

**DATED:**

**2010.**

**BOROUGH OF TORBAY,  
(VARIOUS STREETS, TORQUAY)  
(STREET PARKING PLACES{PAY & DISPLAY})  
ORDER 2009.**

**ELIZABETH RAIKES  
Chief Executive  
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Torquay  
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**On Street Order.**

**BOROUGH OF TORBAY,  
(VARIOUS STREETS, TORQUAY)  
(STREET PARKING PLACES {PAY & DISPLAY})  
ORDER 2009.**

Torbay Council (hereinafter referred to as 'the Council') in exercise of their powers under Sections 1 (1), 2(1) – (3), 4(2), 45, 46, 49, 53 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("the Act") and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 of the hereby make the following Order:-

**Part I**

1. This Order shall come into operation on the \_\_\_\_\_ and may be cited as "Borough of Torbay (Various Streets, Torquay) (Street Parking Places {Pay & Display}) Order 2009.

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

"civil enforcement officer" means a person authorised by or on behalf of the Council to supervise any parking place;

"cycle" has the same meaning as in Section 196 of the Road Traffic Act 1972;

"disabled person's vehicle" has the same meaning as in the Local Authorities Traffic Orders (Exemptions for Disabled Persons)(England) Regulations 2000;

"disabled person's badge" has the same meaning as in the Disabled Persons(Badges for Motor Vehicles)(England) Regulations 2000;

"goods" includes postal packets of any descriptions; and delivering and collection in relation to any goods including checking the goods for the purpose of their delivery or collection;

"goods vehicle" means a motor vehicle which is constructed or permanently adapted for the use of the carriage of goods or burden of any description, and unless it is an articulated vehicle within the meaning of S138(3) of the Act, is not drawing a trailer;

"motor cycle" and "invalid carriage" have the same meaning respectively as in Section 136 of the Act;

"parking bay" means a space in a parking place which is provided for the leaving of a vehicle;

"parking disc" means a disc, issued by a Local Authority, 125 millimetres square coloured blue and capable of showing the quarter hour period during which a period of waiting begins;

"parking place" means an area of Highway designated as a parking place by Article 3 of this Order;

“parking meter” means an apparatus of a type and design approved by the Secretary of State for Transport for the purpose of this Order being apparatus designed to indicate the time by a clock and to issue numbered tickets indicating the payment of a charge, the period in respect of which it has been paid and the day and time at which the charge was paid, or the expiry time of the period paid for;

“passenger vehicle” means a motor vehicle (other than a motor cycle or invalid carriage) constructed solely for the carriage of passengers and their effects and adapted to carry not more than twelve passengers exclusive of the driver, and not drawing a trailer;

“permitted hours” means the hours specified for charging purposes in the Schedules to this Order in respect of any parking place and are the hours during which a parking charge shall be paid for the leaving of a vehicle in that parking place;

“relevant position” is as defined in Regulation 4 of the Local Authorities’ Traffic Orders (Exemptions for Disabled Persons)(England) Regulations 2000;

“telecommunication apparatus” has the same meaning as defined in Section 4(3) of the Telecommunications Act 1984;

“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 Act;

(2) Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended by any subsequent enactment.

(3) Without prejudice to anything done before or to any liability incurred before the coming into force of this Order the “Borough of Torbay (Various Streets, Torquay) (Street Parking Places {Pay & Display}) Order 2008 is hereby revoked.

## **Part 2**

### **Designation of Parking Places**

3. Each area on a highway in Torquay which is described as a designated parking place in Schedules 1- 6 of this Order is designated as a parking place.

### **Marking on the Carriageway of Parking Places and Parking Bays.**

4. The limits of each parking place and the limits of any parking bay shall be indicated by the Council on the carriageway by appropriate traffic signs.

### **Vehicles for which Parking Places are Designated.**

5. Each parking place may be used, subject to the provisions of this Order, for the leaving during the permitted hours of such vehicles as are passenger vehicles, goods vehicles, motor cycles or disabled persons vehicles.

