 28" and "Shading Type 29" mean the types of shading so described on the plan;
- ee. "the red route" means the areas of the roads enclosed within the areas of "Shading Type 21", "Shading Type 22", "Shading Type 23", "Shading Type 24", "Shading Type 25", "Shading Type 26", "Shading Type 27", "Shading Type 28" and "Shading Type 29" on the plan in this Order;

(2) The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

Part A – General Restrictions

Prohibition of waiting and loading at any time

- A1. Save as provided in Articles A32, A33 and A34 no person shall cause any vehicle to wait at any time in the areas of carriageway shown by shading Type 1 on the plan, including areas of adjacent road from the carriageway centre line to the highway boundary.

Restricted waiting and loading

- A2. Save as provided in Articles A32, A33 and A34 no person shall cause any vehicle to wait during the specified hours in an area of carriageway shown by shading Type 1.1 on the plan, including areas of adjacent road from the carriageway centre line to the highway boundary.

Prohibition of waiting and restriction of loading

- A3. Save as provided in Articles A4, A5, A32, A33 and A34 no person shall cause any vehicle to wait at any time in an area of carriageway shown by shading Type 2 on the plan, including areas of adjacent road from the carriageway centre line to the highway boundary.
- A4. Nothing in Article A3 shall apply to any person causing a vehicle to wait at the edge of the carriageway in the areas of carriageway shown by shading Type 2 on the plan other than during the specified hours for so long as may be required to allow the vehicle to be loaded or unloaded.
- A5. Nothing in Article A3 shall apply to any person causing a vehicle displaying a disabled person's badge in a relevant position to wait at the edge of the carriageway in the areas of carriageway shown by shading Type 2 on the plan other than during the specified hours for a period not exceeding three hours and provided that not less than one hour has elapsed since the vehicle was last waiting on the same area of carriageway.

Prohibition of waiting

- A6. Save as provided in Articles A7, A8, A32, A33 and A34 no person shall cause any vehicle to wait at any time in the areas of carriageway shown by shading Type 3 on the plan, including areas of adjacent road from the carriageway centre line to the highway boundary.
- A7. Nothing in Article A6 shall apply to any person causing a vehicle to wait at the edge of the carriageway in areas of carriageway shown by shading Type 3 on the plan for so long as may be required to allow the vehicle to be loaded or unloaded.
- A8. Nothing in Article A6 shall apply to any person causing a vehicle displaying a disabled person's badge in a relevant position to wait at the edge of the carriageway in the areas of carriageway shown by shading Type 3 on the plan for a period not exceeding three hours and provided that not less than one hour has elapsed since the vehicle was last waiting on the same area of carriageway.

Restricted waiting

- A9. Save as provided in Articles A10, A11, A32, A33 and A34 no person shall cause any vehicle to wait during the specified hours in the areas of carriageway shown by shading Type 3.1 on the plan, including areas of adjacent road from the carriageway centre line to the highway boundary.
- A10. Nothing in Article A9 shall apply to any person causing a vehicle to wait at the edge of the carriageway in areas of carriageway shown by shading Type 3.1 on the plan for so long as may be required to allow the vehicle to be loaded or unloaded.
- A11. Nothing in Article A9 shall apply to any person causing a vehicle displaying a disabled person's badge in a relevant position to wait at the edge of the carriageway in the areas of carriageway shown by shading Type 3.1 on the plan for a period not exceeding three hours and provided that not less than one hour has elapsed since the vehicle was last waiting on the same area of carriageway.

Disabled person's parking

- A12. Save as provided in Articles A13, A32, A33 and A34 no person shall cause any vehicle to wait during the specified hours in the areas of carriageway shown by shading Type 4 on the plan.
- A13. Nothing in Article A12 shall apply to a person causing a vehicle to wait at the edge of the carriageway in the areas of carriageway shown by shading Type 4 on the plan provided that the vehicle displays a valid disabled persons badge in a relevant position during the specified hours for a period not exceeding the maximum period providing that the vehicle is parked within a marked bay and not less than the no return interval has elapsed since the vehicle was last parked on the same area of parking.

Loading bays

- A14. Save as provided in Articles A15, A32, A33 and A34 no person shall cause any vehicle to wait during the specified hours in the areas of carriageway shown by shading Type 5 on the plan.
- A15. Nothing in Article A14 shall apply to any person causing a vehicle to wait in the areas of carriageway shown by shading Type 5 on the plan during the specified hours for a period not exceeding the maximum period and for so long as may be required to allow the vehicle to be loaded or unloaded provided that the vehicle is waiting within a marked bay and that not less

than the no return interval has elapsed since the vehicle was last waiting on the same area of carriageway.

