

THE ROAD TRAFFIC REGULATION ACT 1985
THE RAMSEY TOWN COMMISSIONERS
PARKING PLACES ORDER 2005

Coming into Operation: 1st July, 2005

In exercise of the powers conferred on the Ramsey Town Commissioners by Sections 11 and 13 of the Road Traffic Regulation Act 1985 and of all other enabling powers, and after complying with the requirements of Schedule 2 of the Act, the following Order is hereby made:-

Citation, commencement and interpretation

1. (1) This Order may be cited as the Ramsey Town Commissioners Parking Places Order 2005 and shall come into operation on the 1st day of July 2005.

(2) In this Order -

"the Act" means the Road Traffic Regulation Act 1985;

"the Commissioners" means the Ramsey Town Commissioners;

"disabled person's badge" means a badge in the form prescribed by Regulation 3 of the Disabled Persons (Badges for Motor Vehicles) Regulations 1992 (c).

"driver", in relation to a vehicle waiting in the parking place, means the person driving the vehicle at the time it was left in the parking place;

"owner", in relation to a vehicle waiting in the parking place means the person by whom the vehicle is kept and used;

"parking bay" means any area of the parking place which is clearly shown by a sign or surface marking as a place within which a single vehicle may wait;

"the parking place" means one of the areas provided by the Commissioners as a parking place and specified in column 1 of the Schedule;

"parking disc" means a disc issued by or with the authority of the Commissioners, and capable of showing the five minute period during which a period of waiting begins;

"permit" means an authorisation in writing issued by the Commissioners for the purposes of article 2 (2);

"private parking bay" means a parking bay shown by a sign or surface marking as a private parking bay or as reserved for a particular vehicle or a vehicle used by a particular person or a person of a particular description.

"camper van" means a vehicle whether mechanically propelled or not which is used as living accommodation by one or more persons, and which is also used for the carriage of goods or burden which are not needed by such one or more persons for the purpose of their residence in the vehicle.

(3) Any reference in this Order to a class or description of vehicles shall be construed in accordance with the Road Traffic Act 1985 (a).

(4) The Ramsey Town Commissioners Parking Places Order 2001 is hereby revoked.

USE OF PARKING SPACES

2. (1) The parking place (except any private or reserved parking bay) may, subject to the following provisions of this Order, be used by members of the public for parking vehicles of such classes, in such positions, on such days and during such hours as are specified in the Schedule.

(2) A private or reserved parking bay may, subject to the following provisions of this Order, be used by a person authorised in writing by the Commissioners for parking a vehicle used by him, on such days and during such hours as are so specified and at such charge or charges as may from time to time be imposed.

CONDITIONS OF USE OF PARKING PLACES

3. (1) Where in the Schedule the parking place is described as available for vehicles of a specified class or in a specified position, no person shall permit a vehicle to wait in the parking place unless it is of that class or in that position.

(2) No person shall bring or attempt to bring a vehicle into the parking place if a sign indicates, or an officer or servant of the Commissioners informs him, that the parking place is full or closed.

(3) The driver of a vehicle, if so required by an officer or servant of the Commissioners, shall -

(a) remove the vehicle from the parking place; or

(b) move the vehicle from one position to another in the parking place.

(4) No person shall, without the consent in writing of the Commissioners, permit a vehicle to wait in the parking place for longer than the maximum period of waiting specified in the Schedule.

- (5) No person shall permit a vehicle to wait in a private or reserved parking bay unless -
- (a) it displays a valid permit indicating that the vehicle, or a vehicle of the same class or description as the vehicle, is permitted to wait there at the material time and
 - (b) where the permit indicates the particular parking bay to be used, the vehicle is in that parking bay.

DISPLAY OF SPECIAL PARKING PERMITS

4. (1) At all times during which a vehicle is waiting on any private or reserved parking bay in any of the parking places mentioned in the Schedule during the permitted hours by virtue of a special parking permit, the permit shall be exhibited on the vehicle so that the particulars on the permit are readily visible from the front or near side of the vehicle.

(2) Nothing in Article 3. (5) shall render it unlawful for any person to cause or permit any vehicle to wait in the parking place referred to in the Schedule during the permitted hours where such vehicle is displaying in the manner specified in Article 4. (1) a special permit issued by the Commissioners in respect of that vehicle.

OFFENCES RELATING TO USE OF SPECIAL PARKING PERMITS

5. (1) No person shall knowingly exhibit on any vehicle any special parking permit which has been altered, defaced, mutilated or added to or upon which the details have become illegible.

(2) No person shall, by virtue of a parking permit, cause or permit a vehicle to wait in the same place in the parking place for a continuous period in excess of the period specified in the Schedule.

