



**The Glasgow City Council
(South City Way) Gorbals Street)
Order 2019**

**The Glasgow City Council
(South City Way) (Gorbals Street) Order 201_**

Glasgow City Council in exercise of the powers conferred on them by the Road Traffic Regulation Act 1984 (“the Act”) and of all other enabling powers and after consultation with the Chief Constable of Police Scotland hereby make the following Order:-

Citation and Commencement

This Order may be cited as “The Glasgow City Council (South City Way) (Gorbals Street) Order 2019” and shall come into operation on 27th May 2019.

The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies to an Act of Parliament.

Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended by any subsequent enactment.

Definitions

In this Order the following expressions have the meanings hereby assigned to them:-

“**Authorised vehicle**” means a licensed private hire car;

“**Building operations vehicle**” means any vehicle which is, if it cannot be used for such purposes in any other length of road, being used in connection with any building operation or demolition;

“**Bus**”, “**local bus**” and “**local service**” all have the same meaning as in the Traffic Signs Regulations and General Directions 2016;

“**Bus lane**” has the same meaning as in the Traffic Signs Regulations and General Directions 2016;

“**Bus only route**” means an area of which is restricted to buses and other classes of traffic and in respect of which traffic signs are in place indicating the controls;

“**Bus, taxi, private hire car and cycle lane**” has the same meaning as “Bus lane” or “Cycle lane” but with the additional permission for use by “taxis and private hire cars”;

“**Chief Constable**” means Chief Constable of Police Scotland;

“**Contra-flow**” has the same meaning as in the Traffic Signs Regulations and General Directions 2016;

“**Council**” means Glasgow City Council;

“**Cycle lane**” has the same meaning as in the Traffic Signs Regulations and General Directions 2016;

“**Disabled person’s badge**” has the same meaning as in the Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (Scotland) Regulations 2002;

“**Disabled vehicle**” means a vehicle displaying a Disabled person’s badge in the “relevant position”;

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“Disabled vehicle parking place” means an area on a road designated as a parking place which is provided for the leaving of a Disabled vehicle;

“Disabled vehicle parking space” means a space in a parking place which is provided for the leaving of a Disabled vehicle;

“Dual-purpose vehicle” has the same meaning as is given to the expression in Regulation 3(2) of the Road Vehicles (Construction and Use) Regulations 1986;

“Emergency services vehicle” means a vehicle being used by Police, Fire Brigade, Ambulance Services or Civil Defence Organisation;

“Emergency services purposes” means the saving of life or extinguishing fire or meeting any other like emergency;

“Goods vehicle” means a motor vehicle or trailer, constructed or adapted for use for the carriage of goods or burden of any description and taxed as one of the following: - Light goods Vehicle, Euro 4 Light Goods Vehicle, Private HGV, Rigid, two and three axled articulated vehicles, Rigid vehicles, Trailers, Two axled tractive unit articulated vehicles and Three axled tractive unit articulated vehicles, but not including a dual-purpose vehicle;

“Licensed private hire car” means a private hire car licensed under section 10 of the Civic Government (Scotland) Act 1982, clearly marked as such and driven by a person holding a valid private hire car driver’s license in accordance with section 13 of the aforementioned Act;

“Local authority vehicle” means a road cleansing vehicle being used for road cleansing purposes; a gritting vehicle used to carry out its statutory duty; an authorised tow away vehicle being used on or on behalf of the local authority in pursuance of its statutory duty; or a vehicle, which is, if it cannot be used for such purposes in any other length of road, being used in connection with the enforcement of bus lane contraventions under powers granted by section 44 of the Transport (Scotland) Act 2001;

“Marked police vehicle” means a police vehicle marked with Police livery;

“Nearside” means, in relation to the position on a vehicle windscreen for the displaying of a permit, the side which is nearest to the edge of the carriageway when said vehicle is parked in a parking place;

“Parking attendant” means any person authorised by or on behalf of the Council to issue penalty charge notices;

“Parking charge” means that sum required to be paid in respect of leaving of a vehicle in a parking place or parking space;

“Parking place” means an area on a road designated for parking;

“Parking space” means a space in a parking place which is provided for the leaving of a vehicle;

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“Parking ticket machine” means an apparatus designed (a) to accept payment (by whatever means) and (b) to issue tickets indicating the payment charged (by whatever means) and time/date of expiry of the parking permitted by the ticket;

“Passenger vehicle” has the same meaning as is given to the expression in Regulation (3) (2) of the Road Vehicles (Construction and Use) Regulations 1986;

“Pedal cycle” means a unicycle, bicycle, tricycle or cycle having four or more wheels, not being in any case mechanically propelled unless it is an electrically assisted pedal cycle of such class as is to be treated as not being a motor vehicle for the purposes of the Road Traffic Regulation Act 1984;

“Penalty Charge Notice” means a device containing the information required by the Road Traffic Act 1991, as amended, for a penalty charge notice;

“Private Hire Car” has the same meaning as in Section 23 of the Civic Government (Scotland) Act 1982;

“Public service vehicle” has the same meaning as defined in Section 1 of the Public Passenger Vehicles Act 1981;

“Relevant position” has the same meaning as in Regulation 12 of the Disabled Person (Badges for Motor Vehicles) (Scotland) Regulations 2000;

“Roads operations vehicle” means any vehicle which is, if it cannot be used for such purposes in any other length of road, being used in connection with the maintenance, improvement or reconstruction;

“Solo motorcycle” means a motor cycle without a side car and having two wheels;

“Taxi” has the same meaning as in the Traffic Signs Regulations and General directions 2016;

