

THE SURREY COUNTY COUNCIL

REIGATE AND BANSTEAD

(ON-STREET CAR CLUB PARKING PLACES) ORDER 2016

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ARRANGEMENT OF THE SCHEDULE

FIRST SCHEDULE - Designated Car Club Parking Place

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THE SURREY COUNTY COUNCIL in exercise of their powers under Sections 45 46 47 48 49 51 and 52 of the Road Traffic Regulation Act 1984 (hereinafter called "the 1984 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 1984 Act hereby make the following Order:-

PART I
GENERAL

Citation and commencement

1 THIS Order may be cited as "The Surrey County Council Reigate and Banstead (On-Street Car Club Parking Places) Order 2016" and shall come into operation on 25 July 2016

Interpretation

2 (1) In this Order except where the context otherwise requires the following expressions shall have the meanings hereby respectively assigned to them:-

"agents" means any person or persons authorised by or on behalf of the Council to supervise and/or enforce the car club parking place designated by this Order

"Borough Council" means the Reigate and Banstead Borough Council situated at Town Hall Castlefield Road Reigate Surrey RH2 0SH

"car club" means a community car club or similar organisation (including any person or organisation acting on behalf of such club or organisation) which operates a short term hire scheme approved in writing by the Council to operate within the boundaries of the County of Surrey

"car club permit holder" means a person or organisation to whom or to which a car club parking permit has been issued

"car club parking permit" means the car club parking permit and, in the plural, more than one such permit, issued by the Council to a car club under the provisions of Article 19

"car club parking place" means the area on a highway designated as a car club parking place by this Order for the leaving during the permitted hours of such vehicles as display in the manner specified in Article 23 a valid car club parking permit issued in respect of that vehicle

"car club parking place number" means the number specified in the Fourth Column of The Schedule relating to the item number specified in the First Column of The Schedule and which item number relates to the designated car club parking place specified in the Second Column of The Schedule

"car club vehicle" means a vehicle of a type approved by the Council and provided by a car club or the Council for the use of persons who have paid any relevant membership or other car club fee and by means of a real-time or advance booking system may have use of the

vehicle for a specified period and which displays the car club parking permit issued by the Council

"carriageway" has the same meaning as in Section 329 of the Highways Act 1980

"civil enforcement officer" has the same meaning as in Section 76 of the Traffic Management Act 2004

"Council" means Surrey County Council or its appointed agents

"driver" in relation to a vehicle waiting in the car club parking place means the person driving the vehicle at the time it was last left in the car club parking place

"electronic communications apparatus" has the same meaning as in paragraph 1 of Schedule 2 to the Telecommunications Act 1984 and Sections 106 and 151 of the Communications Act 2003

"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

"goods" means goods of any kind whether animate or inanimate and "delivering" and "collecting" in relation to any goods or postal packets includes checking the goods or postal packets for the purpose of their delivery or collection

"goods vehicle" means a motor vehicle the maximum gross weight of which does not exceed 5 tonnes and which is constructed or adapted for use for the carriage of goods or burden of any description and is not drawing a trailer

"maximum gross weight" has the same meaning as in Schedule 1 of the Traffic Signs Regulations and General Directions 2016 (S.I. 2016/362)

"motor cycle" "motor vehicle" and "invalid carriage" have the same meanings as in Section 136 of the 1984 Act

"one-way road" means a highway in which the driving of vehicles otherwise than in one direction is prohibited

"owner" has the same meaning as defined in sub-section (1) of Section 92 of the Traffic Management Act 2004

"parking place" means the area on a highway designated as a car club street parking place by this Order

"parking bay" means a space in the car club parking place which is provided for the leaving of vehicles

"passenger vehicle" means a motor vehicle (other than a motor cycle or invalid carriage) constructed or adapted solely for the carriage of not more than eight passengers (exclusive of the driver) and their effects and not drawing a trailer

"penalty charge" has the same meaning as defined in Section 92 of the Traffic Management Act 2004