## **Amount and Method of Payment of Initial Charge at Parking Places and Display of Tickets**

6. (1) The initial charge for a vehicle left in a parking place during the permitted hours specified in Schedules 1,2, 3 and 4 shall, subject as hereinafter provided, be either:
- (a) 20p for an initial period of not more than 10 minutes;
  - (b) 60p for an initial period of not more than 30 minutes;
  - (c) £1 for an initial period of not more than one hour;
  - (d) £2 for an initial period of not more than two hours;
- (2) The initial charge for a vehicle left in a parking place during the permitted hours specified in Schedules 5 shall, subject as hereinafter provided, be either:
- (a) 20p for an initial period of not more than 10 minutes;
  - (b) 30p for an initial period of not more than 30 minutes;
  - (c) £1 for an initial period of not more than one hour;
  - (d) £2 for an initial period of not more than two hours;
  - (e) £3 for an initial period of not more than three hours;
- (3) The initial charge for a vehicle left in a parking place during the permitted hours specified in Schedule 6 shall, subject as hereinafter provided, be either:
- (a) 20p for an initial period of not more than 10 minutes
  - (b) 30p for an initial period of not more than 30 minutes;
  - (c) 60p for an initial period of not more than one hour;
  - (d) £1.20 for an initial period of not more than two hours;
  - (e) £1.80 for an initial period of not more than three hours;
- (4) The initial charge shall be payable on the leaving of the vehicle in a parking place by the insertion in a parking meter relating to the parking bay in which the vehicle is left coins of denominations between 5p and £2 to the correct amount.
- (5) Upon payment of the initial charge for the vehicle the driver thereof shall exhibit on the vehicle, in accordance with provisions of paragraphs (6) of this Article, a ticket issued by a parking meter relating to the parking space in which the vehicle is left.
- (6) The ticket referred to in paragraph (5) of this Article shall be exhibited on the vehicle-
- (1) at all times during which the vehicle is left in a parking place during the permitted hours so that all the particulars on that side of the ticket which bears the indication that a parking charge has been paid and the day and time by which the parking period started, are readily visible from the front or near side of the vehicle to a person standing on the near side of the vehicle;
  - (2) where the vehicle is not fitted with a front glass windscreen, on the near side of the vehicle facing towards the near side of the road and not less than 35 centimetres and not more than two metres above the carriageway in the immediate vicinity;

- (3) if a vehicle is left in a parking place outside the charging hours, and is allowed to remain in the parking place during the charging hours, the driver shall purchase a ticket in accordance with this Article before removing the vehicle from the parking place;
- (4) all vehicles shall be parked wholly within a marked parking space in a parking place and parked with its longitudinal axis parallel to the kerb;

If a vehicle is left in a parking place otherwise than in accordance with paragraphs (6)(1) to (4) inclusive of this Article then a penalty charge shall be payable in accordance with Article 7 of this Order.

### **Contravention In a Parking Place**

7. If a vehicle is left in a parking place during the charging hours without complying with the provisions of Articles 5 and 6 of this Order, then a contravention shall be deemed to have occurred and a penalty charge shall be payable. A penalty charge notice showing the information required by the Traffic Management Act 2004 may then be issued by a civil enforcement officer in accordance with the requirements of that Act.
8. (1) When a penalty charge notice has been issued in respect of a vehicle in accordance with the provisions of Article 7 of this Order, no person not being the driver of the vehicle, a civil enforcement officer or a person duly authorised by the Council shall remove the notice from the vehicle.  
  
(2) When a ticket or permit has been exhibited on a vehicle in accordance with the provisions of Article 6 of this Order no person shall remove the ticket or permit from the vehicle until the vehicle has been removed from the parking place.