“Telecommunications apparatus” has the same meaning as in the Telecommunications Act, 1984;

“Utilities vehicle” means any vehicle which is, if it cannot be used for such purposes in any other length of road, being used in connection with the laying, erection, alteration or repair of any sewer or of any main, pipe or apparatus for the supply of gas, water, electricity or of any telecommunications apparatus;

“Universal postal service” has the same meaning as in the Section 4 Postal Services Act 2000;

“Vehicle” unless the context otherwise requires, means a vehicle of any description and includes a machine or implement of any kind drawn or propelled along roads whether by animal or mechanical power;

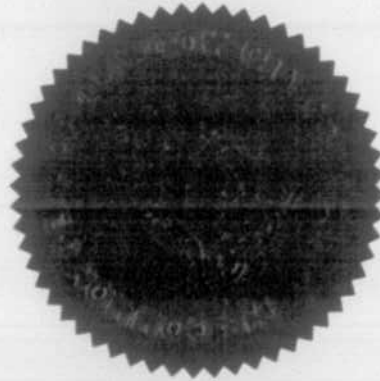
“With-flow lane” has the same meaning given in the Traffic Signs Regulations and General Directions 2016;

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Format of the Order

In the following Schedules of this Order there are Articles pertaining to each particular Schedule outlining the restrictions, permissions and conditions relevant to each particular Schedule. Each Schedule shall precede the Articles pertaining to that Schedule.

Sealed with the Common Seal of Glasgow City Council and subscribed for it, and on its behalf by GEORGE GILLESPIE, EXECUTIVE DIRECTOR OF NEIGHBOURHOODS AND SUSTAINABILITY, AT GLASGOW ON THE NINETH DAY OF APRIL, TWO THOUSAND AND NINETEEN.



A handwritten signature in black ink, appearing to read 'George Gillespie', positioned below the seal.

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**Schedule 1
Loading Only Places
Monday to Sunday, 7.00am to 7.00pm**

Gorbals Street

1. On the west side from a point 180 meters north of the extended north kerbline of Cumberland Street northwards for a distance of 23 meters.

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**Articles pertaining to Schedule 1
Loading only places
Monday to Sunday, 7.00am to 7.00pm**

Designation of Loading only places

1. (i) Each area on a road which is described in Schedule 1 is designated as a loading only place during Monday to Sunday, 7.00am to 7.00pm.

(ii) No person shall, except upon the direction or with the permission of a Police Constable in uniform, cause or permit any vehicle to wait during Monday to Sunday, 7.00am to 7.00pm in any of the lengths of roads specified in Schedule 1.

(iii) During Monday to Sunday, 7.00am to 7.00pm, a vehicle shall not load or unload for longer than 30 minutes in the same place in total and shall not wait for longer than 10 minutes in the same place without goods or merchandise being loaded or unloaded from the vehicle.

Exemption from waiting restrictions

2. Nothing in Article 1 hereof shall:-

(i) prevent any person from causing or permitting a vehicle to wait in the lengths of roads referred to in this Article:-

- a) to enable a person to board or alight from the vehicle or to load or unload his or her personal luggage; or
- b) if the vehicle is an emergency services vehicle being used for emergency services purposes; or
- c) if the vehicle is prevented from proceeding by circumstances beyond the driver's control or which has to be stopped in order to avoid injury or damage to persons or property; or
- d) if the vehicle is a marked vehicle which, whilst used by a universal postal service provider in the course of the provision of a universal postal service, is stationary only for the delivery and collection of postal packets;
- e) if the vehicle is waiting only for as long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic; or
- f) if the vehicle is waiting only for as long as may be reasonably necessary to enable it to be used for any purpose specified in Article 8 (i) (b) hereof; or
- g) Outwith Monday to Sunday, 7.00am to 7.00pm;

(ii) apply to a pedal cycle attached to a stand which displays the sign corresponding to The Traffic Signs Regulations and General Directions 2016 diagram number 968 or 968.1;

Provided that a person causing or permitting a vehicle to wait in a loading only place by virtue of Article 2 (f) hereof shall take all such steps as are necessary to ensure 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 300mm.

Nothing in the foregoing provisions of this Article 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.

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Marking on the carriageway of Loading Only places

3. (i) The limits of the loading only place shall be indicated on the carriageway in accordance with The Traffic Signs Regulations and General Directions 2016, or as specially authorised by The Scottish Ministers.
- (ii) The lengths of loading only places described in Schedule 1 are the maximum lengths. The on-road markings may show loading only places reduced in length such as the Council may determine.

Vehicles for which Loading only places are designated

4. Each loading only place designated in Schedule 1 may be used, subject to the provisions contained within these Articles, for the loading and unloading of passenger vehicles, goods vehicles, dual-purpose vehicles, motorcycles or disabled vehicles.

Manner of standing in a Loading only place

5. (i) The vehicle must stand on the carriageway such that its front and rear wheels nearest to the edge of carriageway are not more than 300mm from the edge of the carriageway.
- (ii) The vehicle must stand such that the whole vehicle is within the limits of that loading only place. A vehicle shall park such that the extreme front portion, or, as the case may be, the extreme rear portion of the vehicle is within 300mm of the indication on the carriageway provided under Article 3 hereof.

Alteration of position of a vehicle in a Loading Only place

6. Where any vehicle is standing in a loading only place in contravention of the provisions of Article 5 hereof a parking attendant may alter or cause to be altered the position of the vehicle in order that its position complies with those provisions.