Local Bus Stop Clearways and Local Bus Stand Clearways

A16. Save as provided in Articles A17, A32 and A33 no person shall cause any vehicle to stop during the specified hours in the areas of carriageway shown by shading Type 6 on the plan.

A17. (1) Nothing in Article A16 shall apply to any person causing a bus in the provision of a local service to wait within a local bus stop clearway or local bus stand clearway in an area of carriageway shown by shading Type 6 on the plan, during the specified hours for operational reasons or training drivers to allow such a service to be provided.

(2) In this Article "operational reasons" means:

- a. to enable passengers to board and alight;
- b. to enable crew changes to take place;
- c. to maintain the Scheduled timetable subject, in the case of a local bus stop clearway, to a maximum wait of two minutes.

Bus Stop Clearways and Bus Stand Clearways

A18. Save as provided in Articles A19, A32, and A33 no person shall cause any vehicle to stop during the specified hours in the areas of carriageway shown by shading Type 6 on the plan.

A19. Nothing in Article A18 shall apply to any person causing a bus to wait within a bus stop clearway or bus stand clearway in an area of carriageway shown by shading Type 6 on the plan, during the specified hours.

Parking Bays

A20. Save as provided in Articles A21, A22, A32, A33 and A34 no person shall cause any vehicle to wait during the specified hours in the areas of carriageway shown by shading Type 7 on the plan.

A21. Nothing in Article A20 shall apply to any person causing a vehicle to wait within a marked bay in the areas of the carriageway shown by shading Type 7 on the plan during the specified hours for a period not exceeding the maximum period and provided that not less than the no return interval has elapsed since the vehicle was last waiting within the same area of carriageway.

A22. Nothing in Article A20 shall apply to any person causing a vehicle displaying a disabled person's badge in a relevant position to wait within a marked bay in the areas of carriageway shown by shading Type 7 on the plan during the specified hours for parking:

- a. where the specified hours for parking are less than three hours, for the whole of the specified hours.
- b. where the specified hours for parking are more than three hours, for a period not exceeding three hours and provided that not less than one hour has elapsed since the vehicle was last waiting on the same area of parking.

Taxi Ranks

- A23. Save as provided in Articles A24, A32, A33 and A34 no person shall cause any vehicle to wait during the specified hours in the areas of carriageway shown by shading Type 9 on the plan.
- A24. Nothing in Article A24 shall apply to any person causing a licensed taxi to wait within a designated taxi rank in an area of the carriageway shown by shading Type 9 on the plan during the specified hours for taxi rank operation.

Taxi and loading bays

- A25. Save as provided in Articles A26, A27, A32, A33 and A34 no person shall cause any vehicle to wait during the specified hours in the areas of carriageway shown by shading Type 12 on the plan.
- A26. Nothing in Article A25 shall apply to any person causing a licensed taxi to wait within a designated taxi rank in an area of the carriageway shown by shading Type 12 on the plan during the specified hours for taxi rank operation.
- A27. Nothing in Article A25 shall apply to any person causing a vehicle to wait within a marked bay in an area of the carriageway shown by shading Type 12 on the plan during the specified hours for loading for a period not exceeding the maximum period for loading and for so long as may be required to allow the vehicle to be loaded or unloaded provided that not less than the no return interval for loading has elapsed since the vehicle was last waiting on the same area of carriageway.

Police and Coach Parking Bays

- A28. Save as provided in Articles A29, A30, A32, A33 and A34 no person shall cause any vehicle to wait during the specified hours in the areas of carriageway shown by shading Type 11 on the plan.
- A29. Nothing in Article A28 shall apply to a person who allows a police vehicle to wait within a marked bay in an area of carriageway shown by shading by shading Type 11 on the plan and identified on the plan as Police Parking for a period not exceeding the maximum period for parking and provided that not less than the no return interval has elapsed since the vehicle was last waiting on the same area of carriageway.
- A30. Nothing in Article A28 shall apply to a person who allows a bus to wait within a marked bay in an area of carriageway shown by shading by shading Type 11 on the plan and identified on the plan as Coach Parking for a period not exceeding the maximum period for parking and provided that not less than the no return interval has elapsed since the vehicle was last waiting on the same area of carriageway.

