

THE SURREY COUNTY COUNCIL
WALTON CONTROLLED PARKING ZONE IN THE BOROUGH OF ELMBRIDGE
(CONSOLIDATION OF WAITING RESTRICTIONS AND ON-STREET PARKING
PLACES) ORDER 2014 (AMENDMENT NO.6) ORDER 2019

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SURREY COUNTY COUNCIL in exercise of their powers under Sections 1(1) and 2(1) to (3) 4 32 35 36 45 46 49 51 and 53 of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 (hereinafter called "The Act") and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to The Act hereby make the following Order:-

Citation and commencement

- 1 THIS Order may be cited as "The Surrey County Council Walton Controlled Parking Zone in the Borough of Elmbridge (Consolidation of Waiting Restrictions and On-Street Parking Places) Order 2014 (Amendment No.6) Order 2019" and shall come into force on 11th March 2019

Interpretation

- 2 (1) In this Order the expression "the Order of 2014" means The Surrey County Council Walton Controlled Parking Zone in the Borough of Elmbridge (Consolidation of Waiting Restrictions and On-Street Parking Places) Order 2014
- (2) In this Order the expression "enactment" means any enactment whether public general or local and includes any order bye-law rule regulation scheme or other instrument having effect by virtue of an enactment
- (3) Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended applied consolidated re-enacted by or as having effect by virtue of any subsequent enactment
- (4) Unless the context otherwise requires any expression used in this Order which is also used in the Order of 2014 shall have the same meaning as in that Order

Amendment of the Order of 2014

3 WITHOUT prejudice to the validity of anything done or to any liability incurred in respect of any act or omission before the coming into operation of this Order the Order of 2014 shall have effect as though –

a) for the First Schedule to the Order of 2014 there was substituted the First Schedule set out in First Schedule to this Order

b) for the Second Schedule to the Order of 2014 there was substituted the Second Schedule set out in Second Schedule to this Order

c) for the Third Schedule to the Order of 2014 there was substituted the Third Schedule set out in the Third Schedule to this Order

d) in Part III Section IV of the Arrangement of Articles there were substituted the following Section –

“SECTION IV

DESIGNATION OF RESIDENT’S PARKING PLACES

Designation of such parking places	48A and 48B
Vehicles for which such parking places are designated	49
Manner of standing in such a parking place	50
Alteration of position of a vehicle in such a parking place	51
Power to suspend the use of such a parking place	52
Restriction on the use of such a parking place or a vehicle in such a parking place	53
Requirement for driver to stop engine of the vehicle whilst in position in such a parking place	54
Restriction on waiting by a vehicle in such a parking place	55
Manner of waiting in such a parking place	56
Placing of traffic signs etc.	57”

e) in Part III of the Arrangement of Articles there were added the following Section –

“SECTION V(A)

DESIGNATION OF DUAL USE ON-STREET PARKING PLACES

Designation of such parking places	69A
Vehicles for which such parking places are designated	69B
Payment in connection with the use of such parking places	69C
Parking Tickets to be displayed on vehicles left in such parking places ..	69D
Indications by ticket machine and tickets issued thereby as evidence ..	69E
Exemptions for Disabled Persons	69F
Restriction on returning to park in such a parking place after the initial period	69G
Manner of standing in such a parking place	69H
Alteration of position of a vehicle in such a parking place	69I
Power to suspend the use of such a parking place	69J
Restriction on the use of such a parking place or a vehicle in such a parking place	69K
Restriction on waiting by a vehicle in such a parking place	69L
Manner of waiting in such a parking place	69M
Exemptions from charges	69N
Placing of traffic signs.. .. .	69O

- f) in Article 2 (1) of the Order of 2014 there were added the following expressions –
- ““dual use parking place” means an area on a highway designated as a parking place by this Order for the leaving only of such vehicles as are specified in Article 69B
- “highway” is a way over which there exists a public right of passage, that is to say a right for all Her Majesty’s subjects at all seasons of the year freely and at their will to pass and repass without let or hindrance and means the whole or a part of a highway other than a ferry or waterway, and includes bridges and tunnels which the highway passes over/ through
- “registered driver” means the driver of a vehicle who has prior to leaving his or her vehicle in a dual use parking place registered with his or her personal details with a service provider as that service provider may require to enable the telephone payment parking system to be activated in favour of the said driver”

- g) for Article 48 in the Order of 2014 there was substituted the following similarly numbered Articles

“Designation of such parking places

48A EACH area on a highway comprising the lengths of carriageway of the roads identified on the key relating to the plans (within the area shown marked by a black broken line and labelled as Walton Controlled Parking Zone) and unless otherwise so specified bounded on one side of that length by the edge of the carriageway and having a minimum width throughout of 1.83 metres is designates as a resident’s parking place for use on such days and during such hours as identified on the key on the aforesaid plans