### **Manner of Payment of the Penalty Charge**

9. (1) The Penalty charge notice shall be paid to the Council in accordance with the instructions indicated on the penalty charge notice, either –
  - (a) by cheque or postal order, which shall be delivered or sent by post to the address indicated in the penalty charge notice; or
  - (b) in cash, which shall be either delivered in person or sent by registered post to the address indicated on the penalty charge notice; or
  - (c) by any other acceptable means which is agreed by the Council or authorised agent and the person or persons paying the penalty charge.
- (2) The penalty charge must be paid to the Council before the end of twenty-eight days beginning with the date of the penalty charge notice.
- (3) If the penalty charge is paid to the Council before the end of a period of fourteen days beginning with the date of the penalty charge notice, the amount of the penalty charge shall be reduced in accordance with the provisions of the Traffic Management Act 2004.
- (4) For the purposes of this Article the penalty charge shall be taken to be paid when it is received at the office at the address indicated on the penalty charge notice and if the end of the period of twenty-eight days specified in paragraph(2) of

this Article or the end of the period of fourteen days specified in paragraph(3) of this Article falls upon a day the said office is closed, the period within which the payment of the penalty charge shall be made shall be extended until the time at which the said office closes on the next full day on which that office is open.

### **Parking Meters to be Installed at Parking Places**

10. There shall be one or more parking meter in the vicinity of each parking place.

### **Indications by Parking Meters Tickets**

11. (1) Payment of the initial charge for a vehicle left in a parking place shall be indicated –
- (a) Where it is an amount of 20p by the issue by a parking meter relating to the parking bay in which the vehicle is left on a numbered ticket indicating that the charge has been paid in respect of an initial period of 10 minutes and the day and time of payment of the charge or expiry time of the period paid for and by exhibition of that ticket on the vehicle in the manner specified in Article 6.
  - (b) Where it is an amount of 60p by the issue by a parking meter relating to the parking bay in which the vehicle is left on a numbered ticket indicating that the charge has been paid in respect of an initial period of 30 minutes and the day and time of payment of the charge or expiry time of the period paid for and by exhibition of that ticket on the vehicle in the manner specified in Article 6.
  - (c) Where it is an amount of £1.00 by the issue by a parking meter relating to the parking bay in which the vehicle is left on a numbered ticket indicating that the charge has been paid in respect of an initial period of 1 hour and the day and time of payment of the charge or expiry time of the period paid for and by exhibition of that ticket on the vehicle in the manner specified in Article 6.
  - (d) Where it is an amount of £2.00 by the issue by a parking meter relating to the parking bay in which the vehicle is left on a numbered ticket indicating that the charge has been paid in respect of an initial period of 2 hours and the day and time of payment of the charge or expiry time of the period paid for and by exhibition of that ticket on the vehicle in the manner specified in Article 6.
  - (e) Where it is an amount of £3.00 by the issue by a parking meter relating to the parking bay in which the vehicle is left on a numbered ticket indicating that the charge has been paid in respect of an initial period of 3 hours and the day and time of payment of the charge or expiry time of the period paid for and by exhibition of that ticket on the vehicle in the manner specified in Article 6.
  - (f) Where it is an amount of 20p by the issue by a parking meter relating to the parking bay in which the vehicle is left on a numbered ticket indicating that the charge has been paid in respect of an initial period of 10 minutes and the day and time of payment of the charge or expiry time of the period paid for and by exhibition of that ticket on the vehicle in the manner specified in Article 6, between 01 October and 30 April inclusive each year, in any parking place listed in Schedule 6.
  - (g) Where it is an amount of 30p by the issue by a parking meter relating to the parking bay in which the vehicle is left on a numbered ticket indicating that

