

**BABERGH DISTRICT COUNCIL**

**FROM: Head of Contract and Asset Management      REPORT NUMBER      **G104****

**TO:      STRATEGY COMMITTEE                              DATE OF MEETING      27 September 2007**

**OFF-STREET PARKING PLACES –  
RURAL VILLAGES AND SMALL CAR PARKS**

**1.      PURPOSE OF REPORT**

- 1.1 To enable a Draft Order to be made as shown in Appendix A to this report without the proviso (approved by Strategy Committee on 28 September 2006) that the restriction of parking over 24 hours would not apply to residents.
- 1.2 To enable discussions to take place about residents parking.

**2.      RECOMMENDATIONS**

- 2.1 That notwithstanding the decision of the Strategy Committee contained in Minute No 49(1) of the meeting held on 28 September 2006, the Council in exercise of its powers under Section 35 of the Road Traffic Regulations Act 1984, makes a Draft Order (as shown in Appendix A to this report), and that the Draft Order be referred for formal consultation with Suffolk County Council (as the Highway Authority) and Suffolk Police, and any other person or body required to be consulted.
- 2.2 That upon completion of the consultations referred to in 2.1 above, and providing that no material objections have been received and the Highway Authority gives its consent in accordance with Section 39 of the Road Traffic Regulations Act 1984, proposals to make The Babergh District Council (Off Street Parking Places) Rural Villages and Small Car Parks Order 2007, be published in accordance with statutory procedures.
- 2.3 That the Solicitor to the Council be authorised to determine the date for the Order to come into effect following completion of the consultation procedures referred to in 2.1 above.
- 2.4 That the Head of Contract and Asset Management be authorised to enter in discussions with Suffolk County Council regarding the development of a residents parking scheme for Sudbury.

The Committee is able to resolve this matter

**3.      FINANCIAL IMPLICATIONS**

- 3.1 There are no financial implications in relation to this report

**4.      RISK ASSESSMENT**

| <b>Risk</b>   | <b>Likelihood</b> | <b>Impact</b>   |
|---|-------------------|---|
| There will be an objection from Suffolk County Council to the Order during the statutory consultation process | 50%               | The Order cannot be implemented in its current draft format |

|   |         |  |
|---|---------|--|
| Implementation of the Order will be delayed while the residents parking arrangements required to implement the original recommendation are undertaken | Certain | The work required to implement the original resolution, as outlined in para 5.5 (iii) below, will take a minimum of 9 months thus delaying the introduction of the other elements within the Order |
|---|---------|--|

## 5. KEY INFORMATION

- 5.1 A report was submitted to your Committee in September 2006 (Paper F92) seeking approval to undertake formal consultation on Draft Parking Order in relation to the Council's off-street parking places in rural villages and small car parks. Approval was also sought to publish the Order subject to a satisfactory response to the formal consultation. As a reminder the car parks in question are:

| <u>LOCATION</u>   |
|---|
| Ballingdon Street, Sudbury<br>Mill Lane, Sudbury<br>Stour Street, Sudbury<br>Blackfriars Road (north), Sudbury<br>Blackfriars Road (south), Sudbury<br>Prentice Street, Lavenham<br>The Cock Inn, Lavenham<br>The Red Lion, East Bergholt<br>Flatford Mill, East Bergholt |

- 5.2 The first recommendation in the report was amended at the meeting in relation to a restriction on parking over 24 hours. The original Order allowed a maximum waiting period of 24 hours in the relevant car parks, **but this was amended such that this restriction would not apply to residents**. The discussions at committee in relation to the amendment focused on Sudbury in particular.
- 5.3 The original recommendation read - *“That, in exercise of its powers under Section 35 of the Road Traffic Regulations Act 1984, the Council makes a Draft Order (as shown in Appendix ‘B’ to [Paper F92]), and that it be referred for formal consultation with Suffolk County Council (as the Highway Authority) and Suffolk Police, and any other person or body required to be consulted”*.
- 5.4 It was amended to read - *That, in exercise of its powers under Section 35 of the Road Traffic Regulations Act 1984, the Council makes a Draft Order (as shown in Appendix ‘B’ to [Paper F92]), and that it be referred for formal consultation with Suffolk County Council (as the Highway Authority) and Suffolk Police, and any other person or body required to be consulted, **subject to the restriction on parking over 24 hours not applying to residents**”*.
- 5.5 Subsequent discussions with the Solicitor to the Council have however indicated that the amendment in the manner approved has difficulties that cannot be easily overcome i.e.
- i) The Council does not currently have a policy in relation to the provision of ‘residents parking schemes’
  - ii) The establishment and management of such a scheme will require considerable staff resource and expense, for which there is no authorisation at present

