

THE YORK OFF-STREET PARKING PLACES ORDER 2013

City of York Council, in exercise of powers under Sections 32, 33, 35 and Schedule 9, of the Road Traffic Regulation Act, 1984 (1984 Act) and in pursuance of powers granted by the Secretary of State under Section 74 and Part 2 of Schedule 8 and under Parts 1 and 3 of Schedule 9 of the Traffic Management Act 2004 and of all other enabling powers and after consultation with the Chief Office of Police in accordance with Schedule 9 of the 1984 Act, hereby makes the following Order:

PART I - GENERAL

CITATION

1. This Order may be cited as "The York (Off-Street Parking Places) Order 2013" and shall come into effect on the 30th day of September 2013.

INTERPRETATION

2. (1) (i) The Interpretation Act 1978 shall apply to this Order as it applies to an Act of Parliament.
(ii) Where a provision of this Order is in conflict with a provision contained in a previous order the provision of this Order shall prevail.
(iii) The headings to this Order other than headings to the Schedules which are not enclosed in brackets are included for reference only and do not form part of this Order.
(iv) Where a Statute, Statutory Instrument, Regulations or Order are referred to such reference shall include an amendment thereto or replacement thereof.
(v) All sums of money mentioned in this Order are in pounds sterling and are inclusive of Value Added Tax.

(2) In this Order:

"1984 Act" means the Road Traffic Regulation Act 1984.

"1991 Act" means the Road Traffic Act 1991.

"2004 Act" means the Traffic Management Act 2004.

"Article" means an article of this Order, unless otherwise stated and includes reference to any Paragraph or Sub-paragraph of that Article referred to by number or letter.

"Bus" means

- (a) a Motor Vehicle constructed or adapted to carry more than 8 seated passengers (excluding the driver);
and
- (b) a Local Bus not so constructed or adapted.

"Camper Van" has the same meaning as 'Motor Caravan'.

"Camper Van Park" means a parking place provided by the Council under Section 32(1) of the Act for the parking of Motor Vehicles within Designations 'R' in Column 2 of the Second Schedule.

"Car Club" means the York Car Club.

"Car Club vehicle" means a motor vehicle of a class approved by the Council and provided by the Contractee on behalf of the York Car Club for use by that Car Club's members on payment of a hire fee.

"Car Park" means a parking place provided by the Council under Section 32(1) of the 1984 Act for the parking of Motor Vehicles except goods vehicles in excess of 3050 kilograms gross weight, Camper Vans exceeding 3050 kilograms gross weight and Buses and includes a Parking Place specified in Column 1 of the First Schedule having a multi-storey construction and identifiable by the designation "M" in that Column.

"Car Park Supervisor" means a person centred at the office and visitor centre building at a Parking Place forming part of a Park and Ride site that person being engaged in supervising the day to day operation of the Parking Place.

"Caravan" means a vehicle, not being a motor vehicle, which is not constructed or adapted to carry a load or passengers and which contains permanently installed equipment and sleeping accommodation being facilities which are reasonably necessary for enabling the vehicle to provide mobile living accommodation.

"Central Area Zone" means the area shown on the Plan in the Seventh Schedule.

"Central Resident" means a person whose only or main residence is within the Central Area Zone and who resides at premises:

- (a) at which no member of the household is the holder of a Residents' Contract Permit or a participant in an 'on-street' residents' priority parking scheme; and
- (b) which do not have a garage or other space sufficient to accommodate a Motor Car such sufficiency, where necessary, to be assessed and decided by an Officer.

Charge Certificate" has the same meaning as in Regulation 21 of the General Regulations.

"Civil Enforcement Area" means the parking area designated by the Secretary of State, in exercise of powers under Paragraphs 1(1) and 2(1) of Schedule 3 to the 1991 Act, as a Permitted Parking Area and as a Special Parking Area under Article 4 of The Road Traffic (Permitted Parking Area and Special Parking Area) (District of York) Order 2000 (Order of 2000) and, by virtue of Article 3 of that Order, comprises the whole of the District of York excluding the following roads:

- (a) the A64 trunk road for the whole of its length in the District including all its on and off slip roads apart from the off slip road at Copmanthorpe leading to Top Lane, Copmanthorpe at Top Lane junction, and
 - (b) the A1237 road for the whole of its length,
- that parking area, on and after the 31st day of March 2008, being designated a "Civil Enforcement Area" by virtue of the Order of 2000 being deemed to have been made under Paragraph 8(1) of Part 2 of Schedule 8 to the 2004 Act by virtue of Paragraph 8(4) of that Schedule.

"Civil Enforcement Officer" has the same meaning as in Section 76 of the 2004 Act and such officer's appointment, powers, duties and mode of dress shall accord with the said Section 76.

"Charge Period" means a period stated in Column 5 of the First Schedule on the days set out in Column 3.

"Coach Park" means any parking place for Buses provided by the Council under Section 32(1) of the 1984 Act and specified in Column 1 of the First Schedule.

"Column" means a column in the Schedule or Part of the Schedule referred to or last referred to.

"Contract Parking Space" means a parking bay in which a Contractee is entitled to park a Contract Vehicle by virtue of Article 19(2).

"Contract Vehicle" means a vehicle displaying a General Contract Permit parked in a Contract Parking Space in circumstances where the Contract Permit is valid.

"Contractee" means:

- (a) a person or organisation with whom or which the Council has a contract under Article 19 or 21 for their use of a Contract Parking Space when parking is taking place in accordance with that contract; and
- (b) a Central Resident with whom the Council has a contract under Article 20 for that Central Resident's use of an undesignated or unreserved parking bay when parking is taking place in accordance with that contract.

"Council" means City of York Council.

"Country Park" means the Council's nature reserve adjacent to and accessible from Rawcliffe Bar Park and Ride site.

"credit card" means a written authorisation issued by a bank or other financial institution allowing the holder to obtain credit within a specified limit in order to make direct payment for goods or services.

"Cycle Park" means a parking place provided by the Council under Section 32(1) of the 1984 Act for the parking of pedal cycles.

"debit card" means a written authorisation issued by a bank or other financial institution allowing the holder to make direct payment for goods or services from an account held with that bank or other financial institution.

"Disabled Person" has the same meaning as in Regulation 2 of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000.

"Disabled Person's Badge" means any badge issued, or having effect as if issued, under Section 21 of the Chronically Sick and Disabled Person's Act 1970.

"Disabled Person's Vehicle" means a vehicle lawfully displaying a Disabled Person's Badge.

"display", "displaying", "displays" or "displayed",

(a) in relation to a Permit or Ticket means:

- (i) in the case of vehicle fitted with a front windscreen thereon, that the specified item is exhibited on the near side thereof with the obverse side facing forwards so as to be legible from outside the vehicle;
- (ii) in the case of a vehicle not fitted with a front windscreen, the specified item is exhibited in a conspicuous position on the vehicle except that this requirement shall not apply to a vehicle within vehicle Class B when such vehicle is parked in accordance with Sub-Paragraph (iii); or
- (iii) in the case of a vehicle within vehicle Class B when parked in a parking bay provided with a Security Device, the specified item is exhibited on that Security Device in the window holder provided for that purpose with the obverse side facing upwards so as to be legible from above the Security Device;

(b) in relation to a Frequent User Pass, Minster Badge, Shopmobility Badge, Parking Pass, Season Ticket, General Contract Permit, Residential Contract Permit or Disabled Person's Badge, means:

- (i) that the item is exhibited on the dashboard or fascia of the vehicle; or
- (ii) where the vehicle is not fitted with a dashboard or fascia, the item is exhibited in a conspicuous position on the vehicle, so that the front of the item is clearly legible from the outside of the vehicle.

"District of York" means the area within the boundary of City of York Council.

"driver" means a person who was the driver or rider of a Motor Vehicle at the time it was parked, allowed to wait or left in a Car, Camper Van, Coach or Cycle Park.

"Dual Purpose Vehicle" has the same meaning as in the Road Vehicles (Construction and Use) Regulations 1986.

"Employment Support Allowance" means a monetary benefit of that title provided by and under legislation administered by a Government Office.

"Enforcement Authority" means City of York Council.

"Entry Period" means the times specified in Column 4 of the First Schedule on the days specified in Column 3.

"Frequent User Pass" means a pass issued under Article 12(1)(e).

"General Contract Permit" means a permit issued by the Council to a Contractee for the purposes of Article 19.

"General Regulations" means The Civil Enforcement of Parking Contraventions (England) General Regulations 2007.

"Goods Vehicle" has the same meaning as in the Road Traffic Act 1988.

"gross weight" means:

- (a) in relation to a motor vehicle, the sum of the weights transmitted to the road surface by all the wheels of the vehicle,
- (b) in relation to a trailer, the sum of the weights transmitted to the road surface by all the wheels of the trailer and of any weight of the trailer imposed on the drawing vehicle.

"Guidelines Order" means The Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007 made by the Secretary of State in exercise of powers conferred by Paragraph 8 of Schedule 9 to the 2004 Act.

"hire fee" means a charge payable for use of a Car Club vehicle.

"horn" means an instrument, not being a bell, gong or siren, capable of giving audible and sufficient warning of the approach or position of the vehicle to which it is fitted.

"Invalid Carriage" means a mechanically propelled vehicle the weight of which unladen does not exceed 254 kilograms and which is specially designed and constructed, and not merely adapted, for the use of a person suffering from some physical defect or disability and is used solely by such a person.

"living van" means a vehicle used primarily as living accommodation by one or more persons and which is not also used for the carriage of goods or burden which are not needed by such one or more persons for the purpose of their residence in the vehicle.

"low emission vehicle", for the purposes of this Order, means :

- (a) a motor vehicle being a light passenger vehicle within the terms of Part 1A of Schedule 1 of the Vehicle Excise and Registration Act 1994 having a low CO₂ emission figure qualifying that vehicle for a reduced rate of annual vehicle excise duty that vehicle meeting the requirements of either "Condition (Band) A", "Condition (Band) B" or "Condition (Band) C" of that part of that Schedule of the said Act;

- (b) a motor vehicle being a light goods vehicle within the terms of Part 1B of Schedule 1 of the Vehicle Excise and Registration Act 1994 that vehicle having a low CO₂ emission figure qualifying that vehicle for a reduced rate of annual vehicle excise duty in accordance with paragraph 1J(b) of Part 1B of Schedule 1 of the said Act;
- (c) a motor vehicle being an "electric" or "liquid propane gas" powered vehicle.

"Minster Badge" means a badge issued under Article 12(1)(a).

"Minster Badge Holder" means a person who has been issued with a Minster Badge which has not become invalid.

"motor car" means a mechanically propelled vehicle, not being a motor cycle or an invalid carriage, which is constructed itself to carry a load or passengers and the weight of which unladen –

- (a) if it is constructed solely for the carriage of passengers and their effects, is adapted to carry not more than seven passengers exclusive of the driver and is fitted with tyres of such type as may be specified in regulations made by the Secretary of State, does not exceed 3050 kilograms,
- (b) if it is constructed or adapted for use for the conveyance of goods or burden of any description, does not exceed 3050 kilograms, or 3500 kilograms if the vehicle carries a container or containers for holding for the purposes of its propulsion any fuel which is wholly gaseous at 17.5 degrees Celsius under a pressure of 1.013 bar or plant and materials for producing such fuel,
- (c) does not exceed 2540 kilograms in a case not falling within sub-paragraph (a) or (b) above.

"Motor Caravan" means a motor vehicle having at least 4 wheels which is constructed for the carriage of passengers and having living accommodation comprising seats, a table, storage facilities and including sleeping accommodation which may be converted from the seats such living accommodation being rigidly fixed to the living compartment notwithstanding that the table may be designed to be easily removable.

"Motor Cycle" means a mechanically propelled vehicle, not being an invalid carriage, with less than four wheels and the weight of which unladen does not exceed 410 kilograms.

"Motor Cycle with sidecar" means a Solo Motor Cycle to which a sidecar is attached.

"motor vehicle" means, subject to Section 20 of the Chronically Sick and Disabled Persons Act 1970 (which makes special provision about invalid carriages, within the meaning of that Act), a mechanically propelled vehicle intended or adapted for use on roads.

