

**Proposed Decision to be taken by the  
Portfolio Holder for Transport & Planning  
on or after 17 August 2018**

**Stratford-on-Avon District Council  
Off-Street Parking Places Order 2018**

**Recommendation**

That the Portfolio Holder for Transport and Planning consents to the making of the Stratford-on-Avon District Council Off-Street Parking Places Order 2018 by Stratford-on-Avon District Council.

**1.0 Key Issues**

- 1.1 Stratford-on-Avon District Council (SDC) is proposing to introduce changes to its Off-Street Parking Places Order which will result in amendments to the two car parks operated and maintained by SDC.

The consent of the County Council is required under section 39 of the Road Traffic Regulation Act 1984. By virtue of section 32 of that Act, off-street car parks may be provided for the purpose of relieving or preventing congestion of traffic.

In deciding whether or not to exercise its power to consent (or to withhold consent), the Council is required to have regard to the matters set out in section 122 of the Road Traffic Regulation Act 1984. Section 122(1) requires the Council to exercise the functions conferred on it (so far as practicable having regard to the matters specified in section 122(2)) to secure the expeditious, convenient and safe movement of vehicular and other traffic (including pedestrians), and the provision of suitable and adequate parking facilities on and off the highway.

The matters to which the Council must have regard are:-

- The desirability of securing and maintaining reasonable access to premises
- The effect on the amenities of any locality affected and the importance of regulating and restricting the use of roads by heavy commercial vehicles so as to preserve or improve the amenities of the areas through which the roads run
- The national air quality strategy prepared under section 80 of the Environmental Protection Act 1995

- The importance of facilitating the passage of public service vehicles and of securing the safety and convenience of persons using or desiring to use such vehicles
- And any other matters appearing to the Council to be relevant

Therefore whilst the overall objective of the Council must be to secure the expeditious convenient and safe movement of vehicular traffic this will sometimes need to give way to the objectives in section 122(2) and a balance has to be achieved between the overall objective and the matters set out in section 122(2).

## 2.0 Proposals

2.1 SDC is proposing to make amendments in two of its car parks:

### **Sheep Street service area car park**

This is a loading/unloading area with a designated area for disabled parking. To ensure that access ways are clear for deliveries to businesses we do not allow general parking. Currently, the OSPPO is a little ambiguous and loopholes are being exploited to the detriment of people trying to use the area for its intended purpose. Variations to the wording relating to permit use / non-permit use for loading and unloading will address this. The disabled parking bays will not be affected by the changes.

### **Venture House Car Park Stratford-upon-Avon**

The car park at Venture House is not currently covered by the OSPPO and, since it opened the new business facility, they have experienced issues with misuse of the car park from those who do not use the premises. Currently, SDC have no powers to enforce. It is proposed that the Venture House car park is added to the Order so that sensible parking restrictions can be imposed, enforced appropriately. This will ensure that there is space available for those who are using Venture House, i.e. tenants, Council staff and visitors. This would be provided through permit holders only, free parking arrangements.

**Appendix A**, section 2 contains the proposal in full.

2.2 **Appendix A** contains the OSPPO (Off Street Parking Places Order) amendments report to Cabinet (160916), produced by the Stratford District Council's Community Enhancement Manager for the SDC Cabinet meeting on 16 September 2016. **Appendix B** contains the Notice of Proposals produced by SDC which was published on 13<sup>th</sup> October 2016. **Appendix C** contains the draft off-street parking order document that WCC is being asked to give its consent to.

### 3.0 Other Considerations

- 3.1 There will be no impact for Warwickshire County Council in regard to the proposals. It is not anticipated that these changes will impact on highway safety or traffic management.

### 4.0 Financial Implications

- 4.1 There are no financial implications for Warwickshire County Council arising from SDC's proposals.

### 5.0 Timescales associated with the decision and next steps

- 5.1 Once a decision has been made by the Portfolio Holder the response will be sent via email.

#### Appendices

Appendix A – OSPPO amendments report to Cabinet (160916).

Appendix B – OSPPO Advert – Parking Order proposals 13oct16 SH

Appendix C – Draft Proposed Stratford District Council off-street parking order 2018.

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This report was circulated to the following members prior to publication:

Councillors Shilton, Clarke, Lloyd, Fradgley, Rolfe, Dirveiks, Cockburn

## THE CABINET

10<sup>th</sup> October 2016

**Subject:** Variation to Stratford-on-Avon District Council's  
(Off Street Parking Places) Order 2013

**Lead Officer:** Olly Scholefield  
*Contact on 01789 260884*

**Lead Member:** Councillor Mike Brain

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**Summary**

A review of Stratford-on-Avon District Council's (Off Street Parking Places Order) 2013 ('OSPPO') has identified that it requires amendments to ensure it is fit for purpose. The report below details these proposed variations and seeks Cabinet's approval to incorporate them into the OSPPO.

**Recommendation**

- (1) That the proposed variations to Stratford-on-Avon District Council's (Off Street Parking Places) Order 2013, as detailed in Section 1.3 below, is endorsed;**
  - (2) That Cabinet instruct officers to commence the process of advertising the relevant Notice of Proposals and consider any objections;**
  - (3) That Cabinet delegate authority to the Head of Technical and Community Services to proceed with the Notice of Making and make the amendments to the OSPPO.**
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**1 BACKGROUND**

- 1.1 The Council is required to control parking within its car parks through an Off-Street Parking Places Order (OSPPO) made under the Traffic Regulation Act 1984 and the Traffic Management Act. The OSPPO forms the legal basis for charging and the enforcement in Council operated car parks and sets out the terms and conditions for use of the Council car parks and the charges which apply to customers using them.
  - 1.2 Council officers developed the Stratford-on-Avon District Council OSPPO by virtue of our powers as set out in 1.1, with the consent of the Warwickshire County Council and after consulting with the Chief Officer of Police. The OSPPO was endorsed by Cabinet and came into force on 15 August 2013.
  - 1.3 As part of a recent review of the Council's car parks and the appropriateness of the OPPSO, two areas were identified where amendments to the Order were required to bring it up to date.
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- 1.4 A variation to the OSPPO is required before the Council can make the way it manages and controls the operation of car parks. Once the OSPPO has been varied, it forms the legal basis on which the Council can enforce or charge for their use.
- 1.5 Where necessary, any proposed changes to the Order need to be advertised in the local press and any objections need to be considered and responded to accordingly.

## 2 PROPOSAL

- 2.1 It is proposed that amendments to the OSPPO are made in relation to the following car parks:

### 2.1.1 Sheep Street Rear Access Car Park, Stratford-upon-Avon

This is a loading/unloading area with a designated area for disabled parking. To ensure that access ways are clear for deliveries to businesses we do not allow general parking. Currently, the OSPPO is a little ambiguous and loopholes are being exploited to the detriment of people trying to use the area for its intended purpose. Variations to the wording relating to permit use / non-permit use for loading and unloading will address this. The disabled parking bays will not be affected by the changes.

