

PARKING PLACES ORDER

1999 NO. 40

LONDON BOROUGH OF RICHMOND UPON THAMES HEATHAM (PARKING PLACES) ORDER 1999

Made 12th August 1999

Coming into operation 20th August 1999

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Schedule 1 and 2 - Designated parking places:-

Schedule 1 - 4 hour ticket parking.

Schedule 2 - residents', residents' visitors or operational parking.

Schedule 3 - Streets or parts of streets for the purpose of the issue of residents' permits (see definition of "resident" in Article 3).

The Council of the London Borough of Richmond upon Thames, having consulted the Commissioner of Police of the Metropolis, in exercise of the powers conferred by Sections 45, 46, 49, 51 and 124 of and Part III and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984(a), as amended by the Local Government Act 1985(b), the Road Traffic Regulation (Parking) Act 1986(c), the Parking Act 1989(d) and the Road Traffic Act 1991(e) and all other enabling powers hereby make the following Order:-

PART I

PRELIMINARY

Citation and commencement

1. This Order may be cited as the London Borough of Richmond upon Thames Heatham (Parking Places) Order 1999 and shall come into operation on the 20th August 1999.

Revocation

2. (Not used)

Interpretation

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

"Council" means the Council of the London Borough of Richmond upon Thames;

"disabled person" and "disabled person's badge" have the same meanings as in the Disabled Persons (Badges for Motor Vehicles) Regulations 1982(f);

"disabled person's vehicle" has the same meaning as in the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 1986(g);

"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;

"enactment" means any enactment, whether public, general or local and includes any order, by-law, rule, regulation, scheme or other instrument having effect by virtue of an enactment;

- (a) 1984 c.27 (b) 1985 c.51 (c) 1986 c.27 (d) 1989 c.16 (e) 1991 c.40 (f) S.I. 1982/1740 - as amended by S.I. 1991/2708 (g) S.I. 1986/178 - as amended by S.I. 1991/2709

"goods" means goods of any kind whether animate or inanimate and includes postal packets of any description; and "delivering" and "collecting" in relation to any goods includes checking the goods for the purpose of their delivery or collection;

"goods carrying vehicle" means a motor vehicle constructed or adapted for the use of the carriage of goods or burden of any description, and not drawing a trailer;

"household" means any individual postal address (within the roads specified in Schedule 3) maintained as the usual place of abode for either one person living alone or a group of people (related or not) living together;

"motor cycle" and "invalid carriage" have the same meanings respectively as in Section 136 of the Road Traffic Regulation Act 1984;

"one-way street" means a highway in which the driving of vehicles otherwise than in one direction is prohibited;

"operational permit" means a permit issued under the provisions of Article 35 of this Order;

"owner" in relation to a vehicle means the person by whom such vehicle is kept and used;

"parking attendant" means a person appointed by or on behalf of the Council to supervise any parking place;

"parking bay" means a space in a parking place referred to in Schedule 1 which is provided for the leaving of a vehicle;

"parking place" means any area of the highway designated as a parking place by this Order;

"parking space" means a space in a parking place referred to in Schedule 2 which is provided for the leaving of vehicles;

"passenger vehicle" means a motor vehicle (other than a motor cycle or invalid carriage) constructed or adapted solely for the carriage of not more than twelve passengers (exclusive of the driver) and their effects and not drawing a trailer;

"penalty charge" means the charge set by the Council under the provisions of the Road Traffic Act 1991 and following approval of the Secretary of State, which is to be paid to the Council following the issue of a penalty charge notice and within 28 days of the issue of that notice;

"permit" means a permit issued under the provisions of Article 27(3), Article 30(3) or Article 35 of this Order;

"permit holder" means a person to whom a permit has been issued under the provisions of Article 27(3), Article 30(3) or Article 35 of this Order;

"permitted hours" in relation to a parking place, means the period specified at the beginning of the Schedule relating to that parking place;

"protective cover" means the protective cover issued by the Council under the provisions of Article 27(3)(b) and 30(3)(b) of this Order;

"reduced penalty charge" means the charge set by the Council under the provisions of the Road Traffic Act 1991 and following approval of the Secretary of State, which is to be paid following the issue of a penalty charge notice within 14 days of the issue of that notice;

"resident" means a person whose usual place of abode is at premises the postal address of which is in any street or part of a street described in Schedule 3;

"residents' permit" means a permit issued under the provisions of Article 27(3) of this Order;

"residents' visitors permit" means a permit issued under the provisions of Article 30(3) of this Order;

"Schedule" means a Schedule to this Order;

"telecommunications system" has the same meaning as in the Telecommunications Act 1984(a);

"ticket" means a ticket issued by a ticket parking meter relating to a parking place referred to in Schedule 1;

"ticket parking meter" means an apparatus designed to indicate the time and to issue tickets indicating the payment of the parking charge referred to in Article 8(1) of this Order and the period in respect of which the charge has been paid;

"trade licence" has the same meaning as in Section 16 of the Vehicles (Excise) Act 1971(b);

"trade plates" has the same meaning as in Part V of the Road Vehicles (Registration and Licensing) Regulations 1971(c);

- (a) 1984 c.12 (b) 1971 c.10 (c) S.I. 1971/450 - as amended by S.I.1971/1285

- (2) Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended, applied, consolidated, re-enacted by or as having effect by virtue of any subsequent enactment.
- (3) For the purposes of this Order a vehicle shall be regarded as displaying a disabled person's badge in the relevant position when it is so regarded for the purposes of Regulation 3 of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 1986.

PART II

DESIGNATION OF PARKING PLACES

Designation of parking places

4. Each area on a highway comprising the length of carriageway of a street specified in column 2 of Schedule 1 or Schedule 2 and, unless otherwise so specified, bounded on one side of that length by the edge of the carriageway and having a width throughout of 1.83 metres is designated as a parking place.