Prohibition of stopping on clearways and school markings

- A31. Save as provided in Articles A32 and A33 no person shall cause any vehicle to stop during the specified hours in the areas of carriageway shown by shading Type 10 and shading Type 13 on the plan, including areas of adjacent road from the carriageway centre line to the highway boundary.

General Exemptions

- A32. Nothing in Articles A1, A2, A3, A6, A9, A12, A14, A16, A18, A20, A23, A25, A28 or A31 shall apply to any person causing a vehicle to stop or wait at any time in the areas of carriageway shown by; Shading Type 1, Shading Type 1.1, Shading Type 2, Shading Type 3, Shading Type 3.1, Shading Type 4, Shading Type 5, Shading Type 6, Shading Type 7, Shading Type 9, Shading Type 10, Shading Type 11, Shading Type 12 or Shading Type 13 on the plan upon the direction or with the permission of an authorised person, or a Civil Enforcement Officer in uniform or a Police Officer.
- A33. Nothing in Articles A1, A2, A3, A6, A9, A12, A14, A16, A18, A20, A23, A25, A28 or A31 shall apply to any person causing any vehicle to wait in the areas of carriageway shown by shading Type 1, shading Type 1.1, shading Type 2, shading Type 3, shading Type 3.1, shading Type 4, shading Type 5, shading Type 6, shading Type 7, shading Type 9, shading Type 10, shading Type 11, shading Type 12 or shading Type 13 on the plan: -
- a. to enable the getting or giving of help in consequence of an accident or an emergency, or otherwise taking action for public safety;
 - b. to enable the vehicle to be used in an emergency for fire brigade, police or ambulance purposes;
 - c. to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in the service of a Local Authority in pursuance of statutory powers or duties;
 - d. to enable the vehicle, if it cannot conveniently be used for such a purpose in any other road, to be used in connection with the removal of any obstruction to traffic or the maintenance, improvement or reconstruction of that length of road.
- A34. Nothing in Articles A1, A2, A3, A6, A9, A12, A14, A20, A23, A25 or A28 shall apply to any person causing any vehicle which bears the livery of a universal service provider to wait at the edge of the areas of carriageway shown by shading Type 1, shading Type 1.1, shading Type 2, shading Type 3, shading Type 3.1, shading Type 4, shading Type 5, shading Type 7, shading Type 9, shading Type 11 or shading Type 12 on the plan for as long as may be necessary for the purposes of the provision of a universal postal service (as defined in the Postal Services Act 2000).

Part B – Residents and Business Parking

Authorisation of Parking Places

- B1. Save as provided in Articles B2, B5 and B6 no person shall cause any vehicle to wait during the specified hours in areas of carriageway shown by shading Type 8 on the plan.
- B2. Save as provided in Articles B3, B4, B5 and B6 marked bays within the areas of carriageway shown by shading Type 8 on the plan are hereby authorised to be used as a parking place for vehicles of the specified class by holders of the relevant permit during the specified hours.

Conditions of Use

- B3. No person shall cause a vehicle to wait in a parking place authorised in Article B2:
- a. so as to unreasonably prevent access to any premises adjoining the road by any other person or so as to be a nuisance;
 - b. when the Council has closed or suspended that parking place;

provided always that a Civil Enforcement Officer in uniform or a Police Officer may, at any time, require the a vehicle to be moved if reasonably necessary or for the purpose of preventing obstruction.

- B4. No person shall cause a vehicle to wait in a parking place authorised in Article B2 unless the relevant permit is displayed on the front or nearside of vehicle so that all of the particulars specified in Article B24 are readily visible from the front or near side of the vehicle.

Exemptions

- B5. Nothing in Articles B1 and B2 shall apply to any person causing a vehicle to wait in the areas of carriageway shown by shading Type 8 on the plan upon the direction or with the permission of an authorised person, Civil Enforcement Officer in uniform or a Police Officer.
- B6. Nothing in Articles B1 and B2 shall apply to any person causing a vehicle to wait within marked bays at the edge of the carriageway in an area of carriageway shown by shading Type 8 on the plan:-
- a. to enable a person to board or alight from the vehicle;
 - b. to enable a vehicle to be loaded or unloaded from or to premises fronting the parking place;
 - c. to enable a vehicle which bears the livery of a universal service provider to wait for so long as may be necessary for the purposes of the provision of a universal postal service (as defined in the Postal Services Act 2000);
 - d. to enable the getting or giving of help in consequence of an accident or an emergency, or otherwise taking action for public safety;
 - e. to enable the vehicle to be used in an emergency for fire brigade, police or ambulance purposes;
 - f. to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in the service of the Council in pursuance of statutory powers or duties;
 - g. to enable the vehicle, if it cannot conveniently be used for such a purpose in any other road, to be used in connection with the removal of any obstruction to traffic or the maintenance, improvement or reconstruction of that length of road.

