

THE INVERCLYDE COUNCIL
(OFF-STREET PARKING PLACES)
(VARIATION NO. 4) ORDER 2015
TRAFFIC REGULATION ORDER

**THE INVERCLYDE COUNCIL
(OFF-STREET PARKING PLACES) (VARIATION NO. 4) ORDER 2015**

We, The Inverclyde Council in exercise of the powers conferred on us by Sections 1(1), 2(1) to (3), 32(1), 35(1), 35(3), 35(3A), 35(3B), 46, 49, 101 and 102 of the Road Traffic Regulation Act 1984 (as amended) ("the Act") and of Part IV of Schedule 9 to the Act and of all other enabling powers and after consulting the Chief Constable of the Police Service of Scotland (Seirbheis Phoilis na h-Alba) in accordance with Part III of Schedule 9 to the Act hereby make the following Order:

1.0 Commencement and citation

1.1 This Order shall come into operation on the Twenty Fifth day of April, Two Thousand and Sixteen and may be cited as "The Inverclyde Council (Off-Street Parking Places) (Variation No. 4) Order 2015".

2.0 Interpretation

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

"Hand-held Device" means apparatus used by a Parking Attendant, an Authorised Person or a police constable in uniform which is programmed to interface with the Telephone Parking System;

"Identification Code" means a combination of letters and numerals by which the Council identifies a Parking Place;

"Permit" means a Printed Permit or a Virtual Permit issued by the Council;

"Printed Permit" means a document issued by the Council which shall be displayed and used in accordance with the particulars stipulated thereon;

"Residents' Parking Permit" means a Printed Permit or a Virtual Permit issued by the Council, at such a charge and on such terms and conditions as the Council may determine;

"Telephone Parking System" means a system to facilitate and monitor any Permits, whether Virtual Permits or Printed Permits, using any telephone or internet enabled device via communication with the Service Provider; and

"Virtual Permit" means a Permit which is not a Printed Permit issued by the Council.

2.2 Except where otherwise stated, any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order.

2.3 Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended, modified, re-enacted, replaced or supplemented by any subsequent enactment.

2.4 The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any regulation made or having effect as if made under the Act or by or under any other enactment provided that where a prohibition or restriction which is imposed, varied or revoked by this Order is in conflict

with a prohibition or restriction imposed by a previous Order, then the provision of this Order shall prevail.

- 2.5 The Off-Street Plans means the plans titled "The Inverclyde Council (Off-Street Parking Places) (Variation No. 4) Order 2015 Off-Street Plans" forming Schedule 1 to this Order which are hereby incorporated into "The Inverclyde Council (Off-Street Parking Places) Order 2013" and which are recorded as current for the purposes of interpretation of this Order in the Plan Index.
- 2.6 The Plan Index forms Schedule 2 to this Order.
- 2.7 The Schedule titled "Parking Places, Number and Name, Charging Hours, Days and Hours of Parking Place Operation, Maximum period for which vehicles may wait, Tariff and Disabled Persons' Parking Places" forming Schedule 3 to this Order is hereby incorporated into "The Inverclyde Council (Off-Street Parking Places) Order 2013."
- 2.8 The Schedule titled "Scale of Parking Charges applicable during the hours of operation for Parking Places specified in Schedule 3" forming Schedule 4 to this Order is hereby incorporated into "The Inverclyde Council (Off-Street Parking Places) Order 2013".
- 2.9 The Interpretation Act 1978 (as amended) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

