

The Borough Council of Worthing (Off-Street Parking Places) (Consolidation Order) 2007. (Amendment No. 11) Order 2025

The Council of the Borough of Worthing (hereinafter called the “Council”) in exercise of its powers under Section 35 of the Road Traffic Regulations Act 1984, as amended (“the Act”) and of all other enabling powers, and after consultation with West Sussex County Council, the Chief Officer of Police and other relevant bodies in accordance with Part III of Schedule 9 of the Act hereby make the following Order;

Commencement and Citation

This Order shall come into operation on 28th February 2025 and may be cited as The Borough Council of Worthing (Off Street Parking Places) (Consolidation Order) 2007 (Amendment No. 11) Order 2025. The Order amends The Borough Council of Worthing (Off Street Parking Places) (Consolidation Order) 2007.

Effect of the Order

The Order shall have the effect as follows;

Amend the Schedule of the 2007 Order as amended as follows

- A. 1. To introduce Annual Season tickets at Brooklands Brighton Road East car park at the cost of £235.40

Parking Place	Class of Vehicle	Days and Hours of Operation	Existing Tariff and Charges	New Tariffs and Charges
Brooklands Brighton Road East	All vehicles except (a). Passenger vehicles capable of carrying more than 12 passengers exclusive of driver (b). Goods Vehicles	All days Day tariff 8am to 6pm	Day tariff 8am to 6pm Up to 30 minutes £0.80 Up to 1 hour £1.20 Up to 2 hours £1.80 Up to 3 hours £2.40 Up to 6 hours £3.00 All day £3.00 (8am to 6pm)	Day tariff 8am to 6pm No change No change No change No change No change No change Season tickets: £235.40 Yearly

- B. 1. To change the wording of ‘Schedule One Pay on foot parking places’ of the Parking Order to read ‘Schedule One Pay on Arrival parking places’

Schedule One Pay on Arrival Parking Places

Car Park Name	Class of Vehicle	Existing Charges
High Street MSCP	All vehicles except	Charges apply to all vehicles including Motorcycles and vehicles with a disabled person's badge
Grafton MSCP	(a). Passenger vehicles capable of carrying more than 12 passengers exclusive of driver	All Days 06:00 to 22:00 including Sundays and public and bank holidays
Buckingham Road MSCP	(b). Goods Vehicles	Monday-Saturday 06:00 to 22:00 £1.40 up to 1 hour £2.80 up to 2 hours £4.20 up to 3 hours £5.60 up to 4 hours £7.00 up to 5 hours £11.80 All day
	(c). Caravans	Sunday 06:00 to 22:00 £1.10 up to 1 hour £2.10 up to 2 hours £3.20 up to 3 hours £4.20 up to 4 hours £5.40 up to 5 hours £5.40 All day
	(d). Vehicles above 1.83 meters in height	Town Centre Worker Permit / Hotel Guest Permit £6.40 per day (Available at Grafton MSCP and High St MSCP only)
		<u>Between 22:00 to 06:00</u> No charge
		Season tickets: £121.20 Monthly £329.60 Quarterly £1275.90 Yearly £412.00 Guildbourne Residents Yearly
		Contractor's season ticket: High St MSCP only £12.90 Weekly £51.40 Monthly £144.50 Quarterly
		Town Centre Event/Market Trader vehicles £6.40 per day per vehicle or trailer (High St MSCP only)

2. To delete all references to Automatic Number Plate (ANPR) from the Order
3. To delete all references to Pay on Exit from the Order
4. To delete all references to Pay on Foot from the Order
5. To amend the wording Pay on foot season ticket and weekly ticket to Pay on Arrival season ticket and weekly tickets

6. To amend Part III Charges for parking Pay on foot places to Part III Charges for parking at Pay on Arrival parking places and amend Article 16 to Pay on Arrival

C. Further definitions were added to the Order as follows:

(1) Article 16 “*Pay on Arrival Parking Places and Pay on Arrival*”
“*Pay on Arrival*”

(a) means once a driver has entered the parking place and leaves their vehicle in a parking space, the driver enters their vehicle registration number (which they have parked in the parking place) and then selects the tariff for how long the driver wishes to park in the parking place for and pays the relevant tariff by card or coins at the pay on arrival payment machine, payment for parking must be made before leaving the vehicle in the parking place.

(b) No ticket will be issued or required to be displayed inside the vehicle because once a driver has entered their vehicle registration number at the payment machine and paid for the tariff they have selected the details of the vehicle and parking session is sent to the Civil Enforcement Officer’s hand held computer which will alert the officer that the vehicle has a valid parking session.