"Multi Storey Car Park" means a Car Park designated M in Column 1 of the First Schedule.

"non-motorised vehicle" means a Pedal Cycle which is either stationary or being pushed and a vehicle which is propelled by the physical effort of a person not carried by it such vehicle being constructed and not merely adapted to be so propelled.

"Office" means the Council's Parking Services Office, West Offices, Station Rise, York YO1 6GA

"Officer" means an Officer of the Council duly authorised for any purpose.

"Other" means any person who is not a Season Ticket Holder or Driver of a Contract Vehicle and who parks a vehicle not displaying a Valid Permit.

"overall length" has the same meaning as in the Road Vehicles (Construction and Use) Regulations 1986.

"owner" has the same meaning as in Section 82 of the 1991 Act.

"Paragraph" means a paragraph or sub paragraph of the Article in which the word appears.

"parking bay" means an area marked within a Parking Place for the parking of a class or classes of vehicle.

"Parking Charge" means a charge set out in Columns 3A and B in Part 1 of the Third Schedule within a Tariff, and appropriate to the vehicle class, and period of parking as set out in the Third Schedule.

"Parking Pass" means a pass issued under Article 12(1)(c)

"Parking Place" means a place where vehicles, or vehicles of any specified class, may wait.

"Parking Services Manager" means an Officer for the time being appointed to that post by the Council.

"Part" means a part of the Schedule referred to or last referred to.

"passenger vehicle" means a motor vehicle solely constructed for the carriage of passengers and their effects.

"Pedal Cycle" means a vehicle which is not constructed or adapted to be propelled by mechanical power and which is equipped with pedals, including an electrically assisted pedal cycle prescribed for the purposes of Section 189 of the Road Traffic Act 1988 and Section 140 of the 1984 Act.

"Penalty Charge" means a Penalty Charge set by the Enforcement Authority in accordance with the Guidelines Order made by the Secretary of State in exercise of the power conferred by Paragraph 8 of Schedule 9 to the 2004 Act that charge being a charge appropriate to the level of contravention as set out in Part III of the Fourth Schedule to this Order and payable in accordance with Regulation 4 of the General Regulations.

"Penalty Charge Notice" has the meaning given by Regulations 8(1) of the General Regulations.

"Period of Parking" is defined in Article 6(3).

"Resident" means a person whose only or main residence is within the District of York.

"Residential Contract Permit" means a permit issued by the Council to a Contractee, being a Central Resident, for the purposes of Article 20.

"roller skate" means a wheeled device, not being mechanically propelled, which is designed and constructed as a form of footwear or for attachment to footwear which, when worn by a person, will enable that person through a combination of skill, balance and physical effort to gain momentum and, thereby, carriage.

"Season Ticket" means a Ticket purchased under Article 18.

"Season Ticket Holder" means a person who has purchased a Season Ticket which has not become invalid in relation to a vehicle of a vehicle class appropriate to that Season Ticket and in which that Season Ticket is displayed.

"Secretary of State" means the Secretary of State for Transport.

"Security Device" means equipment designed to prevent the theft of a vehicle within Vehicle Class B which is permanently installed in a Parking Bay in a Car Park.

"Schedule" means a Schedule of this Order unless otherwise stated.

"Shopmobility Badge" means a Badge issued under Article 12(1)(b).

"Shopmobility Service" means an administration authorised to issue Shopmobility Badges and lend Non-motorised Vehicles and Specialist Vehicles from their premises at Piccadilly Car Park to any person requiring the use of such vehicles.

"short vehicle" means a passenger vehicle other than a solo motor cycle with or without a sidecar attached which has an overall length not exceeding 2.7m.

"skateboard" means a device designed and constructed in the form of a narrow platform surmounted on roller skate wheels which is not mechanically propelled and which is designed and constructed to be ridden by a person who by a combination of skill, balance and physical effort is capable of providing its propulsion and momentum.

"Solo Motorcycle", "Moped" and "Scooter" mean classes of Motorcycle with not more than two wheels.

"Specialist Vehicle" means a vehicle not being a Pedal Cycle:

(a) which is propelled by the physical effort of a person carried by it;

or

(b) which is an invalid carriage within the meaning of The Use of Invalid Carriages on Highways Regulations 1988 and used within the terms of those regulations.

"Staff Parking Permit" means a Permit issued under Article 12(1)(d).

"Summer" means the period in each year from the 1st day of April to the 31st day of October inclusive.

"Tariff" means the designation in Column 1 of the Third Schedule and in Column 7 of the First Schedule.

"Temporary Discount Badge" means a badge issued under Article 12(3)(b).

"Ticket" means a ticket issued by a Ticket Machine upon payment of a charge or a Season Ticket or a Contract Permit when Article 22(5) applies.

"Ticket Machine" means apparatus or a device for the issue of Car Park Tickets.

"Token" means a Token issued by a Token Machine without payment or charge when Article 8(2) applies.

"Token Machine" means apparatus or a device for the issue of a Token.

"trailer" means a vehicle drawn by a motor vehicle.

"Valid Disabled Person's Badge" means a Disabled Person's Badge which has not become invalid and is not being used in circumstances where it is not valid.

"Valid Frequent User Pass" means a pass which has not become invalid and is not being used in circumstances where it is not valid.

"Valid Minster Badge" means a Minster Badge which has not become invalid and is not being used in circumstances where it is not valid.

"Valid Parking Pass" means a Parking Pass which has not become invalid and is not being used in circumstances where it is not valid.

"Valid Permit" means a General Contract or Residential Contract Permit which has not become invalid and is not being used in circumstances where it is not valid.

"Valid Shopmobility Badge" means a Shopmobility Badge which has not become invalid and is not being used in circumstances where it is not valid.

"Valid Ticket" means a Ticket which has not become invalid and is not being used in circumstances where it is not valid.

"vehicle" means a carriage or conveyance including a caravan or trailer in or on which persons or goods are transported, a Motor Vehicle and, for the purposes of this Order, also includes a skateboard or roller skate.

"vehicle class" means a vehicle class described in Column 1 of the Second Schedule which may be referred to by the designation in Column 2.

"Weekday" means all days from Monday to Saturday inclusive.

"Winter" means the period from the 1st day of November in each year to the 31st day of March in the next year inclusive.

"York Car Club" means a group or association of people and businesses who on payment of a fee become members of an organisation formed under the terms of a contract between the Council and a private body, that private body having responsibility for:

- (a) ensuring the provision and availability of motor vehicles for use by Car Club members,
- (b) determining and administering charges in respect of Car Club membership and vehicle hire and
- (c) undertaking the control and management of the Car Club except in respect of the provision of "on" and "off" street parking places and the issue of York Car Club Parking Permits which responsibility shall be vested in the Council

and such Car Club shall include in its membership any member of any other organisation in which that private body has a controlling and managing interest of a like nature to those identified in sub-paragraphs (a), (b) and (c).

"York Car Club Permit" means a Permit issued by the Council to a contractee within the terms of Article 21.

PART II - USE OF OFF-STREET PARKING PLACES

AUTHORISATION

3. (1) The Car Parks, Camper Van Parks and Coach Parks set out in Column 1 of the First Schedule are available for the parking of Motor Vehicles subject to the provisions of this Order.
- (2) The Cycle parks set out in Column 1 of the First Schedule are available for the parking of Pedal Cycles subject to the provisions of this Order.

CLASSES OF VEHICLE

4. (1) A person shall not cause or permit a vehicle to park, wait or be left in a Car, Camper Van, Coach or Cycle Park unless it is of a vehicle class permitted to park in that Car, Camper Van, Coach or Cycle Park during the Entry Period for that Car, Camper Van, Coach or Cycle Park.
- (2) The vehicle classes permitted to park, wait or be left in a Car, Camper Van, Coach or Cycle Park during an Entry Period are those set against that Entry Period in Column 6 of the First Schedule.

TIMES OF USE

5. (1) Subject to Paragraphs (3), (4), (5), (6), (7) and (8) a person shall not cause or permit a vehicle, other than a Contract Vehicle, to park, wait or be left in a Car, Camper Van or Coach Park:
 - (a) for longer than twenty four hours provided that where Paragraph (6) applies and the Car, Camper Van or Coach Park has no Entry Period on the day after parking commenced then a person shall not cause or permit that vehicle to park, wait or be left in that Car, Camper Van or Coach Park for more than ten minutes after the commencement of the next Entry Period but no further charge shall be payable in respect of that ten minutes;
or
 - (b) at a time within any Charge Period entered against that Car, Camper Van or Coach Park in a case where 'One Hour' is entered in Column 8 against that Charge Period if that vehicle has previously been parked during that same Charge Period in that Car, Van or Coach Park for a Period of Parking which ended less than one hour before the recommencement of parking.
- (2) A person shall not cause or permit a vehicle to park, wait or be left in a Car, Camper Van, Coach or Cycle Park or part thereof which is closed under Paragraph (14) otherwise than at the direction of or with the consent of a Civil Enforcement Officer or an Officer or, in the case of a Car, Camper Van or Coach Park forming part of a Park and Ride site, a Car Park Supervisor.
- (3) In respect of a Car, Camper Van or Coach Park designated X in Column 1 of the First Schedule:
 - (a) a person shall not cause or permit a vehicle to commence parking except during an Entry Period;
 - (b) a person who has caused or permitted a vehicle to park shall not, subject to Paragraphs 4, 5, 6, 7, and 8 cause or permit that vehicle to remain in the Car, Camper Van or Coach Park after the end of the Entry Period.
- (4) A Season Ticket Holder may cause or permit a vehicle to remain in a Car Park designated ST or SH in Column 2 outside the Entry Period but, subject to Articles 8(2) and (3) shall not remove it other than during the Entry Period.
- (5) A General Contract Vehicle may remain in a Car Park outside the Entry Period but subject to Article 8(4), it shall not be removed otherwise than during the Entry Period.
- (6) A driver may cause or permit a vehicle to remain in a Car Park or Coach Park after the end of the Entry Period if the Period of Parking purchased is to be 24 hours but subject to Articles 8(3) and (4), shall not remove it other than during the Entry Period.
- (7) A Residential Contract Vehicle may remain in a Car Park outside the Entry Period and may enter and leave outside such Entry Period.
- (8) Subject to Article 8(4) a person shall not, in respect of Union Terrace Coach Park, cause or permit a vehicle to:
 - (a) park, wait or be left on any day before 0800 hours or after 2300 hours;
 - (b) park, wait or be left between 2030 hours and 2300 hours on any day unless the Ticket obtained in accordance with Article 8(3) is exchanged before 2030 hours by the Officer on duty at the Coach Park for a Token; and

- (c) exit from the Coach Park otherwise than by inserting the token in the barrier apparatus approved by the Secretary of State and erected at the exit to facilitate exit from that Coach Park.
- (9) The Council may, on any occasion that it considers there is a demand for additional off-street parking, extend the Entry Period at all or any of Foss Bank, Castle Mills or Piccadilly Car Parks.
- (10) Where an Entry Period is extended at a Car Park by virtue of Paragraph (9) such period, shall be determined by the Council.
- (11) A Car Park having an extended Charge Period by virtue of Paragraphs (9) and (10) shall have a parking charge during that extended Charge Period at a rate based on the tariff(s) applying to that Car Park when parking commences after 6pm by virtue of Part I of the Third Schedule.
- (12) The Entry Period, on any day, at Askham Bar Car Park, Grimston Bar Car park, Monks Cross Car, Camper Van and Coach Parks and at Rawcliffe Bar Car and Camper Van Parks is that period commencing 15 minutes before the start of the scheduled Park and Ride bus service and ending 15 minutes after that scheduled bus service has ended.
- (13) Subject to paragraph 14, the entry period on any day at Rowntree Park Car Park shall accord with those times between which Rowntree Park is open for public use on that day such periods being published in a notice displayed on or near the ticket machine in that Car Park at the commencement time of the Entry Period and throughout that Entry Period on that day.
- (14) The Council may close the whole or any part of a Car, Camper Van, Coach or Cycle Park temporarily for the purpose of works, a fair, public procession or rejoicing or such other purpose as it considers fit on exhibiting notice of such closure on or near the entrance to that Car, Camper Van, Coach or Cycle Park and any ticket machine therein as soon as practicable on or before the date of closure except that such notice shall not be required where closure only affects part of the Car, Camper Van, Coach, or Cycle Park whereby parking availability to the public is not stopped but merely reduced.
- (15) Subject to paragraph 16 the Council may close the whole or any part of a Car, Camper Van, Coach or Cycle Park permanently where , for whatsoever reason, the Car, Camper Van, Coach or Cycle Park cannot continue to be operated, managed or controlled by or on behalf of the Council to provide parking availability to the public and shall, not less than 7 days before the date of closure, display a Notice to that effect at or near the entrance to the Car, Camper Van, Coach or Cycle Park and any ticket machine site therein.
- (16) Where a Car, Camper Van, Coach or Cycle Park is permanently closed by virtue of paragraph 15 all reference to that Car, Camper Van, Coach or Cycle Park shall be revoked and deleted from this Order such revocation and deletion to take effect at the time and date of the said permanent closure.