"penalty charge notice" has the same meaning as in the General Regulations

"permitted hours" in relation to a car club parking place means at any time of the day or night throughout the week

"plans" means the drawings listed in the Second Schedule the drawing number of each of those drawings being given in the first column of that Schedule

"postal packets" has the same meaning as in Sub-section (1) of Section 125 of the Postal Services Act 2000

"road" includes any part of a road and has the same meaning as in Section 142 of the 1984 Act

"the General Regulations" means The Civil Enforcement of Parking Contraventions (England) General Regulations 2007 (S.I. 2007/3483)

"the 1986 Regulations" means the Removal and Disposal of Vehicles Regulations 1986 (S.I. 1986/183)

"traffic sign" means a sign of any size colour and type prescribed or authorised under or having effect as though prescribed or authorised under Section 64 of the 1984 Act

"trailer" has the same meaning as in Section 136 of the 1984 Act and includes a trailer any part of which is superimposed on the drawing vehicle

"waiver certificate" means a certificate issued on behalf of the Council for the purposes of paragraph (h) of Article 11 permitting a specified vehicle to wait in special circumstances on a length or lengths of roads where the waiting of that vehicle would otherwise be restricted or prohibited

(2) Any reference in this Order to a numbered Article Part or Section shall unless the context otherwise requires be construed as a reference to the Article Part or Section bearing that number in this Order

(3) Any reference in this Order to The Schedule shall unless the context otherwise requires be construed as a reference to The Schedule to this Order

(4) 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

(5) Any reference in this Order to a road or a length of a road shall unless otherwise specified be construed as a reference to the whole width of that road or length of road

(6) For the purposes of sub-paragraph (i) of paragraph (4) of Article 8 and of Article 11 a vehicle and any trailer drawn thereby shall be deemed to be a single vehicle

PART II

DESIGNATION OF A CAR CLUB PARKING PLACE

Designation of such a parking place

3 THE area on a highway comprising the length of carriageway of the road specified in the Second Column of The First Schedule and shown on the plans and bounded on one side of that length by the edge of the carriageway and having a width throughout of 2.8 metres is hereby designated as a car club parking place

Number and situation of parking bays

4 THE number of parking bays in the car club parking place as described in The Schedule shall not exceed the number specified in relation thereto in that Schedule and the number and situation of such bays in the car club parking place shall be as may be determined by the Council

Vehicles for which such a parking place is designated

5 THE car club parking place may be used subject to the provisions of this Order for the leaving during the permitted hours of such vehicles only as display in the manner specified in Article 23 a valid car club parking permit issued in respect of that vehicle

FOR the avoidance of doubt it is hereby stated by the Council that the provisions of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000 (S.I. 2000/683) shall not apply to this Order

Manner of standing in such a parking place

6 THE driver of a vehicle waiting in the car club parking place during the permitted hours in accordance with the foregoing provisions of this Order shall cause it so to stand:-

- (a) (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
- (b) that the distance between the edge of the carriageway and the nearest wheel of the vehicle is not more than 300 millimetres and
 - (c) (i) that every part of the vehicle is within the limits of a parking bay and
 - (ii) that every part of the vehicle is within the limits of a car club parking place
- and
- (d) that no part of the vehicle obstructs any vehicular means of ingress to or egress from any premises

Alteration of position of a vehicle in such a parking place

7 WHERE any vehicle is standing in the car club parking place in contravention of the provisions of Article 6 or of the provisions of Article 13 a police constable in uniform or a

person duly authorised by the Council 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

8 (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 the car club 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 any building operation demolition or excavation adjacent to the said car club parking place the maintenance improvement or reconstruction of the highway or the cleansing of gullies in or adjacent to that parking place 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 the placing maintenance or removal of any traffic sign
- (c) for the convenience of occupiers of premises adjacent to the said car club 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 car club parking place at times of weddings or funerals or on other special occasions