48B EACH area on a highway comprising the lengths of highway of the roads specified in PART 3 of the First Schedule and identified on the key relating to the plans (within the area shown marked by a black broken line and labelled as Walton Controlled Parking Zone) is designates as resident’s parking place for use on such days and during such hours as identified on the key on the aforesaid plans

- h) for Article 50 in the Order of 2014 there was substituted the following similarly numbered Articles

“Manner of standing in such a parking place

50 The driver of a vehicle waiting in a resident’s only on-street parking place during the permitted hours in accordance with the foregoing provisions of this Order shall cause it so to stand: -

- (a) in the case of a parking place in relation to which special provisions as to the manner of standing of a vehicle in that parking place are identified on the plans so as to be in accordance with those provisions
- (b) in the case of any other parking place –
 - (i) if the said parking place is not in a one-way road that the left or near side or right off side of the vehicle is parallel to the edge of the

- carriageway nearest to the vehicle or
- (ii) if the said parking place is in a one-way road that the left or near side of the vehicle is adjacent to the left-hand edge of the carriageway or that the right or off side of the vehicle is adjacent to the right-hand edge of the carriageway
 - (iii) that the distance between the edge of the carriageway and the nearest wheel of the vehicle is not more than 300 millimetres
- (c) in the case of any parking place that is not marked on the carriageway –
- (i) that the vehicle does not obstruct in any way whatsoever the passing and re-passing of all traffic (including pedestrians) on the highway which comprises the parking place or any part thereof and
 - (ii) the vehicle is adjacent to the edge of the carriageway on the side of the highway on which the vehicle is waiting
- (d) in the case of any parking place specified in Part 3 of the First Schedule –
- (i) that the vehicle does not obstruct in any way whatsoever the passing and re-passing of all traffic (including pedestrians) on the highway which comprises the parking place or any part thereof and
 - (ii) the vehicle is adjacent to the edge of the highway on the side of the highway on which the vehicle is waiting
- (e) every part of the vehicle is within the limits of a parking space and/or a parking place
- (f) that no part of the vehicle obstructs any vehicular means of ingress to or egress from any premises adjacent to the side of the road on which the vehicle is waiting”

i) for Article 56 in the Order of 2014 there was substituted the following similarly numbered Article –

“Manner of waiting in such a parking place

56 NO person shall cause or permit a vehicle to wait in a resident's only on-street parking place by virtue of the provisions of sub-paragraph (1) (e) f) (g) (h) (i) or (j) of the last preceding Article otherwise than so that:

- (a) in the case of a resident's on-street parking place in relation to which special provisions as to the manner of standing of a vehicle in that parking place are identified on the plans so that the vehicle shall stand
 - (i) unless the length of the vehicle precludes compliance with this sub-paragraph in accordance with those provisions and so that every part of the vehicle is within the limits of the aforesaid parking place or
 - (ii) if the length of the vehicle does preclude compliance with the last preceding sub-paragraph so 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 300 millimetres and
- (b) in the case of any other parking place that is marked on the carriageway 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 300 millimetres
- (c) in the case of any parking place that is not marked on the carriageway –
 - (i) that the vehicle does not obstruct in any way whatsoever the passing and re-passing of all traffic (including pedestrians) on the highway which comprises the parking place or any part thereof and
 - (ii) the vehicle is adjacent to the edge of the carriageway on the side of the highway on which the vehicle is waiting
- (d) in the case of any parking place specified in Part 3 of the First Schedule –
 - (i) that the vehicle does not obstruct in any way whatsoever the passing and re-passing of all traffic (including pedestrians) on the highway which comprises the parking place or any part thereof and
 - (ii) the vehicle is adjacent to the edge of the highway on the side of the

highway on which the vehicle is waiting

(d) so that no part of the vehicle obstructs any vehicular means of ingress to or egress from any premises adjacent to the side of the road on which the vehicle is waiting”

j) in PART III there were added the following Sections –

“SECTION III(A)

DESIGNATION OF DUAL USE ON-STREET PARKING PLACES

“Designation of such parking places

69A EACH area on a highway comprising the lengths of carriageway of the roads identified on the plans (within the area shown marked by black broken line and labelled as Walton Controlled Parking Zone) and unless otherwise so specified bounded on one side of that length by the edge of the carriageway and having a minimum width throughout of 1.83 metres is designated as a dual use parking place for which a charge is made and for use in such positions on such days and during such hours as are identified on the plans and such charge to be as set out in the scale of charges stated in the Second Schedule to this Order

Vehicles for which such parking places are designated

69B EACH dual use parking place may be used subject to the provisions of this Order for the leaving of such vehicles only as are passenger vehicles (8 seats or less) goods vehicles motorcycles or invalid carriages

Payment in connection with the use of such parking places

69C (1) The charge for any vehicle left in a dual use parking place referred to in Article 69A shall be identified as having been paid by the display on the vehicle in accordance with Article 69D of either -