iii) The work required would include specifying the area from which residents were drawn from for each car park and then, for enforcement purposes, establishing a register of vehicles linked to the residents qualifying for each car park

5.6 Of more concern however is that discussions with Suffolk County Council have indicated that any arrangements for residents parking have an impact on the surrounding areas, and therefore should be addressed in a holistic manner, taking into account off-street and on-street parking areas together. There is a possibility therefore that they will object to the Order in its approved format.

5.7 They would wish to see 'residents parking' in Sudbury in particular addressed in its entirety, with a zonal approach being adopted in relation to parking on the highway and in our car parks based on the distance away from Sudbury's centre.

5.8 On the basis of the comments in paragraphs 5.5 to 5.7 the Head of Contract and Asset Management considers that, because there is a need to standardise the regulations in relation to these car parks, the way forward should be:

- That the original recommendation be reinstated thus allowing the Order to be implemented
- That the Head of Contract and Asset Management enter into discussions with Suffolk County Council with a view to developing a residents parking scheme for Sudbury.

## 6. **CONCLUSION**

6.1 A way forward is proposed that hopefully addresses the concerns that led to the amendment, and also allows the Order to be implemented in its original form.

## 7. **APPENDICES**

A Draft Order

## 8. **BACKGROUND PAPERS REFERRED TO:**

None.

**CONTACT:** Ryan Jones

**DIRECT LINE:** 01473 825787

**DRAFT**

**APPENDIX 'A'**

**DATED**

**2007**

**THE BABERGH DISTRICT COUNCIL  
(OFF STREET PARKING PLACES) RURAL VILLAGES  
AND SMALL CAR PARKS ORDER 2007**

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## BABERGH DISTRICT COUNCIL

### THE BABERGH DISTRICT COUNCIL (OFF STREET PARKING PLACES) RURAL VILLAGES AND SMALL CAR PARKS ORDER 2007

The Babergh District Council ("the Council") in exercise of its powers under section 35 of the Road Traffic Regulation Act 1984 (as amended) ("the 1984 Act") and Part IV of Schedule 9 to the 1984 Act and of all other enabling powers, with the consent of the Suffolk County Council in accordance with section 39(3) of the 1984 Act and after consulting the Chief Officer of Police in accordance with Part III of Schedule 9 to the 1984 Act hereby makes the following Order:

#### PART I – OPERATIVE AND GENERAL PROVISIONS

##### COMMENCEMENT

- 1 This Order shall come into effect on the [ ] day of [ ] 2007 and may be cited as "The Babergh District Council (Off Street Parking Places) Rural Villages and Small Car Parks Order 2007"

##### RESCISSION

- 2.1 The Babergh District Council (Off Street Parking Places) (Flatford Mill East Bergholt Car Park) Order 1998 and any amendments thereto are hereby rescinded upon the coming into operation of this Order.
- 2.2 Those parts of The Babergh District Council (Off Street Parking Places) Order 1989 No 2 and any amendments thereto which relate to the following Parking Places: Red Lion, East Bergholt; The Cock Inn, Lavenham; Prentice Street, Lavenham; Mill Lane, Sudbury; Stour Street, Sudbury; and Ballingdon Street Sudbury are hereby rescinded upon the coming into operation of this Order.

