

20/13

**South Lanarkshire Council
(Use of Off Street Parking Places)
Consolidation Order 2011, Amendment No. 2
Order 2020**

South Lanarkshire Council in exercise of the powers conferred on them by Sections 35(1) and (3), 3(A), 35A and 35B and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("the Act") and of all other enabling powers and after consultation with the Chief Constable of Police Scotland in accordance with Part III of Schedule 9 to the Act hereby make the following order.

1. This order may be cited as "South Lanarkshire Council (Use of Off-street Parking Places) Consolidation Order 2011, Amendment No. 2 Order 2020" and shall come into operation on the 21st day of September 2020.
2. The order specified in the schedule to this order shall have the effect subject to the amendments specified in that schedule.
3. Signed for and on behalf of South Lanarkshire Council by Michael McGlynn, Executive Director, Community and Enterprise Resources, on the Third day of August, Two Thousand and Twenty.



Schedule

In the South Lanarkshire Council (Use of Off-street Parking Places) Consolidation Order 2011, **remove:-**

"Article 8"

and **replace** with

"Method of payment of initial charge and requirements as to display of a ticket

8. (i) **Methods of Payment**

Any of the following methods of payment may be used in the parking places specified in Schedules 1 to 7 to this Order:-

- (a) Payment on arrival by insertion in a ticket parking meter at the parking place of coins of a denomination detailed on the ticket parking meter, the charge payable being in accordance with the rates specified
- (b) Payment on arrival by the use of a credit or debit card at a parking meter at the parking place, the charge payable being in accordance with the rates specified.
- (c) Payment prior to or on arrival at the parking place by the use of a Council approved cashless payment system, the charge payable being in accordance with the rates specified.

If, at the time when a vehicle is left in a parking place, operated by any of the methods detailed in (a) and (b) of this Article, there are on the ticket parking meter or other apparatus relating to that parking place, notices placed by any person duly authorised by the Council, indicating the meters or apparatus are out of order, then payment should be made at a neighbouring meter (if one is available).

(ii) **Method of Display**

Where method (a) and (b) is used, the ticket shall be displayed on the vehicle facing forwards on the nearside of the glass of the windscreen, behind the glass.

The parking ticket shall be so displayed on the vehicle that the time shown on the front is clearly visible to a person standing beside the vehicle.”

and

In the South Lanarkshire Council (Use of Off-street Parking Places) Consolidation Order 2011, **replace** :-

Amount of penalty charge at parking places

9. (i) If a vehicle is left in any of the parking places described in Schedules 1 to 7 to this Order for longer than the period authorised in terms of that Schedule, in respect of the value of the ticket purchased, if applicable, an additional amount of sixty pounds (hereinafter referred to as the “penalty charge”) shall be payable.
- (ii) (a) If a vehicle (not being a vehicle exempt from payment of the initial charge by virtue of Article 16 hereof) is left in a parking place without the initial charge having been paid, a penalty charge shall become payable.
- (b) If a vehicle is left in a parking place detailed in column 1 of Schedule 7 to this Order and does not comply with the restriction detailed in column 2, opposite the said column 1, relative to parking permits, season tickets, minimum or maximum length of stay, as appropriate, a penalty charge shall become payable.
- (iii) In the case of a vehicle, in respect of which a penalty charge has been incurred, it shall be the duty of the parking attendant to fix a penalty charge notice to the vehicle; or give such a notice to the person appearing to him to be in charge of the vehicle as specified in the Road Traffic Act 1991, Section 66.”

with

Amount of penalty charge at parking places

9. (i) If a vehicle is left in any of the parking places described in Schedules 1 to 7 to this Order for longer than the period authorised in terms of that Schedule, in respect of the value of the parking purchased, if applicable, a penalty charge shall be payable.
- (ii) (a) If a vehicle (not being a vehicle exempt from payment of the initial charge by virtue of Article 16 hereof) is left in a parking place without the initial charge having been paid, a penalty charge shall be payable.
- (b) If a vehicle is left in a parking place detailed in column 1 of Schedule 7 to this Order and does not comply with the restriction detailed in column 2, opposite the said column 1, relative to parking permits, season tickets, minimum or maximum length of stay, as appropriate, a penalty charge shall be payable.
- (iii) In the case of a vehicle, in respect of which a penalty charge has been incurred, it shall be the duty of the parking attendant to fix a penalty charge notice to the vehicle; or give such a notice to the person appearing to him to be in charge of the vehicle as specified in the Road Traffic Act 1991, Section 66."

and

In the South Lanarkshire Council (Use of Off-street Parking Places) Consolidation Order 2011, **remove:-**

"Article 10"

and replace with

"Prohibition of meter feeding and transfer of tickets.

10. (i) Where the method of payment detailed in Article 8(i)(a) and (b), of this Order, is used:-
- (a) A ticket shall be valid for a single stay only and no other ticket issued by a parking ticket meter shall be displayed on a vehicle thereafter i.e. meter feeding is prohibited.

- (b) A ticket can only be used on one vehicle and cannot be transferred to another, whether that vehicle remains in or leaves the parking place.

Any vehicle, displaying a ticket contrary to the conditions described in (a) or (b) above, shall be subject to the payment of a penalty charge.

- (ii) Where the method of payment detailed in Article 8(i) (c), of this Order, is used then that method may be used to extend a parking session up to the maximum permitted time for that location up to the maximum permitted time as shown in Schedules 1 to 7 of this Order.”