Power to Suspend Parking Places

- B7. Nothing in Article B2 shall restrict the power of the Council to close, part close or suspend a parking place authorised in Article B2.
- B8. An authorised person may suspend the use of all or any part of a parking place authorised in Article B2 whenever they consider it necessary:
- a. For the purposes 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 moving of the furniture to or from the premises;
 - c. For the convenience of occupiers of premises adjacent to the parking place at times of weddings or funerals, or on other special occasions;
 - d. For the purpose of any building operation, demolition or excavation adjacent to the parking place or the laying, erection, alteration or repair in or adjacent to the parking place of any

sewer or of any main, pipe or apparatus for the supply of gas, water, electricity or telecommunications services;

provided that signs are placed in or adjacent to the parts of the parking place which are suspended indicating that waiting by vehicles is prohibited.

- B9. Save as provided in Article B5, no person shall cause any vehicle to wait in a parking place which has been suspended by virtue of Article B8.

Procedure for Removal of Vehicles

B10. Subject to the provisions of Article B11 an authorised person may arrange for the removal of a vehicle left in contravention of Articles B1, B2, B3, B4 or B9 by towing, driving or other means.

B11. When an authorised person arranges for the removal of a vehicle by virtue of Article B10 they shall also arrange for the safe custody of the vehicle and its contents for which the standard charge specified in Schedule 2 shall apply.

Procedure for Application for Permits

B12. Subject to the provisions of Articles B14 and B15, any resident of a property specified in a row in column 1 of the table in Schedule 3 may:

- a. apply for a residents permit to allow a specified vehicle of a specified class which they own to be parked in the zone specified in column 2 of that row of the table.
- b. apply for a visitors permit to allow a bona-fide visitor to the property to park a vehicle of a specified class in the zone specified in column 2 of that row of the table.

B13. Subject to the provisions of Articles B14 and B15, any business user of a property specified in a row in column 1 of the table in Schedule 3 may

- a. apply for a business permit to allow a specified vehicle of a specified class which they own to be parked in the zone specified in column 2 of that row of the table.
- b. apply for a visitors permit to allow a bona-fide visitor to the property to park a vehicle of a specified class in the zone specified in column 2 of that row of the table.

B14. Applications made by virtue of Articles B12 or B13 shall be made on the form issued by and obtainable from the Council and shall include the particulars and information required by such form.

B15. On receipt of an application made by virtue of Articles B12 or B13 the Council, having satisfied itself of the accuracy of the information provided and upon receipt of payment of the charges specified in Schedule 2, relating to the type and duration of permit applied for, shall issue to the applicant the relevant permit provided that:

- a. subject to the provisions of Articles B18 and B19, the Council shall not issue more than two permits per property that would be valid during the same period;
- b. 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 a permit holder.

Surrender and Cancellation of Permits

B16. A permit holder may surrender a permit to the Council at any time.

B17. A permit shall cease to be valid and the permit holder shall surrender a permit to the Council if:-

- a. the Council cancels the permit, as specified in Article B21;
 - b. in the case business permits or visitors of permits issued to a business user, the business ceases to trade from the premises for which the permit was issued;
 - c. in the case of residents permits or visitors permits issued to residents, the permit holder ceases to be a resident;
 - d. in the case of residents permit or business permit, the permit holder ceases to be the owner of the vehicle for which the permit was issued;
 - e. the vehicle for which the permit was issued is adapted or used in such a manner that it is not a vehicle of a specified class.
- B18. A permit holder who surrenders a permit to the Council before the permit becomes valid shall be entitled to a refund of the full charge paid.
- B19. A permit holder who surrenders a permit to the Council after the permit has become valid shall be entitled to partial a refund of the charge paid for each complete month in which the permit is valid at the time that the permit is surrendered to the Council at the rate specified in Schedule 2 for the type of permit surrendered.
- B20. The permit holder for a valid residents permit or business permit may surrender the permit to the Council at any time following disposal of the vehicle to which the permit applies and be provided with a permit under the provisions of Article B12 for an alternative vehicle without charge, subject to the expiry date being the same as the original permit.
- B21. The Council may, entirely at its own discretion, cancel a permit and notify the permit holder at the address provided by the applicant for that permit or at any other address believed to be that person's place of abode or business.