Number and situation of parking spaces

5. The number of parking bays in each parking place referred to in column 2 of Schedule 1 shall not exceed the number specified in relation thereto in column 3 of that Schedule and the number of parking spaces in each parking place referred to in column 2 of Schedule 2 shall not be less than the number specified in relation thereto in column 3 of that Schedule and the number and situation of such parking bays or, as the case may be, of such parking spaces in each parking place shall be as may be determined by the Council:

Provided that where a figure is specified in column 4 of the said Schedules in relation to any parking place referred to in column 2 of the said Schedules there shall at all times be a part or parts of the said parking place of a total length in metres not less than that figure and of a width equal to the width of the said parking place in which there shall be no parking bay or, as the case may be, in which there shall be no parking space or part of a parking space.

Vehicles for which parking places are designated

6. (1) Each parking place referred to in Schedule 1 may be used, subject to the provisions of this Order, for the leaving during the permitted hours of such vehicles as are passenger vehicles, goods carrying vehicles, motor cycles or invalid carriages.
- (2) Each parking place referred to in Schedule 2 may be used, subject to the provisions of this Order, for the leaving during the permitted hours of such vehicles displaying in the manner specified in Article 7 of this Order a valid residents', residents' visitors or operational permit issued in respect of that vehicle.

Permits to be displayed on vehicles left in parking places referred to in Schedule 2.

7. At all times during which a vehicle is left in a parking place referred to in Schedule 2 during the permitted hours, the driver thereof shall cause to be displayed in the protective cover on the inside of and on the front or near-side of the vehicle a valid permit issued in respect of that vehicle, so that all the particulars referred to in Article 34 of this Order are readily visible from the front or near-side of the vehicle.

Amount of the parking charge at parking places

8. (1) The parking charge and parking period for a vehicle left in a parking place in Schedule 1 during the permitted hours shall, subject as hereinafter provided, be determined by reference to the following table.

SCHEDULE	PARKING CHARGE	PARKING PERIOD
1	£2.00 or £1.75 or £1.50 or £1.25 or £1.00 or 75p or 50p or 25p	4 hours 3 hours 30 minutes 3 hours 2 hours 30 minutes 2 hours 1 hour 30 minutes 1 hour 30 minutes

- (2) No parking period for a vehicle left in a parking place referred to in Schedule 1 shall exceed four hours.

Payment of the parking charge in respect of parking places referred to in Schedule 1

9. Subject to the provisions of Articles 15 and 24 of this Order;
- (i) the parking charge payable on the leaving of a vehicle in a parking place referred to in Schedule 1 shall be payable by the insertion in a ticket parking meter relating to that parking place of any combination of coins of the denomination of five pence, ten pence, twenty pence, fifty pence, one pound or two pounds together making up the amount of the parking charge for the parking period for which payment is being made and where more than one coin is required for payment of that charge the coins shall be inserted in the ticket parking meter one immediately after the other;

- (ii) upon payment of the parking charge for a vehicle left in a parking place referred to in Schedule 1 the driver thereof shall display or cause to be displayed on the inside of the vehicle, in accordance with the provisions of the next following sub-paragraph, the ticket issued by the ticket parking meter on payment of the parking charge in accordance with the provisions of the last foregoing sub-paragraph; and
- (iii) the ticket referred to in the last preceding sub-paragraph shall be displayed on the inside of the vehicle in respect of which it was issued at all times during which the vehicle is left during the permitted hours in the parking place on the front or near-side of the vehicle so that all the particulars on that side of the ticket which bears the indication that the charge has been paid are readily visible from the front or near-side of the vehicle.

Contraventions in parking places

- 10. If a vehicle is left in a parking place in Schedule 1 or Schedule 2 during the permitted hours without complying with the requirements of this Order, a contravention shall have occurred and a penalty charge shall be payable. A penalty charge notice showing the information required by the Road Traffic Act 1991 may then be issued by a parking attendant in accordance with the requirements of the Road Traffic Act 1991.

Manner of payment of the penalty charge

- 11. The penalty charge shall be paid to the Council by cash, cheque, or postal order or other accepted means which shall be delivered or sent by post to the Council's Payments Office or to the Council's agents at the address or addresses indicated on the penalty charge notice and in accordance with instructions on that notice, to arrive not later than 4pm;
 - (i) on the fourteenth day in the case of a reduced penalty charge; or
 - (ii) on the twenty-eighth day in the case of a penalty chargefollowing the day on which the penalty charge was incurred:

Provided that, if the said fourteenth day or twenty-eighth day falls upon a day on which the said Department or agents' offices are closed, the period within which payment of the said charge shall be made to the Council or Council's agents shall be extended until 4 p.m. on the next full day on which the said Department or agents' offices are open.

Alteration of position of a vehicle in a parking place

12. Where any vehicle is standing in a parking place in contravention of the provisions of Article 15(3) or Article 21 of this Order, a parking attendant may alter or cause to be altered the position of the vehicle in order that its position shall comply with those provisions.

Removal of a vehicle from a parking place

13. Where a parking attendant is of the opinion that any of the provisions contained in Article 7, Article 9, Article 19, Article 20 or Article 24(3) of this Order have been contravened or not complied with in respect of a vehicle left in a parking place he may remove or cause to be removed the vehicle from the parking place and, where it is so removed, shall provide for the safe custody of the vehicle.

Movement of a vehicle in a parking place in an emergency

14. A police officer in uniform, a traffic warden or a parking attendant may move or cause to be moved, in case of emergency, to any place he thinks fit any vehicle left in a parking place.

Exemptions from charges

15. (1) In the case of a parking place referred to in Schedule 1, if on the leaving of a vehicle during the permitted hours in a parking bay there is over or on every ticket parking meter relating to that parking place an indication on the ticket parking meter that the meter is out of order or a notice placed by a person duly authorised by the Council indicating that the ticket parking meter related to that bay is out of order, that vehicle shall be exempt from paying the parking charge and shall be deemed to have incurred and paid at the time when the vehicle was left in the parking bay the parking charge for the maximum period of stay in that parking bay and the vehicle shall be removed before the expiration of that period, and all the provisions of this Order shall apply accordingly.
- (2) (a) Notwithstanding the foregoing provisions of this Order a disabled person's vehicle displaying in the relevant position a disabled person's badge issued by a local authority may be left in a parking space, provided that the use of that part of the parking space in which the vehicle is left has not been suspended.