Currently, within the OSPPO Schedule, it states:

Classes of vehicle for which parking is available	Days of Operation:	Hours of operation	Maximum waiting time:	Charges under Schedule 2
Motor cars licensed as private rightfully displaying a disabled persons parking authorisation badge	All days	08:00 hrs – 24:00 hrs	3 hours	

The proposed amended wording is as follows:

Classes of vehicle for which parking is available	Days of Operation:	Hours of operation	Maximum waiting time:	Charges under Schedule 2
Motor cars licensed as private rightfully displaying a disabled persons parking authorisation badge.	All days	08:00 hrs - 24:00 hrs	3 hours	Not applicable /Exempt
Motor vehicles using				

the designated loading area of the car park for the specific purpose of loading and unloading. These vehicles may display permits but this is not compulsory (see maximum waiting period details).	All days	All hours	<p>Vehicle users have the following timeframes in which to demonstrate that the process of loading / unloading is taking place:</p> <p>20 mins for vehicles with permits and/or liveried vehicles</p> <p>5 mins for all other vehicles</p> <p>Note: There is no time limit once loading / unloading has begun but the process must be continuous and vehicles must leave the loading area as soon as loading / unloading</p>	
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#### 2.1.2 Venture House Car Park Stratford-upon-Avon

The car park at Venture House is not currently covered by the OSPPO and, since we opened the new business facility, we have experienced issues with misuse of the car park from those who do not use the premises. Currently, we have no powers to enforce. It is proposed that we add Venture House car park to the Order so that we can impose sensible parking restrictions, enforce appropriately and ensure that there is space available for those who are using Venture House, i.e. tenants, Council staff and visitors. This would be provided through permit holders only, free parking arrangements.

- 2.2 It is recommended that the proposals in 2 above are advertised ,as appropriate, as Notices of Proposals (NoPs) to provide the public and users of the car park with 21 days / 28 days notification of the changes to raise any objections.
- 2.3 Should any objections be raised, a further report will be brought to Cabinet for consideration.
- 2.4 If no objections are raised within this statutory timeframe, a Notice of Making will be advertised, as appropriate, and the varied OSPPO will be implemented.

### **3 Options available to The Cabinet**

- 3.1 The Cabinet can approve some or all of the amendments; or
- 3.2 The Cabinet may reject changes or propose alternative / additional amendments subject to any legal implications.

### **4 Implications of the proposal**

#### **4.1 Legal/Human Rights Implications**

- 4.1.1. Under section 32 of The Road Traffic Regulation Act 1984 the Council has powers to enable it to provide off-street parking places. The Council can choose to use its land as an off-street car park and can choose to stop doing so.
- 4.1.2 It can also choose whether to regulate the use of that car park through an Off Street Parking Order which gives the Council charging and enforcement powers. The subsequent removal of parking controls is subject to a statutory notice/objection process and the due consideration of any objections received.
- 4.1.3 Officers have sought legal advice from an external legal consultant to confirm that the proposed amendments are in accord with relevant parking legislation.

#### **4.2 Financial**

- 4.2.1 Costs associated with advertising and adopting these amendments will be met by existing revenue budgets.
- 4.2.2 There is no expected change in the Council's revenue from parking charges as a result of these amendments

#### **4.3 Environmental**

- 4.3.1 There are no environmental implications associated with this report.

#### **4.4 Corporate Strategy**

- 4.4.1 Supports Aim 1 – A flourishing local economy.

#### **4.5 Analysis of the effects on Equality**

- 4.5.1 No formal Equality Impact Assessment has been undertaken, however it is not expected that these amendments will adversely affect disabled users of either car park included in this report.

### **5 Risk Assessment**

- 5.1 Officers have considered risk associated with these amendments. The key risk is challenge from users of both car parks were they to park in contravention to the new arrangements. A review of the variations, in terms of compliance with parking legislation, has given confidence that the variations are compliant and any Penalty Charge Notices (PCNs) issued would, as far as is foreseeable, stand up against appeal.

There is a potential negative reputational damage if the Council does not effectively tackle the issues of illegal parking in car parks.

### **6 Conclusion**

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- 6.1 The Off Street Parking Places order needs to be varied to ensure it is current and fit for purpose. The creation of a Venture House car park and a review of the use of Sheep Street Rear Access car park has given the Council the opportunity to bring in these changes to ensure the OSPPO ensures these car parks are used appropriately and allows for effective management and parking enforcement.

Tony Perks

HEAD OF COMMUNITY AND TECHNICAL SERVICES

Background papers:

N/A



**Appendix 1**

**STRATFORD-ON-AVON DISTRICT COUNCIL**

**THE STRATFORD-ON-AVON DISTRICT COUNCIL**

**(OFF-STREET PARKING PLACES)**

**ORDER 2013**



If a court, the Traffic Penalty Tribunal or the Traffic Enforcement Centre declares any part of this Order to be invalid or un-enforceable, such declaration shall not invalidate the remainder of the Order



# **THE STRATFORD-ON-AVON DISTRICT COUNCIL**

## **(OFF-STREET PARKING PLACES) ORDER 2013**

The Stratford-on-Avon District Council in exercise of their powers under Sections 32 and 35 and under Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("the 1984 Act"), the Traffic Management Act 2004 ("the 2004 Act") and all Regulations and Orders made in exercise of the powers conferred by the 2004 Act and of all other enabling powers, with the consent of the Warwickshire County Council given under Section 39(3) of the 1984 Act and after consulting with the Chief Officer of Police in accordance with Paragraph 20 of Schedule 9 to the 1984 Act, hereby make the following Order:-

### **PART I**

#### **COMMENCEMENT INTERPRETATION AND REVOCATION**

1. (1) This Order shall come into force on 15 August 2013 and may be cited as "the Stratford-on-Avon District Council (Off-Street Parking Places) Order 2013".

(2) Without prejudice to the validity of anything done or to any liability incurred in respect of any act or omission before the coming into force of this Order the Stratford-on-Avon District Council (Off-Street Parking Places) Order 2008 is revoked as of midnight on 14 August 2013.

2. (1) Any reference in this Order to a numbered Article or to a numbered Schedule is a reference to the Article or to the Schedule bearing that number in this Order.