PART III - CHARGES

PARKING CHARGE

6. (1) A person shall not cause or permit a vehicle to park, wait or be left in a Car, Camper Van or Coach Park unless, subject to Paragraph (5), a Parking Charge specified in Third Schedule together with, where applicable, the transaction fee specified in the Sixth Schedule has been paid in the manner set out in Articles 7 or 8(1), (3) or (5).

- (2) The Parking Charge for the Period of Parking set out in Column 2 of Part 1 of the Third Schedule is the sum set out in Column 3A for Minster Badge Holders and Column 3B for others against a Tariff in Column 1 where that Tariff is the Tariff set out in Column 7 of the First Schedule against the relevant Car, Camper Van or Coach Park, Days, Charge Period and vehicle class in Columns 1, 3, 5 and 6 respectively.
- (3) Any Period of Parking purchased by a Parking Charge:
- (a) Can only be used on the Car Park or Coach Park in which it was purchased;
 - (b) Commences at the time stated on the Ticket and ends at the expiry of the period purchased notwithstanding any break in parking and
 - (c) expires at the end of the Charge Period during which it commenced notwithstanding that save for this provision there would be a balance of time outstanding.
- (4) Nothing in Paragraphs (1) and (2) shall apply:
- (a) to Solo Motorcycles, Mopeds or Scooters when parked in any parking bay not having a Security Device and not marked or signed for the specific use of that vehicle class;
 - (b) to Season Ticket Holders and Contractees;
 - (c) to:
 - (i) a Motor Vehicle being used for the conveyance of a Disabled Person on which there is displayed a Valid Disabled Person's Badge issued in respect of that person,
 - (ii) an Invalid Carriage,
 - or
 - (iii) a Motor Vehicle issued to a disabled person by the Department of Health and Social Security in lieu of an Invalid Carriage,
 - (d) to a Motor Vehicle parked in Askham Bar Car Park, Grimston Bar Car Park, Monks Cross Car and Camper Van Parks, and Rawcliffe Bar Car and Camper Van Parks when the requirements set out in Column 2 of the Second Schedule are satisfied in respect of the class of vehicle authorised to park in the respective Parking Places by virtue of Column 6 of the First Schedule.
- (5) Where, during the period of validity of this Order, a parking bay within a Car Park is signed and marked for parking by vehicles of vehicle class B and additionally provided with a Security Device then the tariff applying to that parking bay shall be that contained in Column 3 of the Third Schedule in respect of periods specified in Column 2 against the Tariff and Parking Place identified as "SD(M/C)" in Column 1.

PAYMENT - GENERAL

7. (1) Except as provided in Paragraph (2) and Article 8 (1), (2) and (4) the Parking Charge may be paid by the insertion of an appropriate coin or coins into a Ticket Machine in situ at the Car, Coach or Camper Van Park where the vehicle has been parked, is waiting or has been left or may be paid by credit card or debit card where that Ticket Machine is programmed to accept such method of payment always provided that if any one Ticket Machine is out of order the Parking Charge shall be payable at any other Ticket Machine in situ at that Car, Coach or Camper Van Park.
- (2) In those Car Parks and Coach Parks where a Notice in accordance with Article 8(4)(e) is displayed payment of the Parking Charge may be made by credit card or debit card by way of mobile telephone communication to the Council in accordance with Article 8(4).

- (3) Where payment is made in accordance with paragraph (1) the driver of a Motor Vehicle shall display the Ticket or Tickets issued by an Officer or by the Ticket Machine on payment of the Parking Charge so that it remains visible at all times throughout the period the Motor Vehicle is in the Car Park or Coach Park during the Period of Parking purchased.
- (4) Subject to Articles 18(4), 19(3), 20(3) and 21(3), where a Ticket is not displayed or the Parking Charge has not been paid in accordance with Paragraph (2) this Order shall have effect as though a Parking Charge has not been paid.
- (5) Subject to Articles 18(4), 19(3), 20(3) and 21(3), a person shall not cause or permit a Motor Vehicle to park, wait or be left in a Car, Camper Van or Coach Park during a Charge Period when:
 - (a) a Parking Charge has not been paid and the Tariff is not F;
or
 - (b) a Parking Charge has been paid but the Period of Parking has expired and
 - (i) before such expiry no payment was made in respect of a further Period of Parking permitted by this Order
and
 - (ii) either Article 5(6) does not apply or the period mentioned therein has expired;
 - (c) that vehicle is not displaying a Valid Minster Badge and a Parking Charge appropriate to a Minster Badge Holder has been paid such charge being less than is appropriate for the period for which the vehicle has been parked;
 - (d) a Parking Charge has been paid which is less than that required for the minimum Period of Parking which can be purchased in respect of the vehicle concerned.
- (6) Subject to Articles 18(4), 19(3), 20(3) and 21(3), a person shall not cause or permit a Motor Vehicle to park, wait or be left in a Car Park when a period of less than one hour has elapsed since the termination of the last Period of Parking by that Motor Vehicle during the same Charge Period in that Car Park and that Car Park has One Hour entered against it in Column 8 of the First Schedule for that Charge Period.

PAYMENT - SPECIAL

8. (1) **MONKS CROSS CAR PARK AND MONKS CROSS CAMPER VAN PARK**
 - (a) The driver of a Motor Vehicle shall on entering either Monks Cross Car Park or Monks Cross Camper Van Park:
 - (i) obtain a Token from the Token Machine located at the point of entry and, at the time of using the Park and Ride bus service operating from the site served by that Car Park and Camper Van Park, tender that token to the bus driver for authentication and return, or
 - (ii) if using a pedal cycle to travel away from and return to the Parking Place, tender that Token to the Car Park Supervisor for authentication and return or,
 - (iii) in any other case, insert that Token into the Token Machine at the Park and Ride site office together with the Parking Charge specified in Columns 3A and 3B of the Third Schedule set against the Tariff "P and R" in Column 1 that Token Machine being programmed to authenticate and return that Token, and
 - (iv) on driving away from the respective Parking Place insert the authenticated Token into the Token Machine at the exit point to facilitate exit from that Parking Place;
 - (b) When a Token Machine is out of order the issue and authentication of Tokens, receipt of any relevant charge(s) and operation of entry and exit barriers shall be undertaken by the Car Park Supervisor.

- (c) Where a Token has been:
- (i) damaged so as to be unrecognisable to a Token Machine or to the Car Park Supervisor or
 - (ii) lost or stolen and evidence sufficient to satisfy the Car Park Supervisor of the loss or theft has not been produced
- then an authenticated Token shall only be issued on payment to the Car Park Supervisor of the Parking Charge set out in Columns 3A and 3B of the Third Schedule set against the Tariff 'P and R' in Column 1.

(2) UNION TERRACE COACH PARK - RELEASE TOKEN

Where a driver of a Motor Vehicle parked, waiting or left within Union Terrace Coach Park wishes to remove that Motor Vehicle after 2030 hours and before 2300 hours on the day parking commenced the 'Token Fee' specified in Column 2 of the Sixth Schedule shall be payable in the manner set out in Article 7(1) as a separate charge from the Parking Charge and the Ticket thereby obtained used in accordance with Article 5(8).

(3) RELEASE FEE

Where a driver of a Motor Vehicle parked, waiting or left within:

- (a) a Multi-Storey Car Park,
- (b) Union Terrace Coach Park whose Token obtained under Article 5(4) has been lost or become unusable or who has obtained no such Token.
- (c) Askham Bar or Grimston Bar Park and Ride Car Parks,
- (d) Monks Cross Car, Camper Van or Coach Park,
- (e) Rawcliffe Bar Car or Camper Van Park,
or
- (f) Rowntree Park Car Park

wishes to remove a vehicle outside the Entry Period the Release Fee specified in Column 2 of the Sixth Schedule shall be payable in addition to the Parking Charge and any Penalty Charge such fee only being accepted by a Civil Enforcement Officer upon the driver providing satisfactory proof of ownership or entitlement to use the vehicle.

(4) MOBILE TELEPHONE PAYMENT

- (a) Where payment of a Parking Charge is made by credit card or debit card by way of mobile telephone communication in pursuance of Article 7(2) the payee shall disclose the:
 - (i) call number of the mobile telephone,
 - (ii) identification number and any such other details as may be requested by or on behalf of the Council relating to the credit card or debit card against which the Parking Charge is being paid,
 - (iii) location number of the Parking Place in respect of which payment is being made,
 - (iv) registration number of the motor vehicle being parked.
- (b) Where payment of a Parking Charge is made in accordance with Paragraph (a):
 - (i) the transaction fee specified in Column 2 of the Sixth Schedule shall be payable at the time,
 - (ii) the Parking Period shall commence on receipt by the Council of the details specified in Paragraph (a).

- (c) At any time after a Parking Charge has been paid in accordance with Paragraph (a) in respect of a Parking Period that Parking Period may be increased on further payment of the additional Parking Charge and the appropriate transaction fee specified in Column 2 of the Sixth Schedule has been paid always provided that the maximum permitted Parking Period for that Parking Place is not exceeded.
- (d) The payee of a Parking Charge under Paragraph (a) may request to be informed by a text message as to the imminent expiry of the Parking Period provided that where such text message is sent the appropriate transaction fee specified in Column 2 of the Sixth Schedule has been paid.
- (e) The Council shall display a Notice in every Car Park and Coach Park where the option of payment of the Parking Charge in accordance with Article 7(2) is available, such notice shall display the location number of the car park or coach park in which it is sited and provide operational guidance on payment of Parking Charges under that Article.”

PENALTY CHARGE

- 9. Subject to Article 10, where a vehicle parks, waits or is left in a Car, Camper Van, Coach or Cycle Park within a Civil Enforcement Area in contravention of the provisions of this Order or where a vehicle otherwise contravenes the provisions of this Order then, by virtue of Regulation 4(c) of the General Regulations, a Penalty Charge shall be payable.
- 10. Where, in the case of a vehicle in respect of which a Penalty Charge is payable under Regulation 4(c) of the General Regulations, a Penalty Charge Notice has been served by a Civil Enforcement Officer or the Enforcement Authority in accordance with Regulation 9 or 10 respectively of the General Regulations then, subject to Article 11, that Penalty Charge shall be:
 - (a) at the "higher level" if the contravention is one falling within the list of contraventions contained in Table 2 of the Schedule to the Guidelines Order, or
 - (b) at the "lower level" if the contravention is one not falling within the aforesaid Table 2, that "higher level" and "lower level" Penalty Charge being one set by the Enforcement Authority in accordance with the Guidelines Order and specified in the Table in Part I of the Fourth Schedule to this Order.
- 11. The Penalty Charge referred to at Article 10 may be varied in accordance with the scale of charges set out in Part I of the Fourth Schedule, any such variation being determined by procedural provisions of the General Regulations.