Application for and Issue of Replacements for Lost or Damaged Permits

- B22. If a permit is mutilated or accidentally damaged 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 replacement permit.
- B23. If a permit is lost or destroyed, the permit holder may apply to the Council for the issue to them of a duplicate permit and the Council, upon being satisfied as to such loss or destruction and on receipt of payment of the charges specified in Schedule 2 for the replacement of lost or destroyed permits, shall issue a replacement permit. The permit which it replaces shall become invalid.

Form of Permit

- B24. A permit shall be in writing and shall bear the word "Resident", "Business" or "Visitor" as appropriate to the type of permit and shall include the following particulars:-
- a. the registration mark of the vehicle in respect of which a residents permit or business permit has been issued;
 - b. the address of the property in respect of which a visitors permit has been issued;
 - c. an authentication that the permit has been issued by the Council;
 - d. the expiry date of the permit;
 - e. the zone in which the permit is valid.

General

B25. For the avoidance of doubt, an Authorised Person may institute proceedings in relation to the offences of:-

- a. waiting during the permitted hours without lawful authority in contravention of Section 47 of the Act; or
- b. waiting by a vehicle of class or description not authorised to be left in a parking place in contravention of Section 45 or 47 of the Act

in a Parking Place authorised in Article B2, by virtue of this order.

"Part C - Pay and Display Parking"

Conditions of Use

- C1. Save as provided in Articles C2, C5, C6, C7 & C8 no person shall cause any vehicle to wait during the specified hours in the areas of carriageway shown by shading type 0 on the plan.
- C2. Nothing in Article C1 shall apply to any person causing a vehicle to wait within a marked bay in areas of carriageway shown by shading type 0 on the plan during the specified hours for a period not exceeding the maximum period and provided that the no return period has elapsed since the vehicle was last waiting on the same area of carriageway.
- C3. Article C2 shall only apply provided a charge as specified in Schedule 1 relating to the length of time the vehicle is allowed to wait in that location is paid. The specified charge for parking shall be paid by way of the insertion of permitted denominations and combinations of coins to the required amount in a ticket machine. The ticket as issued by the machine shall be displayed in such a position so that the whole of the front side of the ticket is clearly visible during the entire period that the vehicle is allowed to wait in that location.
- C4. Any person that wilfully avoids or seeks to avoid or assist in avoiding the payment of the specified charge shall be guilty of contravening this Order.

Exemptions

- C5. Nothing in Articles C1, C2, C3 & C4 shall apply to any person causing a vehicle displaying a disabled person's badge in a relevant position to wait within a marked bay in an area of carriageway shown by shading Type 0 on the plan.
- C6. Nothing in Article C1 shall apply to any person causing a vehicle to stop or wait at any time in the areas of carriageway shown by shading Type 0 on the plan upon the direction or with the permission of an authorised person, or a Civil Enforcement Officer in uniform or a Police Officer.
- C7. Nothing in Article C1 shall apply to any person causing any vehicle to wait in the areas of carriageway shown by shading Type 0 on the plan: -
 - a. to enable a person or persons to board or alight from the vehicle;
 - b. to enable the getting or giving of help in consequence of an accident or an emergency, or otherwise taking action for public safety;
 - c. to enable the vehicle to be used in an emergency for fire brigade, police or ambulance purposes;

- d. to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in the service of a Local Authority in pursuance of statutory powers or duties; and
 - e. to enable the vehicle, if it cannot conveniently be used for such a purpose in any other road, to be used in connection with the removal of any obstruction to traffic or the maintenance, improvement or reconstruction of that length of road.
- C8. Nothing in Article C1 shall apply to any person causing any vehicle which bears the livery of a universal service provider to wait at the edge of the areas of carriageway shown by shading Type 0 on the plan for as long as may be necessary for the purposes of the provision of a universal postal service (as defined in the Postal Services Act 2000).