(2) In this Order, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:-

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

"disabled person's vehicle" means a vehicle which displays in the relevant position a disabled person's badge;

"charge certificate" means the statement that the penalty charge has been increased by 50 per cent in accordance with Regulation 21 of The Civil Enforcement of Parking Contraventions (England) General Regulations 2007;

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“civil enforcement officer” means any officer of the Council who is authorised to supervise and control vehicles in the parking places and enforce the provisions of this Order pursuant to Section 63A of the 1984 Act;

“Council” means Stratford-on-Avon District Council;

“driver” in relation to a vehicle waiting in a parking place, means the person driving the vehicle at the time it was left in the parking place;

“enforcement authority” means Stratford-on-Avon District Council

“lorry” includes any vehicle constructed for the conveyance of goods or burden of any description which does not fall within the definition of “motor car or light commercial vehicle” contained below;

“motor car or light commercial vehicle” means a mechanically propelled vehicle, the unladen weight of which does not exceed thirty hundred weight and which is less than six feet six inches in height and shall include a motor cycle but only when that motor cycle has a sidecar attached which is either:-

(i) constructed solely for the carriage of not more than twelve passengers and their effects exclusive of the driver; or

(ii) constructed for the conveyance of goods or burden of any description

“motor cycle space” means any area of parking place as defined in the Article which is provided for the leaving of a motor cycle and indicated by markings on the surface of the parking place or signed otherwise indicated by signs or any other structure whatsoever placed or erected in the parking place;

“motor coach” includes any vehicle constructed for the carriage of passengers which does not fall within the definition of “motor car or light commercial vehicle” contained below;

“motor vehicle” or “vehicle” means “motor car or light commercial vehicle” as defined in this Article and also any mechanically propelled vehicle intended or adapted for use on road, whether or not it is in a fit state for such use and includes any trailer intended or adapted for use as an attachment to such a vehicle, any chassis or body with or without wheels appearing to have formed part of such a vehicle or trailer and anything attached to such a vehicle or trailer;

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“owner” has the same meaning as in Section 192(1) of the Road Traffic Act 1988;

“parking bay” means any area of a parking place as defined in this Article which is provided for the leaving of a motor vehicle of a class specified and indicated by markings on the surface of the parking place or signed or otherwise indicated by signs or any other structure whatsoever placed or erected in the parking place;

“parking place” means a parking place described in Schedule 1 to this Order; and for the avoidance of doubt includes the private approach roads/access areas leading to and from a parking place;

“parking device” means such ticket, card, token, stamp, pass, disc, permit, season ticket, scatchcard, Virtual Permit or other similar device as may be issued (or in the case of a Virtual Permit may be deemed to be issued given its non-physical form) by the Council on such terms and conditions as it may notify from time to time permitting a driver to use such parking places for such periods as such parking device permits (such use being subject to this Order);

“Pay by Telephone” means payment over the telephone on such telephone numbers and using such payment mechanisms as the Council may notify from time to time, of the relevant charges for the relevant period under Article 34(1)(d) hereof on such terms and conditions as the Council may notify from time to time;

“penalty charge” means a charge set by the Council under the provisions of Section 77 and Schedule 9 of the 2004 Act and The Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007 which is to be paid to the Council within 28 days beginning with the date of issue endorsed upon the penalty charge notice;

“PCN” means a penalty charge notice issued or served by a civil enforcement officer or posted by the enforcement authority pursuant to the provisions of Section 78 of the 2004 Act and The Civil Enforcement of Parking Contraventions (England) General Regulations 2007;

“reduced penalty charge” means a charge set by the Council under the provisions of Section 77 and Schedule 9 of the 2004 Act and The Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007 which is to be paid within 14 days following the date of issue endorsed on penalty charge notice;

“relevant date” meant the date upon which any vehicle is or was parked in any parking place or upon which any event occurs or occurred in breach of any of the provisions of this Order or to which this Order relates;

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“registered keeper” means the person in whose name the vehicle was registered under the Vehicle Excise and Registration Act 1994;

“relevant charges” means the relevant charges detailed at Schedule 2 of this Order;

“relevant period” means either the whole of the relevant period a driver wishes to leave a vehicle in a parking place or the whole of the relevant period a vehicle is actually left in a parking place (as the context requires);

“relevant position” means:-

(a) in the case of a vehicle with a dashboard, the parking device or disabled person’s badge as the case may be is exhibited thereon with the obverse side facing upwards on the near side of the dashboard so that the same is readable from the outside of the vehicle

(b) in the case of a vehicle without a dashboard, the parking device or disabled person’s badge as the case may be is exhibited in a conspicuous and readable position on the vehicle

“ticket machine” means apparatus or a device of a type and design approved by the appropriate Minister in accordance with Section 35(3) of the 1984 Act.

“Virtual Permit” means a non-physical permit permitting the driver of the vehicle to which the virtual permit relates to park that vehicle in such parking places and for such periods as the virtual permit permits, as the same may be deemed to be issued by the Council, on such terms and conditions as it may notify from time to time, subject to the applicant for the virtual permit first paying such charges using such payment mechanisms as the Council may notify from time to time;

3. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament and as if the purposes of that Act this Order were an Act of Parliament and the Orders revoked by Article 1 were Acts of Parliament thereby repealed.

## **PART II**

### **USE OF PARKING PLACES**



4. (1) Each of the parking places specified in Column 1 of Schedule 1 to this Order is authorised to be used, subject to the following provisions of this Order, as a parking place for such vehicles or classes of vehicles, in such positions on such days and during such hours as are specified in relation to that parking place in the said Schedule 1 and no parking place shall be used by any person for any other purpose whatsoever.

(2) Any right of passage within any parking place specified in the said Schedule 1 is available only to persons driving or being conveyed in motor vehicles or riding or being conveyed on other vehicles and does not extend to pedestrians and no rights of way whatsoever over the said parking places other than for the purpose of parking vehicles shall be deemed to have been granted by the Council by virtue of this Order.

(3) No person other than a person authorised by the Council, the driver of or a passenger in a vehicle parked or intended to be parked in a parking place, or other person authorised by such driver or passenger shall enter such parking place for any purpose whatsoever.

(4) Notwithstanding the provisions of this Order, the Council reserve the right to grant upon such terms and conditions, as they think fit, rights of access across any of the parking place to which this Order applies for the purpose of obtaining rear access to premises adjoining such parking places, in which case the provisions of this Order shall apply to vehicles exercising such rights in accordance with the terms and conditions thereof.

5. (1) A person shall not drive in a parking place a motor vehicle unless:-

(a) He or she is the holder of a licence authorising him or her to drive a motor vehicle of its class or description on a road, or

(b) He or she is the holder of a provisional driving licence and is accompanied in the vehicle by a person holding a licence of the type mentioned in (a) above.

(2) 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 provisions 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 1972.

6. A person shall not drive in a parking place a motor vehicle at a speed exceeding that officially notified by way of signs or, in the absence of such signs, at a speed exceeding ten miles per hour.

7. The driver of any vehicle in a parking place shall comply with any instruction given, by a duly authorised person, by direction signs or in any other manner as to the route to be followed within the parking place.

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8. (1) Where in Schedule 1 to this Order a parking place is described as available to vehicles of a specified class, the driver of a vehicle shall not permit it to wait in that parking place unless it is of the specified class.