PART IV – BADGES, PASSES AND PERMITS

ISSUE

- 12. (1) The Council shall, subject to Paragraphs (2), (3) and (4), issue or cause to be issued:
 - (a) a Minster Badge to any person whose only or main residence is within the District of York and who owns a vehicle within vehicle class A or N;
 - (b) a Shopmobility Badge to any person parking a vehicle within vehicle class J in furtherance of that person's use, or the use of a person being a passenger in that vehicle, of a Non-Motorised Vehicle or Specialist Vehicle provided by the Shopmobility Service;

- (c) a Parking Pass to any person parking a vehicle within vehicle classes F or H during an Entry Period and Charge Period against which vehicle classes F or H are specified in Column 6 of the First Schedule that person, in the case of a vehicle within:
 - (i) vehicle class F, being the driver and holder of a Disabled Person's Badge who is an employee of the Council and
 - (ii) vehicle class H, being a person visiting the Council;
- (d) a Staff Parking Permit to a person parking a vehicle within vehicle class M that person:
 - (i) being an employee of the Council and using that vehicle in the course of that person's employment with, and on, the business of the Council, or
 - (ii) not being an employee of the Council is engaged on business with, for or on behalf of the Council;
- (e) a Frequent User Pass to any person to enable that person to park a vehicle within vehicle classes A or N.

(2) Any person having an entitlement:

- (a) under Paragraph 1(a) may apply to the Council for the issue of a Minster Badge and such application shall be made in such form and include such particulars and information as may be required by the Council;
- (b) under Paragraph 1(b) may apply to the Shopmobility Service at their office at the Piccadilly Car Park for the issue of a Shopmobility Badge and such application shall be made in such form and include such particulars and information as may be required by the Shopmobility Service;
- (c) under Paragraph 1(c) may apply at the Council's Reception or Parking Services Office at West Offices, Station Rise, York for the issue of a Parking Pass and such application shall be made in such form and include such particulars and information as may be determined by the Council;
- (d) under Paragraph 1(d) may apply to the Council's Parking Services Office at West Offices, Station Rise, York for the issue of a Staff Parking Permit entitling a vehicle in vehicle class M to park in those Car Parks designated SPP in Column 2 of the First Schedule and such application shall be made in such form and include such particulars and information as may be determined by the Council;
- (e) under Paragraph 1(e) on that persons own behalf or on behalf of a charity may apply to the Council's Parking Services Office at West Offices, Station Rise,, York for the issue of a Frequent User Pass entitling a vehicle in vehicle classes A or N to park during the overnight period from 5pm to 8.30am in those Car Parks designated FUP in Column 2 of the first Schedule and such application shall be made in such form and include such particulars and information as may be determined by the Council except that where an application is made on behalf of a charity that application may be for the issue of up to five Frequent User Passes provided that the charity has premises from which that charity's work is undertaken on at least one occasion per week for not less than one hour after 6pm such premises being situated within the York Inner Ring Road or immediately adjacent thereto.

(3) The Council may at any time require:

- (a) the holder of a Minster Badge or Frequent User Pass to produce such evidence as may reasonably be required in furtherance of determining:
 - (i) that the holder is entitled to hold that Minster Badge or Frequent User Pass and, additionally,
 - (ii) in respect of a Frequent User Pass, that the appropriate charge for the class of vehicle has been paid;

- (b) an applicant for a Minster Badge or Frequent User Pass to produce such evidence as may reasonably be required to verify any particulars or information forming part of an application and, pending receipt of such evidence and approval or rejection of the application, may issue a Temporary Minster Badge or Temporary Frequent User Badge of such nature and duration as shall be considered fit and such Temporary Minster Badge or Temporary Frequent User Badge shall, subject to Article 13, be a Valid Minster Badge or Valid Frequent User Pass until it is withdrawn or expires.
- (4) Where an applicant for a Minster Badge or Frequent User Pass fails to comply with the requirements of Paragraphs (1) and (2) then the Council shall be under no obligation to issue a Minster Badge or Frequent User Pass to that applicant.
- (5) A Minster Badge, Shopmobility Badge, Parking Pass, Staff Parking Permit or Frequent User Pass shall include such particulars and be of such design:
 - (a) in respect of a Minster Badge, Parking Pass, Staff Parking Permit or Frequent User Pass as the Council may from time to time consider desirable;
 - (b) in respect of a Shopmobility Badge as the Shopmobility Service may from time to time consider desirable.
- (6) Where a Staff Parking Permit is of a type requiring the holder to:
 - (a) erase parts of its surface to identify the day of the month, the month and the year of use and
 - (b) endorse in the spaces provided the registration number of the vehicle being parked and identity of the Car Park relative to its use

then the holder shall, on parking the vehicle, validate that Staff Parking Permit so that the required particulars are legible thereon.
- (7) On issue of a Minster Badge, Shopmobility Badge, Parking Pass or Frequent user Pass the applicant shall pay the charge specified in Column 4 of Part 2 of the Third Schedule.

VALIDITY

13. (1) A Minster Badge or Frequent User Pass shall cease to be valid:-

- (a) if the holder is no longer qualified under Article 12;
- (b) upon its expiry;
- (c) when displayed on a Motor Vehicle other than one within vehicle class A or N;
- (d) the applicant fails to provide information requested under Articles 12(3)(a) within a reasonable time and the Council has given notice in accordance with Article 14(2);
- (e) in the case of a Temporary Minster Badge or Temporary Frequent User Pass if the Council rejects the application which formed the basis for the grant of that Temporary Minster Badge or Temporary Frequent User Pass;
or
- (f) upon the issue of a Duplicate Minster Badge or Duplicate Frequent User Pass under Article 15.

- (2) A Shopmobility Badge issued under Article 12(1)(b) shall cease to be valid:
- (a) upon the expiry of the period for which the vehicle upon which it is displayed is entitled to be parked within the provisions of this Order;
 - (b) when displayed on a Motor Vehicle other than one within vehicle class J.
- (3) A Parking Pass shall cease to be valid:
- (a) upon the expiry of the period for which the vehicle upon which it is displayed is entitled to be parked within the provisions of this Order;
 - (b) when displayed on a Motor Vehicle other than one within vehicle class F or H.
- (4) A Staff Parking Permit shall cease to be valid:
- (a) when displayed other than on a vehicle within vehicle class M;
 - (b) when displayed on a vehicle other than:
 - (i) on the date,
 - (ii) the vehicle, or
 - (iii) in the Car Park
 identified thereon;
 - (c) when particulars exposed or endorsed thereon identify other than one date, one vehicle or one Car Park;
 - (d) when displayed on a vehicle other than in accordance with Article 12(6) and when so displayed is a Ticket for the purposes of Article 7(3) and (4).
- (5) A Minster Badge, Shopmobility Badge, Parking Pass, Staff Parking Permit or Frequent User Pass issued under Article 12 shall not be displayed on a vehicle in a Car Park in circumstances where the respective Minster Badge, Shopmobility Badge, Parking Pass, or Staff Parking Permit or Frequent User Pass is deemed not to be valid.

WITHDRAWAL AND SURRENDER

14. (1) The holder of a Minster Badge or Frequent User Pass issued under Article 12(1) may surrender that Minster Badge or Frequent User Pass to the Council at any time and shall do so that it is received within 72 hours of the occurrence of any of the events set out in Article 13(1)(a)(c) or (d) and, unless the Minster Badge or Frequent User Pass has been lost or destroyed, (e).
- (2) The Council may, by notice in writing served on the holder of a Minster Badge or Frequent User Pass issued under Article 12(1) by sending the same by recorded delivery service or by delivering the same by hand to the holder at the address shown on that holder's application for the Minster Badge or Frequent User Pass or at any other address believed to be the holder's place of abode, withdraw a Minster Badge or Frequent User Pass and state a period for the purpose of Paragraph (3) if the Council believes that:-
- (a) the holder is no longer qualified under Article 12(1);
 - (b) the holder has failed to provide information requested under Articles 12(3) within a reasonable time;
 - (c) the Minster Badge or Frequent User Pass was issued on the basis of false information;

(d) the holder has used or permitted the use of the Minster Badge or Frequent User Pass in contravention of the provisions of this Order or the terms and conditions of issue of that Minster Badge or Frequent User Pass;

(e) the Minster Badge or Frequent User Pass has otherwise ceased to be valid

and in such cases the holder of the Minster Badge or Frequent User Pass shall return the Minster Badge or Frequent User Pass so that it is received by the Council within 72 hours of the receipt of the aforementioned notice.

(3) Where the Council withdraws a Minster Badge or Frequent User Pass under Paragraph (2)(b) or (c) the Council shall be under no obligation to issue a further Minster Badge or Frequent User Pass to the holder for such period as may be stated in the notice given in accordance with Paragraph (2).

(4) The holder of a Shopmobility Badge issued under Article 12(1)(b) shall, at the termination of the period of parking for which it was issued, surrender that Shopmobility Badge to the Shopmobility Service.

DUPLICATE BADGES AND PASSES

15. (1) Where a Minster Badge or Frequent User Pass becomes mutilated or defaced or the figures or particulars thereon have become illegible or the colour of the Minster Badge or Frequent User Pass has become altered by fading or otherwise, the Minster Badge Holder or Frequent User Pass Holder shall surrender it to the Council and the Council, shall, upon receipt of the Minster Badge or Frequent User Pass and payment of the charge specified in Column 2 of Part 1 of the Fifth Schedule, issue a duplicate Minster Badge or Frequent User Pass marked "Duplicate".

(2) Where a Minster Badge or Frequent User Pass is lost or destroyed the holder may apply to the Council for the issue of a duplicate and the Council upon being satisfied as to the loss or destruction shall, subject to Paragraphs (3), (4), (5) and (6), upon payment of a charge calculated in accordance with Paragraph (4), in respect of a first or second loss or destruction, issue a duplicate Badge or Pass marked "Duplicate" except that the Council shall be under no obligation to issue a duplicate Badge or Pass when loss or destruction occurs on a third occasion.

(3) In the case of a Disabled Person, a person in receipt of Employment Support Allowance or a person aged 60 or over, the sum payable under Paragraph (2) shall be that specified in Column 4 of Part II of the Fifth Schedule.

(4) The charge payable by virtue of Paragraph (2) shall, subject to Paragraph (5), be a sum equal to the proportion of the charge under Parts 3 and 4 of the Third Schedule in respect of the year or month(s) originally purchased as represented by the number of complete calendar months unexpired plus a sum equal to the proportion of that charge for the days unexpired in the month of issue of the duplicate Pass or Badge such days to include the day of issue of that duplicate Pass or Badge.

(5) Subject to Paragraph (6). Where the charge for the issue of a Pass or Badge in Column 4 of Part II of the Third Schedule is NIL the charge for the issue of a duplicate Pass or Badge shall be that specified in Column 2 of Part II of the Fifth Schedule in respect of a first loss or destruction in respect of a first loss or destruction, or Column 3 in respect of a second loss or destruction.

(6) Where payment of the charge specified in Column 3 of Part II of the Fifth Schedule is required in respect of a second loss or destruction of a Badge or Pass then payment of the Administration Fee specified in Column 2 of Schedule 6 shall, additionally, be required.

- (7) The provisions of this Order shall apply to a Duplicate Minster Badge and Duplicate Frequent User Pass and an application therefore as if it were a Minster Badge or Frequent User Pass or an application therefore.

REMOVAL OF BADGES

16. A person shall not remove a Minster Badge or Frequent User Pass from a vehicle unless authorised to do so by the driver of the vehicle.

APPEALS

17. Any person aggrieved by:
- (a) the refusal of the Council to issue a Minster Badge or Frequent User Badge under the provisions of Article 12(1);
 - (b) the withdrawal of a Minster Badge or Frequent User Pass under Article 14(2);
or
 - (c) any period stated under Article 14(3)

shall have a right to appeal to the Council's Officer in Consultation for parking matters who shall have power to confirm any action taken or substitute a decision always provided such decision is in accordance with the provisions of this Order.