Movement of a vehicle from a Loading Only place in an emergency

7. Any person duly authorised by the Council or a Police Constable in uniform may move or cause to be moved in case of emergency, to any place they think fit, vehicles left in a loading only place.

Power to suspend Loading Only Places

- 8.(i) Any person duly authorised by the Council may suspend the use of a loading only place or any part thereof whenever such suspension is considered reasonably necessary for the:-
- a) purpose of facilitating the movement of vehicular or pedestrian traffic, or for promoting its safety or where the Council deems it necessary to facilitate a particular operation or event; or
 - b) purpose of any building or roadworks operations or works associated with the provision or maintenance of public utilities, provided that prior permission has been granted by the Council, including works being done by the Council or on the Council's behalf.
- (ii) Any person suspending the use of a loading only place or any part thereof in accordance with paragraph (i) of this Article shall indicate that the use of the loading only place is suspended and that loading or unloading by vehicles is prohibited by erecting notices or a traffic sign indicating that the use of the loading only place is suspended and that loading or unloading by vehicles is prohibited.

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No person shall cause or permit a vehicle to be left in a loading only place suspended in accordance with paragraph (ii) of this Article provided that nothing in this Article shall render it unlawful to cause or permit any vehicle being used for emergency services purposes to be left in the loading only place, or if that vehicle is left with the permission of the person suspending the use of the loading only place or the part thereof in pursuance of paragraph (i) of this Article or a police constable in uniform.

Penalty Charge

- 9.(i) A penalty charge, as permitted by the Road Traffic Act 1991, shall be payable with respect to a vehicle if that vehicle is left in a loading only place designated in Schedule 1 otherwise than in accordance with the provisions of Articles 1 to 8 inclusive hereof.
- (ii) The amount of the penalty charge shall be £60, discounted to £30 if paid within 14 days and £90 if unpaid after 56 days, as amended from time to time.
- (iii) A penalty charge notice shall be attached to the vehicle, or handed to the owner or person who appears to be in charge of the vehicle, incurring the penalty charge.
10. Where a penalty charge notice has been attached to a vehicle in accordance with Article 9 (iii) hereof, no person, other than the owner or person who appears to be in charge of the vehicle, or a person duly authorised by the Council, shall remove the penalty charge notice from the vehicle unless authorised to do so by the owner or person who appears to be in charge of the vehicle. Any person who removes a penalty charge notice without the proper authority shall be guilty of an offence in terms of Section 66(6) of the Road Traffic Act 1991.
11. If a penalty charge notice has been issued in accordance with Article 10 hereof a parking attendant may remove the vehicle or cause the vehicle to be removed. If it is removed, the Council shall provide for the safe custody of the vehicle. If a penalty charge notice has been issued in accordance with Article 10 hereof a period of 15 minutes shall elapse before the vehicle is removed.

Power to dispose of abandoned vehicles

12. Subject to the Road Traffic Regulation Act 1984 the Council may as respects a vehicle which has been removed in pursuance with Article 11 hereof, 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 and to inform the owner of their intention.

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Schedule 2
Parking Places

Pay and Display during Monday to Saturday, 7.00am to 7.00pm

Gorbals Street

1. On the west side from a point 92 meters north of the extended north kerbline of Cumberland Street northwards for a distance of 22 meters.
2. On the west side from a point 158 meters north of the extended north kerbline of Cumberland Street northwards for a distance of 22 meters.

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Articles pertaining to Schedule 2

Parking Places

Pay and Display during Monday to Saturday, 7.00am to 7.00pm

Designation of parking places

1. Each area on a road which is described in Schedule 2 is designated as a parking place. During the hours of Monday to Saturday 7.00am to 7.00pm charges apply. Outwith these times no charges apply.

Marking on the carriageway of parking places and parking spaces

2. (i) The limits of each parking space in a parking place shall be indicated on the carriageway in accordance with The Traffic Signs Regulations and General Directions 2016, or as specially authorised by The Scottish Ministers.

(ii) The lengths of parking places described in Schedule 2 are the maximum lengths. The on-road markings may show parking places reduced in length such as the Council may determine.

Vehicles for which parking places are designated

3. Each parking place designated in Schedule 2 may be used, subject to the provisions of these Articles pertaining to the preceding schedule, for the leaving of passenger vehicles, goods vehicles, dual-purpose vehicles, motorcycles or disabled vehicles.

Manner of standing in parking places

4. Every vehicle left in a parking place shall stand such that the whole vehicle is within the limits of a single parking space and each single parking space shall be occupied by a single vehicle only. Where a vehicle cannot comply with this Article due to its length it shall park only within a parking space located at the end of the parking place such that its extreme front or rear portion is within 300mm of the indication on the carriageway provided under Article 2 hereof in relation to the parking space and the rest of the vehicle overhangs a waiting or loading restriction

Alteration of position of vehicle in parking places

5. Where any vehicle is standing in a parking place in contravention of the provisions of Article 4 hereof a parking attendant may alter or cause to be altered the position of the vehicle in order that its position complies with those provisions.

Movement of vehicle from parking place in an emergency

6. Any person duly authorised by the Council or a police constable in uniform may move or cause to be moved in case of emergency, to any place they think fit, vehicles left in a parking place.

Meter feeding

7. Any vehicle which has been left in a parking place, must, after the expiration of the maximum parking time, be removed from that parking place. The maximum parking time in the parking place is as stated in Article 24 hereof and this time must not be exceeded. This applies during the hours of Monday to Saturday 7.00am to 7.00pm.