(2) A driver of a vehicle using a parking place shall not park the vehicle in any position other than within a parking bay indicated as being reserved for the parking of vehicles and in particular, such a driver shall not park the vehicle on any space indicated by appropriate markings as being reserved for official use or to be kept clear and shall not park the vehicle in such a position as to impede the free access to and egress from the parking place.

(3) In the absence of any such designated parking bays, a driver of a vehicle using such parking place shall park the vehicle as directed by the civil enforcement officer or any other duly authorised person.

(4) The driver of any vehicle which is constructed or adapted for drawing a trailer or caravan shall not within any parking place cause or permit such trailer or caravan to be unhitched from the vehicle.

(5) Where part of a parking place is specifically reserved for the use of motorcycles with or without sidecars, the driver of any other class of vehicle shall not permit to wait in the area so reserved.

(6) The driver of a vehicle which together with its load the width of which exceeds 2.9 metres or the length of which exceeds 15.5 metres shall not use a parking place except with the prior written consent of the Council.

(7) Where, within a parking place, there is a sign or surface marking which indicates that a parking bay is available only for a disabled person's vehicle, the driver of a vehicle shall not permit it to wait in that parking bay unless it is a disabled person's vehicle.

(8) Where a sign or notice is displayed prescribing the maximum height limit for vehicles permitted to use a parking place, no vehicle exceeding that height may use the parking place.

9. (1) No person shall leave or permit to be left in a parking place:-
- (a) a trailer of any kind including a touring or any other type of caravan without its traction unit;
  - (b) any vehicle having a secondary generating motor for the purposes of a refrigeration unit or any other purpose, unless he/she ensures that at all times whilst the vehicle is so left, the secondary generating motor is not in operation
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(2) No person shall permit any vehicle left in a parking place to be used in such a manner as to generate excessive noise so as to cause a nuisance whether by fumes or otherwise to other lawful users of the parking place or residents living near to the parking place.

10. A 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 the vehicle or to depart from the parking place.

11. Except with the writing authority of the Council, the driver of a vehicle shall not permit it to wait in a parking place for longer than the maximum period permitted for waiting specified in Schedule 1 to this Order in relation to that parking place.

12. No person shall cause or take part in any gathering or demonstration within a parking place, or cause any unreasonable or unnecessary noise.

13. No person shall use any parking place for the playing of any game nor shall any pedal cycle be taken or ridden therein, except where specific provision is made for the storage of pedal cycles.

14. No person shall, within any parking place, commit any act which, if committed on a public highway, would constitute a contravention under the provisions of the Environmental Protection Act 1990.

15. The driver of a vehicle while it is waiting in a parking place shall not carry out or permit to be carried out any work of cleaning, maintenance or repair to the vehicle except such as may be necessary to enable the vehicle to be moved from the parking place.

16. No horn or other similar instrument may be sounded on a vehicle using a parking place except when the position of the vehicle in the parking place is about to be changed or the vehicle is about to depart from the parking place.

17. Except with the written authority of the Council, no person shall use a vehicle, or anything towed by a vehicle while it is in a parking place, for domestic purposes or as a place of habitation; provided that this restriction shall not apply to the drivers of commercial vehicles which are specifically constructed to provide sleeping accommodation.

18. Unless authorised in writing by the Council so to do, no person shall, within a parking place, sell or attempt to sell any article to persons in or near the parking place, or sell or offer for hire his skill or services and shall not use a vehicle or anything towed by a vehicle while it is in a parking place or any part of a parking place for such purpose, or for the purpose of any exhibition and no vehicle shall be advertised for sale while it is standing in a parking place.

19. Any person who wilfully or carelessly damages in any way or interferes with the fabric or structure or equipment of any parking place, shall be guilty of a contravention under this Order and in addition to the penalty provided by Section 35A of the 1984 Act, shall be liable for the cost of repair of the damage.

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20. Except with the prior written consent of the Council, no person shall affix to the exterior of any vehicle or any part thereof in the parking place or to the fabric, structure or equipment of any parking place or any part thereof, any advertisement of promotional literature.

21. No person shall cause or permit the contents of any closet, urinal, lavatory, basin or sink or of any tank into which such a closet, urinal lavatory basin or sink drains to be discharged or to leak on to any parking place or into the drainage system of any parking place.

22. No person shall light, or cause or permit to be lit, any fire in or on a parking place or use any part of a parking place or any vehicle left in a parking place for cooking purposes.

23. No naked flames, smoking or draining or replenishing of fuel tanks shall be permitted in any parking place designated in Schedule 1 to this Order as a 'multi-storey' car park.

24. No driver or rider of a vehicle entering a parking place shall use that parking place as a direct means of access for that vehicle from one highway to another, unless the vehicle is first in a position in the parking place in accordance with the provisions of Article 7 hereof.

25. No person shall in the parking place use any threatening abusive or insulting language, gesture or conduct with intent to put any person in fear of so as to occasion a breach of the peace or whereby a breach of the peace is likely to be occasioned.

26. No person shall leave any trolley, basket on wheels or other similar receptacle designed for the carrying of merchandise in such a position in any parking place as to cause an obstruction, nuisance or annoyance to other users of the parking place, but shall ensure that such trolleys, baskets on wheels or receptacles are returned to the premises of the owners of such trolleys, baskets on wheels or receptacles or to such collection points in the parking place as may be provided by the said owners or by the Council.

27. No person shall leave a waste receptacle, including wheeled bins and sacks, in the car park except in the designated 'bin store' areas.

28. 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 specific direction within the parking place,

no person shall drive or cause 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 that specified, as the case may be.

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28. No person shall do anything to interfere with the use and enjoyment of any parking place by other users of the parking place and in particular no person shall obstruct or misuse any of the ramps, stairs, doors or lifts in a multi-storey car park.

29. No person shall, except with the permission of any person duly authorised by the Council, drive any vehicle into a parking place where there is exhibited at the entrance to the parking place a notice indicating that the parking place is full.

30. (1) If in any case, owing to the presence of a motor vehicle in a parking place, an accident occurs whereby personal injury is caused to a person, other than the driver of that vehicle or damage is caused to a vehicle, other than that motor vehicle or to any other property whatsoever, the driver of the motor vehicle shall stop and, if required so to do by any officer, agent or servant of the Council or any other person having reasonable grounds for so requiring, give his name and address and also the name and address of the owner and the identification marks of the vehicle.

(2) If in the case of such accident as foresaid, the driver of the motor vehicle for any reason does not give his name and address to any such persons aforesaid, he shall report the accident to a Police Station or to a police officer as soon as reasonably practicable and in any case within twenty-four hours of the occurrence thereof.