- the charge has been paid in respect of an initial period of 30 minutes and the day and time of payment of the charge or expiry time of the period paid for and by exhibition of that ticket on the vehicle in the manner specified in Article 6, between 01 October and 30 April inclusive each year, in any parking place listed in Schedule 6.
- (h) Where it is an amount of 60p by the issue by a parking meter relating to the parking bay in which the vehicle is left on a numbered ticket indicating that the charge has been paid in respect of an initial period of 1 hour and the day and time of payment of the charge or expiry time of the period paid for and by exhibition of that ticket on the vehicle in the manner specified in Article 6, between 01 October and 30 April inclusive each year, in any parking place listed in Schedule 6.
  - (i) Where it is an amount of £1.20 by the issue by a parking meter relating to the parking bay in which the vehicle is left on a numbered ticket indicating that the charge has been paid in respect of an initial period of 2 hours and the day and time of payment of the charge or expiry time of the period paid for and by exhibition of that ticket on the vehicle in the manner specified in Article 6, between 01 October and 30 April inclusive each year, in any parking place listed in Schedule 6.
  - (j) Where it is an amount of £1.80 by the issue by a parking meter relating to the parking bay in which the vehicle is left on a numbered ticket indicating that the charge has been paid in respect of an initial period of 3 hours and the day and time of payment of the charge or expiry time of the period paid for and by exhibition of that ticket on the vehicle in the manner specified in Article 6, between 01 October and 30 April inclusive each year, in any parking place listed in Schedule 6.
- (2) The expiry of the initial period for which the initial charge has been paid shall be indicated where there is exhibited on the vehicle a ticket issued by a parking meter relating to the parking bay in which the vehicle is left showing the day and either the time of payment of the charge and the time shown on the clock on the said parking meter is more than 10, or 30 minutes, or 1, 2, or 3 hours later (as appropriate to the initial time paid for) or an expiry time which has elapsed.

### **Indications By Parking Meters & Tickets as Evidence**

12. (1) If at any time while a vehicle is left in a parking place during the permitted hours no ticket is exhibited on that vehicle in accordance with the provisions of paragraph (1) of the last preceding Article it shall be presumed unless the contrary is proved that the initial charge has not been duly paid;
- (2) If at any time while a vehicle is left in a parking place during the permitted hours the clock on the parking meter from which the ticket was obtained relating to the parking bay in which the vehicle is left and the ticket exhibited on the vehicle give one of the indications mentioned in paragraph (2) of the preceding Article, it shall be presumed unless the contrary is proved that the initial charge has been duly paid and that the initial period for which payment was made by the initial charge has already expired.

### **No Additional Coins to Be inserted after Payment of Initial Charge**

13. No person shall insert in a parking meter relating to the parking bay in which a vehicle is left any coins additional to those inserted by way of payment of the initial charge in respect of that vehicle.

### **Interval Before Vehicle Can be Left Again**

14. No vehicle which has been taken away from a parking bay in a parking place, after the initial charge has been incurred, can be left again in that parking place until after the expiration of one, two, or three hours have passed since the vehicle left the parking place as specified in Schedules 1, 2, 3, 4, 5, or 6 to this Order.

### **Manner of Standing In Parking Places**

15. Every vehicle left in a parking place in respect of which a charge has been incurred shall so stand –
- (a) parallel and adjacent to kerb, unless in the case of a parking place to which special provisions as to the manner of standing of vehicles in that parking place are specified in Column 3 of Schedules 1 - 6 to this Order
  - (b) in the case of any parking place that the distance between the edge of the carriageway and the nearest wheel of the vehicle is not more than 30 centimetres and
  - (c) that every part of the vehicle is within the limits of a parking bay which shall be the appropriate bay in relation to the parking meter in which has been or should have been inserted any coin for the purpose of payment of the initial charge. Provided that, in the case of any parking place referred to in paragraph (b) of this Article –
    - (i) where the length of any vehicle, being a passenger vehicle, precludes it from standing wholly within the limits of a parking bay, being the appropriate bay as provided in paragraph(c) of this Article, such vehicle may so stand in that parking place that, and shall be deemed for the purposes of Articles 15(b) and 21(3) of this Order to be wholly within the limits of a parking bay if:-
    - (ii) the extreme front portion of the extreme rear portion, as the case may be, of the vehicle is within 30 centimetres of the limits of that parking bay, which are indicated on the carriageway in the manner provided in Article 4 of this Order; and
    - (iii) no part of the vehicle is within the limits of any other parking bay.

### **Alteration of Position of Vehicles in Parking Places**

16. Where any vehicle is standing in a parking place in contravention of the provisions of the preceding Article or of the provisions of Article 21(3) of this Order 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.