##### DEFINITIONS

- 3 In this Order, except where the context otherwise requires, the following expressions have the meanings hereby assigned to them:-
  - (a) "**Disabled Person's Badge**" has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) Regulations 2000
  - (b) "**Disabled Person's Vehicle**" means a vehicle displaying a Disabled Person's Badge
  - (c) "**Driver**" in relation to a vehicle left in a Parking Place means the person driving the Vehicle at the time it was left in the Parking Place and for the purposes of determining in the course of any proceedings in relation to this Order who was the Driver of the Vehicle at any time, and in the absence of full information regarding identification and contact details of the Driver, it shall be presumed that the Driver was the person who was the registered keeper of the Vehicle at that time
  - (d) "**Goods Vehicle Under 1.5 Tonnes in Weight**" means a motor vehicle constructed or adapted for use for the conveyance of goods where the weight of the vehicle and its contents does not exceed 1.5 tonnes
  - (e) "**Invalid Carriage**" has the same meaning as in section 136 of the 1984 Act

- (f) **“Maximum Waiting Period”** means the number of hours specified in the Schedule to this Order for which a vehicle may be left in a parking place
- (g) **“Motor Car”** and **“Motor Cycle”** have the same meanings as in section 136 of the 1984 Act
- (h) **“Owner”** in relation to a vehicle means the person by whom such vehicle is kept and used and for the purpose of determining in the course of any proceedings who was the Owner of the Vehicle at any time it shall be presumed that the Owner was the person who was the registered keeper of the Vehicle at that time.
- (i) **“Parking Bay”** means any area of a parking place which is provided for the leaving of a vehicle and indicated by markings on the surface of a parking place
- (j) **“Parking Place”** means any area of land specified by name in column 1 of the Schedule provided by the Council under Section 32(1) of the Act of 1984 for use as a parking place
- (k) **“Parking Warden”** means persons employed or contracted by the Council and authorised by or on behalf of the Council to supervise any parking place or to collect charges
- (l) **“Public Service Vehicle”** or **“PSV”** has the same meaning as in the Public Passenger Vehicles Act 1981
- (m) the amount of the **“Standard Charge”** and the **“Reduced Charge”** shall be determined by reference to the Second Schedule of this Order
- (n) **“Trailer”** means a vehicle drawn by a Motor Car and shall include a caravan and a boat
- (o) **“Twenty-four Hour Notice”** shall have the meaning given to it in Article 27 below
- (p) **“Vehicle”** means a mechanically propelled vehicle intended or adapted for use on roads and shall include a motor cycle

## INTERPRETATION

- 4.1 The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
- 4.2 The paragraph headings in this Order are for information only.
- 4.3 Any reference in this Order to a numbered Article is a reference to the Article bearing that number in this Order and any reference in this Order to the numbered Schedule is a reference to the Schedule bearing that number in this Order
- 4.4 Reference to any statute or statutory provision includes a reference to:
  - 4.4.1 That statute or statutory provision as from time to time amended extended re-enacted or consolidated whether before or after the date of this Order; and
  - 4.4.2 All statutory instruments or order made pursuant to it.

## **PART II - USE OF LAND AND PARKING PLACES**

### **GENERAL**

- 5 Each area of land specified by name in column 1 of the First Schedule may be used subject to the following provisions of this Order, as a Parking Place for such classes of Vehicles, in such positions and on such days and during such hours as are specified in relation to that area in the First Schedule SAVE THAT nothing in this Article 5 shall restrict the power of the Council to suspend, on a temporary basis, the use of a Parking Place or part thereof from such use by indication on site where such suspension is considered reasonably necessary.

### **POSITIONING OF VEHICLES**

- 6.1 Where in the First Schedule, a Parking Place is described as available for Vehicles of a specified class or in a specified position, the Driver of a Vehicle shall not permit it to wait in that Parking Place unless the Vehicle is of the class and in the position so specified.
- 6.2 Where, within a Parking Place, there is a sign or surface marking which indicates that a Parking Bay is available for Vehicles or Drivers of a specified class the Driver of a Vehicle shall not permit it to wait in that Parking Bay unless the Vehicle or the Driver is of the class so specified.
- 6.3 Wherever Parking Bays are provided Vehicles shall be positioned wholly within the markings of a Parking Bay.