### **PART III**

#### **CHARGES**

31. The charges (if any) for the parking of vehicles in parking places to which this Order applies are detailed in Schedule 2 to this Order (save for the charges for Virtual Permits which shall be such charges as the Council may notify from time to time, charges for season tickets which are detailed at Article 34(4) below and charges for other parking devices which may be issued in advance by the Council on such terms and conditions as the Council may notify from time to time).

32. Any person who wilfully avoids, seeks to avoid, or assists in avoiding, the payment of the relevant charges for the relevant period, shall be guilty of a contravention under this Order

33. A vehicle left in a parking place by the driver thereof, who is a person who on account of his severe physical disability has been notified in writing by the Council that no charge specified in the foregoing provisions of this Order shall be payable for such vehicle if so left by him, shall be exempt from any such charge, subject to a disabled person's badge being displayed.

34. (1) Where the driver of any vehicle parking that vehicle in a parking place is not the holder in respect of that vehicle of a current season ticket, Virtual Permit or other parking

device issued in advance which is valid in respect of the parking place concerned for the relevant period, he shall (forthwith on leaving the vehicle in the parking bay) pay the relevant charges for the relevant period, by either:

(a) the insertion in the Ticket Machine of a coin or coins of the appropriate denomination making up the amount of the relevant charges for the relevant period and where more than one coin is required, they shall be inserted in the Ticket Machine immediately one after the other; or

(b) the insertion in the Ticket Machine of such other payment device issued by the Council on such terms and conditions as it may notify from time to time, and payment using such payment device of the relevant charges for the relevant period on such terms and conditions as the Council may notify from time to time; or

(c) the insertion in the Ticket Machine of such debit or credit cards as the Council may notify from time to time, and payment using such credit or debit cards of the relevant charges for the relevant period on such terms and conditions as the Council may notify from time to time; or

(d) by Pay by Telephone

(2) The driver of the vehicle shall display any ticket issued on payment of the relevant charges for the relevant period referred to in paragraph (1) of this Article or other parking device in the relevant position on the vehicle in respect of which it was issued and shall ensure that the whole of the front of the ticket or other parking device is clearly visible and that the ticket or other parking device shall remain visible for the whole duration that the vehicle is parked in the parking place.

(3) The driver of the vehicle shall ensure that a ticket is purchased and displayed as described in the preceding paragraphs to cover the entire period that the vehicle is parked within the parking place.

(4) A season ticket may, on application, be purchased from the Council for such charges as may from time to time be determined by the Council, and that season ticket shall be valid in such parking place or places and on such days and at such times as is specified thereon during the period in respect of which it has been issued SUBJECT TO the Council reserving the absolute right to refuse the issue of season or period tickets and FURTHER reserving the absolute right to withdraw and revoke any such season or period ticket which has been issued SUBJECT to reimbursement of any proportionate part of the fee relating to an unexpired period and the driver of any vehicle who is the rightful holder of a current season or period ticket parking that vehicle in a parking place for which the season or period ticket is valid, shall exhibit that ticket on the vehicle in the manner prescribed by paragraph (3) of this Article. A season ticket shall remain visible for the whole duration that the vehicle is parked in the parking place.

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(5) in the case of Pay by Telephone and Virtual Permits, there will be no ticket or other parking device to display and, instead, civil enforcement officers shall use such vehicle number plate recognition system as the Council may decide from time to time, linked to such database as the Council may use from time to time, for the purpose of establishing at any time, whether a vehicle that has been left by a driver in a parking place is permitted, to the extent Pay by Phone has been complied with or there is a Virtual Permit, to be left in that parking place, and shall treat the same as evidence of whether that vehicle is so permitted or not.

## **PART IV**

### **SUSPENSION OF PARKING PLACE**

35. (1) Any person duly authorised by the Council may suspend the use of a parking place or any part thereof 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 the laying erection alternation 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 telegraphic line or traffic sign;
  - (c) for the convenience of occupiers of premises adjacent to the parking place on any occasion of the removal of furniture from one office or dwelling house to another or the removal of furniture from such premises to a depository or to such premises from a depository;
  - (d) on any occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed;
  - (e) for the convenience of occupiers of premises adjacent to the parking place at all times of weddings or funerals or on other special occasions;
  - (f) to enable the parking place to be used for or in connection with civic ceremonies or for road safety religious charitable sporting or educational purposes;
  - (g) for the purposes of holding thereon a pleasure fair;
  - (h) for any other purpose which the Council thinks fit.
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(2) A police constable in uniform may suspend for not longer than twenty four hours the use of a parking place or any part thereof whenever he considers such suspension reasonably necessary for the purpose of facilitating the movement of traffic or promoting its safety.

(3) Any person suspending the use of a parking place or any part thereof in accordance with the forgoing provisions of this Article, shall thereupon place or cause to be placed in or adjacent to that parking place or that part thereof a notice or traffic sign indicating that the use of that parking place or part thereof is suspended and that waiting by vehicles is prohibited.

(4) The Council at its discretion may suspend the use of any part of a parking place and thereafter may designate that part of such parking place to be reserved for the parking of vehicles being used or engaged in the operations of the Council, the County Council, the Police, the Post Office, any voluntary or other organisation or any statutory undertaking and any part of the parking place so designated shall be marked so as to identify that it is reserved for vehicles engaged in such operations.

(5) No person shall cause or permit a vehicle to be left:-

- (a) in a parking place or any part thereof during such period that the use of that parking place or that part thereof is suspended or during such period as there is in or adjacent thereto a notice or traffic sign placed in pursuance of paragraph (3) of this Article;
- (b) in any part of a parking place marked as being designated by the Council in pursuance of paragraph (4) of this Article for the parking of vehicles engaged in the operations of the Council, the County Council, the Police, the Post Office or any statutory undertaking.

## **PART V**

### **PENALTY CHARGE AT PARKING PLACES**

36. (1) If a vehicle is left in a parking place in contravention of or non-compliance with this Order, a penalty charge shall be payable by the owner for each day of the said contravention or non-compliance.

(2) The penalty charge or reduced penalty charge shall be in the sum of the following amounts:-

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- (a) The penalty charge - Band 2 as set out in Table 1 of the Schedule of The Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007 subject to payment being received by the Council as provided in paragraph 4 of this Article within 28 days beginning with the date of issue of the PCN.
- (b) The reduced penalty charge – a 50 per cent reduction of the penalty charge subject to payment being received by the Council as provided in paragraph 6 of this Article within 14 days of the beginning with the date of issue of the PCN.
- (c) On the issue of a charge certificate in accordance with the provisions of Regulation 21 of The Civil Enforcement of Parking Contraventions (England) General Regulations 2007 the penalty charge shall be increased by 50 per cent.

(3) Service of a PCN or charge certificate by post is deemed effective on the second working day after the day of posting

(4) Where a penalty charge has been incurred, a civil enforcement officer may attach to the vehicle in a conspicuous position or hand to the driver a PCN which shall comply with the requirements of Regulation 9 and the Schedule to The Civil Enforcement of Parking Contraventions (England) General Regulations 2007.