(2) Subject as set out in paragraph (1) of this Article a police constable in uniform or a civil enforcement officer may suspend for not longer than twenty-four hours the use of the car club 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 the car club parking place or any part thereof in accordance with the provisions of this Article the person authorising or causing such suspension 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

(4) No person shall cause or permit any vehicle to wait in the car club parking place or any part thereof during such period as there is in or adjacent to that parking place or that

part thereof 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 11(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 police constable in uniform or a civil enforcement officer acting in the exercise of lawful authority

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

9 DURING the permitted hours no person shall use the car club parking place or any vehicle while it is in the car club 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 of his skill in handicraft or his services in any other capacity

10 THE driver of a motor vehicle using the car club 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

11 (1) Notwithstanding the foregoing provisions of this Order any vehicle may wait during the permitted hours anywhere in any part of the car club parking place 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 police constable in uniform or a civil enforcement officer 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 in order 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 car club 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 posting boxes adjacent to the car club 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 8(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 car club parking place in which the vehicle is waiting from or to a depository another office or dwelling-house
- (h) the 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 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 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 Council believes to be that person's address and the certificate shall forthwith be surrendered to the Council

(2) No charge shall be payable in respect of any vehicle waiting in a car club parking place in accordance with the provisions of sub-paragraphs (a) to (g) of paragraph (1) of this Article and a valid car club parking permit need not be displayed on that vehicle

Offence

12 EXCEPT as provided by this Order the driver of a vehicle shall not cause or permit a

vehicle to wait in the car club parking place or any part thereof during the permitted hours

Manner of waiting in such a parking place

13 NO person shall cause or permit a vehicle to wait in the car club parking place by virtue of the provisions of paragraph (1)(e) (f) (g) or (h) of Article 11 otherwise than so that:-

- (a) the longitudinal axis of the vehicle is parallel to the edge of the carriageway nearest to the vehicle and
- (b) and the distance between the said edge and the nearest wheel of the vehicle is not more than 300 millimetres and
- (c) 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 last foregoing 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 Article 11

Placing of traffic signs etc

14 THE Council shall -

- (a) place and maintain a traffic sign or traffic signs indicating the limits of the car club parking place and/or of each parking bay and
- (b) place and maintain in or in the vicinity of the car club parking place referred to in The Schedule a traffic sign or traffic signs indicating that such parking place may be used during the permitted hours for the leaving only of the vehicles specified in Article 5 and
- (c) carry out such other work as is reasonably required for the purposes of the satisfactory operation of the car club parking place

PART III

SUPPLEMENTARY PROVISIONS

SECTION I - MOVEMENT OF AND/OR

REMOVAL OF VEHICLES FROM

THE CAR CLUB PARKING PLACE

Movement of a vehicle in such a parking place in an emergency

15 ANY person duly authorised by the Council or a police constable in uniform or a civil enforcement officer may move or cause to be moved in case of emergency to any place he thinks fit any vehicle left unattended in the car club parking place

Removal of a vehicle from such a parking place

- 16 (1) When a vehicle is left in the car club parking place in contravention of any of the provisions contained in this Order a person authorised in that behalf by

the Council or a police constable in uniform or a civil enforcement officer may remove the vehicle or arrange for it to be moved from that parking place
BUT PROVIDED THAT civil enforcement officers shall not exercise the powers in this Article other than in accordance with the 1986 Regulations

- (2) Where it appears to the Borough Council or a police constable in uniform that a vehicle left in the car club parking place has been abandoned a civil enforcement officer or a police constable in uniform may in such manner as they consider necessary for the purpose remove the vehicle or arrange for it to be moved from that parking place

PROVIDED THAT where the Borough Council or a police constable in uniform propose to move such a vehicle which in the opinion of the Borough Council or a police constable in uniform is in such a condition that it ought to be destroyed then they shall not less than twenty-four hours before removing it cause to be affixed to the vehicle a notice stating that they propose to remove it for destruction at the end of that period