3.0 Use of Permits in Parking Places

- 3.1 A Permit shall be used only in accordance with this Article.
- 3.2 Subject to Article 3.1, a Permit issued with an Identification Code shown in Schedule 3, Column 8, may be used:-
- (a) in a Parking Place bearing that Identification Code, shown in Schedule 3, Column 8;
 - (b) in the case of a Virtual Permit, where the Motor Vehicle, Motor Cycle or Invalid Carriage has been recorded on the Telephone Parking System for that Virtual Permit; and
 - (c) in the case of a Printed Permit, where details of the Motor Vehicle, Motor Cycle or Invalid Carriage are the same as those recorded on the Printed Permit and the Printed Permit is displayed on the Motor Vehicle, Motor Cycle or Invalid Carriage in accordance with Article 4.1 hereof.
- 3.3 If at any time a Motor Vehicle, Motor Cycle or Invalid Carriage is left in a Parking Place and an inspection is carried out by a Parking Attendant, an Authorised Person or a police constable in uniform, and no indication that a Permit has been granted in respect of that Motor Vehicle, Motor Cycle or Invalid Carriage bearing the Identification Code for that Parking Place appears on the Hand-held Device of a Parking Attendant, an Authorised Person or a police constable in uniform, it shall be presumed, unless the contrary is proved, that a Permit has not been granted for that Motor Vehicle, Motor Cycle or Invalid Carriage at the time of inspection.
- 3.4 A Permit shall not be valid in a Parking Place other than a Parking Place which bears the same Identification Code, as shown in Schedule 3, Column 8.
- 3.5 When a Motor Vehicle is left in a Parking Place in contravention of any of the provisions of this Order, the Registered Keeper will become liable for a penalty charge and a police constable in uniform, a Parking Attendant or an Authorised Person may affix a Penalty

Charge Notice to the Motor Vehicle and, subsequently, may remove or arrange for the removal of the Motor Vehicle from that Parking Place.

4.0 Display of Printed Permits

4.1 Where a Printed Permit issued by the Council is used:-

- (a) in the case of a Motor Vehicle, the driver of any Motor Vehicle parked in any Parking Place who wishes to make use of a Printed Permit shall attach or display the Printed Permit on the Motor Vehicle on the nearside thereof, behind the glass of the windscreen, in such position as to ensure that the front side of the Printed Permit is clearly visible to any person standing at the front nearside of the Motor Vehicle; and
- (b) in the case of a Motor Cycle or Invalid Carriage, the driver of any Motor Cycle or Invalid Carriage parked in any Parking Place who wishes to make use of a Printed Permit shall attach or display the Printed Permit on the Motor Cycle or Invalid Carriage in a conspicuous position in front of the driver's seat.

4.2 Where an inspection is carried out by a Parking Attendant, an Authorised Person or a police constable in uniform, and a Printed Permit issued in respect of that Motor Vehicle, Motor Cycle or Invalid Carriage is not displayed in accordance with Article 4.1 or the particulars shown on the Printed Permit indicate it has not yet commenced, it shall be deemed that a Printed Permit has not been issued in respect of that vehicle at the time of inspection.

5.0 Exemptions to Restrictions

5.1 The maximum duration of stay for the parking of Motor Vehicles in any Parking Place shall be as set out in Column 3 of Schedule 4 to this Order.

5.2 The charges for the parking of Motor Vehicles during the Charging Hours in any Parking Place specified in Schedule 3 shall be as set out in Column 2 of Schedule 4 to this Order provided that where in the Parking Place it is indicated for the time being that a charge lower than the scale of charges in Column 2 of Schedule 4 shall be payable, or that no charge shall be payable, then that lower charge shall be payable, or no charge shall be payable as the case may be.

5.3 Notwithstanding Article 5.1 of this Order, a Motor Vehicle, Motor Cycle or Invalid Carriage in respect of which there is a valid Residents' Parking Permit, and in the case of a Printed Permit, displayed in accordance with Article 4.1, waiting in a Parking Place and bearing the same Identification Code shown in Schedule 3, Column 8 shall be exempt from:-

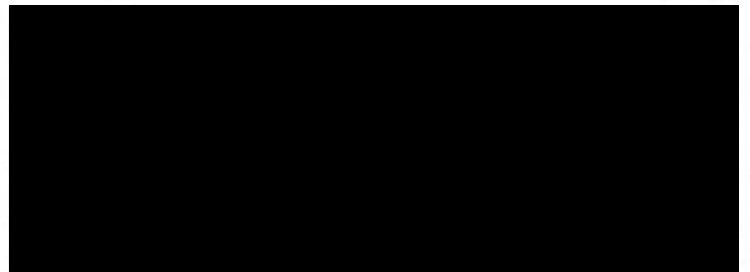
- (a) the maximum duration of stay specified in Column 3 of Schedule 4; and
- (b) the charges specified in Column 2 of Schedule 4.