### **USE OF PARKING PLACE AS PARKING PLACE ONLY**

- 7 No person shall, except with the permission of person authorised by the Council in that behalf, drive or permit to be driven any Vehicle in a Parking Place for any purpose other than the purpose of leaving that Vehicle in the Parking Place in accordance with the provisions of this Order or for the purpose of departing from the Parking Place.

### **RESTRICTION ON RETURN TO A PARKING PLACE**

- 8 When a Vehicle has left a Parking Place the Driver shall not, within four hours after its' leaving, permit it to wait again in that Parking Place.

### **VEHICLES TO BE TAXED AND INSURED**

- 9 The Driver of a Vehicle shall not permit that Vehicle to wait in a Parking Place unless the Vehicle is licensed in pursuance of the provision of the Vehicle Excise and Registration Act 1994 and unless there is in relation to the use of the Vehicle by the Driver such a policy of insurance as complies with the requirements of Part VI of the Road Traffic Act 1988.

## **COMPLIANCE WITH SIGNS**

- 10 Where in a Parking Place signs are erected or surface markings are laid for the purpose of:
- (a) Indicating the entrance to or exit from the Parking Place; or
  - (b) Indicating that a Vehicle using the Parking Place shall proceed in a specified direction within the Parking Place,
- no person shall drive or permit to be driven any Vehicle:
- (i) so that it enters the Parking Place otherwise than by an entrance, or leaves the Parking Place otherwise than by an exit, so indicated; or
  - (ii) in a direction other than so specified.

## **RUNNING OF ENGINES**

- 11 The Driver of a Vehicle using a Parking Place shall stop the engine as soon as the Vehicle is in position in the Parking Place, and shall not start the engine except when about to change the position of Vehicle in, or to depart from, the Parking Place.

## **SOUNDING OF HORNS**

- 12 The Driver of a Vehicle using a Parking Place shall not sound any horn or other similar instrument except when about to change the position of the Vehicle in, or to depart from the Parking Place.

## **TRADING**

- 13 No person shall use a Vehicle, while it is in a Parking Place, in connection with the sale of any article to persons in or near the Parking Place or in connection with the selling or offering for hire of his skill or services without the prior written consent of the Council.

## **OPERATING CENTRE**

- 14 No person shall use any part of a Parking Place as an "operating centre" within the meaning of section 7 of the Goods Vehicles (Licensing of Operators) Act 1995 (or any statutory modification or re-enactment thereof) under a goods vehicle operator licence.

## **CAMPING ETC**

- 15 No person shall use any part of a Parking Place or any Vehicle left in a Parking Place for:
- (a) sleeping or camping or cooking; or
  - (b) the purpose of servicing or washing any Vehicle or part thereof other than is reasonably necessary to enable that Vehicle to depart from the Parking Place.

## **TENTS, STRUCTURES, FIRES, LITTER**

- 16 No person shall in a Parking Place:
- (a) Erect or cause to be erected any tent booth stand building or other structure without the written consent of the Council; or
  - (b) Light or cause or permit to be lit any fire; or
  - (c) Deposit or otherwise leave any caravan, trailer, boat or other object which is not attached to a Vehicle
  - (d) Dispose of litter other than in any receptacle which may be provided by the Council for that purpose

## **NUISANCE**

- 17 No person shall in a Parking Place play any game or do anything which is or may be a nuisance disturbance or annoyance to the users of the Parking Place or residents of premises in the neighbourhood.

## **ADVERTISING LEAFLETS, ETC**

- 18 No person shall use any part of a Parking Place or any Vehicle left in a Parking Place without the consent of the Council for the purposes of depositing or causing to be deposited any advertisement handbills leaflets or circulars.