- (a) one valid parking ticket indicating the date and time at which the vehicle is due to leave that dual use parking place or
- (b) or using the telephone payment parking system or cashless parking system, an indication that payment has been made and the parking

period for which payment has been made shall appear on the hand-held device

- (2) No refund shall be payable in respect of any parking ticket surrendered to those persons bodies or agents appointed by or on behalf of the Borough Council or for any payment made for a parking ticket using the telephone payment parking system or any payment for a parking ticket made using the cashless parking system

PROVIDED THAT nothing in this Article shall apply to any vehicle waiting in a dual use parking place provided that that vehicle -

- (a) displays in the manner specified in Article 79 a valid residents parking permit issued in respect of that vehicle or
- (b) displays in the manner specified in Article 83 a valid residents' visitor's parking permit issued in respect of that vehicle or
- (c) displays in the manner specified in Article 85 a valid operational parking permit issued in respect of that vehicle or
- (d) displays in the manner specified in Article 90 a valid carers parking permit issued in respect of that vehicle or

Parking Tickets to be displayed on vehicles left in such parking places

- 69D
- (1) The charges in respect of the use of a dual use parking places referred to in The Second Schedule shall be payable in respect of any of the said parking places in the roads and lengths of roads identified on the plans annexed to this Order by the insertion of an appropriate coin or coins or debit or credit card in the appropriate slot in the nearest ticket machine provided or by using the telephone payment parking system or cashless parking system
 - (2) At all times during which a vehicle is left in such a parking place during the permitted hours in the roads and lengths of roads identified on the plans annexed to this Order and has paid for a parking ticket at the nearest ticket machine the driver thereof before leaving the vehicle shall cause to be

displayed -

- (a) in the case of a vehicle fitted with a front windscreen a valid parking ticket so that the side containing the date and time of expiry is directed outwards from immediately behind the windscreen or the window nearest to the edge of the carriageway and to be clearly visible to a person outside the vehicle or
- (b) in the case of a vehicle not fitted with a front windscreen a valid parking ticket so that the side containing the date and time of expiry is exhibited in a conspicuous position on the front or nearside of the vehicle

PROVIDED THAT nothing in this Article shall apply to a vehicle waiting in a dual use parking place which displays in the manner specified in Article 79 a valid residents parking permit or in the manner specified in Article 83 a valid residents' visitor's parking permit issued in respect of that vehicle or displays in the manner specified in Article 85 a valid operational parking permit issued in respect of that vehicle or in the manner specified in Article 90 a valid carers permit issued in respect of that vehicle

Indications by ticket machine and tickets issued thereby as evidence

69E WITHOUT prejudice to the provisions in this Article if at any time while a vehicle is left in a dual use parking place and no indication appears in the vehicle's windscreen or on a hand-held device that payment of the parking charge has been made using the telephone payment parking system or cashless parking system, or an indication that the parking period for which payment was made has expired, it shall be presumed, unless the contrary is proved, that either -

- (a) the parking charge has not been duly paid in respect of that vehicle; or
- (b) the parking period for which payment was made has already expired

PROVIDED THAT nothing in this Article shall apply to a vehicle waiting in a dual use parking place which displays in the manner specified in Article 79 a valid residents parking permit or in the manner specified in Article 83 a valid residents'

visitor's parking permit issued in respect of that vehicle or displays in the manner specified in Article 85 a valid operational parking permit issued in respect of that vehicle or in the manner specified in Article 90 a valid carers permit issued in respect of that vehicle

Exemptions for Disabled Persons

69F (1) NOTWITHSTANDING the provisions of Article 69F the following vehicles may be left during the permitted hours in a dual use parking place referred to in Article 69A and identified on the plans annexed to this Order provided that the use of that parking place in which the vehicle is left has not been suspended and any such vehicle shall be exempt from payment of the initial charge or penalty charge specified in this Order and shall also be exempt from the requirement to display either a valid residents parking permit in the manner specified in Article 79 or a valid residents visitors parking permit in the manner specified in Article 83 or displays in the manner specified in Article 85 a valid operational parking permit issued in respect of that vehicle or in the manner specified in Article 90 a valid carers permit issued in respect of that vehicle :-

- (a) an invalid carriage or
- (b) a disabled person's vehicle displaying in the relevant position a disabled person's badge issued by any local authority

(2) A vehicle which is so exempted from the payment of the initial charge or the penalty charge shall stand in the said parking place in accordance with the provisions of Article 69H and wholly within the limits of that parking place

Restriction on returning to park in such a parking place after the initial period

69G WHERE a vehicle is left during the permitted hours in a dual use parking place referred to in Article 69A and identified on the plans annexed to this Order for the initial period for which payment has been made the driver or person in charge of the vehicle shall not cause or permit the vehicle to return to wait in the same parking place until the expiration of the time specified in the key to the plans from the time it was taken away from that parking place