(5) Where a penalty charge has been incurred, a PCN may be issued by post by the enforcement authority if the owner of the vehicle drives the vehicle away before the civil enforcement officer has issued a PCN or the civil enforcement officer has been prevented from issuing a PCN, such a PCN shall comply with the requirements of Regulation 10 and the Schedule to The Civil Enforcement of Parking Contraventions (England) General Regulations 2007

(6) Payment of the penalty charge to the Council shall either be by electronic transfer, cheque, postal order or cash in person which shall be delivered or sent by post so as to reach the relevant Department/Office of the Council as stated on the PCN not later than 4.30pm by the date specified on the PCN but should the said Council Department/Office be closed on the said date specified the period for receiving payment may be extended until 4.30pm on the next full working day.

(7) The particulars given in the PCN attached to a vehicle in accordance with this Article shall be treated as evidence in any proceedings relating to failure to pay such penalty charge.

## **RESTRICTION ON REMOVAL OF A PCN**

37. When a PCN 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 owner or driver or a person authorised by the owner or driver shall remove the PCN from the vehicle.

## **PART VI**

### **REMOVAL OF VEHICLES**

38. (1) Subject to the proviso hereto, when a vehicle is left in a parking place in contravention of any of the provisions of Articles 4, 5, 8, 11 or 32, a person authorised in that behalf by the Council may remove the vehicle or arrange for it to be removed from a parking place **PROVIDED** that when a vehicle is waiting in the parking place in contravention of the provision of Article 8(2) a person authorised in that behalf by the Council may alter or cause to be altered the position of the vehicle in order that its position shall comply with that provision.

(2) Any person removing or altering the position of a vehicle by virtue of the last preceding paragraph, may do so by towing or driving the vehicle or in such other manner as he may think necessary and may take such measures in relation to the vehicle as he may think necessary to enable him to remove it or alter its position as the case may be.

(3) When a person authorised by the Council removes or makes arrangements for the removal of a vehicle from the parking place in accordance with the provisions of the preceding paragraphs, he shall make such arrangements as may be reasonably necessary for its safe custody.

(4) No person altering or causing to be altered the position of a vehicle or removing or arranging for the removal of a vehicle, by virtue of paragraphs (1), (2) or (3) respectively of the Article of the Council, shall be liable for any loss or damage to the vehicle or to anything contained therein arising from or in consequence of the exercise of the powers contained in the Article and any expenses incurred by the Council by virtue of action taken under paragraphs (1), (2) and (3) of the Article shall be recoverable by the Council from the driver of the vehicle summarily as a civil debt.

39. Any person duly authorised by the Council may move or cause to be moved in case of emergency to any place he thinks fit any vehicle left in a parking place.

## **PART VII**

### **GENERAL PROVISIONS**

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40. (1) Where the driver of a vehicle is alleged to be guilty of an contravention to which this Order applies, the owner of the vehicle shall give such information as to identity of the driver as he may be required to give by or on behalf of the Council; and

(2) Any other person shall, if required as aforesaid, give any information which it is in his power to give and which may lead to the identification of the driver.

(3) For the purpose of the institution of proceedings for any contravention under this Order, it shall be conclusively presumed (notwithstanding that the person may not be an individual) that the registered keeper of the vehicle at the relevant date shall pursuant to the provisions of Section 35A(3)(a) of the 1984 Act be deemed to be responsible for any contravention of or non-compliance with this Order unless the registered keeper can prove in any proceedings:-

(a) that the registered keeper was neither the owner nor keeper of the vehicle at the relevant date; or

(b) that the vehicle was being used at the relevant date without the consent of the Registered Keeper,

provided that the Council shall be entitled to proceed against any other person whom the Council proves to be either the owner or the keeper or the driver of the vehicle at the relevant date instead of the registered keeper.

(4) Where, in any proceedings for any contravention under this Order, failing to pay any charge, it is provided that the amount has become due or any part of that amount has not been duly paid, the Court shall order the payment of the sum not paid and any sum ordered to be paid shall be recoverable as a penalty.

41. The Council shall not be responsible for any loss or damage to any vehicle, or to anything contained therein or thereon from any cause whatsoever, whilst any such vehicle is entering, within or leaving a parking place.

## **PART VIII**

### **DISPOSAL OF VEHICLES ABANDONED IN A PARKING PLACE**

42. The Council may as respects a vehicle which has been removed from a parking place in pursuance of Article 38 of this Order, if it appears to them to have been abandoned, sell or otherwise dispose of the vehicle after having made reasonable enquiry to ascertain the name and address of the owner of the vehicle PROVIDED THAT the Council shall be deemed to have made reasonable enquiry to ascertain the name and address of

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the owner of any vehicle to which this Article applies if they have taken in relation to that vehicle such steps as may be prescribes by any regulations for the time being in force by virtue of the Road Traffic Regulation Act 1984, for authorising the Council to sell or otherwise dispose of the vehicle if it had been left on a road and if it appeared to the Council that it had been abandoned.

## SCHEDULE 1

Name of Parking Place	Classes of Vehicle for which parking is available	Days of Operation	Hours of Operation	Maximum Waiting Period	Charges under Schedule 2
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
<b>PART 1</b>					
<b>STRATFORD-UPON-AVON</b>					
Arden Street Car Park	Motor Cars licensed as private; vehicles not exceeding 2 tonnes unladen weight; (excluding construction vehicles and plant); motor cars rightfully displaying a valid disabled persons parking authorisation badge; motorcycles with or without sidecars.	All days	All hours	72 hours	Parts 1 & 2
Bridgeway Multi-Storey Car Park	As above	All days	All hours	72 hours	Parts 1 & 2  Note: Between 08:00 hours and 16:00 hours no charge for authorised users who return to their vehicle and leave within 1 hour of arrival

<b>Name of Parking Place</b>	<b>Classes of Vehicle for which parking is available</b>	<b>Days of Operation</b>	<b>Hours of Operation</b>	<b>Maximum Waiting Period</b>	<b>Charges under Schedule 2</b>
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>	<b>Column 5</b>	<b>Column 6</b>
Church Street Car Park	As above	All days	No admission before 16.00 hrs Weekdays. Open all hours Saturdays, Sundays and Bank Holidays	72 hours	Parts 1 & 2
Car Park Rear of Stratford-upon-Avon Library	Motor Cars licensed as private rightfully displaying a valid disabled persons parking authorisation badge	All days	All hours	3 hours	Not applicable Exempt
Recreation Ground Car Park (Grass Extension)	Motor Cars licensed as private; vehicles not exceeding 2 tonnes unladen weight; (excluding construction vehicles and plant); motor cars rightfully displaying a valid disabled persons parking authorisation badge; motorcycles with or without sidecars; coaches carrying disabled persons at the Council's discretion	All days ground conditions permitting at the Council's discretion	All hours	72 hours	Parts 1 & 2
Recreation Ground Car Park (Hard standing)	As above	All days	All hours	72 hours	Parts 1 & 2

