

THE INVERCLYDE COUNCIL
**(VARIOUS ROADS) (GOUROCK, INVERKIP &
WEMYSS BAY) (WAITING RESTRICTIONS)**
(VARIATION NO. 9) ORDER 2025

TRAFFIC REGULATION ORDER

**THE INVERCLYDE COUNCIL
(VARIOUS ROADS) (GOUROCK, INVERKIP & WEMYSS BAY)
(WAITING RESTRICTIONS) (VARIATION NO. 9) ORDER 2025**

We, The Inverclyde Council in exercise of the powers conferred on us by Sections 1(1), 2(1) to (3), 4(2), 32(1), 35(1), 45, 46, 49, 53, 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 Second day of February, Two Thousand and Twenty Six and may be cited as “The Inverclyde Council (Various Roads) (Gourock, Inverkip & Wemyss Bay) (Waiting Restrictions) (Variation No. 9) Order 2025”.
- 1.2 The On-Street Plans forming Schedule 1 to this Order and titled “The Inverclyde Council (Various Roads) (Gourock, Inverkip & Wemyss Bay) (Waiting Restrictions) (Variation No. 9) Order 2025 On-Street Plans” are hereby incorporated into “The Inverclyde Council (Various Roads) (Gourock, Inverkip & Wemyss Bay) (Waiting Restrictions) Order 2013” and recorded in “The Inverclyde Council (Various Roads) (Gourock, Inverkip & Wemyss Bay) (Waiting Restrictions) Order 2013 Plan Index.
- 1.3 The Plan Index forming Schedule 2 to this Order is hereby incorporated into and recorded in “The Inverclyde Council (Various Roads) (Gourock, Inverkip & Wemyss Bay) (Waiting Restrictions) Order 2013” Plan Index.

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:-

“Charging Post” means an installation adjacent to a parking space for the purposes of recharging the battery of an Electric Vehicle by way of a connecting lead;

“Driver” means the person driving or having control or charge of a Motor Vehicle at any given time and, in particular, in relation to a Motor Vehicle waiting in a Parking Place or an Electric Vehicle Parking Space, the person driving when it was left in the Parking Place or Electric Vehicle Parking Space;

“Electric Vehicle” means a vehicle, including a motorcycle, which uses electricity as a source of power for propulsion and includes a vehicle which in addition uses, or is capable of using, other sources of power for this purpose;

“Electric Vehicle Parking Space” means an area of road defined as such by means of a sign and surface marking, as specified in the On-Street Plans

forming Schedule 1, which is provided solely for the recharging of Electric Vehicles' batteries by means of a Charging Post; and

“On-Street Plans” means the plans forming Schedule 1 and titled “The Inverclyde Council (Various Roads) (Gourock, Inverkip & Wemyss Bay) (Waiting Restrictions) (Variation No. 9) Order 2025 On-Street Plans”;

- 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 On-Street Plans form Schedule 1 to this Order.
- 2.6 The Plan Index forms Schedule 2 to this Order.
- 2.7 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 Electric Vehicle Parking Spaces

- 3.1 Each Electric Vehicle Parking Space may be used, subject to the following provisions of this Order, as a parking space solely for the recharging of Electric Vehicles' batteries by means of a Charging Post.
- 3.2 At all times whilst an Electric Vehicle is waiting in an Electric Vehicle Parking Space, the Driver shall cause that vehicle to be connected via a recharging lead to the Charging Post installed in respect of the Electric Vehicle Parking Space.
- 3.3 Every Electric Vehicle waiting in an Electric Vehicle Parking Space shall be caused to stand so that every part of the Electric Vehicle is within the marked limits of the Electric Vehicle Parking Space;
- 3.4 Where, within an Electric Vehicle Parking Space, there is a sign or surface marking which indicates that the Electric Vehicle Parking Space is available only for use by Electric Vehicles, for the purpose of recharging of Electric Vehicles' batteries, the Driver of a Motor Vehicle shall not permit the Motor Vehicle to wait in that Electric Vehicle Parking Space.

