

1158

**WEST SUSSEX COUNTY COUNCIL**  
**((MID SUSSEX DISTRICT) (PARKING PLACES AND TRAFFIC**  
**REGULATION)(CONSOLIDATION NO. 2) ORDER 2006)**  
**(MINOR TMA) ORDER 2008.**

West Sussex County Council in exercise of their powers under Sections 1 (1) 2 (1) and (2), 4 (2), 45, 46, 49 and 53 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("the Act") 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 hereby make the following Order:-

1. This Order shall come into operation on the 31<sup>st</sup> day of March 2008 and may be cited as "West Sussex County Council ((Mid Sussex District) (Parking Places and Traffic Regulation) (Consolidation No. 2) Order 2006) (Minor TMA) Order 2008".
2. The "West Sussex County Council (Mid Sussex District) (Parking Places and Traffic Regulation) (Consolidation No. 2) Order 2006" is hereby amended by the deletion of the Item in Schedule 1; and the substitution of the Articles in Schedule 2; and the addition of the Articles in Schedule 3.

**SCHEDULE 1**  
**Deletions**

**1. SECOND SCHEDULE titled Charges & Tariffs**

1. PENALTY CHARGE  
Penalty Charge £60  
Discounted by 50% if paid within 14 days to £30  
Increased by 50% on issue of Charge Certificate to £90

**SCHEDULE 2**  
**Articles to be substituted**

**1. Article 3.1 titled Interpretation**

"owner" has the same meaning assigned to it by the Traffic Management Act 2004;

"parking attendant" means a Civil Enforcement Officer;

"penalty charge" has the same meaning assigned to it by the Civil Enforcement of Parking Contraventions (England) General Regulations 2007 and shall be for the amount advertised by the Council and at the higher or lower rate as specified in the Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) General Regulations 2007;

"Penalty Charge Notice" means a notice issued by a civil enforcement officer in accordance with Regulations 9 or 10 of the Civil Enforcement of Parking Contraventions (England) General Regulations 2007;

**2. Article 3.6 titled Interpretation**

Nothing in this Order shall be construed so as to affect the rights of the County Council or the Borough Council or an issuing authority to exercise

their unfettered discretion in relation to any obligation or requirement placed upon any one of them in this Order.

3. Article 5 titled Contravention of the General Prohibition

5.1 Where a person contravenes the prohibition set out in Article 4 and does not fall into any of the exemptions in Article 6 the owner of that vehicle shall incur a penalty charge and will be issued with a penalty charge notice.

5.2 Where the penalty charge specified in paragraph 5.1 above is not paid a surcharge shall apply and a charge certificate shall be issued detailing the surcharged level of penalty charge payable.

**SCHEDULE 3**  
**Articles to be added**

1. Article 3.1 titled Interpretation

"at any time" means midnight to midnight on each calendar day

"charge certificate" has the same meaning assigned to it by Part 5 of the Civil Enforcement of Parking Contraventions (England) General Regulations 2007;

"civil enforcement area" has the same meaning assigned to it by the Traffic Management Act 2004;

"civil enforcement officer" has the same meaning assigned to it by Part 6 of the Traffic Management Act 2007;

"parking contravention" has the same meaning assigned to it by the Traffic Management Act 2004;

2. Article 4 titled General Prohibition of stopping or waiting of vehicles

4.2 Unless a specified period is shown on the Order Plan, all stopping and waiting restrictions are operative from midnight to midnight each calendar day.

The COMMON SEAL of WEST SUSSEX  
COUNTY COUNCIL was hereto affixed  
the ELEVENTH day of MARCH 2008  
in the presence of

Authorised Signatory

TRO/31/RC

I HEREBY CERTIFY THIS TO BE  
A TRUE COPY OF THE  
ORIGINAL DOCUMENT



09/02 DELEGATED AUTHORITY

*[Handwritten signature]*

COUNTY SECRETARY