Power to suspend parking places

- 8.(i) Any person duly authorised by the Council may suspend the use of a parking place or any part thereof whenever such suspension is considered reasonably necessary for the:-

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- a) purpose of facilitating the movement of vehicular or pedestrian traffic, or for promoting its safety or where the Council deems it necessary to facilitate a particular operation or event; or
 - b) purpose of any building or roadworks operations, or works associated with the provision or maintenance of public utilities, provided that prior permission has been granted by the Council, including works being done by the Council or on the Council's behalf; or
 - c) convenience of occupiers of premises adjacent to the parking place on any occasion of the removal of furniture to or from such premises.
- (ii) Any person suspending the use of a parking place or any part thereof in accordance with paragraph (i) of this Article shall indicate that the use of the parking place is suspended and that waiting by vehicles is prohibited by:-
- a) placing or causing to be placed hoods or other covers over any parking ticket machine; and/or
 - b) affixing notices to the parking ticket machines or erecting notices indicating that the use of the parking place is suspended and that waiting by vehicles is prohibited; and/or
 - c) placing a traffic sign indicating that waiting by vehicles is prohibited;

No person shall cause or permit a vehicle to be left in a parking place suspended in accordance with paragraph (ii) of this Article provided that nothing in this Article shall render it unlawful to cause or permit any vehicle being used for emergency services purposes to be left in the parking place, or if that vehicle is left with the permission of the person suspending the use of the parking place or the part thereof in pursuance of paragraph (i) of this Article or a Police Constable in uniform.

Restriction of trading at parking places

9. No person shall use any vehicle or trailer, while it is in a parking place, in connection with the sale, or offering for sale, of any Article to any person in or near the parking place or in connection with the selling or offering for sale of their skill in handicraft or their services in any other capacity, or for the purpose of advertising, unless the vehicle has been licensed to trade at that location by the Council.

Restriction of waiting of vehicles in parking places

- 10.(i) Any vehicle may wait anywhere in a parking place if:-
- a) the vehicle is waiting only for as long as is necessary to enable a person to board or alight from a vehicle; or
 - b) a vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond the driver's control or to such waiting being necessary in order to avoid an accident; or
 - c) the vehicle is an emergency services vehicle being used for emergency services purposes; or
 - d) the vehicle is waiting only for as long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic; or

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- e) the vehicle, not being a passenger vehicle, is waiting only for so long as may be reasonably necessary to enable it to be used for any purpose specified in Article 8 (i) (b) hereof; or
- f) the vehicle is a marked vehicle which, whilst used by a universal postal service provider in the course of the provision of a universal postal service, is waiting only for the delivery or collection of postal packets addressed to or from premises adjacent to the parking place in which the vehicle is waiting; or
- g) the vehicle is in actual use in connection with the delivery or removal of furniture to or from premises adjacent to the parking place in which the vehicle is waiting.

Provided that a person causing or permitting a vehicle to wait in a parking place by virtue of Article 10 (i) (e) (f) or (g) hereof shall take all such steps as are necessary to ensure 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 300mm.

Nothing in the foregoing provisions of this Article 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.

Amount of parking charge at parking places

11. Save as provided in Article 18 hereof, the parking charge for a vehicle left in a parking place designated in Schedule 2, during the hours of Monday to Saturday, 7.00am to 7.00pm shall, subject as hereinafter provided, be in accordance with the rates in Article 23 hereof and subject to a maximum parking time in accordance with Article 24 hereof.

Payment of parking charge by parking ticket machine

12.(i) The parking charge as specified in Article 23 hereof shall be payable on the leaving of the vehicle in the parking place. Payment shall be made by using the parking ticket machine and using the method of payment accepted by the parking ticket machine, and;

(ii) The driver, or person authorised by the driver of the vehicle shall exhibit on the vehicle, in accordance with the provisions of paragraphs (iii), (iv) and (v) of this Article, the parking ticket issued by the parking ticket machine at the time of payment;

(iii) A parking ticket shall be valid for a single stay only and no other parking ticket issued by any parking ticket machine shall be displayed;

(iv) The parking ticket shall be exhibited on the vehicle: -

- a) in the case of a two-wheeled motorcycle having a sidecar attached thereto, or any other vehicle not having a windscreen, in a conspicuous position on the near side of the vehicle in front of the driving seat;
- b) in the case of any other vehicle, in a conspicuous position facing forward on the inside of the glass of the windscreen.

(v) The parking ticket shall be so exhibited on the vehicle so that the time and other details indicated on the front thereof are clearly visible to a person standing at the near side of the vehicle.

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Payment of parking charge by other methods

13. (i) The parking charge as specified in Article 23 hereof shall be payable on the leaving of the vehicle in the parking place;
- (ii) The driver, or person authorised by the driver must be able to demonstrate that payment of the parking charge has been made;
- (iii) Payment shall be made by using any method accepted by the Council.

Indications of parking charge by parking ticket

- 14.(i) Payment of the parking charge, for a vehicle left in a parking place designated in Schedule 2, shall be indicated by a parking ticket issued from a parking ticket machine at or near the parking place. This parking ticket shall be numbered to indicate the identity of the issuing machine. It will identify the amount of parking charge that has been paid and the date and time of payment or the amount of parking charge that has been paid and the date and time when the permitted parking, in terms of the parking ticket, will expire. Exhibition of any parking ticket shall be in accordance with the provisions of Article 12 hereof;
- (ii) The expiry of the period for which the parking charge has been paid shall take place when the time shown on the clock on the parking ticket machine is later than the expiry time shown on the parking ticket.
- (iii) If the parking ticket machine, at the parking place at which the vehicle is left, is out of order, an alternative machine or alternative method of payment, as designated in Article 15 hereof, must be used. The alternative machine shall display the same parking charge tariffs and maximum parking time as the machine nearest the parking place in which the vehicle is left.