Power to Suspend Parking Places

- C9. An authorised person may suspend the use of all or any part of an area of carriageway shown by shading by shading Type 0 on the plan whenever they consider it necessary:
- a. For the purposes 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 moving of the furniture to or from the premises;
 - c. For the convenience of occupiers of premises adjacent to the parking place at times of weddings or funerals, or on other special occasions;
 - d. For the purpose of any building operation, demolition or excavation adjacent to the parking place or the laying, erection, alteration or repair in or adjacent to the parking place of any sewer or of any main, pipe or apparatus for the supply of gas, water, electricity or telecommunications services;

provided that signs are placed in or adjacent to the parts of the parking place which are suspended indicating that waiting by vehicles is prohibited.

- C10. Any person applying to suspend all or any part of an area of carriageway shown by shading by shading Type 0 on the plan as per Article C9 will provide to the Council an additional charge for parking as described in Schedule 1".

"Part D – Red Routes

General prohibition of stopping

- D1. Save as provided in articles D4, D5, D6, D7, D8, D9, D10, D13, D14, D15, D16, and D17 no person shall cause any vehicle to stop in the red route during the restricted hours.

Additional prohibition of stopping

- D2. Save as provided in articles D4, D5, D6, D7, D8, D9, D10, D13, D14, D15, D16, and D17 no person shall cause any vehicle to stop at any time in the areas of carriageway shown by Shading Type 21 or Shading Type 24 on the plan, including areas of adjacent road from the carriageway centre line to the highway boundary.

Red Route Bus Stop Clearways and Bus Stand Clearways

- D3. Save as provided in articles D11, D13, D15, D16 and D17 no person shall cause any vehicle to stop at any time in the areas of carriageway shown by Shading Type 23 on the plan.

Exemptions for parking

- D4. The controls specified in articles D1 and D2 do not apply in respect of a person causing a vehicle to wait within a marked bay in the areas of carriageway shown by shading Type 25 on the plan, during the specified hours for parking, for a period not exceeding the maximum period of parking, provided that not less than the no return interval has elapsed since the vehicle was last parked on any part of the same area of the red route.

Miscellaneous exemptions for parking

- D5. The controls specified in articles D1 and D2 do not apply in respect of a person causing a bus to wait within a marked bay in the areas of carriageway shown by Shading Type 28 and identified as bus parking on the plan, during the specified hours for parking, for a period not exceeding the maximum period of parking, provided that not less than the no return interval has elapsed since the vehicle was last parked on any part of the same area of the red route.
- D6. The controls specified in articles D1 and D2 do not apply in respect of a person causing a vehicle to wait within a marked bay in the areas of carriageway shown by Shading Type 28 identified as doctor parking on the plan in this Order, during the specified hours for parking, provided that-
- a there is displayed in the windscreen of the vehicle a permit issued by Walsall Metropolitan Borough Council to a medical practitioner and which specifies:-
 - i) the name of the medical practitioner to whom it was issued, and
 - ii) the premises in relation to which it applies; and
 - b the vehicle was parked by, or with the permission of, the medical practitioner whose name is specified on the permit and for so long only as the person who parked the vehicle is engaged in work at the premises specified on the permit.
- D7. The controls specified in articles D1 and D2 do not apply in respect of a person causing a motor bicycle without a side-car to wait within a marked bay in the areas of carriageway shown by Shading Type 28 and identified as motor cycle parking on the plan in this Order, during the specified hours for parking.

Exemptions for loading and unloading

- D8. The controls specified in articles D1 and D2 do not apply in respect of a person causing a vehicle which is being loaded or unloaded to wait within a marked bay in the areas of carriageway shown by Shading Type 26 or Shading Type 29 on the plan in this Order, during the specified hours for loading, for as long as is needed to load or unload the vehicle and not exceeding the maximum permitted period, provided that not less than any specified no return interval has elapsed since the vehicle was last parked on any part of the same area of the red route.

Exemptions for disabled persons

- D9. The controls specified in articles D1 and D2 do not apply in respect of a person causing a vehicle displaying a disabled person's badge in the relevant position to wait within a marked bay in the areas of carriageway shown by "Shading Type 27" on the plan, during the specified hours for parking.
- D10. The controls specified in articles D1 and D2 do not apply in respect of a person causing a vehicle displaying a disabled person's badge in the relevant position, and a parking disc on which is shown the time at which the period of parking began, to wait within a marked bay in the areas of carriageway shown by "Shading Type 29" on the plan, during the specified hours for loading, for a

period of up to 3 hours not being a period separated by an interval of less than 1 hour from a previous period when that vehicle was parked in any part of the same area of the red route.

