



Road Traffic Regulation Act 1984

**The City of Cambridge
(City Homes Off-Street Parking Places) (Consolidation) Order 2023**

**Issue 1
Operative from 15 February 2023
CAMBRIDGE CITY COUNCIL**

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THE CITY OF CAMBRIDGE (CITY HOMES OFF-STREET PARKING PLACES) CONSOLIDATION ORDER 2023

Cambridge City Council (hereinafter called “the Council”) in exercise of its powers under Sections 32, 35(1) and (3), 3(A), 35A, 35B and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984, as amended (“the 1984 Act”) and of all other enabling powers, after consultation with the Chief Constable of Cambridge Police in accordance with Part III of Schedule 9 to the 1984 Act hereby makes the following Order:

PART 1 GENERAL

1. Commencement and Citation

- 1.1. This Order shall come into operation on the 15th day of February and may be cited as The City of Cambridge (City Homes Off-Street Parking Places) (Consolidation) Order 2023.

2. Interpretation

- 2.1. In this Order, except where the context otherwise requires, the definitions and expressions set out in Schedule 1 have the meaning as thereby assigned.
- 2.2. Except where the context requires otherwise, any reference in this Order to an Article or Schedule shall be construed as a reference to that Article or Schedule in this Order.
- 2.3. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the Interpretation of an Act of Parliament.
- 2.4. “Include”, “includes” and “including” are deemed to be followed by the words “without limitation” and general words introduced by “other” do not have a restrictive meaning and “for example” is not to be interpreted as if there are no other examples nor to limit or restrict the ordinary meaning of the words preceding it.
- 2.5. Headings are for convenience only and do not affect the construction of this Order.
- 2.6. A provision of this Order which is void and unenforceable shall (to that extent) be read down so as to be valid and enforceable and if it is not capable of being so read down then it shall be severed from other provisions of this Order and the remaining shall continue to have effect.
- 2.7. Unless the context otherwise requires, words denoting the singular shall include the plural and vice versa. Words denoting persons shall include either gender, bodies corporate, unincorporated associations and partnerships.
- 2.8. 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.

PART 2 DESIGNATION AND USE OF PARKING PLACES

3. Designation

- 3.1. Each parking place may only be used to park vehicles subject to the conditions set out in this Order including the class of vehicle, the positioning of the vehicle, maximum time limit for waiting and the days and times permitted or prohibited and on payment of the charges payable.

4. Class of vehicle

- 4.1. Where a parking place in or a parking bay is described as available only for vehicles of a specified class in Column 6 of Schedule 2 and in Column 5 of Schedule 3 and this is signed as

such at the parking place, then no person shall cause or permit a vehicle to be parked within that parking place or parking bay unless it is of the class specified.

5. Positioning of vehicle

- 5.1. On entering the parking place, the driver must proceed without undue delay to park in a parking bay appropriate for their class of vehicle and intended stay and must remain parked in that parking bay until the vehicle leaves the parking place.
- 5.2. If parking bays are marked-out in a parking place the driver of a vehicle shall ensure that it is not parked beyond the parking bay markings and shall park wholly within the bay marking. No person shall cause or permit any vehicle to be parked on any restricted area in the parking place.
- 5.3. Whether or not parking bays are marked out in a parking place the driver of a vehicle shall ensure that it is positioned so that it does not obstruct other vehicles or pedestrians using the parking place and allows for the free flow of traffic circulating within the parking place, or the entrances to, and exits from, the parking place and any premises adjoining the parking place.
- 5.4. No person shall in a parking place continue to run the engine when the vehicle is parked in the parking bay and shall not start the engine except when about to change the position of the vehicle in or to depart from the parking place.

6. Maximum time limits

- 6.1. Where in Column 3 of Schedule 2, and Column 3 of Schedule 3 and as signed at the parking place or parking bay, it is described as being limited to a maximum period of stay, no person shall cause or permit a vehicle to be parked in that parking place or parking bay for any period longer than that specified during Controlled Hours.

7. Days and times of operation

- 7.1. No person shall cause or permit a vehicle to be parked in a parking place or parking bay outside the days and times set out in Column 3 of Schedule 2 and Column 3 of Schedule 3 respectively and as signed at the parking place.