Indication of parking charge by other methods

- 15.(i) Payment of the parking charge, for a vehicle left in a parking place designated in Schedule 2, shall be indicated on the device held by the parking attendant or by some other evidence as approved by the Council. The device will identify the amount of parking charge that has been paid and the date and time of payment or the amount of parking charge that has been paid and the date and time when the permitted parking, in terms of the device held by the parking attendant or by some other evidence, will expire;
- (ii) The expiry of the period for which the parking charge has been paid shall take place when the time shown on the device held by the parking attendant, or by some other evidence, is later than the period paid for.

Evidence of permitted parking by parking ticket or by other methods

- 16.(i) (i) If a vehicle is left in a parking place and there is no verification of payment or no parking ticket or parking permit is exhibited on that vehicle in accordance with the provisions of Articles 12,13,14 and 15 hereof it shall be presumed that the parking charge has not been duly paid;
- (ii) If a vehicle is left in a parking place and the clock on the parking ticket machine relating to the parking place in which the vehicle is left and the parking ticket exhibited on the vehicle and issued from the parking ticket machine gives the indication mentioned in Article 14 (ii) hereof, it shall be presumed that the parking charge has been duly paid and that the period for which payment was made by the parking charge has already expired.

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- (iii) If a vehicle is left in a parking place and the time paid for gives the indication mentioned in Article 15 (ii) hereof, it shall be presumed that the parking charge has been duly paid and that the period for which payment was made by the parking charge has already expired.

Extension of parking charge by other methods

- 17.(i) If a vehicle is left in a parking place and the period paid for is approaching, then where available, the driver or person authorised to pay the parking charge by ticketless means will be given the option to receive a notification reminder of the expiration time approaching;
- (ii) At the time of the notification reminder, the driver or authorised person will be given the option to extend the paid for period subject to Article 24.

Exemption from parking charges

18. A disabled vehicle left during the hours of Monday to Saturday, 7.00am to 7.00pm in a parking place designated in Schedule 2 shall be exempt from the parking charges specified in Article 23 hereof.

Penalty Charge

- 19.(i) A penalty charge, as permitted by the Road Traffic Act 1991, shall be payable with respect to a vehicle if that vehicle is left in a parking place designated in Schedule 2 otherwise than in accordance with the provisions of Articles 1 to 18 inclusive hereof.
- (ii) The amount of the penalty charge shall be £60, discounted to £30 if paid within 14 days and £90 if unpaid after 56 days, as amended from time to time.
- (ii) A penalty charge notice shall be attached to the vehicle, or handed to the owner or person who appears to be in charge of the vehicle, incurring the penalty charge.
20. Where a penalty charge notice has been attached to a vehicle in accordance with Article 19 (iii) hereof, no person, other than the owner or person who appears to be in charge of the vehicle, or a person duly authorised by the Council, shall remove the penalty charge notice from the vehicle unless authorised to do so by the owner or person who appears to be in charge of the vehicle. Any person who removes a penalty charge notice without the proper authority shall be guilty of an offence in terms of Section 66(6) of the Road Traffic Act 1991.
21. If a penalty charge notice has been issued in accordance with Article 19 hereof a parking attendant may remove the vehicle or cause the vehicle to be removed. If it is removed, the Council shall provide for the safe custody of the vehicle. If a penalty charge notice has been issued in accordance with Article 19 hereof a period of 15 minutes shall elapse before the vehicle is removed.

Power to dispose of abandoned vehicles

22. Subject to the Road Traffic Regulation Act 1984 the Council may, as respects a vehicle which has been removed from a parking place in pursuance with Article 21 hereof, sell or otherwise dispose of the vehicle if it appears to have been abandoned, provided they have made reasonable enquiry to ascertain the name and address of the owner of the vehicle and to inform the owner of their intention.

Parking charge by pay and display or other methods

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23. The parking charge is 20 pence for the first 30 minutes then 20 pence for every 10 minutes thereafter, as amended from time to time by notice.

Maximum parking time

24. The maximum time that a vehicle which is paying the parking charge by pay and display or other methods is permitted to park in a parking space during the hours of Monday to Saturday, 7.00am to 7.00pm is 3 hours.

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**Schedule 3
Disabled vehicles parking places**

Gorbals Street

1. On the west side from a point 85 meters north of the extended north kerbline of Cumberland Street northwards for a distance of 6.6 meters.

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**Articles pertaining to Schedule 3
Disabled vehicles parking places**

Designation of disabled vehicles parking places

1. Each area on a road which is described in Schedule 3 is designated as a disabled vehicles parking place at all times.

Marking on the carriageway of disabled vehicles parking places

2. (i) The limits of the disabled vehicles parking place shall be indicated on the carriageway in accordance with The Traffic Signs Regulations and General Directions 2016, or as specially authorised by The Scottish Ministers.

(ii) The lengths of disabled vehicles parking places described in Schedule 3 are the maximum lengths. The on-road markings may show disabled vehicles parking places reduced in length such as the Council may determine.

Vehicles for which disabled vehicles parking places are designated

3. Each disabled vehicles parking place designated in Schedule 3 may be used, subject to the provisions of these Articles pertaining to Schedule 3, for the leaving of disabled vehicles only.