PROVIDED THAT nothing in this Article shall apply to a vehicle which has been left in a dual use parking place which displays in the manner specified in Article 79 a valid residents parking permit issued in respect of that vehicle or in the manner specified in Article 83 a valid residents' visitor's parking permit issued in respect of that vehicle or in the manner specified in Article 90 a valid carers permit issued in respect of that vehicle or in the manner specified in Article 85 a valid operational parking permit issued in respect of that vehicle or is a vehicle waiting in such a parking place to which the provisions of Article 69F apply

Manner of standing in such a parking place

69H THE driver of a vehicle waiting during the permitted hours in a dual use parking place referred to in Article 69A and identified on the plans in accordance with the foregoing provisions of this Order shall cause it so to stand -

- (a) in the case of such a parking place in relation to which special provisions as to the manner of standing of a vehicle in that parking place are specified in the plans annexed to this Order so as to be in accordance with those provisions
- (b) in the case of any other such parking place
 - (i) if the said parking place is not in a one way road that the left or near side or right or off side of the vehicle is parallel to the edge of the carriageway nearest to the vehicle or
 - (ii) if the said parking place is in a one way road that the left or near side of the vehicle is adjacent to the left hand edge of the carriageway or that the right or off side of the vehicle is adjacent to the right hand edge of the carriageway and
 - (iii) that the distance between the edge of the carriageway and the nearest wheel of the vehicle is not more than 300 millimetres
- (c) (i) that every part of the vehicle is within the limits of a parking bay and/or
- (ii) that every part of the vehicle is within the limits of such a parking

place and

- (d) that no part of the vehicle obstructs any vehicular means of ingress to or egress from any premises adjacent to the side of the road on which the vehicle is waiting

Alteration of position of a vehicle in such a parking place

69I WHERE any vehicle is standing in a dual use parking place and identified on the plans annexed to this Order in contravention of the provisions of Article 69H or of the provisions of Article 69M a police constable in uniform or a civil enforcement officer may alter or cause to be altered the position of the vehicle in order that its position shall comply with those provisions

Power to suspend the use of such a parking place

69J (1) Subject to the following persons or organisations being able to exercise the function described below in this Article by virtue of legislation, a civil enforcement officer or a police constable in uniform, a person acting under the instructions (whether general or specific) of the Chief Officer of Police, or a person duly authorised by the Council or the Borough Council may suspend the use of a dual use parking place or any part thereof whenever he considers such suspension reasonably necessary:-

- (a) for the purpose of facilitating the movement of traffic or promoting its safety
- (b) for the purpose of -
- (i) any building operation demolition or excavation adjacent to the said parking place
 - (ii) the maintenance improvement or reconstruction of the highway or the cleansing of gullies in or adjacent to that parking place
 - (iii) the laying erection alteration or repair in or adjacent to that parking place of any sewer or of any main pipe or apparatus for the supply of gas water or electricity or of any electronic communication apparatus or

- (iv) the placing maintenance or removal of any traffic sign
 - (c) for the convenience of occupiers of premises adjacent to the said parking place on any occasion of the removal of furniture to or from one office or dwelling-house adjacent to that parking place from or to a depository another office or dwelling-house
 - (d) on any occasion on which it is likely by reason of some special attraction that any road will be thronged or obstructed or
 - (e) for the convenience of occupiers of premises adjacent to the said parking place at times of weddings or funerals or on other special occasions
- (2) Subject as set out in sub-article (1) of this Article a civil enforcement officer or a police constable in uniform may suspend for not more than twenty four hours the use of such a parking place or any part thereof whenever he considers such suspension reasonably necessary for the purpose of facilitating the movement of traffic or promoting its safety
- (3) On the suspension of the use of such a parking place or any part thereof in accordance with the provisions of this Article the person authorising or causing such suspension -
- (a) shall place or cause to be placed in or adjacent to that parking place or that part thereof as the case may be a traffic sign or traffic signs indicating that the waiting by vehicles is prohibited and
 - (b) shall place or cause to be placed over any ticket machine a hood or other cover indicating that the use of or any part of that parking place is suspended and that waiting by vehicles is prohibited
- (4) No person shall cause or permit any vehicle to wait in such a parking place or any part thereof during such period as there is in or adjacent to that parking place or that part thereof as the case may be a traffic sign or traffic signs placed in pursuance of paragraph (3) of this Article:-
PROVIDED THAT nothing in this paragraph shall apply -
- (i) in respect of any vehicle being used for fire brigade ambulance or

police purposes or any vehicle which is waiting for any reason specified in Article 69J (1) (b), (d) or (e) or

- (ii) to anything done with the permission of the person suspending the use of that parking place or that part thereof in pursuance of paragraph (1) of this Article or a civil enforcement officer or a police constable in uniform acting in the exercise of lawful authority