- (b) Notwithstanding the foregoing provisions of this Order a motorcycle may be left in a parking bay or parking space designated in Schedule 1 or Schedule 2, provided that the use of that parking bay or that part of the parking space in which the motorcycle is left has not been suspended.
 - (c) A vehicle that displays in the relevant position a valid residents' permit or a valid residents' visitors permit issued by the Council in respect of that vehicle may be left in a parking space in a parking place referred to in Schedule 2 during the permitted hours provided that the use of that part of the parking space in which the vehicle is left has not been suspended.
 - (d) No parking charge shall be incurred or payable in respect of any vehicle left in a parking bay or in a parking space in accordance with the foregoing provisions of this paragraph and the foregoing provisions of this Order shall apply accordingly.
- (3) Without prejudice to the generality of this Article a vehicle to which this Article applies shall stand in a parking bay or in a parking space in accordance with the provisions of Article 21(a) or (b) of this Order and wholly within the limits of that parking bay or parking space.

PART III

SUPPLEMENTARY PROVISIONS

Section 1 - General

Restriction on the removal of permits, tickets and notices

16. (1) Where a permit has been displayed on a vehicle in accordance with the provisions of Article 7 of this Order, no person not being the driver of the vehicle, shall remove the permit from the vehicle unless authorised to do so by the driver.
- (2) Where a ticket has been displayed on a vehicle in accordance with the provisions of Article 9(ii) of this Order, no person, not being the driver of the vehicle, shall remove the ticket from the vehicle unless authorised to do so by the driver.
- (3) Where a notice has been attached to a vehicle in accordance with the provisions of Article 10 of this Order, no person, not being the driver of the vehicle, a police officer in uniform, a traffic warden or a parking attendant shall remove the notice from the vehicle unless authorised to do so by the driver:

Provided that nothing herein shall apply to a traffic warden, parking attendant, police officer in uniform or person removing the vehicle in pursuance of an arrangement made by a police officer by or under the regulations in pursuance of powers contained in Sections 99, 100, 101, 102, 104, 105 and 106 of the Road Traffic Regulation Act 1984.

Indications by ticket parking meters

17. (1) Payment of the parking charge for a vehicle left in a parking place referred to in Schedule 1 shall be indicated by the issue by a ticket parking meter relating to that parking place of a ticket indicating the amount of the parking charge paid in respect of the parking period in accordance with the table in Article 8(1), the day and date of issue, the expiry time and by the display of that ticket in the manner specified in Article 9(ii) of this Order.

- (2) The expiry of the parking period for which payment was made by the parking charge for a vehicle left in a parking place referred to in Schedule 1 shall be indicated by the display on the vehicle in accordance with the provisions of Article 9(ii) of this Order of a ticket issued by a ticket parking meter relating to that parking place showing the day and date of issue, parking charge and expiry time of the parking charge, and the day so shown is not the day on which the vehicle is so left or the time shown on the clock of the said ticket parking meter is later than the time shown on the ticket.

Ticket parking meter indications as evidence

18. Without prejudice to the provisions of Article 15(2) of this Order if at any time while a vehicle is left in a parking place referred to in Schedule 1 during the permitted hours the indication mentioned in Article 17(2) of this Order is given, it shall be presumed, unless the contrary is proved, that the parking charge has been duly paid or is treated or deemed under Article 15(1) or 15(2) of this Order as having been paid in respect of that vehicle, and that the parking period for which payment was made by the parking charge has already expired.

No additional coins to be inserted in a ticket parking meter after payment of the parking charge

19. In the case of a vehicle left in any parking place referred to in Schedule 1, no person shall insert in the ticket parking meter relating to the parking bay in which a vehicle is left any coin additional to the coin or coins inserted by way of payment of the parking charge in respect of that vehicle.

Interval before a vehicle may again be left in a parking place

20. Without prejudice to the provisions of Article 24 of this Order, no vehicle which has been taken away from a parking place referred to in Schedule 1 during the permitted hours after the parking charge has been incurred shall until the expiration of one hour from the time it was taken away, again be left in the parking place during the permitted hours.

Manner of standing in a parking place

21. Every vehicle left in a parking place in accordance with the foregoing provisions of this Order shall so stand:
- (a) in the case of a parking place in relation to which special provisions as to the manner of standing of a vehicle in that parking place are specified in column 5 of Schedule 1 or Schedule 2 as to be in accordance with those provisions;

- (b) in the case of any other parking place -
 - (i) if the parking place is not in a one-way street, that the left or near-side of the vehicle is adjacent to the left-hand edge of the carriageway;
 - (ii) if the parking place is in a one-way street, that the left or near side of the vehicle is adjacent to the left-hand edge of the carriageway or that the right or off-side of the vehicle is adjacent to the right-hand edge of the carriageway;
 - (iii) that the distance between the edge of the carriageway and the nearest wheel of the vehicle is not more than 300 millimetres;
- (c) in the case of a vehicle left in a parking place referred to in Schedule 1, that every part of the vehicle is within the limits of the parking bay;
- (d) in the case of a vehicle left in a parking place referred to in Schedule 2, that every part of the vehicle is within the limits of a parking space.

Power to suspend the use of a parking place

22. (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 adjacent to the parking place, the maintenance, improvement or reconstruction of the highway or the cleansing of gullies in or adjacent to the parking place, the laying, erection, alteration 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 any telecommunications system or the placing, maintenance or removal of any traffic sign;
 - (c) for the convenience of occupiers of premises adjacent to the parking place on any occasion of the removal of furniture to or from one office or dwelling house adjacent to the parking place from or to a depository, another office or dwelling house;

- (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 times of weddings or funerals, or on other special occasions; or
 - (f) for the purposes of filming on or adjacent to the highway.
- (2) A police officer in uniform may suspend for not longer than seven days 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 or police officer suspending the use of a parking place or any part thereof in accordance with the provisions of paragraph (1), or, as the case may be, paragraph (2) of this Article shall thereupon:
- (a) in the case of a parking place referred to in Schedule 1:-
 - (i) if the use of such parking place is suspended, place or cause to be placed over or on all ticket parking meters relating to that parking place a hood, cover or notice indicating that the use of that parking place is suspended and that waiting by vehicles is prohibited and place or cause to be placed in or adjacent to that parking place a traffic sign of any size, colour and type prescribed or authorised under Section 64 of the Road Traffic Regulation Act 1984 indicating that waiting by vehicles is prohibited; or
 - (ii) if the use of any part of any parking place is suspended, place or cause to be placed in or adjacent to that part a traffic sign of the description referred to in paragraph (3)(a)(i) of this Article;
 - (b) in the case of a parking place referred to in Schedule 2, if the use of any parking place or any part thereof is suspended, place or cause to be placed in or adjacent to that parking place or that part thereof as the case may be, a traffic sign of the description referred to in paragraph (3)(a)(i) of this Article.