17 WHEN a person authorised by the Council or a police constable in uniform or a civil enforcement officer removes or makes arrangements for the removal of a vehicle from the car club parking place by authority of Article 16 he shall except in the case of a vehicle which in the opinion of the Council or the Chief Constable is in such condition that it ought to be destroyed make such arrangements as may be deemed reasonably necessary for the safe custody of the vehicle

Charges for the removal and storage of a vehicle from such a parking place

18 WHERE a vehicle is removed by the Council or a police constable in uniform from the car club parking place in pursuance of Article 16 there shall be payable to the Council or the Chief Constable pursuant to Section 102 of the 1984 Act and the Removal Storage and Disposal of Vehicles (Prescribed Sums and Charges etc.) Regulations 1989 charges for the removal storing and disposal of the said vehicle in accordance with the provisions of the said Regulations

SECTION II – CAR CLUB PARKING PERMITS

Application for and issue of a car club parking permit

19 (1) A car club which is the owner or authorised user of a vehicle of the following classes that is to say a passenger vehicle or a goods vehicle may apply to the Council for the issue of as many car club parking permits as there are parking bays in respect of the car club parking place referred to in the Second Column of The First Schedule the item number of such parking place being specified in the First Column of that Schedule with the number of

parking bays in relation to that car club parking place being specified in the Third Column of that Schedule

- (2) Any such application as is mentioned in paragraph (1) above shall be made on a form or forms issued by and obtainable from the Council and shall include the particulars and information required by such form or forms to be supplied and shall be accompanied by a remittance for the appropriate fee hereinafter specified
- (3) The fee referred to in paragraph (2) of this Article payable to the Council shall be the sum of ten pounds in respect of each car club parking permit which subject to the provisions of this Order shall be valid for a period of twelve months running from any day of the month on which the car club parking permit first becomes valid
- (4) The Council shall not be under any obligation to issue more than one car club parking permit in respect of the car club parking place referred to in paragraph (1) of this Article at any one time and in any event the issue of car club parking permits shall be at the sole discretion of the Council whose decision shall be final
- (5) The Council may at any time require an applicant for a car club parking permit or a car club parking permit holder to produce to an officer of the Council such evidence in respect of an application for a car club parking permit made to them or in respect of any car club parking permit issued by them to that car club or any representative thereof as they may reasonably call for to verify that application and/or the car club parking permit is valid
- (6) Upon receipt of an application duly made under the provisions of paragraph (1) of this Article the Council upon being satisfied that the applicant is a car club and is the owner or authorised user of a vehicle of the classes specified in paragraph (1) of this Article may in its absolute discretion issue to the applicant therefor a car club parking permit or permits (as appropriate) such car club parking permit or permits being for the leaving without time limit during the permitted hours in a parking bay (where such a parking bay is provided) in any car club parking place of the vehicle to which such parking permit relates by the driver of such vehicle
- (7) If the Council is either unable or decides not to issue a car club parking permit to an applicant therefor any remittance paid shall be refunded to the said applicant
- (8) It is hereby stated by the Council that -
 - (a) the issuing of a car club parking permit or permits to a car club permit

holder does not guarantee that any parking bay within the car club parking place will be available for use by the car club permit holder aforesaid during the permitted hours and the Council shall not be liable in respect of any loss or inconvenience caused by no parking bay or parking bays being available for use within the car club parking place and

- (b) the car club parking permit remains at all times whilst it is issued to a parking permit holder or vehicle driver the property of the Council