### **Removal of Vehicle from Parking Places**

17. Where a civil enforcement officer is of the opinion that any of the provisions contained in Articles 6, 7, 8, 13, 14, 15 and 21(3) of this Order have been contravened or not complied with in respect of a vehicle left in a parking place, he/she may remove or cause to be removed the vehicle from the parking place and, where it is removed, shall provide for the safe custody of the vehicle.

### **Movement of Vehicles in Parking Places In Emergencies**

18. Any person duly authorised by the Council, or a police constable in uniform may move or cause to be moved, in case of emergency, to any place he thinks fit, any vehicle left in a parking place.

### **Power to Suspend Use of Parking Places**

19. (1) Any person duly authorised by the Council may suspend the use of a parking place or any part thereof whenever he/she 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 in or adjacent to the parking place or the maintenance, improvement or the laying, erection, alteration, removal or repair in or adjacent to the parking place of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telegraphic line, traffic sign or parking meter;
  - (c) for the convenience of occupiers of premises adjacent to the parking place on any occasion of the removal of furniture from one office or dwelling house to another or the removal of furniture from such premises to a depository or to such premises from a depository;
  - (d) on any occasion on which it is likely by reason of some special event that any street may be thronged or obstructed; or
  - (e) for the convenience of occupiers of premises adjacent to the parking place at times of weddings and funerals, or on other special occasions.
- (2) A Police Constable in uniform may suspend for not longer than twenty-four hours the use of 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) At the discretion of the Chief Officer of police a parking place or any part thereof shall be suspended whenever he/she considers such suspension reasonably necessary to enable the Police to discharge their duties.
- (4) Any person suspending the use of a parking place or any part thereof in accordance with paragraphs(1) or (2) above shall thereupon:-
- (a) in the case of a parking place within which the use of all parking bays relating to one parking meter has been suspended, place or cause to be placed over the parking meter relating to those parking bays a cover indicating that the use of the bays is suspended, also traffic

- signs adjacent to the bays, both actions indicating that waiting by vehicles is prohibited, and ;
- (b) in the case of a parking place the use of any part or parts of which, whether including a parking bay or not, has been suspended, place or cause to be placed in or adjacent to that part or those parts a traffic sign or traffic signs indicating that waiting is prohibited.

(5) On any suspension of the use of a parking place or part of a parking place in accordance with the provisions of paragraph (1) above, if the use of all the bays relating to one parking meter has been suspended, any person duly authorised by the Council may temporarily remove that parking meter and any post, bracket or other support on which such parking meter is fitted.

(6) No person shall cause or permit a vehicle to be left in any part of a parking place during such period there is in or adjacent to that part of the parking place a traffic sign placed in pursuance of paragraph (4)(a) and (b) above

Provided that nothing in this paragraph shall render it unlawful to cause or permit any vehicle being used for fire brigade, ambulance or Police purposes or any vehicle being used for any purpose specified in Article 21(1)(b), (d) or (e) of this Order to be left in that part of the parking place during such period to in this paragraph, or to any other vehicle so left if that vehicle is left without the permission (i) of the person suspending the use of the parking place or part thereof in pursuance of (1) above, or (ii) of a Police constable in uniform.

### **Restriction of Use of Vehicles at Parking Places**

20. No person shall use any vehicle, while it is in a parking place during the permitted hours, in connection with the sale of any article to any person in or near the parking place or in connection with the selling or offering for sale their skill in handicraft or their 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 be left in a parking place in accordance with Article 6 of this Order 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 provisions of Article 21(1)(h) or (j) of this Order apply.

### **Restrictions of Waiting of Vehicles In Parking Places**

21. (1) Without prejudice to the foregoing provisions of this Order with respect to vehicles which are left in a parking place in accordance with those provisions, any vehicle may wait during the permitted hours anywhere on the carriageway in a parking place, other than a parking place or part of a parking place the use of which has been suspended, if –

(a) the vehicle is waiting only for so long as may be necessary to enable a person to board or alight from the vehicle;