(4) On any suspension of the use of a parking place or any part thereof in accordance with the provisions of paragraph (1) of this Article any person duly authorised by the Council may, in the case of a parking place referred to in Schedule 1 and if the use of all the parking bays which are within that parking place is suspended, temporarily remove all the ticket parking meters relating to that parking place and any post, bracket or other support on which such ticket parking meters are fitted, and shall thereupon place or cause to be placed in or adjacent to that parking place a traffic sign of the description referred to in paragraph (3)(a)(i) of this Article;

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

- (a) in a parking place referred to in Schedule 1 during such period as there is over or on all the ticket parking meters relating to that parking place a hood, cover or notice indicating that the use of the parking place is suspended or in a parking bay in that parking place during such period as there is in or adjacent to that parking bay a traffic sign placed in pursuance of paragraph (3)(b)(ii) or paragraph (4) of this Article;
- (b) in any part of a parking place not being a parking bay during such period as there is in or adjacent to that part of the parking place a traffic sign placed in pursuance of paragraph (3)(a)(ii) of this Article:

Provided that nothing in this paragraph shall apply-

- (i) in respect of any vehicle being used for fire brigade, ambulance or police purposes or any vehicle which is waiting for any reason specified in Article 24(1)(b), (d) or (e) of this Order; or
- (ii) to anything done with the permission of the person suspending the use of the parking place or part thereof in pursuance of paragraph (1) or paragraph (2) of this Article, a police officer in uniform, a traffic warden or a parking attendant.

Restriction on the use of a parking place

23. During the permitted hours no person shall use any parking place or any vehicle while it is in a parking place in connection with the sale or offering or exposing for sale of any goods to any person in or near the parking place or in connection with the selling or offering for sale of his skill in handicraft or his services in any other capacity:

Provided that nothing in this Article shall prevent the sale of goods from a vehicle:-

- (a) if the vehicle is a passenger vehicle, a goods carrying vehicle, a motor cycle or an invalid carriage and the goods are immediately delivered at or taken into premises adjacent to the vehicle from which the sale is effected; or
- (b) if the vehicle is one to which the provisions of Article 24(1)(h) or (i) of this Order apply.

Restrictions on waiting by a vehicle in a parking place

24. (1) Notwithstanding the foregoing provisions of this Order any vehicle may wait during the permitted hours anywhere in any part of a parking place if the use of that part has not been suspended and if:

- (a) the vehicle is waiting for a period not exceeding two minutes, or such longer period as a parking attendant may approve, to enable a person to board or alight from a vehicle or load thereon or unload therefrom his personal luggage:

Provided that if the said person is a person suffering from any disability or injury which seriously impairs his ability to walk or who is blind, the vehicle may wait for as long as necessary to enable that person to board or alight from the vehicle or load thereon or unload therefrom his personal luggage;

- (b) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid an accident;

- (c) the vehicle is being used for fire brigade, ambulance or police purposes or, not being a passenger vehicle, is being used in the service of a local authority in pursuance of statutory powers or duties provided that in all the circumstances it is reasonably necessary in the exercise of such powers or in the performance of such duties for the vehicle to wait in the place in which it is waiting;
- (d) the vehicle is waiting only for so long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic;
- (e) the vehicle is waiting:-
 - (i) while postal packets addressed to premises adjacent to the parking place in which the vehicle is waiting are being unloaded from the vehicle, or, having been unloaded therefrom are being delivered; or
 - (ii) while postal packets are being collected for loading on the vehicle from premises or posting boxes adjacent to the parking place in which the vehicle is waiting or, having been so collected, are being loaded thereon;
- (f) the vehicle not being a passenger vehicle is waiting only for so long as may reasonably be necessary to enable it to be used for any purpose specified in Article 22(1) (b) of this Order;
- (g) the vehicle is in actual use in connection with the removal of furniture to or from one office or dwelling house adjacent to the parking place from or to a depository, another office or dwelling house;
- (h) in any other case the vehicle is waiting for the purpose of delivering or collecting goods or loading or unloading the vehicle at premises adjacent to the parking place in which the vehicle is waiting and the vehicle does not wait for a period exceeding twenty minutes or for such longer period as a parking attendant may approve; or
- (i) the vehicle is waiting otherwise than in a parking space if goods are being sold or exposed for sale from the vehicle by a person who is licensed by the Council to sell goods from a stationary vehicle on a pitch situated in the parking place.

- (2) No parking charge specified in the foregoing provisions of this Order shall be payable in respect of any vehicle waiting in a parking place in accordance with the foregoing provisions of this Article.
- (3) Except as provided by this Order, the driver or person in charge of a vehicle shall not cause or permit a vehicle to wait in a parking place during the permitted hours.
- (4) Nothing in the foregoing provisions of this Order shall be taken as authorising anything which would be a contravention of any Regulations made or having effect as if made under Section 25 of the Road Traffic Regulation Act 1984.