## **CHARGE FOR THE CONTRAVENTION OF PART II PROVISIONS**

- 19 If a Vehicle is used or left in a Parking Place in contravention of the provisions of Part II of this Order an amount specified in the Second Schedule as "the Standard Charge" shall be payable within twenty eight days of the issue of the notice referred to in Article 20 PROVIDED THAT where the Standard Charge is tendered within fourteen days of the issue of the notice referred to in Article 20 of this Order the Council will accept in full satisfaction the lesser amount (which amount is hereinafter referred to as "the Reduced Charge") the amount of which is specified in the Second Schedule.

## **NOTICE TO BE AFFIXED IN RELATION TO CONTRAVENTION OF PART II PROVISIONS**

- 20 In the case of a Vehicle in respect of which the Standard Charge may have been incurred for any contravention of Part II of this Order, it shall be the duty of a Parking Warden to attach to the Vehicle in a conspicuous position a notice which shall include the following particulars:
- (a) the registration mark of the Vehicle or, where the Vehicle is being used under a trade licence, the number of the trade plate carried by the Vehicle;
  - (b) the Article of Part II of this Order which has been contravened;
  - (c) the date and time at which the Parking Warden first observed that the contravention was made;
  - (d) a statement that the Standard Charge as specified in the Second Schedule is required to be paid;

- (e) the manner in which, and the time within which the Standard Charge should be paid and the time within which the Reduced Charge will be applied;
- (f) a statement that it is an offence under Section 35A of the 1984 Act to contravene or not to comply with any provision of this Order;
- (g) a statement that failure to pay the Standard Charge may render the Driver liable to prosecution and/or civil proceedings by the Council

### **PART III - MAXIMUM WAITING PERIOD**

#### **MAXIMUM WAITING PERIOD**

- 21 The Driver of a Vehicle shall not permit it to wait in a Parking Place for longer than the Maximum Waiting Period specified in column 6 of the First Schedule to this Order in relation to that Parking Place.

#### **STANDARD CHARGE FOR OVERSTAYING MAXIMUM WAITING PERIOD**

- 22 If a Vehicle is left in a Parking Place in contravention of Article 21 of this Order an amount specified in the Second Schedule as "the Standard Charge" shall be payable within twenty eight days of the issue of the notice referred to in Article 23 PROVIDED THAT where the Standard Charge is tendered within fourteen days of the issue of the notice referred to in Article 23 of this Order the Council will accept in full satisfaction the Reduced Charge as specified in the Second Schedule.

#### **NOTICE TO BE AFFIXED IN RELATION TO OVERSTAY**

- 23 In the case of a Vehicle in respect of which the Standard Charge may have been incurred for any contravention of Article 21 of this Order (Maximum Waiting Period), it shall be the duty of a Parking Warden to attach to the Vehicle in a conspicuous position a notice which shall include the following particulars:
- (a) the registration mark of the Vehicle or, where the Vehicle is being used under a trade licence, the number of the trade plate carried by the Vehicle;
  - (b) that Article 21 of this Order has been contravened;
  - (c) the date and time at which the Parking Warden first observed that the contravention was made;
  - (d) a statement that the Standard Charge as specified in the Second Schedule is required to be paid;
  - (e) the manner in which, and the time within which the Standard Charge should be paid and the time within which the Reduced Charge will be applied;
  - (f) a statement that it is an offence under Section 35A of the 1984 Act to contravene or not to comply with any provision of this Order and that the Driver may be liable to prosecution by the Council under Section 35A of the 1984 Act; and
  - (g) a statement that failure to pay the Standard Charge may render the Driver liable to prosecution/civil proceedings by the Council.

## **PERMITTED PERIOD AFTER STANDARD CHARGE INCURRED FOR OVERSTAY**

- 24 The period for which a Vehicle may be left in a Parking Place after the Standard Charge has been incurred in respect of a contravention of Article 21 of this Order (Maximum Waiting Period) shall not exceed twenty-four hours.