TRAFFIC IN PARKING PLACES

6. (1) This article applies where in the parking place signs are erected or surface markings are laid indicating:
- (a) the entrance to or exit from the parking place ; or
 - (b) that a vehicle using the parking place shall or shall not proceed in a specified direction within the parking place.
 - (c) that a vehicle may use the parking place for short-stay use, that is no more than either 1 or 2 hours in any 2 or 4 hour period respectively OR as may be indicated by signs or surface markings in the parking place.
6. (2) No person shall, without the consent of the Commissioners, park or drive a vehicle, or cause or permit a vehicle to be parked or driven
- (a) so that it enters the parking place otherwise than by an entrance so indicated, or
 - (b) so that it leaves the parking place otherwise than by an exit so indicated, or

6. (2) (c) in a direction contrary to that indicated by any signs or surface markings; or
- (d) in a short stay parking area or bay longer than that indicated by any signs or surface markings. or
- (e) in a short stay parking area or bay unless it displays a parking disc indicating the time of arrival; or
- (f) in a parking bay which is shown by a sign or surface markings as being reserved, without displaying a relevant, valid permit.

DISPLAY OF PARKING DISC

7. For the purposes of this Order a vehicle shall be regarded as displaying a parking disc in the relevant position when:

- (a) the disc is exhibited thereon with the side which shows the time facing forwards or outwards and immediately behind the windscreen, or side window on the near side, and
- (b) in the case of a vehicle not fitted with a front windscreen, the disc is exhibited in a conspicuous position on the front or near side of the vehicle.

CONDITIONS OF USE OF SHORT STAY PARKING PLACES WHERE DISCS ARE REQUIRED TO BE DISPLAYED

8. (1) Save as provided in Article 6. (2) no person shall, except with the permission of the Commissioners, cause or permit any vehicle to wait in a parking place which requires a parking disc to be displayed between the hours of 7.00 am and 7.00 pm on any day:

- (a) for a longer period than either 1 or 2 hours as may be indicated; or
- (b) in the case of a vehicle displaying a valid disabled person's badge, for a longer period than 2 or 4 hours:
- (c) if a period of less than 1 or 2 hours, as may be indicated by signs, has elapsed since the termination of the last period of waiting (if any) by that vehicle in any parking bay marked in any parking place specified in the Schedule.

(2) The driver of a vehicle shall, on arrival of the vehicle on a parking bay in which a parking disc is required to be displayed, exhibit a parking disc in the relevant position on the vehicle and set the disc so that it indicates the five minute period during which the vehicle arrived there.

OFFENCES RELATING TO PARKING DISCS

9. (1) No person shall:
 - (a) after the parking disc exhibited on a vehicle has been set in accordance with Article 8. (2), alter the indications given by that parking disc whilst the said vehicle remains in the parking bay; or

9. (1) (b) knowingly exhibit on any vehicle any parking disc which has been altered, defaced, mutilated or added to or upon which figures have become illegible.

(2) The driver of a vehicle shall not permit it to wait in the parking place specified in the Schedule for longer than the maximum period of waiting specified in that Schedule, such periods being calculated as commencing from the later time indicated on the parking disc set in accordance with the provisions of Article 8 (2).

(3) When a parking disc exhibited in pursuance of Article 8. (2) is showing a five minute period, the later time indicated by the disc showing the end of that period shall be treated in any proceedings for a contravention of paragraph 9. (1) (a) as evidence that the vehicle has been waiting on the parking place specified in the Schedule since the later time.

(4) Where in any proceedings for a contravention of paragraph 9. (1) (a) it is not proved that the offence had been committed, but it is proved that the parking disc had not been set in accordance with Article 8. (2), the defendant may be convicted of an offence consisting of a contravention of that Article.

FURTHER OFFENCES RELATING TO USE OF PARKING PLACES

10. (1) No person shall, without the consent in writing of the Commissioners, bring any vehicle into the parking place or permit any vehicle to wait there, except a vehicle of a class specified in column 2 of the Schedule.

(2) No person shall permit a vehicle to wait in the parking place unless there is at all times in force in relation to the vehicle a vehicle licence under the Licensing and Registration of Vehicles Act 1985 (b).

(3) Where a parking bay is shown by a sign or surface marking as for use by disabled persons, no person shall permit a vehicle to wait in that parking bay unless it displays a valid Disabled Person's Badge.

(4) No person shall carry out or permit to be carried out on a vehicle waiting in the parking place any cleaning, maintenance or repair, except such as is necessary to enable the vehicle to be removed from the parking place within 24 hours of any entry thereto or longer subject to permission being granted by the Commissioners.

(5) No person shall cause the engine of a vehicle to be run in the parking place after it is in position there, except in order to change its position or to remove it from the parking place.

(6) No person shall, without the consent in writing of the Commissioners, bring any vehicle into the parking place or use any vehicle in the parking place for any purpose other than that of permitting it to wait in, or removing it from, the parking place.