Manner of waiting in a parking place

25. No person shall cause or permit a vehicle to wait in a parking place by virtue of the provisions of paragraph (1)(e), (f), (g), (h) or (i) of the last preceding Article otherwise than:

- (a) in the case of a parking place in relation to which special provisions as to the manner of standing of a vehicle in a parking place are specified in column 5 of Schedule 1 or Schedule 2 so that the vehicle shall stand:-
 - (i) unless the length of the vehicle precludes compliance with this sub-paragraph, in accordance with those provisions and so that every part of the vehicle is within the limits of the parking space; or
 - (ii) if the length of the vehicle does preclude compliance with the last preceding sub-paragraph so that the longitudinal axis of the vehicle is parallel to the edge of the carriageway nearest to the vehicle and the distance between the said edge and the nearest wheel of the vehicle is not more than 300 millimetres; and
- (b) in the case of any other parking place, so that the longitudinal axis of the vehicle is parallel to the edge of the carriageway nearest to the vehicle and the distance between the said edge and the nearest wheel of the vehicle is not more than 300 millimetres; and
- (c) so that no part of the vehicle obstructs any vehicular means of ingress or egress from any premises adjacent to the side of the road on which the vehicle is waiting.

For the purposes of the last foregoing sub-paragraph, the expression "premises" shall not include any premises to or from which any furniture is being removed by virtue of the provisions of paragraph (1)(g) of the last preceding Article or to or from which goods are being delivered or collected by virtue of the provisions of paragraph (1)(h) of that Article.

Installation of ticket parking meters, placing of traffic signs, etc.

26. The Council shall:

- (a) install and maintain in proper working order at least one ticket parking meter relating to each parking place referred to in Schedule 1; and
- (b) cause the limits of each parking place, of each parking bay and of each parking space to be indicated on the carriageway by placing and maintaining thereon traffic signs of any size, colour and type prescribed or authorised under Section 64 of the Road Traffic Regulation Act 1984; and
- (c) place and maintain in or in the vicinity of each parking place referred to in Schedule 1 traffic signs of any size, colour and type authorised by the Secretary of State indicating that such parking place may be used during the permitted hours for the leaving only of the vehicles specified in Article 6(1) of this Order; and
- (d)
 - (i) place and maintain in or in the vicinity of each parking place referred to in Schedule 1 traffic signs of any size, colour and type prescribed or authorised under Section 64 of the Road Traffic Regulation Act 1984 indicating that such parking place may be used during the permitted hours for the leaving of the vehicles specified in Article 6(1) of this Order; and
 - (ii) place and maintain in or in the vicinity of each parking place referred to in Schedule 2 traffic signs of any size, colour and type prescribed or authorised under Section 64 of the Road Traffic Regulation Act 1984 indicating that such parking place may be used during the permitted hours for the leaving of the vehicles specified in Article 6(2) of this Order; and
- (e) carry out such other work as is reasonably required for the purposes of the satisfactory operation of a parking place.

PART III

SUPPLEMENTARY PROVISIONS (Continued)

Section 2 - Permits

Application for and issue of residents' parking permits for the use of parking places referred to in Schedule 2

27. (1) Any resident who is the owner of a vehicle of the following class, that is to say a passenger vehicle or a goods carrying vehicle the overall height of which does not exceed 2.28 metres and the overall length of which does not exceed 5.25 metres, a motor cycle or an invalid carriage may apply to the Council for the issue of a permit in respect of that vehicle and any such application shall be made on a form issued by and obtainable from the Council and shall include the particulars and information required by such form to be supplied.
- (2) The Council may at any time require an applicant for a permit or a permit holder to produce to an officer of the Council such evidence in respect of an application for a permit made to them as they may reasonably call for to verify any particulars or information given to them or in respect of any permit issued by them as they may reasonably call for to verify that the permit is valid.
- (3) Upon receipt of an application duly made under the foregoing provisions of this Article the Council, upon being satisfied that the applicant is a resident and is the owner of a vehicle of the class specified in paragraph (1) of this Article, shall issue to the applicant therefor:
- (a) one residents' permit for the leaving during the permitted hours in a parking space in a parking place referred to in Schedule 2 of the vehicle to which such permit relates by the owner of such vehicle or by any person using such vehicle with the consent of the owner other than to a person to whom such vehicle has been let for hire or reward:

Provided that, subject to the provisions of Article 33 of this Order, the Council shall not issue a permit to any resident which would be valid during any period during which any other residents' permit issued to that resident is or would be valid; and

- (b) one protective cover for the display therein of the residents' permit.

- (4) Notwithstanding the foregoing provisions of this Order, no permit shall be issued to a resident of housing which has a planning consent to which an Informative has been attached that future tenants or owners of the properties will not be entitled to a residents' parking permit.

Charges for residents' parking permits

28. The charge for a residents' parking permit referred to in Article 27 shall be either:-

- (a) Ninety four pounds in respect of a residents' permit which, subject to the provisions of this Order, shall be valid for a period of twenty-four months running from the beginning of the month in which the permit first becomes valid; or
- (b) Fifty pounds in respect of a residents' permit which, subject to the provisions of this Order, shall be valid for a period of twelve months running from the beginning of the month in which the permit first becomes valid; or
- (c) Twenty eight pounds in respect of a residents' permit which, subject to the provisions of this Order, shall be valid for a period of six months running from the beginning of the month in which the permit becomes valid; or
- (d) Sixteen pounds in respect of a residents' permit which, subject to the provisions of this Order, shall be valid for a period of three months running from the beginning of the month in which the permit first becomes valid.

Refund of charges in respect of residents' parking permits

29. (1) A residents' permit holder who surrenders a permit to the Council before the permit becomes valid shall be entitled to a refund of the charge paid in respect thereof.
- (2) A residents' permit holder who surrenders a permit to the Council after the permit has become valid shall be entitled to a refund of part of the charge paid in respect thereof calculated in accordance with the provisions of the next following paragraph.
- (3) The part of the charge which is refundable under the provisions of the last foregoing paragraph shall be calculated as the sum of three pounds and fifty pence in respect of each complete month of the period specified thereon as the period during which it shall be valid which remains unexpired at the time when the permit is surrendered to the Council.