Surrender withdrawal and validity of car club parking permits

- 20
- (1) A car club parking permit holder may surrender a car club parking permit to the Council at any time and shall surrender it to the Council on the occurrence of any one of the events set out in paragraph (3) of this Article or in accordance with the provisions of paragraph (5) of this Article
 - (2) The Council may by notice in writing served on a car club parking permit holder by sending the same by the recorded delivery service to that car club at the address shown by that car club on the application for the car club parking permit or at any other address believed to be that car club's place of abode withdraw a car club parking permit if it appears to the Council that any one of the events set out in paragraph (3)(a) (b) (d) (e) or (f) of this Article has occurred and that person shall surrender the car club parking permit to the Council within 48 hours of the receipt of the afore-mentioned notice
 - (3) The events referred to in the foregoing provisions of this Article are -
 - (a) the car club to which the car club parking permit has been issued ceasing to be car club authorised or recognised as such by the Council
 - (b) the car club ceasing to be the authorised user of the car club parking place or the owner or authorised user of the vehicle in respect of which the car club parking permit was issued
 - (c) the withdrawal of the car club parking permit by the Council under the provisions of paragraph (2) of this Article
 - (d) the vehicle in respect of which the car club parking permit was issued being adapted or used in such a manner that it is not a vehicle of a class specified in paragraph (1) of Article 19
 - (e) the car club parking permit having been obtained by fraud and/or deception or as a result of incorrect material information supplied by the applicant therefor
 - (f) the car club parking permit bearing the words and number other than

- that indicated by the Council pursuant to the provision of paragraph (1) of Article 2 relating to a car club parking permit
- (g) the issue of a duplicate car club parking permit by the Council pursuant to the provisions of Article 21
 - (h) the designation by the Council of the car club parking place in respect of which the car club parking permit has been issued is revoked
 - (i) the car club parking permit ceasing to be valid pursuant to the provisions of paragraph (4) of this Article
- (4) Without prejudice to the foregoing provisions of this Article a car club parking permit shall cease to be valid at the expiration of the period stated thereon or on the occurrence of any one of the events set out in paragraph (3) of this Article whichever is the earlier
- (5) Where a car club parking permit is issued pursuant to paragraph (6) of Article 19 to a car club upon receipt of a cheque and the cheque is subsequently dishonoured the car club parking permit shall cease to be of any effect and the Council shall by notice in writing served on the car club to whom such car club parking permit was issued by sending the same by the recorded delivery service to that car club at the address shown by that car club on the application for the car club parking permit, or at any other address believed to be the address of the car club, require that person to surrender the car club parking permit to the Council within 48 hours of the receipt of the aforementioned notice

Application for and issue of duplicate car club parking permits

- 21 (1) If a car club parking permit is mutilated or torn or accidentally defaced or the figures or particulars thereon have become illegible or the colour of the car club parking permit has become altered by fading or otherwise the car club parking permit holder shall either surrender it to the Council or apply to the Council for the issue to them of a duplicate car club parking permit and the Council upon receipt of the car club parking permit shall issue a duplicate car club parking permit so marked and upon such issue the first mentioned car club parking permit shall become invalid
- (2) If a car club parking permit is lost or destroyed the car club parking permit holder may apply to the Council for the issue to him of a duplicate car club parking permit and the Council upon being satisfied as to such loss or destruction shall issue a duplicate car club parking permit so marked and upon such issue the first mentioned car club parking permit shall become invalid

- (3) The provisions of this Order shall apply to a duplicate car club parking permit and an application therefor as if it were a car club parking permit or as the case may be an application therefor

Form of car club parking permits

22 A car club parking permit shall be in writing and shall include the following particulars:-

- (a) the registration mark of the vehicle in respect of which the car club parking permit has been issued and
- (b) the period during which subject to the provisions of paragraph (4) of Article 20 the car club parking permit shall remain valid and
- (c) an indication that the car club parking permit has been issued by the Council and
- (d) a serial number identifiable in the office of issue and
- (e) the number of the car club parking place in respect of which the car club parking permit has been issued

Display of car club parking permits

23 AT all times during which a vehicle of a class specified in paragraph (1) of Article 19 is left in a car club parking place during the permitted hours a valid car club parking permit shall be displayed on the vehicle [in respect of which it was issued / on which it is being used] on the front or near side of the vehicle so that all the particulars on the car club parking permit are readily visible from the front or near side of the vehicle