Restriction on the use of such a parking place or a vehicle in such a parking place

69K (1) During the permitted hours no person shall use any dual use parking place or any vehicle while it is in such a parking place in connection with the sale or offering or exposing for sale of any goods to any person in or near the said parking place or in connection with the selling or offering for sale his skill in handicraft or his services in any other capacity

PROVIDED THAT nothing in this Article shall prevent the sale of goods from a vehicle -

- (a) if the vehicle is one which may wait in such a parking place in accordance with Article 69A and the goods are immediately delivered at or taken into premises adjacent to the vehicle from which the sale is effected or

- (b) if the vehicle is one to which the provisions of Article 69L(1) (h) or (i) apply

(2) A vehicle left during the permitted hours in any dual use parking place referred to in Article 69A shall not -

- (a) be left for longer than the period for which payment has been made or

- (b) shall not be left again in that parking place until the expiration of the return period specified in respect of that parking place as stated in the key to the plans or

- (c) be of a class not authorised to be left in such a parking place

as specified in Article 69B or

(d) wait in such a parking place other than in accordance with Article 69M or

(e) be parked other than in accordance with Article 69H or

(f) wait in such a parking place which has been suspended in accordance with Article 69J or

(g) be left in such a parking place without a valid disabled person's badge being displayed or

(h) be left in such a parking place without a valid parking ticket being displayed or shown on a hand held device that payment of the parking charge for the current period of parking in that parking place has been made using the telephone payment parking system or cashless parking system or displays in the manner specified in Article 79 a valid residents parking permit or in the manner specified in Article 83 a valid residents' visitor's parking permit or displays in the manner specified in Article 85 a valid operational parking permit issued in respect of that vehicle or in the manner specified in Article 90 a valid carers permit issued in respect of that vehicle

Requirement for driver to stop engine of the vehicle whilst in position in such a parking place

69K THE driver of a motor vehicle using a dual use parking place shall stop the engine as soon as the vehicle is in position in the said parking place and shall not start the engine except when about to change the position of the vehicle in or to depart from that parking place

Restriction on waiting by a vehicle in such a parking place

69L (1) NOTWITHSTANDING the foregoing provisions of this Order any vehicle may wait during the permitted hours anywhere in any part of a dual use parking place referred to in Article 69A and identified on the plans annexed to this Order if the use of that part has not been suspended and if -

(a) the vehicle is waiting for a period not exceeding two minutes or such longer period as a civil enforcement officer or a police constable in uniform acting in accordance with lawful authority may approve to enable a person to board or alight from the vehicle or load thereon or unload therefrom his personal luggage

PROVIDED THAT if the said person is a person suffering from any disability or injury which seriously impairs his ability to walk or who is blind the vehicle may wait for as long as may be necessary to enable that person to board or alight from the vehicle or load thereon or unload therefrom his personal luggage

(b) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary to avoid an accident

(c) the vehicle is being used for fire brigade ambulance or police purposes or not being a passenger vehicle a motor cycle or an invalid carriage is being used in the service of a local authority in pursuance of statutory powers or duties provided that in all the circumstances it is reasonably necessary in the exercise of such powers or in the performance of such duties for the vehicle to wait in the place in which it is waiting

(d) the vehicle is waiting only for so long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic

(e) the vehicle is waiting -

(i) while postal packets addressed to premises adjacent to the dual use parking place in which the vehicle is waiting are being unloaded from the vehicle or having been unloaded therefrom are being delivered or

(ii) while postal packets are being collected for loading on the

vehicle from premises or postal boxes adjacent to the dual use parking place in which the vehicle is waiting or having been so collected are being loaded thereon

(f) the vehicle not being a passenger vehicle a motor cycle or an invalid carriage is waiting only for so long as may be reasonably necessary to enable it to be used for any purpose specified in Article 69J (1) (b)

(g) the vehicle is in actual use in connection with the removal of furniture to or from one office or dwelling-house adjacent to the dual use parking place from or to a depository another office or dwelling-house

(h) in any other case the vehicle is waiting for the purpose of delivering or collecting goods or loading or unloading the vehicle at premises adjacent to the dual use parking place in which the vehicle is waiting and the vehicle does not wait for such purpose for more than twenty minutes or for such longer period as a police constable in uniform or a civil enforcement officer may approve or

(i) the vehicle is waiting otherwise than in a parking bay (where such parking bay is provided) if goods are being sold or offered or exposed for sale from the vehicle by a person who is licensed by the Borough Council to sell goods from a stationary vehicle on a pitch situated in that dual use parking place or

(j) a vehicle is displaying in a prominent position behind the windscreen so that it is facing forwards and can be entirely and easily seen from the front of the vehicle a valid waiver certificate issued by a person duly authorised by the Borough Council to wait in accordance with the terms and conditions prescribed by the said certificate