- (b) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his/her control or to such waiting being necessary to avoid an accident;
  - (c) the vehicle is a vehicle used for fire brigade purposes or an ambulance, or a vehicle (other than a passenger vehicle) in the service of a police force in either case being in pursuance of statutory powers or duties;
  - (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 in the service of or employed by the Post Office and is waiting whilst postal packets addressed to premises adjacent to the parking place in which the vehicle is waiting are being unloaded from the vehicle, or, having been unloaded there from, are being delivered or while postal packets are being collected from premises or posting boxes adjacent to the parking place in which the vehicle is waiting, or is in use in connection with the servicing of telephone kiosks adjacent to the parking place;
  - (f) the vehicle not being a passenger vehicle is in actual use in connection with the removal of furniture from one office or dwelling house to another or the removal of furniture from such premises to a depository or to such premises from a depository;
  - (g) the vehicle is waiting otherwise than in a parking bay if goods are being sold or offered for sale from the vehicle by a person who is licensed by the Council to sell goods from a stationary pitch situated in or adjacent to the parking place;
- (2) No charge specified in the foregoing provisions of this Order shall be payable in respect of any vehicle waiting in a parking place in accordance with the foregoing provisions of this Article
- (3) Except as provided in the foregoing provisions of this Article, the driver of a vehicle shall not cause or permit the vehicle to wait in a parking place during the permitted hours
- (4) Nothing in the foregoing provisions of this Article shall be taken as authorising anything which would be a contravention of any regulations made or having effect as if made under Section 25 of the Act

### **Manner of Waiting In Parking Places**

22. A person causing or permitting a vehicle to wait in a parking place by virtue of the provisions of sub-paragraph (e), (f), (g), (h), (l) or (j) in paragraph (1) of the last preceding Article shall take all such steps as are necessary to ensure:-
- (a) in the case of a parking place in relation to which special provisions as to the manner of standing of vehicles in that place are specified in Column 3 of Schedules 1-5 to this Order that the vehicle shall so stand –
    - (i) unless the length of the vehicle precludes compliance with this sub-paragraph, as to be in accordance with those provisions and so that every part of the vehicle is within the limits of the parking place, or
    - (ii) if the length of the vehicle does preclude compliance with the last preceding sub-paragraph 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 thirty centimetres; and

- (b) in the case of any other parking place, 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 thirty centimetres.

### **Exemptions from Charges**

23. (1) If at the time when a vehicle is left during the permitted hours in a parking bay there is on every parking meter relating to that bay or in or adjacent to that bay notices placed by any person duly authorised by the Council, or a civil enforcement officer, indicating that the meters relating to that bay are out of order that vehicle shall be exempt from the initial charge provided that it is removed within two hours after the said meters are rectified; if it is not removed within that period the initial charge shall be treated as having been incurred and paid at the time when the vehicle was left in the parking bay and all the provisions of this Part of this Order shall apply accordingly
- (2) The following vehicles left in parking bays during the permitted hours shall be exempt from the payment of any charge or compliance with any limitation of time during which a vehicle may be left in a parking place specified in the foregoing provisions of this Order –
- (i) an invalid carriage;
  - (ii) a vehicle issued to a disabled person by the Department of Health & Social Security in lieu of an invalid carriage;
  - (iii) a disabled persons vehicle which displays in the relevant position a disabled persons badge.
- (3) Without prejudice to the generality of this Article, a vehicle to which this Article applies shall stand in the parking bay in accordance with the provisions of Article 15(a) AND (b) of this Order and wholly within the limits of that bay.
- (4) Any vehicle left in any parking place specified in Schedule 4 to this Order, that is displaying in a prominent position at all times during the permitted hours, a “CPZ Area A” residents permit that is issued and is valid under the terms specified within the "BOROUGH OF TORBAY, TORQUAY HARBOUR NORTH CONTROLLED PARKING ZONE (AREA A) TRAFFIC REGULATION ORDER 2008" and any order that revokes that order.

### **Installation of Parking Meters etc**

24. The Council may install in such positions on or in the vicinity of a parking place as they may think fit such parking meters as are required by this Order for the purposes of that parking place, and carry out such other work as is authorised by this Order or is reasonably required for the purposes of the satisfactory operation of a parking place.