8. The requirement to vacate

- 8.1. Where in this Order, and as signed at the parking place or parking bay, a requirement exists to vacate by a specified time, or within a specified period after the payment of the parking charge, no person shall cause or permit a vehicle to be parked in that parking place or parking bay after the time specified during the Controlled Hours.

9. Period of no return

- 9.1. Where in Column 3 of Schedule 2, and Column 4 of Schedule 5 and as signed at the parking place or parking bay, it is described as having a period within which a vehicle may not return, no person shall cause or permit a vehicle to be parked again in that parking place or parking bay during the time for which the vehicle is excluded from being parked again in that parking place or parking bay.

10. Power to close or suspend parking places

- 10.1. Notwithstanding the provisions of this Order, any person authorised by the Council may by notice displayed on or near the parking place close or suspend any parking place or any part thereof for any period and may designate it or any part as reserved for use only by particular vehicles or organisations for particular purposes approved by the Council.
- 10.2. No person shall without the authority of the Council cause or permit a vehicle to be parked in a parking place or any part thereof during such periods that the parking place or that part thereof is closed or the use is suspended unless with the written consent of the Council or in compliance with the particulars of the reservation.

11. Sale of Goods

- 11.1. No person shall without the express written permission of the Council use a parking place or vehicle while it is in a parking place in connection with the promotion or sale of any articles, including the vehicle itself, to any person in or near the parking place or in connection with the selling or offering for hire of skill or services in any other capacity.

PART 3 RELOCATION, REMOVAL AND DISPOSAL OF VEHICLES

12. Removal and repositioning of Vehicles

- 12.1. When a vehicle waits in a parking place in contravention of any of the provisions of this Order a person authorised in that behalf by the Council may remove the vehicle or arrange for it to be removed from that parking place and when a vehicle is waiting in a parking place in contravention of the provision of Article 10, a person authorised in that behalf by the Council may alter or cause to be altered the position of the vehicle in order that its position shall comply with that provision.
- 12.2. Where a person duly authorised by the Council is of the opinion that any of the provisions contained in this Order have been contravened, or not complied with in respect of a vehicle left in a parking place, authorised persons may remove the vehicle or cause it to be removed from the parking place.

13. Removal of Vehicles in an emergency

- 13.1. For the purpose of meeting the requirements of an emergency a person authorised in that behalf by the Council or a police officer in uniform may alter or cause to be altered the position of a vehicle in a parking place or remove or arrange for the removal of a vehicle from a parking place and in so doing shall provide for the safe custody of the vehicle.

14. Removal of Vehicles obstructing access

- 14.1. For the purpose of meeting the requirements of safe and uninterrupted access and egress, a person authorised in that behalf by the Council or a police officer in uniform may alter or cause to be altered the position of a vehicle on a ramp or on an access road or remove or arrange for the removal of a vehicle from a ramp or an access road and in so doing shall provide for the safe custody of the vehicle.

15. Removal of Vehicles

- 15.1. Where a Civil Enforcement Officer has removed or caused to be removed a Vehicle in accordance with Articles 12, 13 and 14 above:
- (a) they shall provide for the safe custody of the vehicle;
 - (b) the Council shall be entitled to recover from the owner, or person responsible, such charges as are provided by the 2004 Act in respect of the removal, storage and disposal of the Vehicle; and
 - (c) the provisions of the 1984 Act shall apply to the disposal of such vehicles removed by or on behalf of the Council pursuant to this Article.

16. Method of removing and repositioning Vehicles

- 16.1. A person authorised to remove or alter the position of a vehicle in Article 12 or 13 or 14 of this Order may do so by towing or driving the vehicle or in such other manner as they may think necessary and may take such measures in relation to the vehicle as they may think necessary to enable them to remove it or alter its position as the case may be.

17. Emergencies

- 17.1. A person authorised by the Council or a police officer in uniform may, using such measures as are appropriate, move or cause to be moved in the case of an emergency to any place he/she thinks fit, any vehicle parked in a parking place.

18. Contraventions in suspended parking place

- 18.1. A person authorised by the Council may, using such measures as are appropriate, move or cause to be moved to any place he/she thinks fit, any vehicle parked in a parking place which has been closed or suspended in whole or in part by the Council and the cost of movement or removal and safe keeping shall be the liability of the owner of the vehicle.

PART 4 LIABILITY AND OTHER PROVISIONS

19. No liability for loss or damage to Vehicle or property

- 19.1. Vehicles using the parking places do so at the risk of the driver and the Council accepts no liability or responsibility either at common law or under the Occupiers' Liability Act 1957 or otherwise for loss of or damage to vehicles or other property left in parking places unless caused by the Council's negligence.

