

## ST ALBANS CITY AND DISTRICT COUNCIL

### ROAD TRAFFIC REGULATION ACT 1984

#### THE ST ALBANS CITY AND DISTRICT COUNCIL (PARKWAY COURT, ST ALBANS)(RESIDENTS PARKING PLACES) ORDER 2018

The St Albans City and District Council, pursuant to arrangements made under section 19 of The Local Government Act 2000 and The Local Government (Arrangements for Discharge of Functions) (England) Regulations 2012 with the Hertfordshire County Council, and in exercise of powers conferred on that County under sections 32,35,45,46,47,49,51 and 53 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 and the provisions of Part 6 and Schedule 9 of the Traffic Management Act 2004 and of all other enabling powers, and after consultation with the Chief Officers of Police in accordance with Part III of Schedule 9 to the 1984 Act, makes the following Order:

#### **Commencement**

1. This Order shall come into operation on 3<sup>rd</sup> September 2018 and may be cited as The St Albans City And District Council (Parkway Court, St Albans)(Residents Parking Places) Order 2018 hereinafter referred to as "this Order";

#### **Interpretation**

2. In this Order:-

"the council" means St Albans City & District Council.

"disabled person" means a disabled person of a description prescribed by Regulation 4 of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 SI 682;

"disabled person's badge" has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 SI 682;

"disabled person's vehicle" means a vehicle lawfully displaying a disabled person's badge and which is a vehicle which, immediately before or after any period of waiting allowed by virtue of a provision of a kind required by Regulation 8 of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000 SI 683, has been or is to be driven by a disabled person or, as the case may be, has been or is to be used for carrying disabled persons as passengers;

"relevant position" means on the dashboard or fascia of the vehicle or where the vehicle is not fitted with a dashboard or fascia in a conspicuous position on the nearside of the vehicle, or if the vehicle is one being used by a disabled person has the same meaning as given in Regulation 4 of The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;

"Civil Enforcement Officer" is a Civil Enforcement Officer as defined by the Traffic Management Act 2004 and appointed by St Albans City & District Council;

"Eligible Address" means any postal address which is listed in Schedule 2 to this Order and therefore indicates that the resident may apply for a Resident Permit and/or Visitor Parking Permits;

### **Vehicles for which parking places are designated**

6. Subject to the provisions of this Order, parking places designated in Schedule 1 of this order may be used for the leaving during the permitted hours of vehicles of the following class, that is to say, passenger vehicles (the overall height of which does not exceed 2.3 metres and the overall length of which does not exceed 5.25 metres), goods carrying vehicles (the overall height of which does not exceed 2.3 metres and the overall length of which does not exceed 5.25 metres) and disabled persons vehicles (on which must be displayed the relevant badge and disc).
7. Those parking places referred to in Schedule 1 to this Order, may be used for the leaving during the permitted hours of such vehicles of the class specified in Article 6 above;

### **Restrictions on waiting**

8. Except as provided in Articles 29, 30 and 31, no person shall, except upon the direction of a police constable in uniform or with the permission of a Civil Enforcement Officer, cause or permit any vehicle to wait during the permitted hours on any parking place specified in Schedule 1 unless a valid Resident Parking Permit or Visitor Parking Permit is displayed in the relevant position.

### **Eligibility for a Resident Parking Permit or Visitor Parking Permits**

9. Any resident who is the owner of a motor vehicle or has access to a company vehicle may apply to the Council for the issue of a resident permit for each such vehicle in their ownership or control, subject to the maximum Resident Parking Permit allocation per household set out in Schedule 3 to this Order.
10. Any resident may apply to the Council for the issue of visitor parking permits, up to the maximum annual allocation per household of the number of books specified in Schedule 3 to this Order.

### **Application for a Resident Parking Permit or Visitor Parking Permits**

11. Application for a Resident Parking Permit or Visitor Parking Permits will be made on a form issued by and obtainable from the Council. The form must be completed and returned accompanied by a payment for the charge specified in Schedule 4 of this Order and by such documentary evidence of entitlement in respect of an application for a Resident Parking Permit or Visitor Parking Permits made to them as the Council may reasonably request to verify any particulars or information given to them.
12. On receipt of a properly completed application and fee where appropriate the Council shall issue to the appropriate applicant a Resident Parking Permit or Visitor Parking Permits provided that the applicant qualifies for the Resident Parking Permit or Visitor Parking Permits.
13. (a) Where a Resident Parking Permit or Visitor Parking Permits are issued to any person upon receipt of a cheque or credit/debit card details and the payment is subsequently dishonoured, the Resident Parking Permit or Visitor Parking Permit shall immediately cease to be valid.

- (d) the permit has been misused or any reason as stated in the notice.
19. A Resident Parking Permit will be valid only if displayed on the vehicle to which the Resident Parking Permit relates in the relevant position.
  20. A Visitor Parking Permit will be valid only if displayed on a vehicle in the relevant position correctly marked in accordance with the instructions for validation on the front face.
  21. A Resident Parking Permit shall cease to be valid at midnight on the specified expiry date or on the date the Council withdraws the Resident Parking Permit by notice, whichever is the earlier.
  22. The Council will not make any refund for the withdrawal of a Resident Parking Permit or Visitor Parking Permits.
  23. The Council will refund part of the cost of a Resident Parking Permit which has been surrendered, if not less than one month remains before the expiry date, the amount of refund to be as specified in Schedule 4 to this Order and subject to an administration charge as specified in Schedule 4 to this Order.
  24. The Council will refund the cost of whole unused/defaced books of Visitor Parking Permits which are surrendered.