Application for and issue of residents' visitors parking permits for the use of parking places referred to in Schedule 2

30. (1) Any resident may apply to the Council for the issue of one or more residents' visitors parking permits for a vehicle or vehicles of the class described in Article 27(1) of this Order and belonging to a person or persons visiting that resident and any such application shall be made on a form issued by and obtainable from the Council and shall include the particulars and information required by such form to be supplied.
- (2) The Council may at any time require an applicant for residents' visitors permits or a permit holder to produce to an officer of the Council such evidence in respect of an application for a permit made to them as they may reasonably call for to verify any particulars or information given to them or in respect of any permit issued by them as they may reasonably call for to verify that the permit is valid.
- (3) Upon receipt of an application duly made under the foregoing provisions of this Article and upon receipt of the appropriate charge specified in Article 31 of this Order, the Council on being satisfied that the applicant is a resident, shall issue to the applicant one or more books of residents' visitors permits for the leaving during the permitted hours in any parking place referred to in Schedule 2 of vehicles belonging to or being used by a person or persons visiting that resident; provided that the Council may at its absolute discretion limit the number of books of residents' visitors permits that are issued at any one time in respect of a particular household.
- (4) A residents' visitors permit shall be valid on a particular day and at a particular time as if it were a permit issued by the Council pursuant to the provisions of Article 27(3) of this Order if and only if on the face of the permit there is indicated as required the day, date, month and morning or afternoon period appertaining to the date and time of parking and that the face contains no ambiguous marking.
- (5) The provisions of paragraph (1), (2), (3) (a), (3) (e), (3) (f) and (4) of Article 32 and all provisions of Articles 33 and 34 of this Order shall apply to residents' visitors permits.

Charges for, validity of and refunds in respect of residents' visitors parking permits.

- 31.(1) The charge for a book of residents' visitors permits referred to in Article 30 of this Order shall be £9.00 or in the case of permits bought by a resident aged 60 or over £4.50, for a book of permits valid for twelve separate morning or afternoon periods and each permit shall remain valid, provided that none of the required indications have been made on the face of the permit.
- (2) The holder of a residents' visitors permit shall be entitled to surrender the permit at any time after issue and to receive a refund of part of the charge paid calculated as the sum of forty pence if a charge of £9.00 was paid for a book of 12 permits or twenty pence if a charge of £4.50 was paid for a book of 12 permits in respect of each complete permit which remains unused at the time of surrender to the Council.

Surrender, withdrawal and validity of permits

32. (1) A permit holder may surrender a permit to the Council at any time and shall surrender a permit to the Council on the occurrence of any one of the events set out in paragraph (3) of this Article.
- (2) The Council may, by notice in writing served on the permit holder by sending the same by recorded delivery service to the permit holder at the address shown by the person on the application for the permit or at any other address believed to be that person's place of abode, withdraw a permit if it appears to the Council that any one of the events set out in paragraph (3)(a), (b) or (d) of this Article has occurred and the permit holder shall surrender the permit to the Council within 48 hours of the receipt of the aforementioned notice.
- (3) The events referred to in the foregoing provisions of this Article are:-
- (a) the permit holder ceasing to be a resident;
 - (b) the permit holder ceasing to be the owner of the vehicle in respect of which the permit was issued;
 - (c) the withdrawal of such permit by the Council under the provisions of paragraph (2) of this Article;

- (d) the vehicle in respect of which such permit was issued being adapted or used in such a manner that it is not a vehicle of the class specified in Article 27(1) of this Order;
 - (e) the issue of a duplicate permit by the Council under the provisions of Article 33 of this Order;
 - (f) the permit ceasing to be valid pursuant to the provisions of paragraph (4) of this Article.
- (4) Without prejudice to the foregoing provisions of this Article, a permit shall cease to be valid at the expiration of the period specified thereon or on the occurrence of any one of the events set out in paragraph (3) (a), (b), (c), (d) or (e) of this Article, whichever is the earlier.

Application and charge for the issue of duplicate permits

33. (1) If a permit is lost or destroyed, accidentally mutilated or defaced, the figures or particulars thereon have become illegible or the colour of the permit has become altered by fading or otherwise, the permit holder shall either notify the Council of such loss or destruction or surrender it to the Council and apply to the Council for the issue of a duplicate permit and the Council, on receipt of the notification or the permit, shall issue a duplicate permit so marked and upon such issue the original permit shall become invalid.
- (2) The provisions of this Order shall apply to a duplicate permit and an application therefor as if it were a permit or, as the case maybe, an application therefor.
- (3) The charge for a duplicate permit to replace one lost, destroyed, mutilated or defaced shall be £10. The charge for a duplicate permit issued on change of vehicle shall be nil for the first occurrence within any period of 12 months and £10 for any further duplicate permits issued for this reason within the 12 month period.

Form of permits

34. (1) A residents' or operational permit shall be in writing and shall include the following particulars:

- (a) (i) in the case of a residents' permit, the registration mark of the vehicle in respect of which the permit has been issued;
- (ii) in the case of an operational permit, the registration mark of the vehicle in respect of which the permit has been issued or the name of the organisation/company to which the permit has been issued;
- (b) the period during which, subject to the provisions of Article 32(4) of this Order, the permit shall remain valid;
- (c) the hours during which the vehicle may be left in a parking place;
- (d) an indication that the permit has been issued by the Council or their agents;
- (e) an indication that the charge for the issue thereof has been paid to the Council.

(2) A residents' visitors permit shall be in the form of a scratch-off card with provision on the face for the indication thereon by the resident of the day, date, month and time period for which the permit will be used in accordance with the provisions of Article 30(4) of this Order.

Operational permits

35. Notwithstanding the provisions contained in Articles 27 to 34 of this Order, the Council may, under such circumstances and with such conditions as it sees fit also grant permits to such other persons or organisations with a valid operational need to park for short periods of time in a parking space in any parking place referred to in Schedule 2 to this Order.

Dated 12th August 1999

R. L. Alkar

Head of Highways and Transport
(The officer appointed for this purpose)

SCHEDULE 1

IN RELATION TO A PARKING PLACE REFERRED TO IN THIS SCHEDULE THE EXPRESSION "PERMITTED HOURS" MEANS THE PERIOD BETWEEN 9AM AND 6.30PM ON MONDAYS TO SATURDAYS INCLUSIVE, ANY SUCH DAY NOT BEING CHRISTMAS DAY, GOOD FRIDAY OR A BANK HOLIDAY.