## **ISSUE OF A TWENTY-FOUR HOUR NOTICE**

- 25 If a Vehicle is left in a Parking Place for more than twenty-four hours after the Standard Charge has been incurred for the contravention of Article 21 (Maximum Waiting Period), it shall be the duty of a Parking Warden to attach to the Vehicle in a conspicuous position a notice ("the Twenty-four Hour Notice") which shall include the following particulars:-
- a) The registration mark of the Vehicle or where the Vehicle is being used under a trade licence the number of the trade plate carried by the Vehicle; and
  - b) The time at which the Parking Warden first observed that the Vehicle had been left in the Parking Place for more than twenty-four hours after a Standard Charge had been incurred; and
  - c) A statement that it is an offence under section 35A of the 1984 Act for the Driver of a Vehicle who has left the Vehicle in a Parking Place to leave the Vehicle therein for longer than twenty-four hours after the Standard Charge has been incurred; and
  - d) A statement that if the Vehicle is not removed within twenty-four hours from the date of the notice the Vehicle shall be immobilised and/or removed and the Driver shall become liable for the costs of such immobilisation removal and storage.

## **PART IV – MANNER OF PAYMENT OF CHARGES INCURRED**

### **MANNER OF PAYMENT OF THE CHARGES**

- 26.1 The Standard Charge shall be paid to the Council at the Council's Offices at Corks Lane Hadleigh Suffolk IP7 6SJ or any of the Council's cash offices by not later than 4.15pm on the twenty-eighth day following the day on which the Charge was incurred and if not so paid shall be recoverable as civil debt.
- 26.2 Where the Standard Charge applies provision is made for payment of a Reduced Charge as provided in the Second Schedule PROVIDED THAT the Reduced Charge is paid prior to 4.15pm on the fourteenth day following the day on which the Standard Charge was incurred.
- 26.3 If the twenty-eighth day (in respect of the Standard Charge and the Additional Charge) or the fourteenth day (in respect of the Reduced Charge) falls upon a day on which the Council's offices are closed the period within which the payment of the Standard Charge or Reduced Charge respectively shall be extended until 4.15pm on the next full day when the Council's offices are open.

## **PART V – REMOVAL AND ALTERATION OF POSITION OF VEHICLES**

### **ALTERATION OF POSITION OF VEHICLE**

- 27 If a Vehicle is left in a Parking Place in a position other than in accordance with the provisions of Parts II or III of this Order, a person authorised by the Council in that behalf may alter or cause to be altered the position of the Vehicle so that its position is in accordance with the said provisions.

### **IMMOBILISATION AND/OR REMOVAL OF VEHICLE**

- 28 If a Vehicle is left in a Parking Place in contravention of any of the provisions of Parts II or III of this Order a person authorised by the Council in that behalf may affix to the Vehicle an immobilisation device and/or remove the Vehicle from that Parking Place to a place of storage or arrange for such immobilisation removal and storage and in such event the Driver of the Vehicle shall be liable for all costs of immobilisation removal and storage and for reasonable administrative costs so incurred by the Council.

### **MANNER OF REMOVAL OR ALTERATION OF POSITION**

- 29 Any person altering, or causing the alteration of, the position of a Vehicle by virtue of Article 27, or removing, or causing the removal, of a Vehicle by virtue of Article 28, may do so by towing or driving the Vehicle or in such other manner as he may think reasonably necessary to enable the position of the Vehicle to be altered or to enable the Vehicle to be removed as the case may be and any costs incurred in this respect shall be recoverable as a civil debt from the Driver of the Vehicle.

### **EMERGENCIES**

- 30 For the purpose of meeting the requirements of any emergency, a person authorised in that behalf by the Council or a police constable in uniform may alter or cause to be altered the position of a Vehicle in a Parking Place or remove or arrange for the removal of a Vehicle from a Parking Place.