This Order and the four Schedules annexed hereto are sealed with the Common Seal of The Inverclyde Council and subscribed for them and on their behalf by Gerard Joseph Malone, Proper Officer and an authorised signatory at Greenock on the Tenth day of March Two Thousand and Sixteen.



SCHEDULE 1

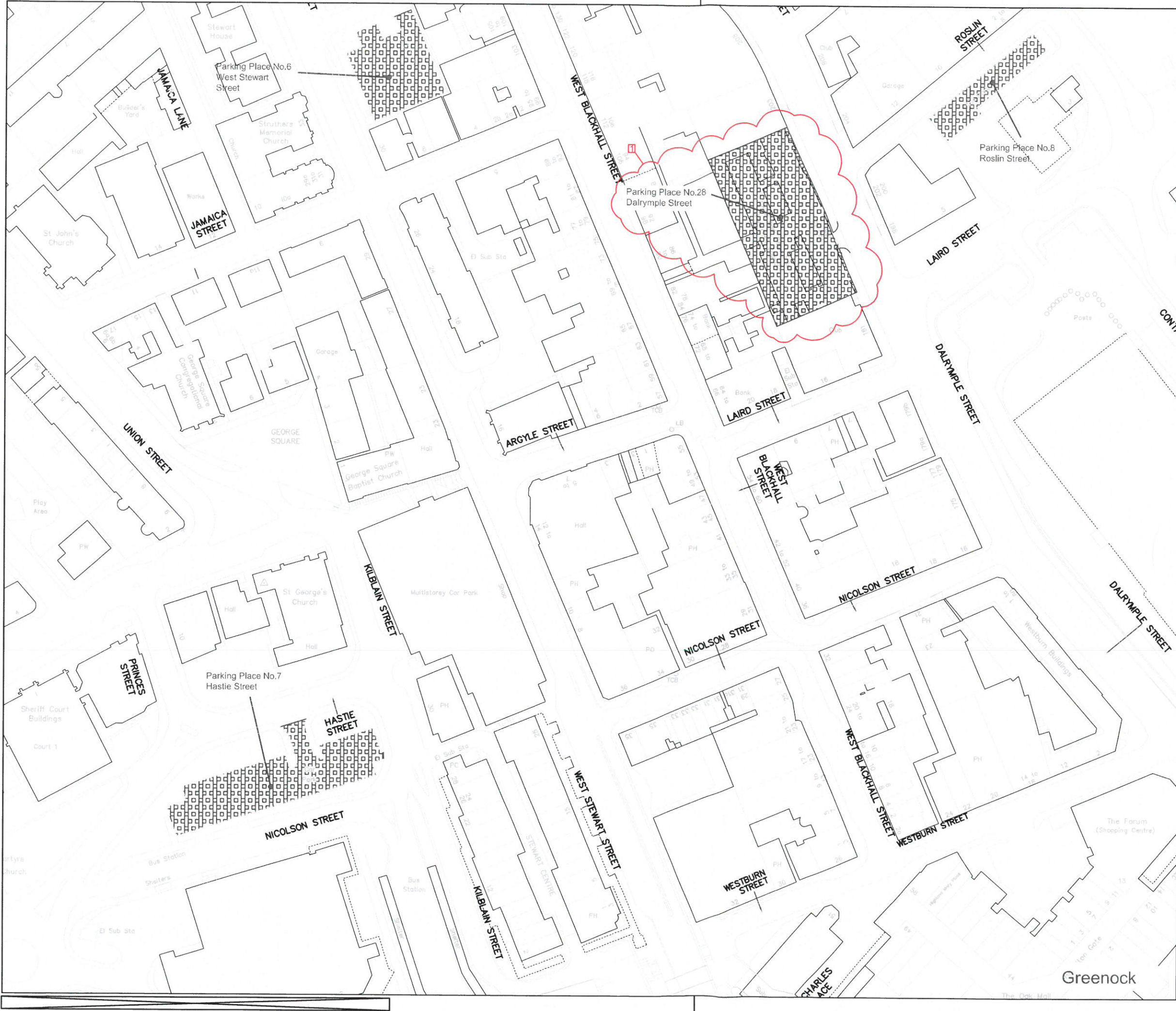
The Inverclyde Council (Off-Street Parking Places) (Variation No. 4) Order 2015 Off-Street Plans