PROVIDED THAT no such car club parking permit need be so displayed if the vehicle is waiting in such a car club parking place pursuant to the provisions of Article 11

Restriction on the removal of car club parking permits

24 WHERE a car club parking permit has been displayed on a vehicle in accordance with the provisions of Article 23 no person other than a representative of the car club shall remove the car club parking permit from the vehicle unless authorised to do so by the said car club

PROVIDED THAT nothing in this Article shall apply to a civil enforcement officer acting in the exercise of lawful authority or to a police constable in uniform or to any other person removing the vehicle pursuant to the provisions of Article 16

Refund of fee paid in respect of a car club parking permit

25 (1) A car club parking permit holder who surrenders a car club parking permit to the Council before the car club parking permit becomes valid shall be entitled

to a refund of the fee paid in respect thereof

- (2) A car club parking permit holder who surrenders a car club parking permit to the Council after the said car club parking permit has become valid shall not be entitled to a refund

SECTION III - GENERAL

Saving with respect to the car club parking place

26 INsofar as any provision contained in PART III conflicts with any provision that is contained in 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 -

- (a) the waiting loading or unloading by vehicles and
- (b) 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

Saving with respect to other enactments

27 SUBJECT to the provisions contained in Article 26 the prohibitions restrictions and requirements imposed by this Order are in addition to and not in derogation of any prohibition restriction or requirement imposed by any other enactment and any exception or exemption from the provisions of this Order is without prejudice to the provisions of any other enactment

PART IV

(See over)

PART IV

ENFORCEMENT

Contraventions

28 IF a vehicle is left without complying with any of the requirements of this Order then a contravention will have occurred and a penalty charge shall be payable. A Penalty Charge Notice showing the information required by Section 78 of the Traffic Management Act 2004 or any Regulations made thereunder may then be issued by a Civil Enforcement Officer in accordance with the requirements of Section 78 of the Traffic Management Act 2004

Restriction on removal of Penalty Charge Notices

29 WHERE a Penalty Charge Notice has been attached to a vehicle in accordance with the provisions of this Order no person not being the driver of the vehicle a police constable in uniform or a civil enforcement officer shall remove that Notice from the vehicle unless authorised to do so by the driver

Manner of payment of penalty charge

- 30 (1) The driver of a vehicle in respect of which the penalty charge has been incurred shall pay the penalty charge to the Council EITHER by cheque or postal order which shall be delivered or sent by post so as to reach the the Cash Office of the Reigate and Banstead Borough Council situated at Town Hall Castlefield Road Reigate Surrey RH2 0SH within twenty-eight days of the issue of the penalty charge OR in cash in person at the said Civic Offices not later than as aforesaid OR by credit card or debit card OR by using the said Borough Council's telephone or on-line payment systems
- (2) If the penalty charge is paid before the end of the period of fourteen days beginning with the date of the Penalty Charge Notice the amount of the penalty charge will be reduced by the specified proportion
- PROVIDED THAT in this paragraph "specified proportion" means such proportion applicable to all cases as may be determined by the Council
- (3) If the owner fails to pay the penalty charge by the end of the twenty-eight day period a Notice to Owner may be served and if the charge is then not paid within a further period of twenty-eight days it may be increased by fifty per cent

If the fourteen or twenty-eight day periods referred to above fall on a day when the aforesaid Council Offices are closed the period within which payment shall be made shall be extended until 4.45 p.m. on the next full day on which the aforesaid Council Offices are open

THE SCHEDULE

(See over)

FIRST SCHEDULE (SEE ARTICLE 3)