### **CHARGES FOR REMOVAL AND STORAGE OF VEHICLES**

- 31.1 When by virtue of Article 30 of this Order a Vehicle is removed from a Parking Place the charge in respect of the removal of the said Vehicle shall be £120.00 and the storage charge in respect of any period during which a Vehicle is in the custody of the Council shall be £10.00 for each period of twenty-four hours or part thereof;
- 31.2 Each period of twenty-four hours or part thereof shall be reckoned from noon on the day following the day on which the vehicle was removed PROVIDED THAT where a Vehicle is in the custody of the Council in a place which is closed on the day following the day on which the Vehicle was removed as aforesaid up to noon, then for the purpose of calculating the said scale, it shall be reckoned from noon on the first day on which the said place is open at any time before noon for the claiming of any Vehicle held in custody at that place which may be lawfully claimed.
- 31.3 The Driver of the said Vehicle shall be the person liable to pay the said charges and such charges shall be payable before the said Vehicle is removed from the custody of the Council.

## **ARRANGEMENTS FOR SAFE CUSTODY OF VEHICLES**

- 32 Where a person authorised by the Council removes or makes such arrangements for the removal of a Vehicle from a Parking Place he shall make such arrangements as he considers may be reasonably necessary for the safe custody of the Vehicle.

## **RESTRICTION ON THE REMOVAL OF NOTICES**

- 33 When a notice has been attached to a Vehicle in accordance with any of the foregoing provisions of this Order no person other than a person authorised by the Council in that behalf or the Driver or a person authorised by the Driver in that behalf shall remove the notice from the Vehicle.

## **PART VI- MISCELLANEOUS**

### **THE COUNCIL'S LIABILITY**

- 34 The Council accepts no responsibility, either at common law or under the Occupier's Liability Act 1957, or otherwise, for loss of or damage to vehicles or other property left in any of the Council's Parking Places.

### **CONTRAVENTION**

- 35.1 Any person acting in contravention or non-compliance with a provision of this Order shall be guilty of an offence as provided for by Section 35A of the 1984 Act.
- 35.2 Where the Driver has contravened any of the provisions contained in this Order the Standard Charge shall be recoverable as a civil debt from the Driver or the Owner of the Vehicle.

**THE COMMON SEAL of the  
BABERGH DISTRICT COUNCIL was hereunto  
affixed in the presence of:**

**Authorised Officer**

# DRAFT

## FIRST SCHEDULE

Trailers are not permitted in any Parking Place.

| Name of Parking Place        | Position in which Vehicle may wait  | Classes of Vehicle   | Days of Operation of Parking Place | Hours of Operation of Parking Place  | Maximum waiting period |
|------------------------------|---|--|------------------------------------|--|------------------------|
| <b>1</b>                     | <b>2</b>  | <b>3</b>   | <b>4</b>                           | <b>5</b>   | <b>6</b>               |
| Flatford Mill, East Bergholt | Wholly within a Parking Bay.<br><br>Designated staff of the East Bergholt Tourist Information Centre may park in bays reserved for staff only.  | i) Disabled Persons Vehicles/Invalid Carriages<br><br>ii) Vehicles belonging to Staff of the East Bergholt Tourist Information Centre  | All                                | 06:00 to 23:00 hours   | 24 hours               |
| Red Lion, East Bergholt      | Wholly within a Parking Bay. If bays are specially allocated and marked for use by different classes of Vehicle or classes of Driver then Vehicles or Drivers to which the allocation does not apply shall not use those bays.  | i) Motor Cars<br>ii) Motor Cycles<br>iii) Goods vehicles under 1.5 tonnes in weight<br>iv) Disabled Persons Vehicles/Invalid Carriages | All                                | All  | 17 hours               |
|                              |   | v) Public Service Vehicles   |                                    | PSVs may not use the parking place between 14:15 and 16:45 on Thursdays or between 13.45 and 16.45 on Saturdays. |                        |
| The Cock Inn, Lavenham       | Wholly within a Parking Bay. If bays are specially allocated and marked for use by different classes of Vehicle or classes of Driver then Vehicles or Drivers to which the allocation does not apply shall not use those bays. If an area is allocated for use by Motor Cycles, they must use it. | i) Motor Cars<br>ii) Motor Cycles<br>iii) Goods vehicles under 1.5 tonnes in weight<br>iv) Disabled Persons Vehicles/Invalid Carriages | All                                | All  |                        |
|                              |   | v) Public Service Vehicles   |                                    | Wholly within bays set aside for PSVs.   |                        |