Rev 1
 Drawing Number TR/TRO/C134-002
 Status P

DO NOT SCALE

A3
 0 10 50



Key
 Extent of off-street parking place

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Rev	Description	Date	Auth
1	PARKING PLACE No. 28 ADDED	EP JUN '15	EP MH

Rev	Description	Date	Auth
1	PARKING PLACE No. 28 ADDED	EP JUN '15	EP MH

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THE INVERCLYDE COUNCIL
 (OFF-STREET PARKING PLACES)
 (VARIATION No. 4) ORDER 2015

EFFECTIVE DATE:

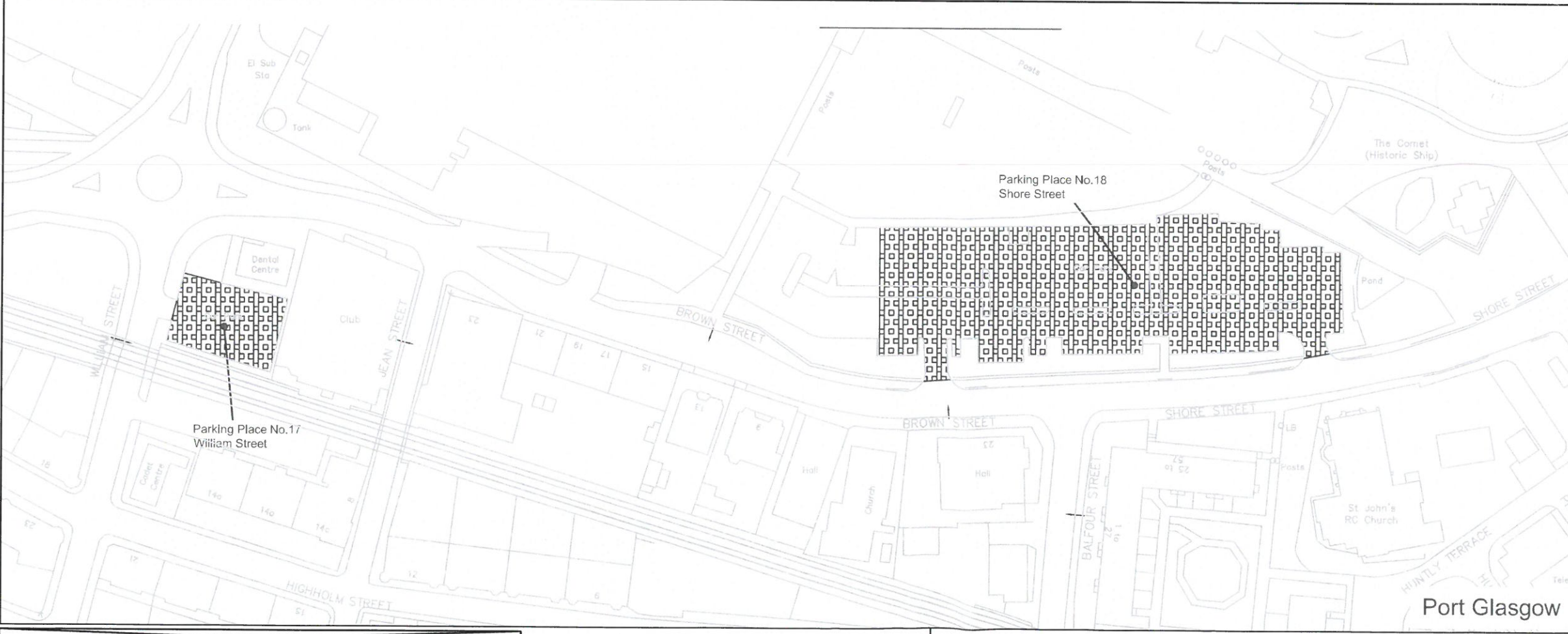
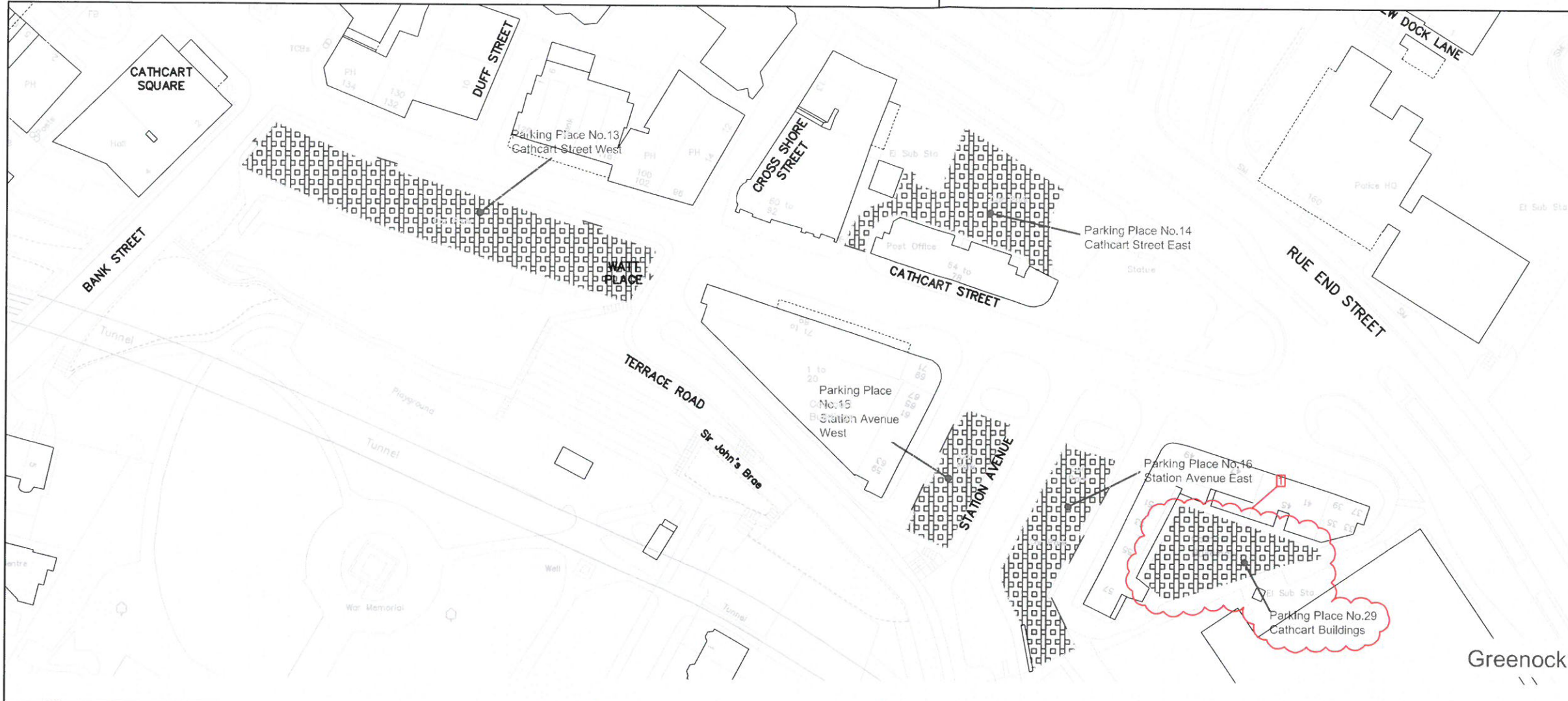
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A3	1:1250	MJH	MJH	MR
Status	Drawing Number	Date	Date	Date
P	TR/TRO/C134-002	FEB '13	FEB '13	FEB '13