Manner of standing in disabled vehicles parking places

4. Every vehicle left in a disabled vehicles parking place shall stand such that the whole vehicle is within the limits of that disabled vehicles parking place and each single parking space shall be occupied by a single vehicle only. A vehicle shall park such that the extreme front portion, or, as the case may be, the extreme rear portion of the vehicle is within 300mm of the indication on the carriageway provided under Article 2 hereof.

Alteration of position of vehicle in disabled vehicles parking places

5. Where any vehicle is standing in a disabled vehicles parking place in contravention of the provisions of Article 4 hereof a parking attendant may alter or cause to be altered the position of the vehicle in order that its position complies with those provisions.

Movement of vehicle from disabled vehicles parking place in an emergency

6. Any person duly authorised by the Council or a police constable in uniform may move or cause to be moved in case of emergency, to any place they think fit, any vehicles left in a disabled vehicles parking place.

Power to suspend disabled vehicles parking places

- 7.(i) Any person duly authorised by the Council may suspend the use of a disabled vehicles parking place or any part thereof whenever such suspension is considered reasonably necessary for the:-
 - a) purpose of facilitating the movement of vehicular or pedestrian traffic, or for promoting its safety or where the Council deems it necessary to facilitate a particular operation or event;
or
 - b) purpose of any building or roadworks operations or works associated with the provision or maintenance of public utilities, provided that prior permission has been granted by the Council, including works being done by the Council or on the Council's behalf.

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- (ii) Any person suspending the use of a disabled vehicles parking place or any part thereof in accordance with paragraph (i) of this Article shall indicate that the use of the disabled vehicles parking place is suspended and that waiting by vehicles is prohibited by erecting notices or a traffic sign indicating that the use of the disabled vehicles parking place is suspended and that waiting by vehicles is prohibited.

No person shall cause or permit a vehicle to be left in a disabled vehicles parking space suspended in accordance with paragraph (ii) of this Article provided that nothing in this Article shall render it unlawful to cause or permit any vehicle being used for emergency services purposes to be left in the disabled vehicles parking place, or if that vehicle is left with the permission of the person suspending the use of the disabled vehicles parking place or the part thereof in pursuance of paragraph (i) of this Article or a police constable in uniform.

Restriction of waiting of vehicles in disabled vehicles parking places

8.(i) Any vehicle may wait anywhere in a disabled vehicles parking place if:-

- a) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond the driver's control or to such waiting being necessary in order to avoid an accident; or
- b) the vehicle is an emergency services vehicle being used for emergency services purposes; or
- c) the vehicle is waiting only for as long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic; or
- d) the vehicle is waiting only for so long as may be reasonably necessary to enable it to be used for any purpose specified in Article 7 (i) (b) hereof; or

Provided that a person causing or permitting a vehicle to wait in a disabled vehicles parking place by virtue of Article 8 (d) hereof shall take all such steps as are necessary to ensure 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 300mm.

Nothing in the foregoing provisions of this Article 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.

Penalty Charge

- 9.(i) A penalty charge, as permitted by the Road Traffic Act 1991, as amended, shall be payable, with respect to a vehicle, if that vehicle is left in a disabled vehicles parking place designated in Schedule 3 otherwise than in accordance with the provisions of Articles 3, 4, 7 and 8 inclusive hereof;
- (ii) The amount of the penalty charge shall be £60, discounted to £30 if paid within 14 days and £90 if unpaid after 56 days, as amended from time to time.
- (iii) A penalty charge notice shall be attached to the vehicle, or handed to the owner or person who appears to be in charge of the vehicle, incurring the penalty charge.
10. Where a penalty charge notice has been attached to a vehicle in accordance with Article 9 (iii) hereof no person, other than the owner or person who appears to be in charge of the vehicle, or a person duly authorised by the Council, shall remove the penalty charge notice from the vehicle unless authorised to do so by the owner or person who appears to be in charge of the vehicle. Any person who removes a penalty charge notice without the proper

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authority shall be guilty of an offence in terms of Section 66(6) of the Road Traffic Act 1991 as amended.

11. If a penalty charge notice has been issued in accordance with Article 9 hereof a parking attendant may remove the vehicle or cause the vehicle to be removed. If it is removed, the Council shall provide for the safe custody of the vehicle. If a penalty charge notice has been issued in accordance with Article 9 hereof a period of 15 minutes shall elapse before the vehicle is removed.

Power to dispose of abandoned vehicles

12. Subject to the Road Traffic Regulation Act 1984, as amended, the Council may as respects a vehicle which has been removed from a disabled vehicles parking place in pursuance with Article 11 hereof, 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 and to inform the owner of their intention.

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**Schedule 4
Motorcycle parking places**

Gorbals Street

1. On the west side from a point 153 meters north of the extended north kerbline of Cumberland Street northwards for a distance of 6 meters.

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**Articles pertaining to Schedule 4
Motorcycle parking places**

Designation of motorcycle parking places

1. Each area on a road which is described in Schedule 4 is designated as a motorcycle parking place at all times.

Marking on the carriageway of motorcycle parking places

2. (i) The limits of the motorcycle parking places shall be indicated on the carriageway in accordance with The Traffic Signs Regulations and General Directions 2016, or as specially authorised by The Scottish Ministers.
(ii) The lengths of motorcycle parking places described in the preceding schedule are the maximum lengths. The on-road markings may show motorcycle parking places reduced in length such as the Council may determine.

Vehicles for which motorcycle parking places are designated

3. Each motorcycle parking place designated in Schedule 4 may be used, subject to the provisions of these Articles for the leaving of solo motorcycle vehicles only.

Manner of standing in motorcycle parking places

4. Every vehicle left in a motorcycle parking place shall stand such that every part of the vehicle is within the limits of that motorcycle parking place provided under Article 2 hereof.