PART V - LONG TERM ARRANGEMENTS

SEASON TICKETS

18. (1) The owner of a Motor Vehicle coming within vehicle classes A, D or N may, on application to the Council, purchase a Season Ticket.
- (2) A Season Ticket shall be issued in such form as the Council shall specify for the period commencing on the date of issue of that Season Ticket and shall be valid only:-
- (a) for a period of one or more but not exceeding 12 calendar months as stipulated on the ticket;
 - (b) when the vehicle class is appropriate to the charge made under Paragraph (3) and
 - (c) when displayed in accordance with Paragraph (4).
- (3) On the issue of a Season Ticket the applicant shall pay the charge specified in Column 4 of Part 3 of the Third Schedule designated as:-
- (a) ST in respect of a vehicle coming within vehicle Class A;
or
 - (b) ST(N) in respect of a vehicle coming within vehicle Class N.
- (4) A Season Ticket is a Ticket for the purposes of Article 7(2) and (3) when displayed on a vehicle coming within vehicle class:
- (a) A when parked in a Car Park against which ST;
 - or
 - (b) N when parked in a Car Park against which ST(N);
- is entered in Column 2 of the First Schedule.
- (5) The Season Ticket shall be displayed on a vehicle at all times that it is in a Car Park.

- (6) The Season Ticket shall be issued subject to the conditions from time to time specified by the City Council a copy of which may be inspected at the Office.

GENERAL CONTRACT PARKING

19. (1) The Council may enter into a contract with any person to allow or reserve for that person's use by such means as shall be agreed a parking bay or bays for 10 or more vehicles within vehicle class A in those Car Parks designated 'GCP' and within vehicle class N in those car parks designated GCP(N) in Column 2 of the First Schedule and on entering into such contract may make the charges set out in Column 4 for the days set out in Column 3 for the periods set out in Column 2 of Part 4 of the Third Schedule.
- (2) Where a Contract Parking Space is reserved in a Car Park then a Contractee shall be entitled to park or cause or permit a Contract Vehicle to be parked in that Contract Parking Space provided that a General Contract Permit is displayed on the vehicle and the appropriate charge under Paragraph (1) has been paid.
- (3) A General Contract Permit is not valid unless:-
- (a) it is displayed on a vehicle covered by the relevant contract;
 - or
 - (b) the vehicle on which it is displayed is parked in accordance with the relevant contract
- and when so displayed is a Ticket for the purposes of Articles 7(2) and (3).

RESIDENTIAL CONTRACT PARKING

20. (1) The Council may enter into a contract with a Central Resident to provide, subject to Paragraph (5), for that person's use of a parking bay for a vehicle within vehicle class A or N in those Car Parks designated:
- (a) RCP(Sec) or RCP (Sec)(N), where that Car Park is locked outside the entry period
 - or
 - (b) RCP or RCP(N), where that Car Park is not locked outside the entry period
- in Column 2 of the First Schedule and on entering into such contract may make the charges set out in Column 4 for the days set out in Column 3 for the periods set out in Column 2 of Part 4 of the Third Schedule.
- (2) The Contractee shall be entitled to park or cause or permit a Contract Vehicle to be parked in a parking bay provided that a Residential Contract Permit is displayed on the vehicle and the appropriate charge under Paragraph (1) has been paid.
- (3) A Residential Contract Permit is not valid unless:
- (a) it is displayed on a vehicle covered by the contract;
 - or
 - (b) the vehicle on which it is displayed is parked in a parking bay authorised by the Contract
- and when so displayed is a Ticket for the purposes of Articles 7(2) and (3).
- (4) Where a Central Resident has entered into a contract under Paragraph (1) no other member of that Contract Resident's household shall have entitlement to such a Permit.

- (5) A contract under Paragraph (1) shall not entitle the Contractee to park a vehicle:
- (a) unless a parking bay is available for that class of vehicle;
 - (b) in a parking bay designated and signed or marked for a vehicle or user other than that class of vehicle or user.

YORK CAR CLUB CONTRACT PARKING

21. (1) The Council may enter into a contract with the private body having responsibility for the control and management of the York Car Club to provide, subject to Paragraphs (4) and (5), a parking bay or parking bays in any Car Park for use by Car Club vehicles within vehicle class A and designated YCC in Column 1 of Part IV of the Third Schedule and in Column 1 of Part II of the Fifth Schedule and on entering into such contract may make the charges set out in Column 4 of Part IV of the Third Schedule for the days set out in Column 3 for the periods set out in Column 2 such number of parking bays and the Car Parks in which they are provided being determined by the Council.

(2)The Contractee or any person authorised by the contractee shall be entitled to park or cause or permit a Car Club Vehicle to be parked in a parking bay provided by virtue of Paragraph (1) provided that a York Car Club Permit is displayed on the vehicle and the appropriate charge under Paragraph (1) has been paid.

(3)A York Car Club Permit is not valid unless:

- (a) it is displayed on a vehicle covered by the contract;
or
- (b) subject to Paragraph 4, the vehicle on which it is displayed is parked in a parking bay authorised by the Contract
and when so displayed is a Ticket for the purposes of Articles 7(2) and (3).

(4)Where, in a Car Park, a designated York Car Club parking bay is temporarily unavailable for use for whatsoever reason then a Car Club Vehicle may, provided a York Car Club Permit is displayed thereon, be parked in that Car Park in any other available parking bay provided that the parking bay is not designated, signed or marked for use by any other specified class of vehicle or user.

(5)A contract under Paragraph (1) shall not entitle a York Car Club vehicle to be parked in a Car Park not having provision for the parking of that Car Club's Vehicles.

TERMS

22. (1)Nothing in Article 19, 20 or 21 shall oblige the Council to enter into a contract with any person.

(2)Season Tickets, General Contract Permits, Residential Contract Permits and York Car Club Permits issued under Articles 18, 19, 20 and 21 respectively shall not prejudice the Council's powers under Article 5(14).

(3)The Council may vary temporarily or permanently:

- (a) the Contract Parking Space or Car Park identified under a contract, or
- (b) the Car Parks available for use with Season Tickets.

- (4) The Council shall not be liable in damages if any Contract Parking Space or Car Park is unavailable through the act of any third party, closure, or the need to undertake work on such Contract Parking Space or Car Park and shall, in such circumstances, endeavour to make another parking bay or bays available to a Contractee.
- (5) Articles 7(3), 9, 10 and 11 apply when either Season Tickets, General Contract Permits, Residential Contract Permits or York Car Club Permits are not displayed or are displayed in circumstances when they are not valid.
- (6) Articles 13(1)(b) and (e), 14(2)(c) and (d) and (3) and Article 15(1), (2), (4) and (6) apply to Season Tickets, General Contract Permits, Residential Contract Permits and York Car Club Permits and the respective charges specified in Column 2 of Part I and in Columns 2 and 3 of Part II of the Fifth Schedule shall apply to any replacement thereof.
- (7) A Contractee may surrender that person's Season Ticket, General Contract Permit, Residential Contract Permit or York Car Club Permit at any time where such Permit has been issued under Article 18, 19, 20 or 21 respectively and shall in such a case receive from the Council a refund equal to the proportion of the charge made under Parts 3 or 4 of the Third Schedule in respect of the year or month(s) originally purchased as represented by the number of complete calendar months unexpired plus a sum equal to the proportion of that charge for the days unexpired in the month of surrender of that Permit or Ticket which shall include the day of surrender.

PART VI - CONDUCT

ENGINES

23. (1) A driver shall stop the engine of a Motor Vehicle as soon as it is in position in the Car, Camper Van or Coach Park and shall not start the engine except to change the position of the Motor Vehicle or in order to depart from the Car Park, Camper Van or Coach Park.
- (2) A person shall not cause the horn or similar instrument fitted to a Motor Vehicle to be activated, except as an urgent warning, at any time when that vehicle is stationary in a Car, Camper Van or Coach Park.

GENERAL

24. (1) Subject to Articles 18(4), 19(3), 20(3) and 21(3) a person shall not cause or permit a Motor Vehicle to park, wait or be left in a Car, Camper Van or Coach Park during a Charge Period or Entry Period when:
 - (a) the Period of Parking has exceeded that specified in Article 5(1)(a);
 - (b) the Motor Vehicle is not displaying a Valid Disabled Person's Badge, Frequent User Pass, Minster Badge, Parking Pass, Permit, Shopmobility Badge or Ticket;
 - (c) the vehicle is of a vehicle class not permitted to park in that Car, Camper Van or Coach Park or in that parking bay during that Charge Period;
or
 - (d) the vehicle is being used for any of the purposes set out in paragraph (3).
- (2) A person shall not, in a Car, Camper Van, Coach or Cycle Park:
 - (a) make any loud noise to the disturbance of users of the Car, Camper Van, Coach Park or Cycle Park or neighbouring premises;
 - (b) except with the permission of an Officer or Car Park Supervisor drive or ride any vehicle other than to park it in accordance with this Order or to depart from the Car, Camper Van, Coach Park or Cycle Park;

- (c) use threatening, abusive or insulting language or conduct with intent to put any person in fear or so as to occasion or make likely a breach of the peace;
 - (d) sound any horn or similar instrument except as an urgent warning;
 - (e) erect or cause or permit to be erected any tent, booth or building or other structure without the consent of the Council;
 - (f) light or cause or permit to be lit any fire; or
 - (g) deposit any litter, rubbish or other thing or matter whatsoever;
- (3) A person shall not use any part of a Car, Camper Van, Coach or Cycle Park or use any vehicle parked, waiting or left therein:-
- (a) in connection with the sale or hire of any article or service;
 - (b) for sleeping, camping or cooking;
or
 - (c) for the purpose of servicing or washing any vehicle except insofar as it is reasonably necessary to enable that vehicle to depart from the Car, Camper Van, Coach or Cycle Park.
- (4) A person shall not cause or permit a Motor Vehicle to park, wait or be left in a Cycle Park.

MARKINGS

25. (1) Paragraph (2) applies in a Car, Camper Van or Coach Park where signs are erected or surface markings are laid out for the purposes of indicating:-
- (a) the entrance or exit;
 - (b) that a Motor Vehicle using the Car, Camper Van or Coach Park shall proceed in a specified direction;
or
 - (c) that parking bays are for use by a specified class of Motor Vehicle or user.
- (2) Where Paragraph (1) applies, then a person shall not drive or cause or permit any Motor Vehicle:
- (a) to be driven:
 - (i) so that it enters or leaves the Car, Camper Van or Coach Park otherwise than by an entrance or exit so indicated;
 - (ii) in a direction other than that indicated;
 - (b) to park, wait or be left:
 - (i) in other than a parking bay indicated for that class of vehicle or user;
 - (ii) in a General Contract parking bay unless it is a General Contract Vehicle;
 - (iii) in a York Car Club parking bay unless it is a York Car Club Vehicle;
 - (iv) in a parking bay indicated for use as an electric car charging point unless that motor vehicle is in the process of being electrically charged at that point;
or
 - (v) so that it is otherwise than wholly within a parking bay.

- (3) Subject to Articles 18(3), 19(3), (20(3) and 21(3) a person shall not cause or permit a Motor Vehicle to park, wait or be left in a Car, Camper Van or Coach Park during a Charge Period or Entry Period when that vehicle is so parked, left or waiting in a parking bay marked:
- (a) for use by a vehicle used by a Disabled Person's Badge Holder and that vehicle is not displaying a Disabled Person's Badge;
 - (b) for use by a person using the Shopmobility Service and that vehicle is not displaying a Shopmobility Badge issued under Article 12(2)(b);
 - (c) "reserved" and that vehicle is not authorised to park in that bay;
 - (d) "Doctor" and that vehicle is not authorised to park in that bay;
 - (e) for use by Solo Motor Cycles, Mopeds or Scooters and that vehicle is not a Motor Cycle, Moped or Scooter;
 - (f) for use by a Motor Vehicle within vehicle class N and that vehicle is not within that vehicle class;
 - (g) for use by a General Contract Vehicle and that vehicle is not a General Contract Vehicle;
 - (h) for use by a York Car Club Vehicle and that vehicle is not a York Car Club Vehicle; or
 - (i) for use by a vehicle within Designation 'R' in column 2 of the Second Schedule and that vehicle is not authorised to park in that bay.

IMMOBILISATION OF VEHICLES

26. Where an Immobilisation Device has been fixed to a vehicle in accordance with Regulation 12 of the General Regulations such vehicle may only be released from that device in accordance with Regulation 14 of the said Regulations on payment of the charge set out in Part II of the Fourth Schedule to this Order, that charge being a charge approved by the Secretary of State by virtue of Article 4 of the Guidelines Order.