PROVIDED THAT a waiver certificate may be cancelled at any time

at the sole discretion of the Borough Council and shall thereupon immediately cease to be valid and that a notification of such cancellation shall be sent by post to the holder of the certificate at any address which the Borough Council believes to be that person's address and the certificate shall forthwith be surrendered to the Borough Council

(2) No charge specified in the foregoing provisions of Article 69A or Article 69C or Article 69D or paragraph (2) of Article 69J shall be payable in respect of any vehicle waiting in such a parking place in accordance with foregoing provisions of this Article and a valid permit or a valid parking ticket need not be displayed on that vehicle or, in respect of payment made using the telephone parking payment system or cashless parking system, receipt of payment need not be displayed on the hand held device

(3) Except as provided by this Order the driver or person in charge of a vehicle shall not cause or permit a vehicle to wait in a dual use parking place during the permitted hours

Manner of waiting in such a parking place

69M NO person shall cause or permit a vehicle to wait in a dual use parking place referred to in Article 69A and identified on the plans annexed to this Order by virtue of the provisions of paragraph (1) (e), (f), (g), (h) (i) or (j) of the last preceding Article otherwise than:-

(a) in the case of a dual use parking place in relation to which special provisions as to the manner of standing of a vehicle in that parking place are specified in the plans annexed to this Order so that the vehicle shall stand -

(i) unless the length of the vehicle precludes compliance with this sub-paragraph in accordance with those provisions and so that every part of the vehicle is within the limits of the aforesaid parking place

(ii) if the length of the vehicle does preclude compliance with the

last preceding sub-paragraph so 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 300 millimetres and

(b) in the case of any other dual use parking place so 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 300 millimetres and

(c) so that no part of the vehicle obstructs any vehicular means of ingress to or egress from any premises adjacent to the side of the road on which the vehicle is waiting

For the purposes of the foregoing sub-paragraph the expression "premises" shall not include any premises to or from which any furniture is being removed by virtue of the provisions of paragraph (1) (g) of the last preceding Article or to or from which goods are being delivered or collected by virtue of paragraph (1) (h) of that Article

Exemptions from charges

69N IN the case of a dual use parking place if on the leaving of a vehicle during the permitted hours in a parking bay (if such a parking bay is provided) in that parking place there is on every ticket parking meter situated in or in the vicinity of that parking place a notice placed by a civil enforcement officer or any person duly authorised by the Council or the Borough Council indicating that the ticket machine is out of order that vehicle shall be exempt from any initial charge

PROVIDED THAT if at least one of the said ticket machines is rectified or replaced not later than the maximum period for which vehicles may wait in respect of that parking place for which payment is made before the expiration of the permitted hours the vehicle is removed within that maximum period of such rectification or replacement. If the vehicle is not

so removed the initial charge for the maximum period for which vehicles may wait in respect of that parking place shall be deemed to have been incurred and paid at the time when the vehicle was first left in the parking bay within the said parking place either by the insertion of a coin or coins or a debit or credit card for the amount of that initial charge in the appropriate slot in a ticket machine relating to that parking place and all the provisions of this Part of this Order shall then apply accordingly

BUT ALSO PROVIDED THAT if the driver of that vehicle is a registered driver as defined in Article 2 and the telephone payment parking system or cashless parking system is fully operational in respect of that parking place then the provisions of this Article shall not apply to that driver and shall also not apply to a vehicle which displays in the manner specified in Article 79 a valid residents parking permit or in the manner specified in Article 83 a valid residents' visitor's parking permit issued in respect of that vehicle or in the manner specified in Article 85 a valid operational parking permit issued in respect of that vehicle or in the manner specified in Article 90 a valid carers permit issued in respect of that vehicle

Placing of traffic signs etc.

69O THE Council and/or its agents (if any) shall -

(a) place and maintain a traffic sign or traffic signs indicating the limits of each dual use parking place and/or each parking bay within such a parking place and

(b) place and maintain in or in the vicinity of each dual use parking place referred to in 69A and identified on the plans annexed to this Order a traffic sign or traffic signs indicating that such parking place may be used during the permitted hours for the leaving only of such vehicles specified in Article 69B and

(c) carry out such other work as is reasonably required for the purposes of the satisfactory operation of a dual use parking place and

(d) place and maintain a traffic sign or traffic signs indicating that any dual use parking place may be used by vehicles making payment of the parking charge using the telephone payment parking system or cashless parking system and the location identification number of such a parking place and parking bay

(e) install and maintain in proper working order at least one ticket machine in or in the vicinity of each dual use parking place”

k) for Article 91 in the Order of 2014 there was substituted the following similarly numbered Article –

“Saving with respect to parking places

91 (a) INSOFAR as any provision contained in PART III conflicts with a provision which is contained in PART II or any other enactment existing at the time when this Order comes into operation and which imposes or has the effect of imposing any restriction or prohibition on –

