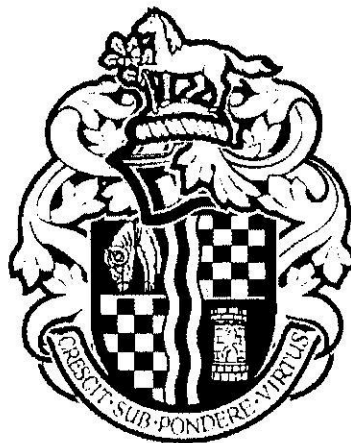


DATED 23rd April 2008



**WEST DEVON BOROUGH COUNCIL
(CIVIL ENFORCEMENT OFF-STREET PARKING
PLACES) CONSOLIDATION ORDER 2008**

WEST DEVON BOROUGH COUNCIL (CIVIL ENFORCEMENT OFF-STREET PARKING PLACES) CONSOLIDATION ORDER 2008

WEST DEVON BOROUGH COUNCIL in exercise of its powers under Section 32 and 35 of the Road Traffic Regulation Act 1984, Regulation 21 of the Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996, and the Traffic Management Act 2004 and all other enabling powers **HEREBY MAKES THE FOLLOWING ORDER:**

Operative Provisions

1. This Order shall come into operation on the 5th May 2008 and may be cited as the West Devon Borough Council (Civil Enforcement Off-Street Parking Places) Consolidation Order 2008
2. The West Devon Borough Council's previous Off-Street Parking Places Orders and Amendment Orders as follows:
 - West Devon Borough Council (Off-Street Parking Places) Order 2002
 - West Devon Borough Council (Off-Street Parking Places) Amendment Order No.1 2004
 - West Devon Borough Council (Off-Street Parking Places) Amendment Order No. 1 2005

("the Car Park Orders") are hereby revoked except so far as provided for below

3. The Car Park Orders are hereby re-enacted except in relation to any provisions which conflict with the new enforcement powers under the Traffic Management Act 2004 and regulations made thereunder as a consequence of the designation of the Council's area as a civil enforcement area as provided for by the Civil Enforcement of Parking Contraventions (County of Devon) Designation Order 2008

New Provisions

4. Definitions:
Civil Enforcement Officer – has the same meaning as in section 76 of the Traffic Management Act


Penalty Charge – has the same meaning as in the Civil Enforcement of Parking Contraventions (England) General Regulations 2007

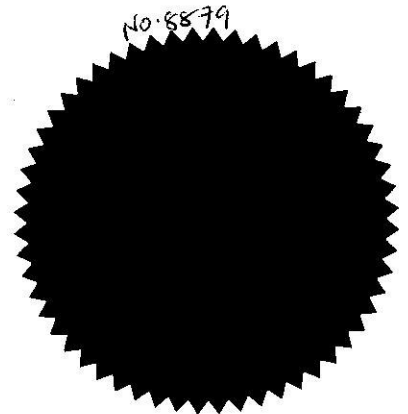
Penalty Charge Notice – has the same meaning as in the Civil Enforcement of Parking Contraventions (England) General Regulations 2007
5. There will no longer be a requirement for the driver of the vehicle to pay a standard charge or reduced standard charge

A Penalty Charge will be payable by the driver or the owner of the vehicle for not complying with the provisions of the Car Park Orders for the use of the car park. These provisions are now called parking contraventions and are listed in the Schedule to this Order.

7. All enforcement of parking contraventions will be carried out by Civil Enforcement Officers
8. Enforcement of Penalty Charges shall be carried out in accordance with the provisions of the Civil Enforcement of Parking Contraventions (England) General Regulations 2007
9. Any appeals and representations following the issue of a Penalty Charge Notice shall be conducted in accordance with the Civil Enforcement of Parking Contraventions (England) Representations and Appeals Regulations 2007
10. In the event of a conflict between the Car Park Orders and the Regulations, the Regulations shall take precedence.

THE COMMON SEAL of WEST DEVON)
BOROUGH COUNCIL was hereunto affixed)
this 23rd day of April 2008 in the)
presence of:-)


Dancy



Schedule

Parking Contraventions

Code	Description
74	Using a vehicle in a car park in connection with the sale or offering or exposing for sale of goods
81	Parked in a restricted area in a car park
85	Parked in a permit bay without clearly displaying a valid permit
87	Parked in a disabled person's parking space without clearly displaying a valid disabled persons' badge in the prescribed manner
89	Vehicle exceeds maximum weight and/or height and/or length permitted in the area
91	Parked in a car park or area not designated for that class of vehicle
92	Parked causing an obstruction
73	Parked without payment of the parking charge
80	Parked for longer than the maximum period permitted
82	Parked after the expiry of paid for time
83	Parked in a car park without displaying a valid pay and display ticket
84	Parked with additional payment to extend the stay beyond time first purchased
86	Parked beyond bay markings
90	Re-parked within two hours of leaving a bay or space in a car park
93	Parked in a car park when closed
94	Parked in a pay and display car park without clearly displaying two valid pay and display tickets when required
95	Parked in a car park for a purpose other than the designated purpose for the car park
96	Parked with engine running where prohibited