Alteration of position of vehicle in motorcycle parking places

5. Where any vehicle is standing in a motorcycle parking place in contravention of the provisions of Article 4 hereof a parking attendant may alter or cause to be altered the position of the vehicle in order that its position complies with those provisions.

Movement of vehicle from motorcycle parking place in an emergency

6. Any person duly authorised by the Council or a police constable in uniform may move or cause to be moved in case of emergency, to any place they think fit, vehicles left in a motorcycle parking place.

Power to suspend motorcycle parking places

- 7.(i) Any person duly authorised by the Council may suspend the use of a motorcycle parking place or any part thereof whenever such suspension is considered reasonably necessary for the:-
 - a) purpose of facilitating the movement of vehicular or pedestrian traffic, or for promoting its safety or where the Council deems it necessary to facilitate a particular operation or event; or
 - b) purpose of any building or roadworks operations, or works associated with the provision or maintenance of public utilities, provided that prior permission has been granted by the Council, including works being done by the Council or on the Council's behalf;
- (ii) Any person suspending the use of a motorcycle parking place or any part thereof in accordance with paragraph (i) of this Article shall indicate that the use of the motorcycle parking place is suspended and that waiting by vehicles is prohibited by erecting notices or a traffic sign indicating that the use of the motorcycle parking place is suspended and that waiting by vehicles is prohibited.

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No person shall cause or permit a vehicle to be left in a motorcycle parking place suspended in accordance with paragraph (ii) of this Article provided that nothing in this Article shall render it unlawful to cause or permit any vehicle being used for emergency services purposes to be left in the motorcycle parking place, or if that vehicle is left with the permission of the person suspending the use of the motorcycle parking place or the part thereof in pursuance of paragraph (i) of this Article or a police constable in uniform.

Restriction of waiting of vehicles in motorcycle parking places

8. Any vehicle may wait anywhere in a motorcycle parking place if:-

- a) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond the driver's control or to such waiting being necessary in order to avoid an accident; or
- b) the vehicle is an emergency services vehicle being used for emergency services purposes; or
- c) the vehicle is waiting only for as long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic; or
- d) the vehicle is waiting only for so long as may be reasonably necessary to enable it to be used for any purpose specified in Article 7 (i) (b) hereof; or

Provided that a person causing or permitting a vehicle to wait in a motorcycle parking place by virtue of Article 8 (d) hereof shall take all such steps as are necessary to ensure that the distance between the edge of the carriageway and the nearest wheel is not more than 300mm.

Nothing in the foregoing provisions of this Article 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.

Penalty Charge

- 9.(i) A penalty charge, as permitted by the Road Traffic Act 1991, as amended, shall be payable, with respect to a vehicle, if that vehicle is left in a motorcycle parking place designated in Schedule 4 otherwise than in accordance with the provisions of Articles 3, 4, 7 and 8 inclusive hereof;
 - (ii) The amount of the penalty charge shall be £60, discounted to £30 if paid within 14 days and £90 if unpaid after 56 days, as amended from time to time
 - (iii) A penalty charge notice shall be attached to the vehicle, or handed to the owner or person who appears to be in charge of the vehicle, incurring the penalty charge.
10. Where a penalty charge notice has been attached to a vehicle in accordance with Article 9 (iii) hereof no person, other than the owner or person who appears to be in charge of the vehicle or a person duly authorised by the Council, shall remove the penalty charge notice from the vehicle unless authorised to do so by the owner or person who appears to be in charge of the vehicle. Any person who removes a penalty charge notice without the proper authority shall be guilty of an offence in terms of Section 66(6) of the Road Traffic Act 1991 as amended.
11. If a penalty charge notice has been issued in accordance with Article 9 hereof a parking attendant may remove the vehicle or cause the vehicle to be removed. If it is removed, the Council shall provide for the safe custody of the vehicle. If a penalty charge notice has been

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issued in accordance with Article 9 hereof a period of 15 minutes shall elapse before the vehicle is removed.

Power to dispose of abandoned vehicles

12. Subject to the Road Traffic Regulation Act 1984, as amended, the Council may as respects a vehicle which has been removed from a motorcycle parking place in pursuance with Article 11 hereof, 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 and to inform the owner of their intention.

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**Schedule 5
Prohibition of being in bus-only route**

Gorbals Street

1. On the east side from the extended south kerblines of Clyde Street southwards to the extended north kerblines of Cleland Street

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**Articles pertaining to Schedule 5
Prohibition of being in bus-only route**

Prohibition of being in bus-only route

1. No person shall, except upon the direction or with the permission of a police constable in uniform, cause a vehicle to be in a bus-only route listed in Schedule 5.

Exemptions from Prohibition being in a bus-only route

2. Nothing in Article 1 hereof shall apply in respect of the lengths of roads listed in Schedule 5 if the vehicle is:-
 - (i) a bus.
 - (ii) a taxi.
 - (iii) an authorised vehicle.
 - (iv) an emergency services vehicle being used for emergency services purposes.
 - (v) a pedal cycle.
 - (vi) a utilities vehicle, a roads operations vehicle or a building operations vehicle provided prior permission has been granted by the Council, including works being done by the Council or on the Council's behalf.
 - (vii) a local authorities vehicle
 - (viii) in being used in connection with the removal of any obstruction to traffic and cannot be used for such purpose in any other length of road.
3. The Council is satisfied that for facilitating the passage of vehicular traffic on the road, to which Schedule 5 relates, it is requisite that Section 3(1) of the Road Traffic Regulation Act 1984 does not apply.