Greenock

Rev 1
 Drawing Number TR/TRO/C134-004
 Status P

DO NOT SCALE

A3
 0 10 50



Key
 Extent of off-street parking place

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Rev	Purpose of Issue	Date	Auth
1	PARKING PLACE No. 29 ADDED	EP JUN '15	EP MJH
A	CAR PARKS SHOWN ON PLAN UPDATED	MJH JUNE '13	MJH MR

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Inverclyde council

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 (OFF-STREET PARKING PLACES)
 (VARIATION No. 4) ORDER 2015

EFFECTIVE DATE:

Sheet Size	Original Scale	Designed/Drawn	Checked	Authorised
A3	1:1250	MJH	MJH	MR
Status	Drawing Number	Date	Date	Date
P	TR/TRO/C134-004	FEB '13	FEB '13	FEB '13

SCHEDULE 2

SCHEDULE 5

THE INVERCLYDE COUNCIL (OFF-STREET PARKING PLACES) ORDER 2013 PLAN INDEX

Plan Ref.	Effective date of original plan	Effective date of Plan Revision							
		1	2	3	4	5	6	7	8
TR/TRO/C134/001	06/10/2014	18/01/2016							
TR/TRO/C134/002	06/10/2014	25/04/2016							
TR/TRO/C134/003	06/10/2014								
TR/TRO/C134/004	06/10/2014	25/04/2016							
TR/TRO/C134/005	06/10/2014								
TR/TRO/C134/006	06/10/2014								
TR/TRO/C134/007	21/11/2014								
TR/TRO/C134/008	25/01/2016								



SCHEDULE 3

SCHEDULE 3

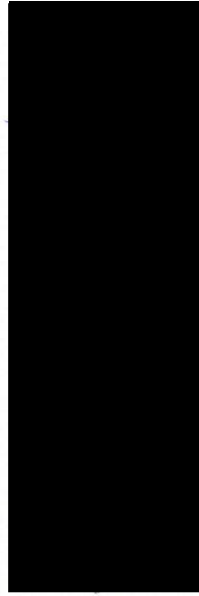
PARKING PLACES, NUMBER AND NAME, CHARGING HOURS, DAYS AND HOURS OF PARKING PLACE OPERATION, MAXIMUM PERIOD FOR WHICH VEHICLES MAY WAIT, TARIFF AND DISABLED PERSONS' PARKING PLACES

Parking Places Operational at all times

PARKING PLACE REFERENCE NUMBER Column 1	NAME OF PARKING PLACE Column 2	CHARGING HOURS OF PARKING PLACE Column 3	OPENING HOURS OF PARKING PLACE Column 4	TARIFF Column 5	DISABLED PERSONS' PARKING PLACES (No.) Column 6	ELECTRIC VEHICLE PARKING SPACES (No.) Column 7	PARKING PLACE IDENTIFICATION CODE Column 8
25	Barr's Brae	08:00-18:00 Mon-Sat	24 hours	A	1		Column 8
9	Bruce Street	08:00-18:00 Mon-Sat	24 hours	A	3		
12	Buccleugh Street	08:00-18:00 Mon-Sat	24 hours	H	1		GR2
11	Bullring	08:00-18:00 Mon-Fri	24 hours	E	4		GR1
13	Cathcart Street West	08:00-18:00 Mon- Fri	24 hours	F	4	2	GR1
14	Cathcart Street East	08:00-18:00 Mon- Fri	24 hours	E	1		GR1
2	Cloch Road	08:00-18:00 Mon-Sat	24 hours	A	0		
4	Cove Road	08:00-18:00 Mon-Sat	24 hours	A	0		
22	East Road	08:00-18:00 Mon-Sat	24 hours	A	0		