- 10. (7) Without prejudice to the generality of paragraph (6) no person shall, without the consent in writing of the Commissioners:-**
- (a) use any vehicle, or anything towed by a vehicle, while it is in the parking place, for the purpose of or in connection with -**
- (1) the sale or offer for sale of any article, including the vehicle, or**
 - (2) the offer of any service, or**
 - (3) the hire or employment or offer for hire or employment of any person; or**
 - (4) the display of any article; or**
 - (5) publicity for any trade or business; or**
- (b) advertise for sale or hire any vehicle, while it is in the parking place;**
- (c) use a vehicle, or anything towed by a vehicle, while it is in the parking place for sleeping or for habitation or any domestic purpose.**
- (8) No person shall abandon a vehicle in the parking place.**
- (9) No person shall park or cause to be parked any vehicle which is not wholly within the markings of a parking bay or in such a manner as to cause an obstruction or nuisance or contrary to any parking instruction indicated on a sign or notice positioned conspicuously at the parking place.**
- (10) No person shall park a faulty vehicle in such a manner as to cause a nuisance.**

REMOVAL OF VEHICLES

- 11. (1) The Commissioners may remove from the parking place any vehicle left in the parking place in contravention of this Order.**
- (2) The Commissioners may move any vehicle from one position to another in the parking place.**

EXEMPTIONS

- 12. Nothing in Articles 3, 4, 6, 8, and 10 shall render it unlawful to cause or permit any vehicle to wait in the parking places referred to in the Schedule for so long as may be necessary to enable the vehicle to be used for fire brigade, ambulance, police or other emergency purposes.**

SCHEDULE

In this Schedule the permitted classes of vehicle refers to the classes as defined in section 65 of the Road Traffic Act 1985 and the reference to camper vans is as defined in 1 (2) of this Order;

Parking Place	Permitted Classes of Vehicle	Days of Operation	Hours of Operation	Maximum Period of Waiting
Station Road Car Park Short Stay Area	Motor Car, Motor Cycle, Motor Vehicle not exceeding 5,000 kg maximum laden weight	every day	7 am - 7 pm	2 hours in any 4 hour period
Station Road Car Park Long Stay Area	Motor Car, Camper Van, Motor Vehicle Not Exceeding 5,000 Kg. Maximum Laden Weight, Motor Cycle	every day	All hours	23 hours in any 24 hour period
College Street Car Park	Motor Car, Camper Van, Motor Cycle.	every day	All hours	23 hours in any 24 hour period
Chapel Lane Private Car Park	Motor Car, Motor Cycle	every day	All hours	7 days
Water Street Private Car Park	Motor Car, Motor Cycle,	every day	All hours	7 days
Old River Road Car Park	Motor Car, Motor Cycle, Camper Van	every day	All hours	23 hours in any 24 hour period
Close ny Chibbyr Ghlass Car Park	Motor Car, Motor Cycle	every day	All hours	7 days
Plaza Car Park	Motor Car, Motor Cycle	every day	All hours	23 hours in any 24 hour period
Amenity Area Car Park Mooragh Estate	Motor Car, Camper Van, Motor Cycle, Public Service Vehicle	every day	All hours	18 hours in any 24 hour period
Mooragh Park Main Car Park	Motor Car	every day	7 am - 10 pm	15 hours in any 24 hour period

Schedule Continued:

Parking Place	Permitted Classes of Vehicle	Days of Operation	Hours of Operation	Maximum Period of Waiting
Boathouse Car Park, Mooragh Park	Motor Car	every day	7 am - 10 pm	15 hours in any 24 hour period
Brookhill Lane Car Park	Motor Car, Motor Cycle	every day	All hours	7 days
Close ny Mooragh Car Park	Motor Car, Motor Cycle	everyday	All hours	7 days
Car Parks at Lezayre Housing Estate including: Close Claddagh Close Breryk Close Coull Close Auldyn Close Narradale Thieyn Mooar Thieyn Aust Close Caarjys	Motor Car, Motor Cycle	everyday	All hours	7 days
Car Park at rear of Commissioners Houses, North Shore Road.	Motor Car, Motor Cycle	everyday	All hours	7 days
Swales Terrace Car Park	Motor Car, Motor Cycle	everyday	All hours	7 days
Town Hall Car Park. Short Stay Area	Motor Car, Motor Cycle	everyday	7 am - 7 pm	1 hour in any 4 hour period except for Permit Holders
Mayfield Car Park	Motor Car, Motor Cycle	everyday	All hours	23 hours in any 24 hour period

Made this 1st day of July 2005.

**Town Clerk & Chief Executive,
Ramsey Town Commissioners**

Chairman, Ramsey Town Commissioners