## **Derogation**

25. The restrictions imposed by this Order shall be in addition to and not in derogation of any restrictions or requirements imposed by any other made or having effect as if made under the Act or by or under any other enactment.
26. The powers conferred by this Order on a civil enforcement officer may be exercised by a police constable in uniform.
27. When this Order comes into effect: Borough of Torbay ( Various Streets) (Torquay) (Control of Waiting, Loading & Unloading) Order 2008 is hereby revoked insofar as it relates to the lengths of roads specified therein.

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**Schedule 1: Limited Waiting 2 hours no return in 3 hours 8am – 6pm**

<b>Location.</b>	<b>Description</b>	<b>Special manner of standing of vehicles in parking place</b>
Babbacombe Road	South side from the junction with Torwood Street eastwards for a distance of 8 metres.	Adjacent to kerb
Market Street	South east side, the traffic island at the junctions with Ellacombe and Princes Roads, from a point opposite the boundary of Nos.63/65 north for 12 metres.	Adjacent to kerb
	West side from a point 25 metres south of its junction with Castle Lane to the boundary of Nos.13/15.	Adjacent to kerb
	West side from a point 30 metres north of its junction with Castle Lane north east for a distance of 26 metres	Adjacent to kerb
	West from the south western wall of No.47 North east to the boundary of Nos.53/55	Adjacent to kerb
	West side from the boundary wall of Nos. 59/61 north east for a distance of 23 metres.	Adjacent to kerb
The Terrace	North east side between the unnamed roads to and from Montpelier Road.	Adjacent to kerb
Torwood Street.	North side from the western boundary of No.4 east for a distance of 34 metres.	Adjacent to kerb
	North side from a point 4 metres west of the boundary of Nos.24/26 east to the boundary of Nos.28/30.	Adjacent to kerb
	North side from the boundary of Nos.48/50 to its junction with Babbacombe/South Hill Road.	Adjacent to kerb

**Schedule 1: Limited Waiting 2 hours no return in 3 hours 8am – 6pm**

<b>Location.</b>	<b>Description</b>	<b>Special Manner of standing of vehicles in Parking Place</b>
Torwood Street	South side from a point 38 metres east of its junction with Parkhill Road to the junction with Babbacombe Road.	Adjacent to kerb
	South side lay by opposite Nos. 26 – 32 Torwood Street.	Adjacent to kerb
Victoria Parade	East side from a point 5 metres north of the southern boundary of no.17 north for a distance of 62 metres.	Adjacent to kerb
	East side from the boundary wall of Nos.19/20 south west for a distance of 67 metres.	Adjacent to kerb

**Schedule 2: Limited Waiting 2 hours no return in 3 hours 8am – 6pm Mon - Sat**

<b>Location.</b>	<b>Description</b>	<b>Special Manner of standing of vehicles in Parking Place</b>
Castle Road	North east side from a point 42 metres south east of Castle Circus south east for 56 metres.	Adjacent to kerb
Lymington Road	North east side from a point 129 metres north west of the junction with St Marychurch Road south east for a distance of 21 metres.	Adjacent to kerb
	South west side from a point 131 metres south east of the junction with Trematon Avenue south east for a distance of 29 metres.	Adjacent to kerb
Union Street	North east side from a point 35 metres north west of the junction with Trematon Avenue north west for a distance of 55 metres.	Adjacent to kerb
	North east side from a point 9 metres north west of the junction with Trematon Avenue north west for a distance of 23 metres.	Adjacent to kerb
	South west side from a point 2 metres south east of the west wall of No.228 south west for a distance of 51 metres.	Adjacent to kerb
	South west side from a point 65.5 metres south east of the west wall of No.228 south west for a distance of 49 metres.	Adjacent to kerb
	South west side from a point 20 metres south east of the junction with Trematon Avenue south east for a distance of 75 metres.	Adjacent to kerb