Exemptions at bus stops clearways and stands

D11. The controls specified in article D3 do not apply in respect of a person causing:

- a a bus to stop within a red route bus stop for as long as may be required to enable passengers to board or alight; or
- b a bus in the provision of a local service to stop within a red route bus stop or bus stand clearway if being used for operational reasons or training drivers to allow such a service to be provided.

D12. In article 11 "operational reasons" means:-

- i) to enable passengers to board and alight;
- ii) to enable crew changes to take place;
- iii) to maintain the scheduled timetable subject, in the case of a red route bus stop, to a maximum wait of two minutes.

General exemptions

D13. The controls specified in articles D1, D2 and D3 do not apply in respect of a person causing a vehicle to stop if that person is-

- a required by law to cause the vehicle to stop or not to proceed;
- b obliged to stop the vehicle so as to avoid an accident;
- c prevented from proceeding in the vehicle by circumstances beyond the person's control;
- d getting or giving help in consequence of an accident or an emergency, or otherwise taking action for public safety;
- e opening or closing a gate or other barrier at the entrance to premises to which the vehicle is being driven or from which it has emerged if it is not reasonably practicable to cause the vehicle to stop elsewhere for the purpose;
- f using the vehicle for fire brigade, ambulance or police purposes;
- g using the vehicle in connection with the removal of any obstruction to traffic;
- h using the vehicle in connection with the maintenance, improvement or reconstruction of any part of the red route.

D14. The controls specified in articles D1 and D2 do not apply in respect of a person causing a vehicle to stop if that person is:-

- a using a licensed taxi to:
 - i) stop on a designated taxi rank during the hours of operation or;
 - ii) stop for so long only as may be required to enable passengers to get on or off the vehicle;

- b using a vehicle displaying a disabled person's badge in the relevant position to stop for so long only as may be required to enable a disabled person to get on or off the vehicle;
 - c - using the vehicle for the purpose of collecting refuse by or on behalf of a local authority.
- D15. The controls specified in articles D1, D2 and D3 do not apply in respect of a vehicle which bears the livery of a universal service provider which is waiting at the edge of a carriageway for as long as may be necessary for the purposes of the provision of a universal postal service (as defined in the Postal Services Act 2000).
- D16. The controls specified in articles D1, D2 and D3 do not apply to anything done with the permission of an authorised person or with the permission or at the direction of a police constable in uniform or a civil enforcement officer.
- D17. The controls specified in articles D1, D2 and D3 do not apply in respect of a person causing a pedal cycle to be parked at a facility specifically provided for the purpose of pedal cycle parking by, or with the consent of, the highway authority.

"Part E - General Provisions"

Revocation of existing Orders

- "E1. The Traffic Regulation Orders listed below are hereby revoked in their entirety, and re-enacted by this Order".

Walsall Metropolitan Borough Council
(Waiting, Loading, Stopping, Disabled Parking and
Residents Parking) Order, July 2008 (as amended)

Walsall Metropolitan Borough Council A34
Birmingham Road Red Route Order 2010 (as amended)

Walsall Metropolitan Borough Council
Black Country Route, Black Country New Route and
Keyway Red Route Order 2010

Walsall Metropolitan Borough Council
(Red Routes, Various) Order 2011

Walsall Metropolitan Borough Council (Unnamed Access
Road to Whitehall School & Wolverhampton
University, Leading From Delves Road, Walsall)
(Prohibition of Waiting and Limited Waiting) Order 2011

Given under the Common Seal of the Walsall Metropolitan Borough Council this 7th day of July, 2011.