MOVEMENT, REMOVAL, STORAGE AND DISPOSAL OF VEHICLES

27. (1) Where a vehicle has been permitted to remain at rest in a Car, Camper Van, Coach or Cycle Park and a civil enforcement officer has, in accordance with regulation 9 of the General Regulations fixed a Penalty Charge Notice to the vehicle or handed such a notice to the person appearing to him to be in charge of the vehicle, then a Civil Enforcement Officer or a person acting under his direction may subject to paragraph (2) remove the vehicle concerned-
- (a) to another position in that Parking Place;
 - (b) to another Parking Place; or
 - (c) to a place which is not in that Parking Place.
- (2) The power conferred by paragraph (1) is not exercisable where the vehicle concerned is in a parking place and a Penalty Charge Notice has been served as mentioned in paragraph (1) in respect of a contravention consisting of, or arising out of, a failure :
- (a) to pay a parking charge with respect to the vehicle;
 - (b) properly to display a ticket or parking device; or
 - (c) to remove the vehicle from the parking place by the end of the period for which the appropriate charge was paid
- until a period has elapsed since the giving of that Penalty Charge Notice in respect of the contravention:
- (a) in the case of a vehicle as respects which there are 3 or more penalty charges outstanding, 15 minutes;
 - (b) in any other case 30 minutes.
- (3) Where a vehicle has been removed by virtue of Paragraph (1) the Council shall make such arrangements as considered reasonable for its safe custody.

- (4) Where a vehicle has been removed from a Car, Camper Van, Coach or Cycle Park in accordance with Paragraph 1 the Council shall, in accordance with Section 101, 101A and 102 of the 1984 Act, be entitled to recover from any person responsible for that vehicle such charges in respect of the removal and any subsequent storage and disposal of the vehicle as set out in Part III of the Fourth Schedule being charges approved by the Secretary of State by virtue of Article 3 of the Guidelines Order.
28. The charges set out in the Fourth Schedule may be amended by Notice under Paragraph 9 of Schedule 9 of the 2004 Act, the commencement date of those amended charges being that specified in the said Notice which shall be published in a newspaper circulating locally in the Civil Enforcement area or published in such a manner as the appropriate national authority may determine.

PART VII - REVOCATIONS

29. (1) The Orders and Notices set out in Column 1 of the Eighth Schedule are hereby revoked to the extent specified in Column 2 except insofar as they affect the liability of any person under those Orders or that notice to either pay any charge or penalty which has arisen before this Order comes into effect or to prosecution for a breach of any of the provisions of those Orders or that notice which have occurred before the date of revocation.
- (2) A Badge, Pass, Permit, Season Ticket or Contract issued under the Order or Orders revoked by this Order shall remain valid for the period for which it originally applied but shall be subject to the provisions of this Order.

FIRST SCHEDULE
OFF-STREET PARKING PLACES

(Articles 3,4,5,6)

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7	Column 8
(Name of Parking Place)	(Season Ticket, Contract or Frequent User Pass)	(Entry Period) (Days)	(Hours)	(Charge Period)	(Vehicle Class)	(Tariff)	(Return Period)
Acomb Car Park	N/A	Every Day	All Day	At all times	A,B	F	N/A
Askham Bar Car Park X	N/A	Every Day	As Article 5	As Entry Period	E	F	N/A
Bishopthorpe Road Car Park	FUP, YCC	Every Day	All Day	All times	A,B	S(B)	One Hour between 8am and 6pm
Bootham Row Car Park	FUP ST, ST(LE)	Every Day	All Day	All times	A,B	S	N/A
Castle Car Park	FUP ST, ST(LE)	Every Day	All Day	All times	A,B	S	N/A
Castle Mills Car Park X	SPP, RCP RCP (LE),FUP ST, ST(LE)	Every Day	8am – 8.30pm	8am – 8pm	A,B	CM	N/A
Davygate Cycle Park	N/A	Every Day	All Day	All times	G	F	N/A
Deangate Cycle Park	N/A	Every Day	All Day	All times	G	F	N/A
East Parade Car Park	FUP	Every Day	All Day	All times	A,B	EP	One Hour between 8am and 3pm
Esplanade Car Park	FUP SPP, ST, ST (LE)	Every Day	All Day	All times	A,B	S	N/A
Foss Bank Car Park gM,X	GCP, GCP(N), GCP(LE), SPP, RCP(Sec), RCP(Sec)(N), RCP(Sec)(LE) ST, ST(N), ST(LE)	Every Day	8am – 6pm	8am-8pm	A,B	SDF(MS)	N/A
Grimston Bar Car Park X	N/A	Every Day	As Article 5	As Entry Period	E	F	N/A
Haymarket Car Park	SPP, ST, ST(LE), ST(N), RCP, RCP(N), RCP(LE), FUP	Every Day	All Day	All times	A,B	SD	N/A

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7	Column 8
(Name of Parking Place)	(Season Ticket, Contract or Frequent User Pass)	(Entry Period) (Days)	(Hours)	(Charge Period)	(Vehicle Class)	(Tariff)	(Return Period)
Marygate Car Park	SPP, RCP, ST RCP(N),GCP, RCP(LE), GCP (N), ST(N), GCP(LE), ST(LE), FUP	Every Day	All Day	All times	A,B	SD	N/A
Monk Bar Car Park	SPP, ST, ST(LE), ST(N), RCP, RCP(N), RCP(LE), FUP	Every Day	All Day	All times	A,B	SD	N/A
Monks Cross Car Park X	N/A	Every Day	As Article 5	As Entry Period	E	P & R	N/A
Monks Cross Camper Van Park X	N/A	Every Day	As Article 5	As Entry Period	R	P & R	N/A
Monks Cross Coach Park X	N/A	Every Day	As Article 5	As Entry Period	C	P1	N/A
Nunnery Lane	SPP, RCP, RCP(LE), ST, RCP(N),GCP, ST(N),GCP(N), ST(LE), FUP, GCP(LE), YCC	Every Day	All Day	All times	A,B	SD	N/A
Piccadilly Car Park M,X	ST, ST(LE)	Every Day	8am – 6.30pm	8am – 6pm	A,B J	P(MS) P(Sh)	N/A N/A
Rawcliffe Bar Car Park X	N/A	Every Day	As Article 5	As Entry Period	E	F	N/A
Rawcliffe Bar Camper Van Park X	N/A	Every Day	As Article 5	As Entry Period	R	F	N/A
Rowtree Park Car Park	NA	As specified in Article 5 (13)		Start of Entry Period and 4.30pm	A, B	RP	One Hour

Column 1 (Name of Parking Place)	Column 2 (Season Ticket, Contract or Frequent User Pass)	Column 3 (Entry Period) (Days)	Column 4 (Hours)	Column 5 (Charge Period)	Column 6 (Vehicle Class)	Column 7 (Tariff)	Column 8 (Return Period)
St George's Field Car Park	SPP, RCP, ST RCP(N), RCP(LE), ST(N), ST(LE), FUP	Every Day	All Day	All times	A,B	SD	N/A
St George's Field Coach Park X	N/A	Every Day	All day	8 am – 6 pm	C	P1	N/A
The Stonebow Cycle Park	N/A	Every Day	All Day	All times	G	F	N/A
Union Terrace Car Park	ST, RCP, ST(N), ST(LE), RCP(N), RCP(LE), FUP, YCC	Every Day	All Day	All times	A,B B	SD SD(Mc))	N/A N/A
Union Terrace Coach Park X	N/A	Every Day	8am – 8.30pm	8am – 8pm	C	P2	N/A

SECOND SCHEDULE
(CLASSES OF VEHICLE)

(Article 4(2))

Column 1

Column 2

(Classes of Vehicle)

(Designation)

Motor Car not being within Vehicles Classes C or D which does not exceed 2.0m in height or, in the case of the use of Grimston Bar car park, does not exceed 2.2m in height or, in the case of Monks Cross Car Park or Camper Van Park, 2.1m in height

A

Motor Cycle with sidecar

A

Dual Purpose Motor Vehicle not exceeding 2.0m in height or, in the case of the use of Grimston Bar car park, not exceeding 2.2m in height or in the case of Monks Cross Car Park and Camper Van Park, 2.1m in height.

A

Camper Van not exceeding 3050 kilograms gross weight and not exceeding 2.0m in height or, in the case of Grimston Bar car park, not exceeding 2.2m in height or in the case of Monks Cross Car Park or Camper Van Park, not exceeding 2.1m in height.

A

Solo Motor Cycle, Moped, Scooter

B

Bus

C

Goods Vehicle in excess of 3050 kilograms gross weight

D

Vehicle Classes A and B when the driver, except as provided at sub-paragraphs (a) (b) and (c), uses the Council's Park and Ride Service to travel away from and return to that Car Park:

(a) visits a Visitor Centre at the Car Park and for no other purpose;

(b) in the case of Rawcliffe Bar Car Park, visits the nearby Country Park and for no other purpose; or

(c) in the case of Grimston Bar, Monks Cross and Rawcliffe Bar Car Parks, uses a pedal cycle to travel away from and return to that Car Park.

E

Vehicle Class A on which is displayed a Disabled Badge issued to the driver of that vehicle when that driver is an employee of the Council.

F

A Pedal Cycle

G

Vehicle of Classes A and B when a Shopmobility Permit is displayed on the vehicle.

J

Vehicle Class A when the vehicle is owned or used by the Council in the course of the business of the Council or in the course of civic duties, functions or other engagements of the Lord Mayor's office.

L

Low emission vehicle

LE

Column 1

(Class of Vehicle)

A Motor Vehicle when a Staff Parking Permit issued by the Council is displayed on that vehicle in accordance with Article 12(6).

Short Vehicle

Camper Van

Vehicle in classes A or O when that vehicle has a caravan attached thereto.

Vehicle classes O and P when the driver:

- (a) uses the Council's Park and Ride Service;
- (b) visits a Visitors Centre at the car park immediately upon parking and for no other purpose;
- (c) in the case of Rawcliffe Bar Camper Van Park, visits the nearby Country Park;
- (d) in the case of Monks Cross Camper Van Park, uses a pedal cycle to travel away from and return to that Camper Van Park.

Column 2

(Designation)

M

N

O

P

R

THIRD SCHEDULE
(SCALE OF CHARGES)
PART 1
CHARGES

(Articles 5,6)

Following an Initial Parking Charge of ½ hour at East Parade Car Park and 1 hour at all other Car Parks the Parking Periods set out in this Schedule are subject to adjustment as determined by the proportion of the subsequent hourly Parking Charge that has been paid.