<b>Name of Parking Place</b>	<b>Classes of Vehicle for which parking is available</b>	<b>Days of Operation</b>	<b>Hours of Operation</b>	<b>Maximum Waiting Period</b>	<b>Charges under Schedule 2</b>
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>	<b>Column 5</b>	<b>Column 6</b>
Leisure Centre Car Park (incorporating former Leisure Centre Car Park together with the approach road and adjoining access road)	As above plus motor cars with caravans or trailers and caravanettes	All days	All hours	72 hours	Note: 10p charge for 30 minutes for authorised users of the Leisure Centre. Normal charges apply thereafter – Part 1B – 3

Name of Parking Place	Classes of Vehicle for which parking is available	Days of Operation	Hours of Operation	Maximum Waiting Period	Charges under Schedule 2
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Sheep Street (Access at rear)	Motor cars licensed as private rightfully displaying a disabled persons parking authorisation badge.	All days	08.00 hrs to 24.00 hrs	3 hours	Not applicable Exempt
	Motor vehicles using the designated loading area of the car park for the specific purpose of loading and unloading. These vehicles may display permits but this is not compulsory (see maximum waiting period details).	All days	All hours	<p>Vehicle users have the following timeframes in which to demonstrate that the process of loading / unloading in taking place:</p> <p>20 mins for vehicles with permits and/or liveried vehicles</p> <p>5 mins for all other vehicles</p> <p>Note: There is no time limit once loading / unloading has begun but the process must be continuous and vehicles must leave the loading area as soon as loading / unloading is complete.</p>	Not applicable Exempt

Name of Parking Place	Classes of Vehicle for which parking is available	Days of Operation	Hours of Operation	Maximum Waiting Period	Charges under Schedule 2
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Swans Nest Lane Car Park	Motor cars licensed as private; vehicles not exceeding 2 tonnes unladen weight; (excluding construction vehicles and plant); motor cars rightfully displaying a valid disabled persons parking authorisation badge. Motorcycles with or without sidecars	All days	All hours	72 hours	Parts 1 & 2
Bridgeway Surface Car Park	Motor cars licensed as private; vehicles not exceeding 2 tonnes unladen weight; (excluding construction vehicles and plant); motor cars rightfully displaying a valid disabled persons parking authorisation badge; motorcycles with or without sidecars.	All days	All hours	72 hours	Parts 1 & 2  Note: Between 08:00 hours and 16:00 hours no charge for authorised users who return to their vehicle and leave within 1 hour of arrival
Venture House	Motor vehicles rightfully displaying a valid disabled persons parking authorisation badge; Disabled bay users must display disabled badge and permit.  Other vehicles displaying a valid permit as authorised by SDC are permitted to park	All Days	All Hours	N/A	No charge

Name of Parking Place	Classes of Vehicle for which parking is available	Days of Operation	Hours of Operation	Maximum Waiting Period	Charges under Schedule 2
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Windsor Street Multi-Storey Car Park	Motor Cars licensed as private; vehicles not exceeding 2 tonnes unladen weight; (excluding construction vehicles and plant); motor cars rightfully displaying a valid disabled persons parking authorisation badge; motorcycles with or without sidecars	All days	All hours	72 hours	Parts 1 & 2
<b>SCHEDULE 1 – PART 2</b>					
Leisure Centre Coach and Lorry Park	Coaches and buses subject to a maximum gross vehicle weight of 38 tonnes  Heavy good vehicles and trailers subject to a maximum of 38 tonnes	All days	All hours	72 hours	Part 3
<b>SCHEDULE 1 – PART 3</b>					
<b>ALCESTER</b>					
Bleachfield Street Car Park	Motor cars licensed as private; vehicles not exceeding 2 tonnes unladen weight; (excluding construction vehicles and plant); invalid carriages; motorcycles with or without sidecars.	All days	All hours	24 hours	Free
Bulls Head Yard Car Park	Motor cars licensed as private vehicles not exceeding 2 tonnes unladen weight; (excluding construction vehicles and plant); invalid carriages; motorcycles with or without sidecars.	All days	All hours	24 hours	Free



Name of Parking Place	Classes of Vehicle for which parking is available	Days of Operation	Hours of Operation	Maximum Waiting Period	Charges under Schedule 2
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Moorfields Car Park School Road	Motor cars licensed as private; vehicles not exceeding 2 tonnes unladen weight; (excluding construction vehicles and plant); invalid carriages; motorcycles with or without sidecars.	All days	All hours	24 hours	Free
<b>BIDFORD-ON-AVON</b>					
Courtway	Motor cars licensed as private; vehicles not exceeding 2 tonnes unladen weight; (excluding construction vehicles and plant); invalid carriages; motorcycles with or without sidecars.	All days	All hours	24 hours	Free
Saxonfields	Motor cars licensed as private; vehicles not exceeding 2 tonnes unladen weight; (excluding construction vehicles and plant); invalid carriages; motorcycles with or without sidecars.	All days	All hours	24 hours	Free
<b>HENLEY-IN-ARDEN</b>					
Prince Harry Road Car Park	Motor cars licensed as private; vehicles not exceeding 2 tonnes unladen weight; (excluding construction vehicles and plant); invalid carriages; motorcycles with or without sidecars.	All days	All hours	24 hours	Free
<b>SHIPSTON-ON-STOUR</b>					

<b>Name of Parking Place</b>	<b>Classes of Vehicle for which parking is available</b>	<b>Days of Operation</b>	<b>Hours of Operation</b>	<b>Maximum Waiting Period</b>	<b>Charges under Schedule 2</b>
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>	<b>Column 5</b>	<b>Column 6</b>
Bridge Car Park	Motor cars licensed as private; vehicles not exceeding 2 tonnes unladen weight; (excluding construction vehicles and plant); invalid carriages; motorcycles with or without sidecars.	All days	All hours	24 hours	Free
Mill Street Car Park	Motor cars licensed as private; vehicles not exceeding 2 tonnes unladen weight; (excluding construction vehicles and plant); invalid carriages; motorcycles with or without sidecars.	All days	All hours	24 hours	Free
Telegraph Street Car Park	Motor cars licensed as private; vehicles not exceeding 2 tonnes unladen weight; (excluding construction vehicles and plant); invalid carriages; motorcycles with or without sidecars.	All days	All hours	24 hours	Parts 2 & 4
West Street Car Park	Motor cars licensed as private; vehicles not exceeding 2 tonnes unladen weight; (excluding construction vehicles and plant); invalid carriages; motorcycles with or without sidecars.	All days	All hours	24 hours	Free
<b>SOUTHAM</b>					