(c) Where an incorrect vehicle registration number has been entered at the pay on arrival payment machine then a contravention occurs and a penalty charge notice may be issued

(d) Alternatively the driver can pay for their stay using the Pay by phone technology method/scheme upon their arrival at the parking place and before they leave their vehicle in the parking place. All amended articles referenced in the Order with reference to Pay by Phone remain unchanged and the contraventions resulting from an expired parking session or incorrect vehicle registration number being entered or wrong location code being entered or no payment being made remain unchanged and a contravention occurs and a penalty charge notice may be issued.

(e) Where no payment has been made either at the pay on arrival payment machine or pay by phone technology method/scheme a contravention occurs and a penalty charge notice may be issued.

(2) “Pay on Arrival receipt” This is a receipt which can be requested by the driver from the pay on arrival payment machine which details the amount of time the driver has paid to park for and the amount paid and the time payment was made

(3) The definition of “payment methods” was amended to include ‘Pay on Arrival’ and pay on arrival payment machines. The main definition of payment methods remains unchanged.

(4) The definition of “expiry time” was amended with the following definition:
“expiry time” is the time indicated on the pay and display ticket or as indicated by the confirmation given by the phone technology service or the time on the payment receipt if requested which is issued by the pay on arrival payment machine and is the time by which the vehicle must leave the parking place

(5) The definition of “relevant position” was amended with the following:

(b) in respect of a vehicle displaying a pay and display ticket, using a pay on arrival payment machine where no physical ticket is issued, season ticket,

parking permit (paper or virtual/digital) or parking disc except for where indication of participation in a scheme of approved methods of payment by phone has been used.

- (6) Articles 15, 17 and 18 of the Order was amended with the addition of:
The person in charge of a vehicle or trailer, upon parking the vehicle or trailer in a parking bay, shall immediately ensure that a pay and display ticket is purchased from a ticket machine situated at that parking place except where the driver is part of the pay by phone technology scheme and has paid for parking by phone, mobile phone, by SMS, text, smartphone applications, online or by telephone and having a valid pay by phone technology scheme parking session or valid paper or virtual/digital permit or entered their vehicle registration number into the pay on arrival payment machine and paid for the relevant tariff to park for that vehicle in that parking place at the level of charge and for the period required in accordance with the scale of daily charges at that parking place Or having a valid POD session for the vehicle registration number entered for the parking place the vehicle is parked.
- (7) Article 19 to be amended to also include: Where the driver has paid for parking using the pay on arrival machine to cover that parking place and to cover the vehicle registration number entered whilst using the pay on arrival machine which must be identical to the vehicle registration number of the vehicle parked in the parking place and must have paid for the entire period that the vehicle or trailer is parked in the parking place there is no requirement to display a pay and display ticket.
- (8) Article 20 to be amended to include payment made at a pay on arrival machine is non transferable from one vehicle to another
- (9) Article 21 A parking session paid for at the pay on arrival payment machine is only valid in the parking place in which payment was made at
- (10) Article 22 of the Order was amended with the addition of:
The expiry of the period for which the appropriate charge has been paid shall be where a pay and display ticket has been purchased or payment made at the pay on arrival payment machine or payment made by phone technology scheme, when the time shown on the clock of the issuing ticket machine or pay on arrival payment machine is later than the expiry time shown on the pay and display ticket displayed or later than the time recorded by the pay by phone system or later than the time paid for on the pay on arrival receipt, in cases for pay on arrival the expiry is if the vehicle has stayed for longer than the amount paid for then a contravention occurs due to the parking session has expired. The pay on arrival receipt records the time parking has been paid for and the amount paid, if the vehicle is observed in the parking place longer than the amount paid for it is then deemed to have been parked with an expired parking session and a contravention occurs and a penalty charge notice may be issued.
- (11) Articles 23 and 24 of the Order was amended with the addition of:
If at any time while a vehicle is parked in a parking place no pay and display ticket is displayed on that vehicle or there being no valid parking session paid

at the pay on arrival payment machine or no valid permit paper or virtual/digital or no record of pay by phone payment has been made for the vehicle parked, in accordance with the provisions of this order, it shall be deemed that the charge has not been paid and a contravention occurs and a penalty charge notice may be issued.