<u>Column 1</u>	<u>Column 2</u>	<u>Column 3</u> <u>(Amount of Charge)</u>	
<u>(Tariff and Parking Place</u>	<u>(Period of Parking when parking commences</u>	<u>A</u> <u>(Minster Badge Holder)</u> <u>£</u>	<u>B</u> <u>(Non-Minster Badge Holders)</u> <u>£</u>
F	During Entry Period	Nil	Nil
Car Parks at: Acomb Askham Bar Grimston Bar Rawcliffe Bar			
Camper Van Park at Rawcliffe Bar			
Cycle Parks at: Davygate Deangate The Stonebow			
RP	Maximum of 4 hours stay between start of Entry Period and 4.30pm at hourly tariff:		
Car Park at: Rowntree Park	1 Hour	0.60	1.20
	2 Hours	1.20	2.40
	3 Hours	1.80	3.60
	4 Hours	2.40	4.80
	Between 4.30pm and end of Entry Period	Nil	Nil
SD	Between 8am and 6pm		Ticket Machine Mobile Phone
Car Park at:	1 Hour	1.50	2.00 1.90
	2 Hours	3.00	4.00 3.80
Haymarket	3 Hours	4.50	6.00 5.70
Marygate	4 Hours	6.00	8.00 7.60
Monk Bar	5 Hours	7.50	10.00 9.50
Nunnery Lane			
St George's Field			
Union Terrace			
	Periods over 5 hours (Ticket Machine)	11.50 buys to 8am following day	11.50 buys to 8am following day
	Periods over 5 hours (Mobile Phones)	11.50 buys 24 Hours from time of purchase	11.50 buys 24 Hours from time of purchase
	After 1pm	Hourly charge to 6pm plus Nil to 8am following day	Hourly charge to 6pm plus 2.00 buys to 8am following day
	Between 6pm and 12mn	Nil to 8am	2.00 buys to 8am following day
	Overnight between 12mn and 8am	Nil to 8am	Nil buys to 8am

<u>Column 1</u>	<u>Column 2</u>	<u>Column 3</u> <u>(Amount of Charge)</u>	
<u>Tariff and Parking Place</u>	<u>(Period of Parking when parking commences</u>	<u>A</u> <u>(Minster Badge Holder)</u> <u>£</u>	<u>B</u> <u>(Non-Minster Badge Holder)</u> <u>£</u>
SD (MC) Solo Motor Cycles, Mopeds and Scooters (vehicles of Class B) Parking at: Union Terrace Car Park where separate provision exists for parking that class of vehicle.	Between 8am and 6pm		
	1 Hour	0.70	0.70
	2 Hours	1.30	1.30
	3 Hours	2.00	2.00
	4 Hours	2.80	2.80
	5 Hours	3.50	3.50
	Periods over 5 hours	4.80 buys to 8am following day Hourly charge to 6pm plus Nil to 8am following day	4.80 buys to 8am following day Hourly charge to 6pm plus Nil to 8am following day
	After 1pm		
	Between 6 pm and 12mn	Nil to 8am following day	2.00 buys to 8am following day
	Overnight between 12mn and 8am	Nil to 8am	0.10 buys to 8am
CM Car Park at: Castle Mills	Between 8am and 6pm		Ticket Machine
	1 Hour	1.50	2.00
	2 Hours	3.00	4.00
	3 Hours	4.50	6.00
	4 Hours	6.00	8.00
	5 Hours	7.50	10.00
	Periods over 5 hours (Ticket Machine)	11.50 buys to 6pm	11.50 buys to 6pm
	Periods over 5 hours (Mobile Phone)	11.50 buys 24 hours from time of purchase Hourly charge to 6pm plus Nil to 8.00pm	11.50 buys 24 hours from time of purchase Hourly charge to 6pm plus 2.00 buys to 8.00pm
	After 1pm		
	Between 6pm and 8.00pm	Nil to 8.00pm	2.00 buys to 8.00pm

<u>Column 1</u> <u>Tariff and Parking Place</u>	<u>Column 2</u> <u>(Period of Parking when parking commences)</u>	<u>Column 3</u> <u>(Amount of Charge)</u>	
		<u>A</u> <u>(Minster Badge Holder)</u>	<u>B</u> <u>(Non-Minster Badge Holder)</u>
SDF (MS) Car Park at: Foss Bank	Between 8am and 8pm	Machine	Phone
	1 Hour	1.00	0.90
	2 Hours	2.00	1.80
	3 Hours	3.00	2.70
	4 Hours	4.00	3.60
	5 Hours	5.00	4.50
	6 Hours	6.00	5.40
	7 Hours	7.00	6.30
	8 Hours	8.00	7.20
	9 Hours	9.00	8.10
	10 Hours	10.00	9.00
	11 Hours	11.00	9.90
	12 Hours	12.00	10.80

<u>Column 1</u> <u>Tariff and Parking Place</u>	<u>Column 2</u> <u>(Period of Parking when parking commences)</u>	<u>Column 3</u> <u>(Amount of Charge)</u>	
		<u>A</u> <u>(Minster Badge Holder)</u>	<u>B</u> <u>(Non-Minster Badge Holder)</u>
P (MS) Car Park at Piccadilly :	Between 8am and 6pm	Ticket Machine	Mobile Phone
	1 Hour	2.10	2.20
	2 Hours	4.20	4.40
	3 Hours	6.30	6.60
	4 Hours	8.40	8.80
	5 Hours	10.50	11.00
	Periods over 5 hours (to 6pm) per additional hour	2.10	2.20
	6pm – 12mm	Nil Charge	2.00
	12mm – 8am	Nil Charge	Nil Charge

<u>Column 1</u> <u>(Tariff and Parking Place)</u>	<u>Column 2</u> <u>(Period of Parking when parking commences)</u>	<u>Column 3</u> <u>(Amount of Charge)</u>	
		<u>A</u> <u>(Minster Badge Holder)</u>	<u>B</u> <u>(Non-Minster Badge Holders)</u>
S Car Parks at: Bootham Row Castle Esplanade	Between 8am and 6pm	Ticket Machine	Mobile Phone
	1 Hour	2.10	2.30
	1-2 Hours	4.20	4.60
	2-3 Hours	6.30	6.90
	3-4 Hours	8.40	9.20
	4-5 Hours	10.50	11.50
	Periods over 5 hours (to 6pm) per additional hour	2.10	2.30
	6pm- 12mm	Nil charge	2.00
	12mm to 8am	Nil charge	Nil charge
	Between 6pm and 12mn	Nil to 8am following day	2.00 buys to 8am following day
	Overnight between 12mn and 8am	Nil to 8am following day	Nil to 8am following day

<u>Column 1</u>	<u>Column 2</u>	<u>Column 3</u> <u>(Amount of Charge)</u>	
<u>(Tariff and Parking Place)</u>	<u>(Period of Parking when parking commences)</u>	<u>A</u> <u>(Minster Badge Holder)</u>	<u>B</u> <u>(Non-Minster Badge Holders)</u>
EP Car Park at: East Parade	Between 8am and 3pm		
	Up to maximum of 2 hours		
	½ Hour	0.30	0.30
	1 Hour	0.60	0.60
	2 Hours	4.00	4.00
	Between 3pm and 6pm		
	½ Hour	0.30	0.30
	1 Hour	0.60	0.60
	2 Hours	4.00	4.00
	3 Hours	6.00	6.00
	Overnight between 6pm and 8am	Nil to 8am	Nil to 8am
B Car Park at: Bishopthorpe Road	Between 8am and 6pm		
	Up to 3 hours maximum		
	1 Hour	0.30	0.30
	2 Hours	0.60	0.60
	3 Hours	1.00	1.00
	Overnight between 6pm and 8am	Nil to 8am	Nil to 8am
P(1) Coach Park at: St George's Field	Between 8am and 6pm		
	Summer - 1 Hour	5.80	5.80
	Summer – 3 Hours	8.90	8.90
	Summer – Over 3 Hours to end of Charge Period	12.60	12.60
	Winter – 1 Hour	5.80	5.80
	Winter up to 24 hours to end Of Charge Period	8.90	8.90
P (2) Coach Park at: Union Terrace	Between 8am and 8pm		
	Summer - 1 Hour	5.80	5.80
	Summer – 3 Hours	8.90	8.90
	Summer – Over 3 Hours to end of Charge Period	12.60	12.60
	Winter – 1 Hour	5.80	5.80
	Winter – Over 1 Hour to end of Charge Period	8.90	8.90
	Exit Token (enables Coach to exit Coach Park between 8.30pm and 11pm)		
P (3) Coach Park at: Monks Cross	Between 8am and 6pm		
	Summer – 1 Hour	5.00	5.00
	Summer – 3 Hours	8.00	8.00
	Summer – Over 3 Hours to End of Charge Period	11.00	11.00
	Winter – 1 Hour	5.00	5.00
	Winter up to 24 hours to end of 6pm	8.00	8.00

<u>Column 1</u> <u>(Tariff and Parking Place)</u>	<u>Column 2</u> <u>(Period of Parking when parking commences)</u>	<u>Column 3</u> <u>(Amount of Charge)</u>	
		<u>A</u> <u>(Minster Badge Holder)</u>	<u>B</u> <u>(Non-Minster Badge Holders)</u>
P and R Car Park at: Monks Cross Camper Van Park at: Monks Cross	During Entry Period (Period commencing 15 mins before 1 st scheduled bus departure and ending 15 mins after last scheduled bus arrival on any day)	Nil where Token authenticated for bus or pedal cycle use. 5.00 where Token is not authenticated for bus or pedal cycle use	Nil where Token authenticated for bus or pedal cycle use 5.00 where Token is not authenticated for bus or pedal cycle use
P (Sh) Car Park at: Piccadilly where separate provision exists for Shopmobility Parking	Between 8am and 6pm or to end of Charge Period when Entry Period extended by virtue of Article 5(9), (10) and (11) 1-3 Hours 4 Hours 5 Hours	Nil Nil Nil	Nil Nil Nil

PART II
(BADGES, PASSES AND PERMITS)

(Article 12)

<u>Column 1</u>	<u>Column 2</u>	<u>Column 3</u>	<u>Column 4</u>
<u>(Designation)</u>	<u>(Period of Validity from Date of Issue)</u>	<u>(Times of Validity)</u>	<u>(Charges) £</u>
Minster Badge	To date of surrender or withdrawal	All times	5.50
Temporary Minster Badge	At discretion of an officer.	All times	NIL
Shopmobility Badge	To end of Period of Parking	Period of Parking	NIL
Parking Pass	At discretion of an officer	Period of Parking	NIL
Daily Staff Parking Permit	Day of month exposed on Permit	As Column 2	65.00 book of twenty Permits
Annual Staff Parking Permit	Year 1st April-31st March inclusive	All times	500.00
Annual Frequent User Pass	From date of purchase for one year	Overnight Period 5pm – 8.30am and 8.30am – 12.30pm on Sundays	132.00
Annual Frequent User Pass for vehicle class N or LE	From date of purchase for one year	Overnight Period 5pm – 8.30am and 8.30am – 12.30pm on Sundays	66.00
Annual Frequent User Pass issued to a charity	From date of purchase for one year	Overnight Period 5pm – 8.30am and 8.30am – 12.30pm on Sundays	NIL
Quarterly Frequent User Pass	Any 3 calendar monthly period commencing on date of purchase	Overnight Period 5pm – 8.30am and 8.30am – 12.30pm on Sundays	44.00
Quarterly Frequent User Pass for vehicle class N or LE	Any 3 calendar monthly period commencing on date of purchase	Overnight Period 5pm – 8.30am and 8.30am – 12.30pm on Sundays	16.50
Quarterly Frequent User Pass issued to a charity	Any 3 calendar monthly period commencing on date of purchase	Overnight Period 5pm – 8.30am and 8.30am – 12.30pm on Sundays	NIL

<u>Column 1</u>	<u>Column 2</u>	<u>Column 3</u>	<u>Column 4</u>
<u>(Designation)</u>	<u>(Period of Validity from Date of Issue)</u>	<u>(Times of Validity)</u>	<u>(Charges) £</u>
Annual Frequent User Pass when applicant resides in District of York	From date of purchase for one year	Overnight Period 5pm – 8.30am and 8.30am – 12.30pm on Sundays	92.00
Annual Frequent User Pass for vehicle class N or LE when applicant resides in District of York	From date of purchase for one year	Overnight Period 5pm – 8.30am and 8.30am – 12.30pm on Sundays	46.00
Quarterly Frequent User Pass when applicant resides in District of York	Any 3 calendar monthly period commencing on date of purchase	Overnight Period 5pm – 8.30am and 8.30am – 12.30pm on Sundays	23.00
Quarterly Frequent User Pass for vehicle class N or LE when applicant resides in District of York	Any 3 calendar monthly period commencing date of purchase	Overnight Period 5pm – 8.30am and 8.30am – 12.30pm on Sundays	11.50

PART III
(SEASON TICKETS)

(Article 18)

<u>Column 1</u>	<u>Column 2</u>	<u>Column 3</u>	<u>Column 4</u>
<u>(Designation)</u>	<u>(Period of Validity from Date Stated on Ticket)</u>	<u>(Times of Validity)</u>	<u>(Charges) £</u>
<u>Season Ticket</u>			
ST	One Year	All Times	995.00
ST(N)	One Year	All Times	497.50
ST(LE)	One Year	All Times	497.50
ST	One Calendar Month	All Times	130.00
ST(N)	One Calendar Month	All Times	55.00
ST(LE)	One Calendar Month	All Times	55.00
ST	One Week (7 days) at Standard Stay Car Parks where charge, other than initial charge, is paid by mobile telephone and parking is confined to a specific car park and in respect of the same vehicle.		52.50
ST	One Week (7 days) at Standard Stay Car Parks where charge, other than initial charge, is paid by mobile telephone and parking is confined to a specific car park and in respect of the same vehicle being a vehicle of vehicle class 'N' or 'LE'.		22.00