Name of Parking Place	Classes of Vehicle for which parking is available	Days of Operation	Hours of Operation	Maximum Waiting Period	Charges under Schedule 2
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Wood Street Car Park	Motor cars licensed as private; vehicles not exceeding 2 tonnes unladen weight; (excluding construction vehicles and plant); invalid carriages; motorcycles with or without sidecars.  (Note: The upper level of the car park is solely for the use of Southam Market on Tuesdays only)	All days	All hours	24 hours	Free
<b>STUDLEY</b>					
Pool Road Car Park	Motor cars licensed as private; vehicles not exceeding 2 tonnes unladen weight; (excluding construction vehicles and plant); invalid carriages; motorcycles with or without sidecars.	All days	All hours	24 hours	Free
<b>STRATFORD-UPON-AVON</b>					
Warwick Road Car Park	Motor cars licensed as private; vehicles not exceeding 2 tonnes unladen weight; (excluding construction vehicles and plant); invalid carriages; motorcycles with or without sidecars.	All days	All hours	24 hours	Free

## **SCHEDULE 2**

Scale of Charges for the Parking of Vehicles in the Parking Places as referred to in Column 6 of Schedule 1

### **PART 1**

Motor cars licensed as private; vehicles not exceeding 2 tonnes unladen weight; (excluding construction vehicles and plant); invalid carriages not exempt from charge; motorcycles with or without sidecars, not parked within an area specifically reserved for their use.

£1 up to 1 hour

£2 up to 2 hours

£3 up to 3 hours

£4 up to 4 hours

£6 up to 9 hours

£8 up to 12 hours

£10 up to 24 hours

£20 up to 72 hours

Note: Evening and Night time parking between 16.00 hours and 08.00 hours – a fixed charge of £2.00 will apply

Note: Recreation Ground Car Park – Coaches carrying disabled persons and displaying an authorised disabled persons badge at the Council's discretion

Free

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## **PART 2**

### Car Parks

#### Categories of vehicles exempt from charge

Motor cars licensed as private rightfully displaying a valid disabled persons parking authorisation badge Motorcycles with or without sidecars if parked within an area specifically reserved for their use Motor cars licensed as private rightfully displaying a Season Ticket Rightful holders of permits issued to old age pensioners within the Council's District  
Rightful holders of concessionary permits issued to approved organisations

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### **PART 3**

#### Coach and Lorry Parks

Coaches carrying disabled persons and displaying  
authorised disabled persons badges at the  
Council's discretion

All other vehicles authorised to use the parks

£1 up to 1 hour

£2 up to 2 hours

£3 up to 3 hours

£4 up to 4 hours

£6 up to 9 hours

£8 up to 12 hours

£10 up to 24 hours

£20 up to 72 hours

Note: Evening and Night time parking between 16.00 hours and 08.00 hours – a fixed charge of £2.00 will apply



## PART 4

### Telegraph Street Car Park Charges

Monday to Saturday (inclusive) between 9.00 hours to 18.00 hours (inclusive):- (**NOTE:** No charge after 18.00 hours and before 9.00 hours and free all day on Sunday)

20p up to 1 hour (Note: No return within 3 hours)

40p up to 2 hours (Note: No return within 3 hours)

£1.40 up to 3 hours

£2.40 up to 4 hours

£3.40 up to 5 hours

£4.40 up to 6 hours

£5.40 up to 7 hours

£6.40 up to 8 hours

£7.40 up to 9 hours





**STRATFORD-ON-AVON DISTRICT COUNCIL**

# **Notice of Proposals**

**THE STRATFORD-ON-AVON DISTRICT COUNCIL  
(OFF-STREET PARKING PLACES) ORDER 2013**

**The Council is proposing amendments to the above Order with regard to the following Council car parks:**

- **Sheep Street Service Area Car Park** - Amendments to loading and unloading arrangements
- **Venture House Car Park, Avenue Farm** - The addition of Venture House car park to the Order as a free, permit only car park

A copy of the 2013 Order with the proposed amendments is available for inspection at Stratford-on-Avon District Council, Elizabeth House, Church Street, Stratford-upon-Avon, Warwickshire, CV37 6HX between 8.45am and 5.15pm Monday to Wednesday inclusive and between 8.45am and 5.00pm Thursday and Friday.

Any objections or other representations relating to the amendments to the 2013 order must be made in writing to the above address by 5pm on Thursday 10 November 2016 and must specify the grounds on which they are made.

Dated 13 October 2016  
Elizabeth House, Church Street  
STRATFORD-UPON-AVON, Warwickshire. CV37 6HX

**DAVID BUCKLAND**  
**Executive Director**

**WWW.STRATFORD.GOV.UK**



**THE STRATFORD-ON-AVON DISTRICT COUNCIL**  
**(OFF-STREET PARKING PLACES) (VARIATION) ORDER 2018**

The Stratford-on-Avon District Council makes this order in exercise of its powers under sections 32 and 35 of, and paragraph 27 of Schedule 9 to, the Road Traffic Regulation Act 1984 and the Local Authorities Traffic Orders (Procedure) (England and Wales) Regulations 1996.

**PART I – COMMENCEMENT**

1. The Order shall come into operation on the date on which notice that it has been made is first published.

**PART II – VARIATION**

2. The Stratford-on-Avon District Council (Off-Street Parking Places) Order 2013 shall be amended as follows –
  - (a) In Part 1 of the table in Schedule 1 delete the existing row relating to the parking place named ‘Sheep Street (Access at rear)’; and insert two new rows as set out in the Schedule hereto.

IN WITNESS WHEREOF the Common Seal of the Stratford-on-Avon District Council was hereto affixed in the presence of –

**Authorised Signatory**

## SCHEDULE

Sheep Street (Access at rear)	Motor cars licensed as private rightfully displaying a disabled persons parking authorisation badge.	All days	08.00hrs to 24.00hrs	3 hours	Not applicable Exempt
	Motor vehicles using the designated loading area of the car park for the specific purpose of loading and unloading. These vehicles may display permits but this is not compulsory (see maximum waiting period details).	All days	All hours	Vehicle users have the following timeframes in which to demonstrate that the process of loading / unloading in taking place:  20 mins for vehicles with permits and/or liveried vehicles  5 mins for all other vehicles  Note: There is no time limit once loading / unloading has begun but the process must be continuous and vehicles must leave the loading area as soon as loading / unloading is complete.	Not applicable Exempt
Venture House	Permit only 8.00 hrs to 18.00 hrs. Monday to Saturday inclusively. Permit is not required outside of these times.  Motor vehicles rightfully displaying a valid disabled persons parking authorisation badge; Disabled bay users must display disabled badge.	All days	All hours	N/A	No charge