The COMMON SEAL of the
 WALSALL METROPOLITAN
 BOROUGH COUNCIL was
 hereunto affixed in the presence of: -


 Authorised Signatory



4219

SCHEDULE 1
Tables of Charges In relation to Pay and Display Bays

Table A: Tariff of Charges In designated Pay and Display Bays for which waiting is limited to a period of 30 minutes, no return within 1 hour

Length of time a vehicle is allowed to wait	Standard charge
0 – 10 minutes	20 pence
11 – 20 minutes	40 pence
21 – 30 minutes (maximum permitted waiting period)	60 pence

Table B: Tariff of Charges In designated Pay and Display Bays for which waiting is limited to a period of 2 hours, no return within 2 hour

Length of time a vehicle is allowed to wait	Standard charge
0 – 10 minutes	20 pence
11 – 20 minutes	40 pence
21 – 30 minutes	60 pence
31 – 40 minutes	80 pence
41 – 50 minutes	£1.00
51 – 60 minutes	£1.20
61 – 70 minutes	£1.40
71 – 80 minutes	£1.60
81 – 90 minutes	£1.80
91 – 100 minutes	£2.00
101 – 110 minutes	£2.20
111 – 120 minutes (maximum permitted waiting period)	£2.40

The above charges will not apply on Christmas Day, Good Friday or any standard or specially declared Bank Holiday applying to England.

VAT is not payable for on-street parking

Machines will accept overpayments, however change may not necessarily be given, neither will additional parking time be given. Additional payment is not permitted even if the initial payment is for less than the maximum permitted parking time.

Additional Charge for Parking

As of 1 December 2010, a charge of £10 per day, Monday – Saturday excluding Christmas Day, Good Friday and any standard or specially declared Bank Holiday applying to England.

SCHEDULE 2
Table of Charges in Relation to Permits

Type of charge (see note 1)	Standard charge (inc VAT)
Charge for issue of a 12 month residents permit	£40
Charge for issue of a 6 month residents permit	£20
Charge for issue of a 12 month business permit	£50
Charge for issue of a 6 month business permit	£30
Charge for issue of all additional 12 month permits issued to residents	£50
Charge for issue of all additional 6 month permits issued to residents	£25
Charge for issue of a 12 month carers permit	£20
Charge for issue of a 12 month residents permit to blue badge holders	£0 (Free of charge)
Charge for issue of a duplicate permit where the original permit has been lost, damaged or destroyed	£10
Refund for a valid residents permit surrendered to the Council during the year	£3.33 per month remaining, minus an £8 administration charge
Refund for a valid business permit surrendered to the Council during the year	£4.17 per month remaining, minus a £10 administration charge

Note 1: The period of validity for permits shall be determined from the first day of the month in which the permit becomes valid

SCHEDULE 3

Table of Properties in which Residents may apply for Permits to park in specified Zones

Properties in which residents may apply for permits to park	Zone in which residents may park
<ul style="list-style-type: none">▪ 5-12 Lower Forster Street▪ 65-72 Lower Forster Street	Zone 1
<ul style="list-style-type: none">▪ 1 – 26 St Georges Place▪ Hanch Place, Walsall▪ 41 and 43 Lysways Street▪ Properties on Birmingham Road between its junction with Grove Terrace and its junction with Springhill▪ 2-18 (even numbers only) Walhouse Close▪ 1-15 (odd numbers only) Walhouse Close▪ 3-21 Broadway North▪ 24-56 Broadway North▪ 2-29 Persehouse Street▪ 67-97 Persehouse Street▪ 101 and 102 Persehouse Street▪ 13-26 Holtshill Lane▪ 47-51 Holtshill Lane	Zone 2
<ul style="list-style-type: none">▪ 46-70 Caldmore Road, Walsall▪ 41-67 Caldmore Road, Walsall▪ 2-26 Jesson Road, Walsall	Zone 3
<ul style="list-style-type: none">▪ 10-88 (even numbers only) Moat Road▪ 97-113 (odd numbers only) Moat Road▪ 2-28 (even numbers only) Wilbraham Road	Zone 4
<ul style="list-style-type: none">▪ 122-162 Wallows Lane▪ Railway Cottage, Wallows Lane, Walsall	Zone 5

Walsall Metropolitan Borough Council (Consolidated)
(Waiting, Loading, Stopping, Disabled Parking
and Residents Parking) Order July 2011

Traffic Order Plan Index

Sealed 7th July 2011 Active Date 11th July 2011

Plan Number	Plan Revision Dates				
	-	1	2	3	4
49371TBME/19/005/TILE REF B9	27/06/2011				
49371TBME/19/005/TILE REF B10	27/06/2011				
49371TBME/19/005/TILE REF B11	27/06/2011				
49371TBME/19/005/TILE REF C10	27/06/2011				
49371TBME/19/005/TILE REF C11	27/06/2011				
49371TBME/19/005/TILE REF D9	27/06/2011				
49371TBME/19/005/TILE REF D10	27/06/2011				
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