- (i) the waiting loading or unloading by vehicles and
- (ii) the delivering or collecting of goods by vehicles

Or grants an exemption from any such restriction or prohibition then the provisions contained in PART III shall prevail

PROVIDED THAT NOTHING in this paragraph shall apply in relation to Article 48B or PART 3 of the First Schedule of this Order

(b) INSOFAR as any provision contained in Article 48B or PART 3 of the First Schedule of this Order conflicts with a provision which is contained in PART II or any other enactment existing at the time when this Order comes into operation and which imposes or has the effect of imposing any restriction or prohibition on –

- (i) the waiting loading or unloading by vehicles and
- (ii) the delivering or collecting of goods by vehicles

Or grants an exemption from any such restriction or prohibition then the

provisions contained in that Order or any other enactment shall prevail

FIRST SCHEDULE

**ROADS OR PARTS OF ROADS FOR THE PURPOSE OF
THE ISSUE OF RESIDENT PARKING PERMITS**

Part 1			
Column 1	Column 2	Column 3	Column 4
Area (shown on permit)	Roads for the purpose of definition of "resident"	Roads in which residents are entitled to park within marked bays with appropriate permit	
Walton	Nos 83 and 85 Ashley Road Ashley Park Road Burwood Park Road Charlton Avenue Chilton Court Copenhagen Way Fisher Close Gainsborough Court Garrick Close Mayfield Close Mayfield Gardens Mayfield Road (excluding the postal address of "Tri House" "In View Court" "Waterloo Court" and "Station Court") Priory Close St Vincent Road Silver Tree Close Station Avenue Trafalgar Drive West Grove Woodside Avenue Wynton Grove	Ashley Park Road Burwood Park Road Charlton Avenue Chilton Court Copenhagen Way Fisher Close Garrick Close Mayfield Close Mayfield Gardens Mayfield Road Priory Close St Vincent Road Silver Tree Close Station Avenue Trafalgar Drive West Grove Woodside Avenue Wynton Grove	
Part 2			
Column 1	Column 2	Column 3	Column 4
Area (shown on permit)	Roads for the purpose of definition of residents	Roads in which residents are entitled to park within marked bays with appropriate permit	
Halfway	Cleveland Close Hersham Road, Nos 77 -	Cleveland Close	

	139		
Part 3			
Column 1	Column 2	Column 3	Column 4
Area (shown on permit)	Roads for the purpose of definition of residents	Roads in which residents are entitled to park within parking places with appropriate permit	
Walton	Nos 83 and 85 Ashley Road Ashley Park Road Burwood Park Road Charlton Avenue Chilton Court Copenhagen Way Fisher Close Gainsborough Court Garrick Close Mayfield Close Mayfield Gardens Mayfield Road (excluding the postal address of "Tri House" "In View Court" "Waterloo Court" and "Station Court") Priory Close St Vincent Road Silver Tree Close Station Avenue Trafalgar Drive West Grove Woodside Avenue Wynton Grove	Gainsborough Court	

SECOND SCHEDULE

SCALE OF CHARGES PAYABLE IN RESPECT OF ANY MOTOR VEHICLE LEFT IN A PAY AND DISPLAY PARKING PLACE (SEE ARTICLE 31)

The charge for a motor vehicle left in any of the Pay and Display parking places situated in the roads specified below during the permitted hours shall be £8.50 for ten hours maximum

Roads where maximum stay in parking place is 10 hours:

Station Avenue Walton-on-Thames
 Mayfield Road Hersham
 Ashley Park Road Walton-on-Thames

THIRD SCHEDULE

LIST OF DRAWINGS

Drawing No	Date Drawn	Rev' n	Date Rev'd	Rev' n	Date Rev'd	Rev' n	Date Rev'd	Rev' n	Date Rev'd	Rev' n	Date Rev'd
3282/ELM/1300	06/14	A	10/14	B	07/16	C	04/17	D	01/18	E	01/19
3282/ELM/1301	06/14	A	10/14	B	01/18						
3282/ELM/1302	06/14	A	10/14	B	01/18						
3282/ELM/1303	06/14	A	10/14								
3282/ELM/1304	06/14	A	10/14								
3282/ELM/1305	06/14	A	10/14								
3282/ELM/1306	06/14	A	01/18								
3282/ELM/1307	06/14	A	10/14	B	01/18						
3282/ELM/1308	06/14										
3282/ELM/1309	06/14	A	10/14								
3282/ELM/1310	06/14	A	10/14	B	01/18						
3282/ELM/1311	06/14										
3282/ELM/1312	06/14										
3282/ELM/1313	06/14	A	01/18								
3282/ELM/1314	06/14	A	10/14								
3282/ELM/1315	06/14	A	10/14	B	01/18						
3282/ELM/1316	06/14	A	01/18								
3282/ELM/1317	06/14	A	01/18								
3282/ELM/1318	06/14	A	01/18								
3282/ELM/1319	06/14	A	01/18								
3282/ELM/1320	06/14	A	01/18								
3282/ELM/1321	06/14	A	10/14								
3282/ELM/1322	06/14										
3282/ELM/1323	06/14	A	01/18								
3282/ELM/1324	06/14	A	01/18								
3282/ELM/1325	06/14	A	10/14	B	01/18						
3282/ELM/1326	06/14										
3282/ELM/1327	06/14										
3282/ELM/1328	06/14	A	01/18								
3282/ELM/1329	06/14	A	01/18								
3282/ELM/1330	06/14	A	10/14	B	01/18						
3282/ELM/1331	06/14	A	10/14	B	01/19						
3282/ELM/1332	06/14	A	10/14	B	01/19						
3282/ELM/1333	06/14										
3282/ELM/1334	06/14	A	01/19								
3282/ELM/1335	06/14										
3282/ELM/1336	06/14	A	01/19								
3282/ELM/1337	06/14	A	10/14	B	01/19						