3.5 When a Motor Vehicle or Electric Vehicle is left in an Electric Vehicle Parking Space in contravention of any of the provisions of this Order, the owner 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 such Motor Vehicle or Electric Vehicle and, subsequently, may remove or arrange for the removal of such Motor Vehicle or Electric Vehicle from that Electric Vehicle Parking Space.

4.0 Other Provisions applicable to the Use of Electric Vehicle Parking Spaces

4.1 The Driver of an Electric Vehicle using an Electric Vehicle Parking Space shall stop the engine as soon as the Electric Vehicle is in an Electric Vehicle Parking Space and shall not start the engine except when about to change the position of the Electric Vehicle in the Electric Vehicle Parking Space or depart from the Electric Vehicle Parking Space.

4.2 Unless authorised in writing by the Council no person shall use an Electric Vehicle or anything towed by an Electric Vehicle when it is within an Electric Vehicle Parking Space to offer for sale any Goods or other article including an Electric Vehicle to persons in or near the Electric Vehicle Parking Space or offer for sale or hire his skill or services or for the purpose of any exhibition, or for plying for hire. No notices or advertising material of any description shall be placed by any person on Electric Vehicles parked within the Electric Vehicle Parking Space except as authorised by the Council.

4.3 The Driver of an Electric Vehicle using an Electric Vehicle Parking Space shall not sound any horn or other similar instrument except when about to change the position of the Electric Vehicle in the Electric Vehicle Parking Space or depart from the Electric Vehicle Parking Space.

4.4 When an Electric Vehicle is left in an Electric Vehicle Parking Space in contravention of any of the provisions contained in this Order, an Authorised Person or Parking Attendant or any person acting on the instructions of such an Authorised Person or Parking Attendant, may remove the Electric Vehicle or arrange for it to be removed from that Electric Vehicle Parking Space.

4.5 In an emergency, an Authorised Person or Parking Attendant or a police constable in uniform may alter or cause to be altered the position of an Electric Vehicle in an Electric Vehicle Parking Space or remove or arrange for the removal of an Electric Vehicle from an Electric Vehicle Parking Space.

4.6 Any person removing or arranging the removal of an Electric Vehicle by virtue of Article 4.4 or altering or causing the alteration of the position or removing or arranging for the removal of an Electric Vehicle by virtue of Article 4.5 may do so by towing or driving the Electric Vehicle or in such other manner as he may think reasonably necessary to enable the position of the Electric Vehicle to be altered or the Electric Vehicle to be removed.

4.7 Any person removing or arranging for the removal of an Electric Vehicle by virtue of Articles 4.4 or 4.5 shall make such arrangements as he considers to be reasonably necessary for the safety of the Electric Vehicle in the place to which it is removed.

4.8 The Council may, as respects an Electric Vehicle which has been removed from an Electric Vehicle Parking Space in pursuance of Article 4.4, if it appears to have been abandoned, sell or otherwise dispose of the Electric Vehicle after having made reasonable enquiry to ascertain the name and address of the Registered Keeper of the Electric Vehicle in accordance with the procedure set out in the Refuse Disposal (Amenity) Act 1978 (as amended).

5.0 ADDITIONAL PROVISIONS

5.1 A person holding a Disabled Person's Badge shall not be permitted to wait in any Electric Vehicle Parking Space without limit of time and shall require to comply with the provisions of this Order.

This Order and the two Schedules and maps annexed hereto are sealed with the Common Seal of The Inverclyde Council and subscribed for them and on their behalf by Anne Margaret Sinclair, Proper Officer, at Greenock on the Fourth day of December Two Thousand and Twenty Five.

SCHEDULE 1

**The Inverclyde Council (Various Roads) (Gourock, Inverkip & Wemyss Bay) (Waiting Restrictions)
(Variation No. 9) Order 2025 On-Street Plans**