(12) Amend Articles 25 and 26 of the Order was amended with the addition of:

If at the time when a vehicle is parked during the charging hours in a parking place and the nearest ticket machine or pay on arrival payment machine in that parking place is out of order, then a ticket shall be obtained from another ticket machine within the same parking place (where provided) or as directed in the parking place except when parked in a pay on arrival parking place then payment should be made at an alternative pay on arrival payment machine. If there are no alternative ticket machines or pay on arrival payment machines then payment should be made by phone by using the payment by phone technology scheme.

(13) All references in the amended Articles in the Parking Order remain unchanged in relation to Permits, Virtual or Digital Permits, Season tickets, or paper permits or paper season tickets and all references and rules relating to such permits and season tickets applies to Pay on Arrival Parking Places where they can be purchased for.

(14) To amend Article 38 to include where a machine is out of order, the pay by phone technology service should be used to make payment to cover that parking place and to cover the entire period that the vehicle or trailer is parked in the parking place. Failure to do so a contravention will occur and a penalty charge notice may be issued.

(15) To amend the definition of Validation deal to Town Centre Worker Permit. "A Town Centre Worker permit means a daily permit which can be purchased by the driver who is working in the BN11 postcode area.

(16) "Town Centre Worker Permit" means a Virtual or Digital permission in writing issued by the Council at its absolute discretion allowing a vehicle or vehicle of a specific class to park or wait in any Parking Place where such a Permit is required in accordance with the provisions of this Order. A nominal administration fee is charged per booking. The permit is issued by the Council to the permit holder electronically as an alternative to a paper permit. A Town Centre Worker permit allows a driver/customer to purchase a permit to park facilitated by mobile phone, by SMS, text, smartphone applications, online or by telephone daily or any other period as the council wishes. If the vehicle registration number is not identical to that on the digital or virtual Town Centre Worker permit or the parking place the vehicle has parked in is not the same as the one authorised on the permit then a contravention shall occur and a penalty charge notice may be issued. The permit is valid for one calendar day only.

For the avoidance of doubt for the permit to be valid the correct vehicle registration number and parking place must have been entered or selected on application and must correspond to the vehicle registration number of the

vehicle parked and the parking place it has parked in and must be valid for the parking place parked in and the permit must be valid and cover the date and the times the vehicle is parked in the parking place for. The permit will only be valid in the parking place stipulated or selected on application and is non transferable to any other parking places. If the permit is not valid then a contravention occurs and a penalty charge notice may be issued.

The permit may be purchased in advance and is then required to be activated for the vehicle which is due to be parked at the specific parking place on a specific day and time. Failure to activate the permit or if the permit is activated for an incorrect date or time or incorrect vehicle registration number the permit will be deemed that no valid permit or payment has been made for that parking session for the vehicle concerned and a penalty charge notice may be issued.

(17) "Hotel Guest Permit" means a daily permit which can be purchased by the driver who is a hotel guest in the BN11 postcode or Worthing area

(18) "Hotel Guest Permit" means a Virtual or Digital permission in writing issued by the Council at its absolute discretion allowing a vehicle or vehicle of a specific class to park or wait in any Parking Place where such a Permit is required in accordance with the provisions of this Order. A nominal administration fee is charged per booking. The permit is issued by the Council to the permit holder electronically as an alternative to a paper permit. A Hotel Guest Permit allows a driver/customer to purchase a permit to park facilitated by mobile phone, by SMS, text, smartphone applications, online or by telephone daily or any other period as the council wishes. If the vehicle registration number is not identical to that on the digital or virtual Hotel Guest permit or the parking place the vehicle has parked in is not the same as the one authorised on the permit then a contravention shall occur and a penalty charge notice may be issued. The permit is valid for one calendar day only.

For the avoidance of doubt for the permit to be valid the correct vehicle registration number and parking place must have been entered or selected on application and must correspond to the vehicle registration number of the vehicle parked and the parking place it has parked in and must be valid for the parking place parked in and the permit must be valid and cover the date and the times the vehicle is parked in the parking place for. The permit will only be valid in the parking place stipulated or selected on application and is non transferable to any other parking places. If the permit is not valid then a contravention occurs and a penalty charge notice may be issued

The permit may be purchased in advance and is then required to be activated for the vehicle which is due to be parked at the specific parking place on a specific day and time. Failure to activate the permit or if the permit is activated for an incorrect date or time or incorrect vehicle registration number the permit will be deemed that no valid permit or payment has been made for that parking session for the vehicle concerned and a penalty charge notice may be issued.

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The COMMON SEAL of THE BOROUGH
COUNCIL OF WORTHING was hereto affixed

on the 27th day of January 2025

In the presence of

J. Blee

Authorised Signatory