3282/ELM/1338	06/14	A	01/19							
3282/ELM/1339	06/14	A	10/14	B	01/19					
3282/ELM/1340	06/14									
3282/ELM/1341	06/14	A	10/14	B	01/19					
3282/ELM/1342	06/14	A	01/19							
3282/ELM/1343	06/14	A	10/14	B	01/19					
3282/ELM/1344	06/14	A	10/14	B	01/19					
3282/ELM/1345	06/14	A	01/19							
3282/ELM/1346	06/14	A	01/19							
3282/ELM/1347	06/14	A	01/19							
3282/ELM/1348	06/14	A	01/19							
3282/ELM/1349	06/14	A	01/19							
3282/ELM/1350	06/14	A	04/17							
3282/ELM/1351	06/14	A	10/14	B	04/17					
3282/ELM/1352	06/14	A	10/14	B	04/17					
3282/ELM/1353	06/14	A	10/14							
3282/ELM/1354	06/14									
3282/ELM/1355	06/14	A	10/14	B	01/19					
3282/ELM/1356	06/14	A	01/19							
3282/ELM/1357	06/14	A	04/17							
3282/ELM/1358	06/14	A	04/17							
3282/ELM/1359	06/14	A	04/17							
3282/ELM/1360	06/14	A	04/17							
3282/ELM/1361	06/14	A	10/14	B	04/17					
3282/ELM/1362	06/14	A	10/14	B	04/17	C	01/19			
3282/ELM/1363	06/14									
3282/ELM/1364	06/14	A	04/17							
3282/ELM/1365	06/14									
3282/ELM/1366	06/14									
3282/ELM/1367	06/14									
3282/ELM/1368	06/14	A	01/19							
3282/ELM/1369	06/14	A	10/14							
3282/ELM/1370	06/14									
3282/ELM/1371	06/14	A	01/19							
3282/ELM/1372	06/14	A	10/14	B	01/19					
3282/ELM/1373	06/14									
3282/ELM/1374	06/14	A	01/19							
3282/ELM/1375	06/14	A	01/19							
3282/ELM/1376	06/14	A	10/14	B	01/19					
3282/ELM/1377	06/14	A	10/14	B	01/19					
3282/ELM/1378	06/14	A	01/19							
3282/ELM/1379	06/14	A	10/14	B	01/19					
3282/ELM/1380	06/14	A	10/14	B	01/19					
3282/ELM/1381	06/14	A	10/14	B	01/19					
3282/ELM/1382	06/14	A	10/14	B	01/18					
3282/ELM/1383	06/14	A	10/14	B	01/18					
3282/ELM/1384	06/14	A	01/18							
3282/ELM/1385	06/14	A	07/16							
3282/ELM/1386	06/14	A	07/16							
3282/ELM/1387	06/14	A	07/16							
3282/ELM/1388	06/14									
3282/ELM/1389	06/14	A	10/14							

SURREY COUNTY COUNCIL

No. IN SEALING
REGISTER 25028

ORDERED TO
BE SEALED
ELMBRIDGE LOCAL COMMITTEE
14/09/17 ITEM 38/17 11/06/18 ITEM 22/18
24/02/2014 02/04/2016 AND 27/02/18

DATED 7TH MARCH 2019

**ROAD TRAFFIC REGULATION ACT 1984
SECTIONS 1(1) AND 2(1) TO (3) 4 32 35 36 45
46 49 51 AND 53 OF AND PART IV OF
SCHEDULE 9**

**THE SURREY COUNTY COUNCIL
WALTON CONTROLLED
PARKING ZONE IN THE BOROUGH OF
ELMBRIDGE (CONSOLIDATION
OF WAITING RESTRICTIONS
AND ON-STREET PARKING PLACES)
ORDER 2014 (AMENDMENT NO.6)
ORDER 2019**