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**Schedule 6
Prohibition of being in a bus-only route
7.00am to 7.00pm**

Gorbals Street

1. On the west side from the extended north kerbline of Cumberland to the extended south kerbline of Cleland Street

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(South City Way) (Gorbals Street) Order 2019**

**Articles pertaining to Schedule 6
Prohibition of being in a bus-only route
7.00am to 7.00pm**

Prohibition of being in bus-only route

1. No person shall, except upon the direction or with the permission of a police constable in uniform, cause a vehicle to be in a bus-only route listed in Schedule 6.

Exemptions from Prohibition being in a bus-only route

2. Nothing in Article 1 hereof shall apply in respect of the lengths of roads listed in Schedule 6 if the vehicle is:-
 - (i) a bus.
 - (ii) a taxi.
 - (iii) an authorised vehicle.
 - (iv) an emergency services vehicle being used for emergency services purposes.
 - (v) a pedal cycle.
 - (vi) a utilities vehicle, a roads operations vehicle or a building operations vehicle provided prior permission has been granted by the Council, including works being done by the Council or on the Council's behalf.
 - (vii) a local authorities vehicle
 - (viii) being used in connection with the removal of any obstruction to traffic and cannot be used for such purpose in any other length of road.
3. The Council is satisfied that for facilitating the passage of vehicular traffic on the road, to which Schedule 6 relates, it is requisite that Section 3(1) of the Road Traffic Regulation Act 1984 does not apply.

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**Schedule 7
Prohibition of being in a Two Way Cycle Track**

Gorbals Street

1. On the west side from the extended north kerbline of Cumberland Street northwards to the extended south kerbline of Clyde Street

Pollokshaws Road

2. On the west side from a point 17 meters south of the extended south kerbline of Cumberland Street, northwards to the extended north kerbline of Gorbals Street

Victoria Bridge

3. On the west side from the intersection with Gorbals Street to the extended south kerbline of Clyde Street.

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**Articles pertaining to Schedule 7
Prohibition of being in a Two Way Cycle Track**

Prohibition of being in bus-only route

1. No person shall, except upon the direction or with the permission of a police constable in uniform, cause a vehicle to be within a two way cycle track on any of the lengths of roads listed in Schedule 7

Exemptions from being in a Two Way Cycle Track

2. Nothing in this article shall apply to a pedal cycle.
3. Nothing in Article 1 hereof shall apply in respect of the lengths of roads listed in Schedule 7 if the vehicle is:-
 - (i) an emergency services vehicle being used for emergency services purposes.
 - (ii) a utilities vehicle, a roads operations vehicle or a building operations vehicle provided prior permission has been granted by the Council, including works being done by the Council or on the Council's behalf.
 - (iii) a local authorities vehicle
 - (iv) being used in connection with the removal of any obstruction to traffic and cannot be used for such purpose in any other length of road.
 - (v) used for the collection or delivery of goods provided that at least 48 (forty eight) hours notice is given to the Council, its consent is obtained and any such conditions as it may impose are complied with
 - (vi) crossing a cycle lane in order to gain access to or egress from a vehicular access point or loading area or parking area adjacent to or accessible only by crossing the cycle lane subject to such crossing only taking place at times permitted for the said loading or parking
4. The Council is satisfied that for facilitating the passage of vehicular traffic on the road, to which Schedule 7 relates, it is requisite that Section 3(1) of the Road Traffic Regulation Act 1984 does not apply.

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Schedule 8
Prohibition of Right turn except cyclists

Gorbals Street

Column 1

Gorbals Street

Column 2

Cleland Street

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Articles pertaining to Schedule 8
Prohibition of Right Turn except cyclists

Prohibition of right turn

1. No person shall drive or cause or permit any vehicle to be driven, other than a pedal cycle, on any of the lengths of roads listed in column 1 of Schedule 8 so as to make a right hand turn into the road listed opposite in column 2 of Schedule 8.

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**Schedule 9
Prohibition of left turn except cyclists**

Gorbals Street

Column 1

Gorbals Street

Column 2

Cleland Street

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(South City Way) (Gorbals Street) Order 2019**

Articles pertaining to Schedule 9
Prohibition of Right Turn except cyclists

Prohibition of right turn

1. No person shall drive or cause or permit any vehicle to be driven, other than a pedal cycle, on any of the lengths of roads listed in column 1 of Schedule 9 so as to make a left hand turn into the road listed opposite in column 2 of Schedule 9.

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**Schedule 10
Amendments to made orders**

<u>Name Of Order</u>	<u>Extent of Amendment</u>
The Glasgow City Council (South City Way) (Victoria Road / Pollokshaws Road) Order 2018	<p>In Schedule 1 (No waiting at any time, No loading or unloading at any time)</p> <p>In the entry for <u>Gorbals Street</u></p> <p>Delete all entries and replace with</p> <ol style="list-style-type: none">1. On the west side from the extended north kerbline of Cumberland Street northwards for a distance of 80 meters2. On the west side from a point 110 meters north of the extended north kerbline of Cumberland Street northwards for a distance of 40 meters3. On the west side from a point 200 meters north of the extended north kerbline of Cumberland Street northwards to the extended south kerbline of Clyde Street.
	<p>In Schedule 6 (Prohibition of being in a contra-flow bus lane)</p> <p>In the entry for <u>Gorbals Street</u></p> <p>Delete all entries</p>

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**Articles pertaining to Schedule 10
Amendments to made orders**

Amendments to made orders

The Orders specified in Schedule 10 are amended as detailed in Schedule 10.