PARKING PLACES IN RESPECT OF WHICH THE MAXIMUM PARKING PERIOD FOR WHICH A VEHICLE MAY BE LEFT DURING THE PERMITTED HOURS IS FOUR HOURS IF IT DISPLAYS A VALID TICKET FROM A TICKET PARKING METER.

No. of parking place	Designated parking place	Maximum number of parking bays	Minimum total length in metres not to be occupied by parking bays	Special manner of standing
1	2	3	4	5
1 / 1	EGERTON ROAD: The south-west side, from a point opposite the party wall of Nos.6 and 8 Egerton Road, north-westwards for a distance of 19 metres.	4	-	-
1 / 2	EGERTON ROAD: The south-west side, between a point 7 metres north-west of the north-western kerb-line of Court Way and a point 2 metres north-west of the south-western kerb-line of Heathfield South.	14	-	-

SCHEDULE 2

IN RELATION TO A PARKING PLACE REFERRED TO IN THIS SCHEDULE THE EXPRESSION "PERMITTED HOURS" MEANS THE PERIOD BETWEEN 9AM AND 6.30PM ON MONDAYS TO SATURDAYS, ANY SUCH DAY NOT BEING CHRISTMAS DAY, GOOD FRIDAY OR A BANK HOLIDAY.

PARKING PLACES IN WHICH A VEHICLE MAY BE LEFT DURING THE PERMITTED HOURS IF IT DISPLAYS A VALID RESIDENTS', RESIDENTS' VISITORS OR OPERATIONAL PERMIT.

No. of parking place	Designated parking place	Minimum number of parking spaces	Minimum total length in metres not to be occupied by parking spaces	Special manner of standing
1	2	3	4	5
2/1	CHUDLEIGH ROAD: The north side, between a point 4 metres east of a point opposite the eastern boundary of No.1 Chudleigh Road and a point 5.5 metres west of the eastern flank wall of No.16 Chudleigh Road.	8	51	-
2/2	CHUDLEIGH ROAD: The north side, between a point opposite the eastern flank wall of No.20 Chudleigh Road and a point opposite the western flank wall of No.30 Chudleigh Road.	3	14	-
2/3	CHUDLEIGH ROAD: The north side, between a point opposite the eastern flank wall of No.32 Chudleigh Road and a point 1 metre east of the western flank wall of No.40 Chudleigh Road.	2	7	-
2/4	CHUDLEIGH ROAD: The east side, between a point 1 metre south of the southern wall of No.40 Chudleigh Road and a point opposite the northern flank wall of No.79 Chudleigh Road.	1	-	-
2/5	CHUDLEIGH ROAD: The south and west sides, between a point 4 metres west of the western wall of No.97 Whitton Road and a point opposite the northern flank wall of No.79 Chudleigh Road.	18	169	-

SCHEDULE 2 (Continued)

No . of parking place	Designated parking place	Minimum number of parking spaces	Minimum total length in metres not to be occupied by parking spaces	Special manner of standing
1	2	3	4	5
2/6	COURT WAY: The north side, between a point opposite the party wall of Nos.18 and 20 Court Way and a point opposite the party wall of Nos.90 and 92 Court Way.	13	95	-
2/7	COURT WAY: The south side, between a point opposite the party wall of Nos.18 and 20 Court Way and a point 1.5 metres east of the party wall of Nos.90 and 92 Court Way.	16	95	-
2/8	CRANEFORD WAY: The north side, between a point opposite the party wall of Nos.6 and 8 Craneford Way and a point opposite the western flank wall of No.68 Craneford Way.	16	95	With the nearside wheels resting on the footway.

SCHEDULE 2 (Continued)

No. of parking place	Designated parking place	Minimum number of parking spaces	Minimum total length in metres not to be occupied by parking spaces	Special manner of standing
1	2	3	4	5
2/9	CRANEFORD WAY: The north side, between a point opposite the western flank wall of Nos.74/76 Craneford Way and a point opposite the western flank wall of Nos.146/148 Craneford Way.	1	-	-
2/10	CRANEFORD WAY: The north side, between a point 1.5 metres east of the eastern flank wall of No.150 Craneford Way and a point 31 metres west of the western boundary of No.156 Craneford Way.	3	18.5	-
2/11	CRANEFORD WAY: The south side, between a point opposite the party wall of Nos.6 and 8 Craneford Way and a point 1 metre east of the western flank wall of No.39 Craneford Way.	5	23.6	With the nearside wheels resting on the footway.
2/12	CRANEFORD WAY: The south side, between a point 1.5 metres east of the eastern flank wall of No.45 Craneford Way and a point 2 metres east of the party wall of Nos.53 and 55 Craneford Way.	3	17.6	With the nearside wheels resting on the footway.
2/13	CRANEFORD WAY: The south side, between a point 2 metres west of the eastern flank wall of No.57 Craneford Way and a point opposite the western boundary of No.68 Craneford Way.	4	20.3	With the nearside wheels resting on the footway.

SCHEDULE 2 (Continued)

No. of parking place	Designated parking place	Minimum number of parking spaces	Minimum total length in metres not to be occupied by parking spaces	Special manner of standing
1	2	3	4	5
2/14	EGERTON ROAD: The north-east side, between a point opposite the party wall of Nos.6 and 8 Egerton Road and a point opposite the party wall of Nos.14 and 16 Egerton Road.	2	5	-
2/15	EGERTON ROAD: The north-east side, between a point 18.29 metres north-west of the north-western kerb-line of Court Way and a point 18.29 metres south-east of the south-western kerb-line of Heathfield South.	2	9.7	-
2/16	EGERTON ROAD: The north-east side, between a point 18.29 metres north-west of the north-western kerb-line of Heathfield South and a point opposite the northern wall of No.99 Heathfield North.	2	8.5	-
2/17	EGERTON ROAD: The north-east side, between a point 1.5 metres north-west of the south-eastern flank wall of No.22 Egerton Road and a point 3 metres north of the party wall of Nos.28 and 30 Egerton Road.	3	18.4	-
2/18	EGERTON ROAD: The north-east side, between a point opposite the party wall of Nos.32 and 34 Egerton Road and a point 4 metres north-west of the party wall of Nos.34 and 36 Egerton Road.	1	-	-
2/19	EGERTON ROAD: The south-west side, from a point opposite the party wall of Nos.14 and 16 Egerton Road, north-westwards for a distance of 11.4 metres.	1	-	-