AREA ON A ROAD DESIGNATED AS A CAR CLUB PARKING PLACE

IN RELATION TO THE CAR CLUB PARKING PLACE DESCRIBED IN THIS SCHEDULE THE EXPRESSION "PERMITTED HOURS" MEANS AT ANY TIME OF THE DAY OR NIGHT THROUGHOUT THE WEEK SUBJECT TO THE PROVISIONS OF ARTICLE 8(4)(I) AND (II) AND ARTICLE 11 PARKING PLACE IN RESPECT OF WHICH ANY VEHICLE MAY BE LEFT DURING THE PERMITTED HOURS IF IT DISPLAYS A CAR CLUB PARKING PERMIT

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN	FOURTH COLUMN
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No. of parking place	Designated car club parking place	Number of parking bays	Car Club Parking Place Number
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1	High Street, Redhill, outside the property known as "Kingsgate House"	1	CO-002
2	Warwick Road Redhill outside of the property known as "Regent House"	1	CO-003

SECOND SCHEDULE

LIST OF DRAWINGS

Drawing No	Date Drawn	Rev'n	Date Revised	Rev'n	Date Revised	Rev'n	Date Revised
3282/R&B/18000	08/12	A	02/15	B	07/16		
3282/R&B/18001	08/12	A	07/16				
3282/R&B/18002	08/12	A	07/16				
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3282/R&B/18006	08/12	A	02/15	B	07/16		
3282/R&B/18007	08/12	A	02/15				
3282/R&B/18008	08/12	A	02/15				
3282/R&B/18009	08/12	A	02/15	B	07/16		
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3282/R&B/18011	08/12	A	02/15	B	07/16		
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3282/R&B/18016	08/12						
3282/R&B/18017	08/12						
3282/R&B/18018	08/12						
3282/R&B/18019	08/12						
3282/R&B/18020	08/12	A	02/15				
3282/R&B/18021	08/12						
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3282/R&B/18023	08/12						
3282/R&B/18024	08/12	A	02/15	B	07/16		
3282/R&B/18025	08/12	A	02/15	B	07/16		
3282/R&B/18026	08/12						
3282/R&B/18027	08/12	A	07/16				
3282/R&B/18028	08/12						
3282/R&B/18029	08/12						
3282/R&B/18030	08/12						
3282/R&B/18031	08/12						
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3282/R&B/18033	08/12	A	02/15				
3282/R&B/18034	08/12	A	02/15				
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3282/R&B/18041	08/12	A	07/16				
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3282/R&B/18043	08/12	A	07/16				

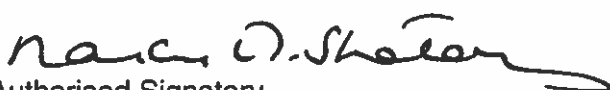
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3282/R&B/18051	08/12						
3282/R&B/18052	08/12	A	07/16				
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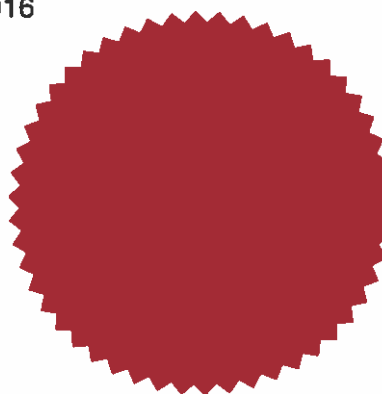
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Executed as a Deed by Surrey County Council on 20 July 2016

EXECUTED AS A DEED by affixing)
 THE COMMON SEAL of SURREY)
 COUNTY COUNCIL was hereunto affixed)
 presence of:-)


 Authorised Signatory



SURREY COUNTY COUNCIL

DATED 20 JULY 2016

No. IN SEALING REGISTER 16222
ORDERED TO REIGATE & BANSTEAD LOCAL COMMITTEE
BE SEALED 8/6/15 ITEM 12/15

ROAD TRAFFIC REGULATION ACT 1984
SECTIONS 45 46 47 48 49 51 AND 52

SURREY COUNTY COUNCIL
REIGATE AND BANSTEAD
(ON-STREET
CAR CLUB PARKING
PLACES) ORDER 2016