#### **Application for and the issue of a Duplicate Resident Parking Permit**

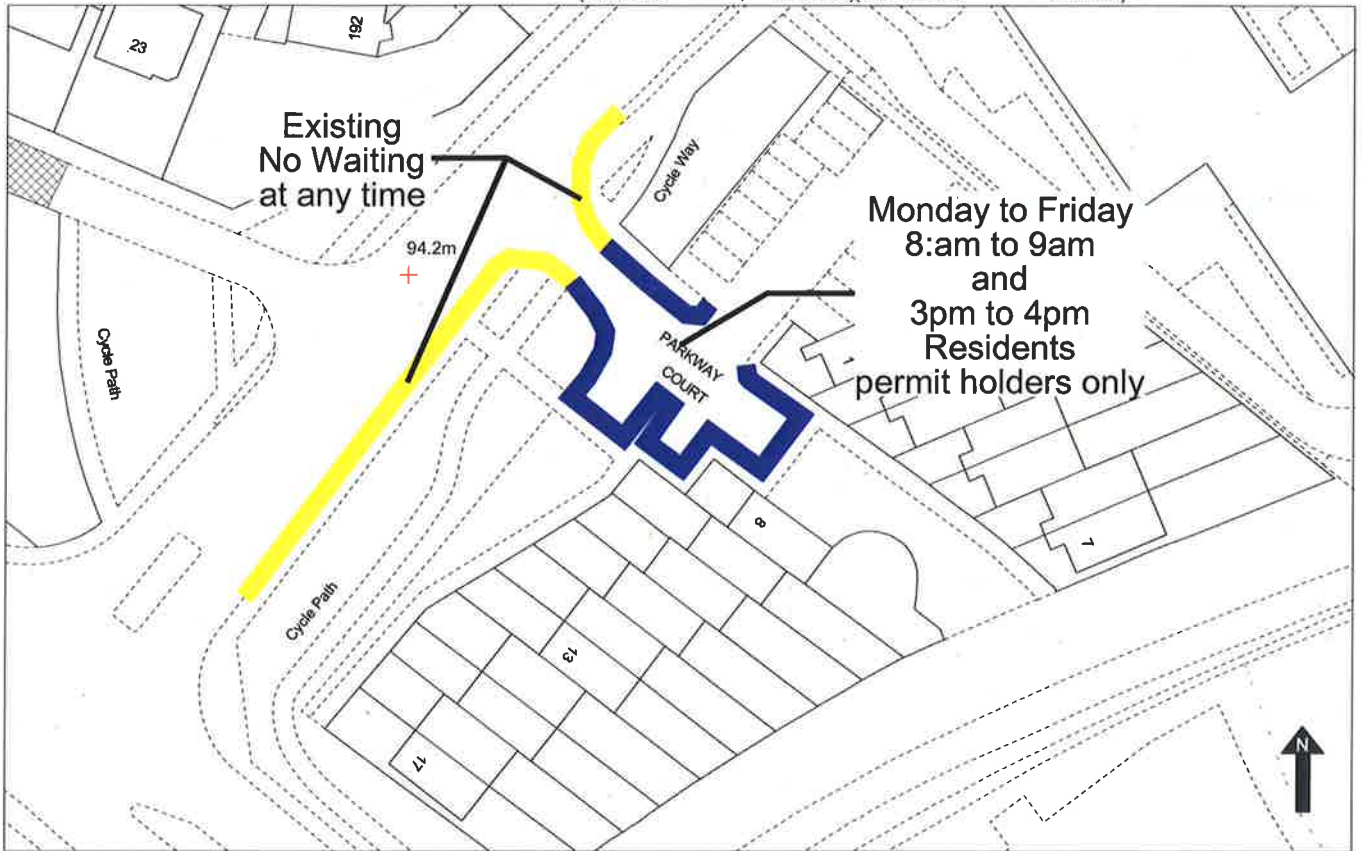
25. The Council will issue a duplicate or replacement Resident Parking Permit in the following circumstances:
  - (a) If a Resident Parking Permit is mutilated or accidentally defaced or the figures or particulars on it have become illegible or the colour of the Resident Parking Permit has faded or altered, the Permit Holder shall surrender it to the Council. If the Resident Parking Permit is accompanied by an application for a replacement Parking Permit, a duplicate Resident Parking Permit shall be issued and the original Resident Parking Permit shall become invalid.
  - (b) If a Resident Parking Permit is lost or destroyed, the Permit Holder may apply to the Council for the issue of a duplicate. If the Council is satisfied as to the loss or destruction of the Parking Permit, a duplicate will be issued on payment of the charge specified in Schedule 4.
  - (c) If a Permit Holder acquires a new vehicle, the Permit Holder must surrender the original Resident Parking Permit to the Council and make an application for a new Resident Parking Permit and the original Resident Parking Permit shall become invalid.

#### **Power to Suspend use of Parking Places**

26. Any person authorised by the Council may suspend the use of a parking place whenever he considers such suspension reasonably necessary:
  - (a) for the purpose of facilitating the movement of traffic or promoting its safety;
  - (b) for the purpose of any building operation, demolition or excavation in or adjacent to the parking place or the maintenance, improvement or reconstruction of the parking place or the laying, erection, alteration, removal or repair in or adjacent to the parking place of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunication apparatus or traffic sign; or



THE ST ALBANS CITY AND DISTRICT COUNCIL (PARKWAY COURT, ST ALBANS)(RESIDENTS PARKING PLACES) ORDER 201\*



**Parkway Court St Albans**



Metres  
Scale 1:500