PART IV
(CONTRACT PERMITS)

(Articles 19, 20 and 21)

<u>Column 1</u>	<u>Column 2</u>	<u>Column 3</u>	<u>Column 4</u>
<u>(Designation)</u>	<u>(Period of Validity from Date Stated on Contract)</u>	<u>(Times of Validity)</u>	<u>(Charges) £</u>
<u>General (Foss Bank only)</u>			
Minimum of 10 Permits purchased at the same time			
GCP	One Year	Every Day	360.00
<u>Residential (Non-Secure)</u>			
RCP	One Year	All Times	756.00
RCP (N)	One Year	All Times	315.00
RCP (LE)	One Year	All Times	315.00
RCP	One Calendar Month	All Times	68.00
RCP (N)	One Calendar Month	All Times	29.00
RCP (LE)	One Calendar Month	All Times	29.00
<u>Residential (Secure)</u>			
RCP (Sec)	One Year	All Times	770.00
RCP (Sec) (N)	One Year	All Times	357.00
RCP (Sec) (LE)	One Year	All Times	357.00
RCP (Sec)	One Calendar Month	All Times	74.00
RCP (Sec) (N)	One Calendar Month	All Times	34.00
RCP (Sec) (LE)	One Calendar Month	All Times	34.00
<u>York Car Club</u>			
YCC	No limit	All Times	Nil

FOURTH SCHEDULE
PART I
(PENALTY CHARGE)

(Article 11)

Penalty Charge:

- (a) for a "higher level" parking contravention is specified in Column (1) of the Table and
- (b) for a "lower level" parking contravention, at the level specified in Column (2) of the Table

The Penalty Charge which is paid within 21 days in the case of a Penalty Charge imposed on the basis of a record produced by an approved device under regulation 10(1)(a) of the General Regulations and within 14 days in all other cases:

- (a) for a "higher level" parking contravention is specified in column (3) of the Table;
- (b) for a "lower level" parking contravention is specified in column (4) of the Table.

The Penalty Charge after a Charge Certificate has been issued:

- (a) for a "higher level" parking contravention is specified in column 5 of the Table;
- (b) for a "lower level" parking contravention is specified in column (6) of the Table.

TABLE

1	2	3	4	5	6
Higher level Penalty Charge	Lower level Penalty Charge	Higher level Penalty Charge paid early	Lower level Penalty Charge paid early	Higher level Penalty Charge paid after service of Charge Certificate	Lower level Penalty Charge paid after service of Charge Certificate
£70	£50	£35	£25	£105	£75

PART II
IMMOBILISATION RELEASE CHARGE

(Article 26)

<u>(Type)</u>	Column 1	<u>Column 2</u> <u>(Charge)</u>
IMMOBILISATION RELEASE CHARGE		£40.00

PART III
REMOVAL, STORAGE AND DISPOSAL CHARGES

(Article 27)

<u>(Type)</u>	Column 1	<u>Column 2</u> <u>(Charge)</u>
VEHICLE REMOVAL CHARGE		£105.00
VEHICLE STORAGE CHARGE		£12.00 for each day during which the vehicle is impounded
VEHICLE DISPOSAL CHARGE		£50.00

FIFTH SCHEDULE

Article 15(1)

PART 1

(REPLACEMENTS FOLLOWING SURRENDER)

<u>Column 1</u>	<u>Column 2</u>
<u>Designation</u>	<u>Replacement Charge</u>
	<u>£</u>
<u>Minster Badge</u>	5.00 First replacement 5.00 Second replacement
<u>Season Ticket</u>	NIL
<u>General Contract Permit</u>	NIL
<u>Residential Contract Permit</u>	NIL
<u>York Car Club Permit</u>	NIL
<u>Frequent User Pass</u>	NIL

FIFTH SCHEDULE

PART II

(REPLACEMENTS FOLLOWING LOSS OR DESTRUCTION)

(Articles 15(2), (3), (4), (5), (6) and 22(6))

<u>Column 1</u> <u>(Designation)</u>	<u>Column 2</u> <u>(First Replacement</u> <u>Charge)</u>	<u>Column 3</u> <u>(Second Replacement</u> <u>Charge)</u>	<u>Column 4</u> <u>(Alternative Rates)</u>
	<u>£</u>	<u>£</u>	<u>£</u>
Minster Badge	5.25	5.25	1.00
Annual Frequent User Pass	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	1.00
Annual Frequent User Pass for vehicle class N or LE	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	1.00
Quarterly Frequent User Pass	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	1.00
Quarterly Frequent User Pass for vehicle class N or LE	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	1.00
Annual Frequent User Pass when applicant resides in District of York	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	1.00

Column 1 (Designation)	Column 2 (First Replacement Charge) £	Column 3 (Second Replacement Charge) £	Column 4 (Alternative Rates) £
Annual Frequent User Pass for vehicle class N or LE when applicant resides in District of York	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	1.00
Quarterly Frequent User Pass when applicant resides in District of York	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	1.00
Quarterly Frequent User Pass for vehicle class N or LE when applicant resides in District of York	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	1.00
<u>General Contract Permits</u>			
GCP Every day	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	
<u>Residential Contract Permits (Secure)</u>			
RCP(Sec) Annual	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	
RCP (Sec)(N) Annual	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	
RCP (Sec)(LE) Annual	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	
RCP (Sec) Calendar Month	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	
RCP (Sec) (N) Calendar Month	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	
RCP (Sec) (LE) Calendar Month	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	
<u>Residential Contract Permits (Non Secure)</u>			
RCP Annual	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	
RCP(N) Annual	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	
RCP(LE) Annual	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	
RCP Calendar Month	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	

Column 1 (Designation)	Column 2 (First Replacement Charge) £	Column 3 (Second Replacement Charge) £	Column 4 (Alternative Rates) £
RCP(N) Calendar Month	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	
RCP(LE) Calendar Month	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	
<u>York Car Club Permits</u>			
YCC	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	
<u>Season Tickets</u>			
ST Annual	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	
ST(N) Annual	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	
ST(LE) Annual	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	
ST Month	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	
ST(N) Month	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	
ST(LE) Month	As Article 15(2) and (4)	As Article 15(2), (4) and (6)	

SIXTH SCHEDULE

(Article 8)

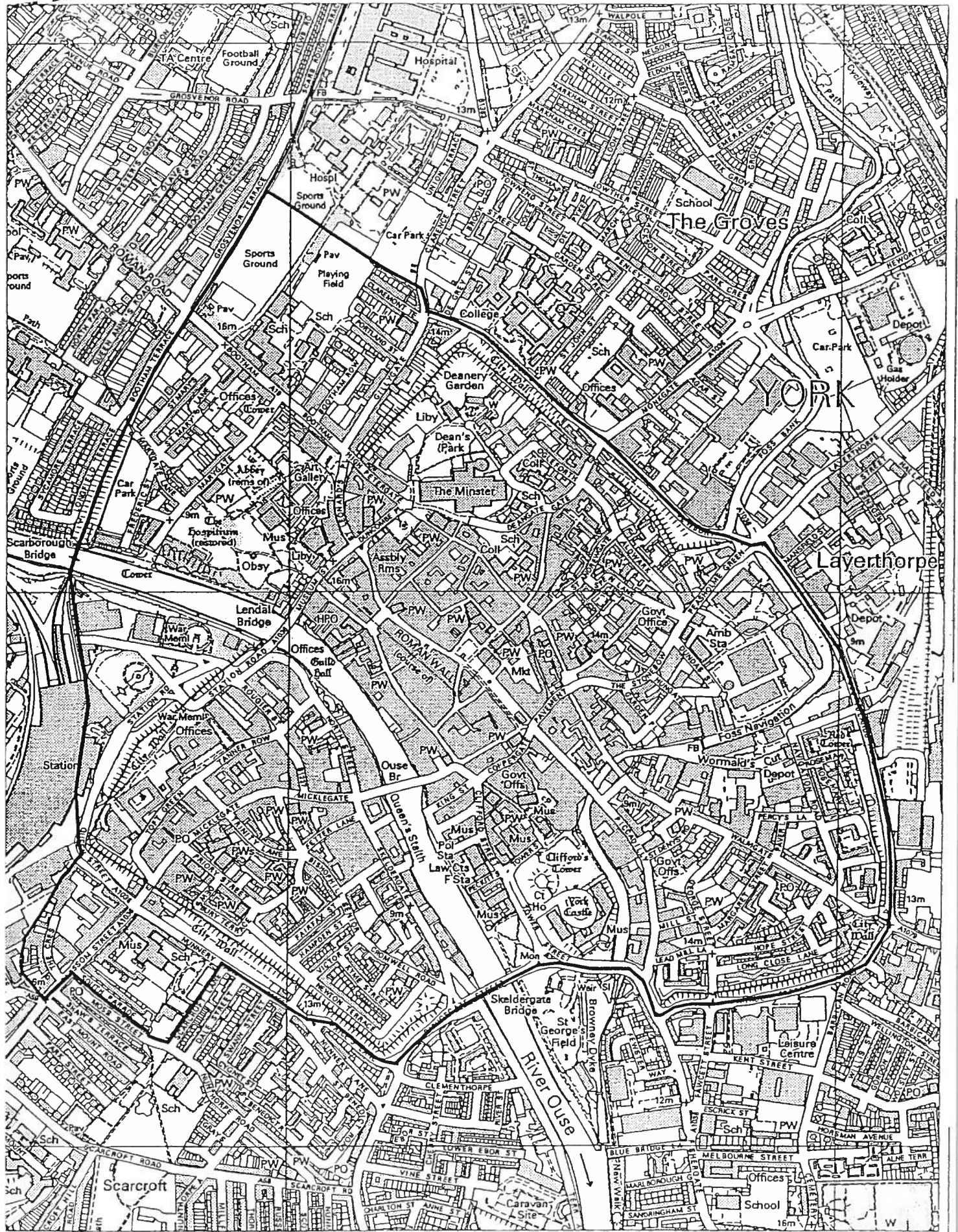
(FEES)

Column 1 (Type)	Column 2 (Fee) £
Release Fee	25.00
Token Fee	1.50
Administration Fee	50.00
Mobile Telephone Transaction Fee:	
(a) where Parking Charge is less than £2.00	0.10
(b) where Parking Charge is £2.00 and less than £20.00	0.20
(c) where Parking Charge is £20.00 and less than £40.00	0.50
(d) where Parking Charge is £40.00 or over	0.75
(e) where text message is requested as to imminent expiry of Parking Charge	0.10
(f) where the initial Parking Period is extended	0.10

SEVENTH SCHEDULE

(Article 2(2))

PLANS



Central Area Zone



Boundary of Zone



SCALE 1:9000
(Original Grid)

DRAWN BY PSL
Pencil

DATE 24th January 2001
(Drawing No)

CAZ

St. Leonards Place
Telephone 015 461

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City Council LA 0622

EIGHTH SCHEDULE

(Article 29)

REVOCATIONS

<u>Column 1</u> <u>Order or Notice</u>	<u>Column 2</u> <u>Extent of Revocation</u>
The York Off-Street Parking Places Order 2011	The whole Order
The York Off-Street Car Parks Notice of Confirmation of Charges (December) 2011	The whole Notice
The York Off-Street Parking Places (Amendment) (No 11/1) Order (January) 2013	The whole Order
The York Off-Street Parking– Notice of Variation – Parking and Permit Charges April 2013	The whole Notice
The York Off Street Parking Places (Amendment) (No11/1) Order (April) 2013	The whole Order

Dated the 24th day of September 2013

THE COMMON SEAL OF THE
COUNCIL FOR THE CITY OF
YORK WAS HERETO AFFIXED
IN THE PRESENCE OF

ASSISTANT DIRECTOR
OF GOVERNANCE AND ICT