| Name of Parking Place        | Position in which Vehicle may wait  | Classes of Vehicle   | Days of Operation of Parking Place | Hours of Operation of Parking Place | Maximum waiting period |
|------------------------------|---|--|------------------------------------|-------------------------------------|------------------------|
| 1                            | 2   | 3  | 4                                  | 5                                   | 6                      |
| Prentice Street, Lavenham    | Wholly within a Parking Bay. If bays are specially allocated and marked for use by different classes of Vehicle or classes of Driver then Vehicles or Drivers to which the allocation does not apply shall not use those bays. If an area is allocated for use by Motor Cycles, they must use it. | i) Motor Cars<br>ii) Motor Cycles<br>iii) Goods vehicles under 1.5 tonnes in weight<br>iv) Disabled Persons Vehicles/Invalid Carriages   | All                                | All                                 | 24 hours               |
| Mill Lane, Sudbury           | Wholly within a Parking Bay. If bays are specially allocated and marked for use by different classes of Vehicle or classes of Driver then Vehicles or Drivers to which the allocation does not apply shall not use those bays.  | i) Motor Cars<br>ii) Motor Cycles<br>iii) Goods vehicles under 1.5 tonnes in weight<br>iv) Disabled Persons Vehicles/Invalid Carriages   | All                                | All                                 | 24 hours               |
| Blackfriars (North), Sudbury | Wholly within a Parking Bay. If bays are specially allocated and marked for use by different classes of Vehicle or classes of Driver then Vehicles or Drivers to which the allocation does not apply shall not use those bays.  | v) Motor Cars<br>vi) Motor Cycles<br>vii) Goods vehicles under 1.5 tonnes in weight<br>viii) Disabled Persons Vehicles/Invalid Carriages | All                                | All                                 | 24 hours               |
| Blackfriars (South), Sudbury | Wholly within a Parking Bay. If bays are specially allocated and marked for use by different classes of Vehicle or classes of Driver then Vehicles or Drivers to which the allocation does not apply shall not use those bays.  | ix) Motor Cars<br>x) Motor Cycles<br>xi) Goods vehicles under 1.5 tonnes in weight<br>xii) Disabled Persons Vehicles/Invalid Carriages   | All                                | All                                 | 24 hours               |
| Ballingdon Street, Sudbury   | Wholly within a Parking Bay. If bays are specially allocated and marked for use by different classes of Vehicle or classes of Driver then Vehicles or Drivers to which the allocation does not apply shall not use those bays.  | i) Motor Cars<br>ii) Motor Cycles<br>iii) Goods vehicles under 1.5 tonnes in weight<br>iv) Disabled Persons Vehicles/Invalid Carriages   | All                                | All                                 | 24 hours               |

| Name of Parking Place | Position in which Vehicle may wait   | Classes of Vehicle   | Days of Operation of Parking Place | Hours of Operation of Parking Place | Maximum waiting period |
|-----------------------|--|--|------------------------------------|-------------------------------------|------------------------|
| 1                     | 2  | 3  | 4                                  | 5                                   | 6                      |
| Stour Street, Sudbury | Wholly within a Parking Bay. If bays are specially allocated and marked for use by different classes of Vehicle or classes of Driver then Vehicles or Drivers to which the allocation does not apply shall not use those bays. | <ul style="list-style-type: none"> <li>i) Motor Cars</li> <li>ii) Motor Cycles</li> <li>iii) Goods vehicles under 1.5 tonnes in weight</li> <li>iv) Disabled Persons Vehicles/Invalid Carriages</li> </ul> | All                                | All                                 | 24 hours               |

## **SECOND SCHEDULE**

- i) The Standard Charge shall be - £45.00
- ii) The Reduced Charge shall be - £15.00

**THIRD SCHEDULE**

**PLANS**