SCHEDULE 2 (Continued)

No. of parking place	Designated parking place	Minimum number of parking spaces	Minimum total length in metres not to be occupied by parking spaces	Special manner of standing
1	2	3	4	5
2/20	EGERTON ROAD: The south-west side, between a point 1 metre north-west of the south-eastern flank wall of No.3 Egerton Road and a point opposite the party wall of Nos.28 and 30 Egerton Road.	6	36.7	-
2/21	HEATHAM PARK: The east side, between a point 3 metres south of the northern wall of No.55 Craneford Way and a point 5 metres north of the southern flank wall of No.7 Heatham Park.	3	13.8	With the nearside wheels resting on the footway.
2/22	HEATHAM PARK: The west side, between a point 1 metre south of the northern wall of No.57 Craneford Way and a point 1 metre north of the southern flank wall of No.12 Heatham Park.	4	16	With the nearside wheels resting on the footway outside No.10.
2/23	HEATHAM PARK: The north side, between a point 1 metre west of the eastern wall of No.12 Heatham Park and a point opposite the western flank wall of No.20 Heatham Park.	3	8.5	With the nearside wheels resting on the footway.
2/24	HEATHAM PARK: The south side, from a point opposite the eastern boundary of No.17 Heatham Park, westwards for the remainder of the south side.	3	16	With the nearside wheels resting on the footway outside No.25.

SCHEDULE 2 (Continued)

No. of parking place	Designated parking place	Minimum number of parking spaces	Minimum total length in metres not to be occupied by parking spaces	Special manner of standing
1	2	3	4	5
2/25	HEATHFIELD NORTH: The north side, between a point opposite the eastern flank wall of No.1 Heathfield North and a point 5 metres east of the western wall of No.18 Egerton Road.	12	97	With the nearside wheels resting on the footway.
2/26	HEATHFIELD NORTH: The south side, between a point opposite the eastern flank wall of No.1 Heathfield North and a point 1 metre east of the western flank wall of No.51 Heathfield North.	2	10	With the nearside wheels resting on the footway.
2/27	HEATHFIELD NORTH: The south side, between a point opposite the eastern flank wall of No.53 Heathfield North and a point 2 metres east of the party wall of Nos.97 and 99 Heathfield North.	7	63.3	With the nearside wheels resting on the footway.
2/28	HEATHFIELD SOUTH: The north side, from a point 1 metre west of the eastern flank wall of No.1 Heathfield South and a point 3 metres west of the party wall of Nos.51 and 53 Heathfield South.	1	-	With the nearside wheels resting on the footway.
2/29	HEATHFIELD SOUTH: The north side, between a point 7 metres west of the eastern flank wall of No.55 Heathfield South and a point opposite the western flank wall of No.93 Heathfield South.	7	42.3	With the nearside wheels resting on the footway.

SCHEDULE 2 (Continued)

No. of parking place	Designated parking place	Minimum number of parking spaces	Minimum total length in metres not to be occupied by parking spaces	Special manner of standing
1	2	3	4	5
2/30	HEATHFIELD SOUTH: The south side, between a point opposite the eastern flank wall of No.1 Stanhope Terrace, Heathfield South and a point opposite the western flank wall of No.94 Heathfield South.	8	51	With the nearside wheels resting on the footway.
2/31	PALMERSTON ROAD: The east side, between a point opposite the southern wall of No.30 Chudleigh Road and a point 5 metres south of the northern flank wall of No.2 Palmerston Road.	2	7.6	-
2/32	PALMERSTON ROAD: The west side, between a point 4 metres south of the southern wall of No.32 Chudleigh Road and point 2.5 metres north of the southern flank wall of No.2 Palmerston Road.	1	-	-
2/33	RUSSELL ROAD: The east side, between a point 2 metres south of the southern wall of No.18 Chudleigh Road and a point 4 metres north of the party wall of Nos.8 and 10 Russell Road.	4	15.3	-
2/34	RUSSELL ROAD: The west side, between a point opposite the southern wall of No.20 Chudleigh Road and a point 4 metres north of the northern flank wall of No.7 Russell Road.	3	9.2	-

SCHEDULE 3

STREETS OR PARTS OF STREETS FOR THE PURPOSE OF THE DEFINITION OF "RESIDENT" (SEE ARTICLE 3)

1. Chudleigh Road south of Chertsey Road.
2. Court Way.
3. Craneford Way.
4. Egerton Road.
5. Heatham Park.
6. Heathfield North.
7. Heathfield South west of Milton Lodge.
8. Palmerston Road south of Chertsey Road.
9. Russell Road.

EXPLANATORY NOTE

(This Note is not part of the Order but is intended to indicate its general purport).

This Order introduces a Controlled Parking Zone to the Heatham area of Twickenham operational between 9am and 6.30pm on Mondays and Saturdays.

**THE LONDON BOROUGH OF RICHMOND UPON THAMES
HEATHAM (PARKING PLACES) ORDER 1999**

STATEMENT OF REASONS

At its meeting on 4th January 1999 the Council's Transport Sub Committee considered the results of the consultations on the proposed match/event day controlled parking zones around the RFU ground in Rugby Road, Twickenham.

The results from the Heatham area indicated support for a Monday to Saturday permanent Controlled Parking Zone and it was agreed that an appropriate Zone be advertised to operate between the hours of 9am and 6.30pm.

It was further agreed that the charge for residents parking permits be set at £50 for twelve months, for residents' visitors at £9 for a book of twelve permits and that the charge for visitor parking in bays to be situated on the south-west side of Egerton Road be set at 50p an hour up to a maximum stay of four hours.

At a further meeting on 8th March 1999 the Sub Committee reconsidered the proposal in the light of representations received following formal advertisement of and consultations on the draft Order. It was agreed that the scheme be implemented as originally proposed.

This Order gives effect to the above decisions.

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THE LONDON BOROUGH OF RICHMOND UPON THAMES

HEATHAM (PARKING PLACES) ORDER 1999

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This Order gives effect to the above decisions.

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