PARKING PLACE REFERENCE NUMBER Column 1	NAME OF PARKING PLACE Column 2	CHARGING HOURS OF PARKING PLACE Column 3	OPENING HOURS OF PARKING PLACE Column 4	TARIFF Column 5	DISABLED PERSONS' PARKING PLACES (No.) Column 6	ELECTRIC VEHICLE PARKING SPACES (No.) Column 7	PARKING PLACE IDENTIFICATION CODE Column 8
19	Fore Street	08:00-18:00 Mon-Sat	24 hours	A	8	2	
1	Fran Terrace	08:00-18:00 Mon-Sat	24 hours	A	0		
7	Hastie Street	08:00-18:00 Mon- Fri	24 hours	E	2		GR1
21	Highholm Avenue	08:00-18:00 Mon-Sat	24 hours	A	8		
3	Kempock Street	08:00-18:00 Mon-Sat	24 hours	A	2		
24	Lochwinnoch Road	08:00-18:00 Mon-Sat	24 hours	A	6	2	
5	Manor Crescent	08:00-18:00 Mon-Sat	24 hours	A	0		
20	Princes Street	08:00-18:00 Mon-Sat	24 hours	B	6		
8	Roslin Street	08:00-18:00 Mon- Fri	24 hours	E	0		GR1
10	Roxburgh Street	08:00-18:00 Mon-Sat	24 hours	A	2		
18	Shore Street	08:00-18:00 Mon-Sat	24 hours	A	11		
16	Station Avenue East	08:00-18:00 Mon- Fri	24 hours	E	2		GR1
15	Station Avenue West	08:00-18:00 Mon- Fri	24 hours	E	2		GR1

PARKING PLACE REFERENCE NUMBER Column 1	NAME OF PARKING PLACE Column 2	CHARGING HOURS OF PARKING PLACE Column 3	OPENING HOURS OF PARKING PLACE Column 4	TARIFF Column 5	DISABLED PERSONS' PARKING PLACES (No.) Column 6	ELECTRIC VEHICLE PARKING SPACES (No.) Column 7	PARKING PLACE IDENTIFICATION CODE Column 8
23	Station Road	08:00-18:00 Mon-Sat	24 hours	A	1		
6	West Stewart Street	08:00-18:00 Mon- Fri	24 hours	E	2		GR1
17	William Street	08:00-18:00 Mon-Sat	24 hours	A	1		
26	Waterfront	08:00-18:00 Mon- Fri	24 hours	A	2		
27	Cinema	08:00-18:00 Mon- Fri	24 hours	C	2		
28	Dalrymple Street	08:00-18:00 Mon- Fri	24 hours	E	4		GR1
29	Cathcart Buildings	08:00-18:00 Mon- Fri	24 hours	G	0		GR1



SCHEDULE 4

SCHEDULE 4

SCALE OF PARKING CHARGES APPLICABLE DURING THE HOURS OF OPERATION FOR PARKING PLACES SPECIFIED IN SCHEDULE 3

TARIFF	CHARGES	MAXIMUM DURATION OF STAY	NO RETURN WITHIN	DISPLAY TICKET/PARKING DISC/NONE	COMMENTS
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
A	Free	24 hours	n/a	None	n/a
B	Free	2 hours (3 hours for Disabled Person's Badge holders)	1 hour	None or Disabled Person's Badge	n/a
C	Free	3 hours (3 hours for Disabled Person's Badge holders)	1 hour	Parking Disc or Disabled Person's Badge	n/a
D	£1.00 per calendar day (Free for Disabled Person's Badge holders)	One calendar day	n/a	Ticket or Disabled Person's Badge	Multiple stays in one calendar day are permitted if space is available on return
E	£1.00 per calendar day (Free for Disabled Person's Badge holders)	One calendar day	n/a	Ticket or Residents' Parking Permit or Disabled Person's Badge	Multiple stays in one calendar day are permitted if space is available on return
F	Free	3 hours (3 hours for Disabled Person's Badge holders)	1 hour	Parking Disc or Residents' Parking Permit or Disabled Person's Badge	n/a
G	Free	Unlimited	n/a	Residents' Parking Permit or Disabled Person's Badge	n/a
H	Free	Unlimited	n/a	Residents' Parking Permit	n/a