**Schedule 3: Limited Waiting 2 hours no return in 3 hours 9am – 5pm**

<b>Location.</b>	<b>Description</b>	<b>Special manner of standing of vehicles in parking place</b>
Abbey Road	North side from the western boundary of No.25 easterly for a distance of 60 metres.	Adjacent to kerb
	North side from the eastern boundary of No.31 westerly for a distance of 97 metres.	Adjacent to kerb
	North side from the southern boundary of No.61 north west for a distance of 42 metres.	Adjacent to kerb
	North side from the boundary of Nos.71/73 south east for a distance of 14 metres.	Adjacent to kerb

**Schedule 4: Limited Waiting 2 hours no return in 3 hours 8am – 6pm Permit Holders exempt.**

<b>Location.</b>	<b>Description</b>	<b>Special manner of standing of vehicles in Parking Place</b>
Parkhill Road	North west side from the boundary of Nos.1/3 to the south side of the junction with Meadfoot Road	Adjacent to kerb
Torwood Gardens Road	South side from the junction with Parkhill Road to the access road between the Church and Apsley House.	Adjacent to kerb
	South side from a point 5 metres east of the west boundary wall of Apsley House east for a distance of 10 metres.	Adjacent to kerb
	South side from a point 19 metres east of the west boundary wall of Apsley House east for a distance of 57 metres.	Adjacent to kerb
	North east side from the junction with Babbacombe Road south for a distance of 28 metres.	Adjacent to kerb

**Schedule 5: Limited Waiting 3 hours no return in 4 hours 8am – 6pm. 01May – 30Sept inclusive.**

<b>Location.</b>	<b>Description</b>	<b>Special manner of standing of vehicles in Parking Place</b>
Torbay Road	North side from a point 116 metres west of the junction with Cary Parade east for a distance of 25 metres.	Adjacent to kerb
	North side from a point 143 metres west of the junction with Cary Parade east for a distance of 43 metres.	Adjacent to kerb
	North side from a point 211 metres west of the junction with Cary Parade west for a distance of 267 metres.	Adjacent to kerb
	North side from a point 134 metres east of the junction with Shedden Hill east for a distance of 61 metres.	Adjacent to kerb
	South side from a point 9 metres east of the café enclosure north east for a distance of 185 metres.	Adjacent to kerb
	South side from a point 137 metres east of the Shedden Hill east for a distance of 21 metres.	Adjacent to kerb
	South side from a point 162 metres east of the Shedden Hill east for a distance of 23 metres.	Adjacent to kerb

**Schedule 6: Limited Waiting 3 hours no return in 4 hours 8am – 6pm. 01Oct – 30Apr inclusive.**

<b>Location.</b>	<b>Description</b>	<b>Special manner of standing of vehicles in Parking Place</b>
Torbay Road	North side from a point 116 metres west of the junction with Cary Parade east for a distance of 25 metres.	Adjacent
	North side from a point 143 metres west of the junction with Cary Parade east for a distance of 43 metres.	Adjacent
	North side from a point 211 metres west of the junction with Cary Parade west for a distance of 267 metres.	Adjacent
	North side from a point 134 metres east of the junction with Shedden Hill east for a distance of 61 metres.	Adjacent
	South side from a point 9 metres east of the café enclosure north east for a distance of 185 metres.	Adjacent
	South side from a point 137 metres east of the Shedden Hill east for a distance of 21 metres.	Adjacent
	South side from a point 162 metres east of the Shedden Hill east for a distance of 23 metres.	Adjacent

**Schedule 7: Revocations**

**(i) Limited Waiting 2 hours no return in 3 hours 8am – 6pm**

<b>Location</b>	<b>Description</b>	<b>Special manner of standing of vehicles in Parking Place</b>
Abbey Road	North side from the western boundary of No.25 easterly for a distance of 60 metres.	Adjacent to kerb
	North side from the eastern boundary of No.31 westerly for a distance of 97 metres.	Adjacent to kerb
	North side from the southern boundary of No.61 north west for a distance of 42 metres.	Adjacent to kerb
	North side from the boundary of Nos.71/73 south east for a distance of 14 metres.	Adjacent to kerb

DATED the                      day of                      2010.

THE COMMON SEAL of                      )  
The Council of                                      )  
The Borough of Torbay was                      )  
Hereunto affixed in the presence of:

Proper Authorised Signatory.