20. No liability for loss or damage to Vehicle towed or repositioned

- 20.1. Vehicles using the ramps or access roads do so at the risk of the driver and the Council accepts no liability or responsibility either at common law or under the Occupiers' Liability Act 1957 or otherwise for loss of or damage to vehicles removed or whose position is altered by towing or driving the vehicle to a place where it is not causing an obstruction unless caused by the Council's negligence.

21. Tax and Insurance

- 21.1. Any person who causes or permits any vehicle to wait in a parking place without the vehicle being licensed in pursuance of the provisions of Section 1 of the Vehicle Excise and Registration Act 1994 and without a current policy of insurance in relation to the use of the vehicle by the driver such as complies with the requirements of Part VI of the Road Traffic Act 1988 shall be liable to prosecution.

22. Driving within a parking place

- 22.1. No person shall use a Parking Place as a means of passage proceeding from one road to another or to a property not owned by The Council without the express consent in writing of the Council.
- 22.2. Where in a Parking Place signs are erected or surface markings are laid for the purpose of:
- (a) indicating the entrance to or exit from that Parking Place;
 - (b) indicating that a Vehicle using that Parking Place shall proceed in a specified direction within the Parking Place; or
 - (c) indicating the maximum speed limit within the Parking Place;
- no person shall drive or cause or permit to be driven any Vehicle:
- (a) so that it enters that Parking Place otherwise than by an entrance, or leaves that Parking Place otherwise than by an exit, so indicated;
 - (b) in a direction other than that specified; or
 - (c) at a speed in excess of that specified.
- 22.3. Any person who, without the permission of a person authorised by the Council, drives or permits to be driven any vehicle in a parking place for any purpose other than the purpose of leaving that vehicle in the parking place or departing from the parking place in accordance with the provisions of this Order shall be liable to prosecution.

23. Wilful damage

- 23.1. Any person who with intent to defraud operates or attempts to operate a pay station by the insertion of objects other than undamaged and unaltered notes or coins of legal tender and of the appropriate denomination, shall be liable to prosecution.
- 23.2. No person shall cause damage to any Council equipment, signing or lighting installations or other installations within the parking place or to any part of the fabric of the parking place and any person doing so shall be liable to prosecution.

24. Domestic purposes

- 24.1. Any person who uses any or part of the parking place or any vehicle parked in a parking place for:
- (a) sleeping or camping purposes;
 - (b) eating or cooking purposes; or
 - (c) the purpose of servicing, painting, washing or otherwise tending any vehicle or part thereof other than is reasonably necessary to enable the vehicle to depart from the parking place;
 - (d) shall be liable to prosecution.

25. Behaviour

- 25.1. Any person who wilfully sounds any horn or any other similar instrument on a vehicle except when about to change the position of the vehicle in, or to depart from, the parking place shall be liable to prosecution.
- 25.2. Any person who in a parking place shouts or otherwise makes any loud noise to the disturbance or annoyance of users of the parking place or residents or premises in the neighbourhood shall be liable to prosecution.
- 25.3. Any person who in a parking place uses any threatening, abusive or insulting language, gesture or conduct with intent to put any person in fear, or so as to occasion a breach of the peace, or whereby a breach of the peace is likely to be occasioned, shall be liable to prosecution.
- 25.4. Any anti-social or annoying behaviour which may cause offence or inconvenience within the parking place including, but not limited to, drinking alcohol, taking or dealing with illegal substances, fighting and/or loitering and having any animal off a lead when outside of a vehicle, shall be liable to prosecution.

26. Other provisions

- 26.1. Any person who in a parking place:
- (a) erects or places or causes or permits to be erected or placed any skip, tent, booth, stand, building or other structure without the written consent of the Council;
 - (b) lights or causes to be lit any fire, stove or cooker;
 - (c) conducts activities that do not relate directly to the parking of a vehicle in the parking place under the terms of use of the parking place; or
 - (d) soil or defile the parking place, or deposit or abandon therein any rubbish, detritus, litter, whatsoever;
- shall be liable to prosecution.

PART 5 PAYMENT FOR PARKING

27. The requirements to pay

- 27.1. No person shall cause or permit any vehicle to be parked in a parking place during the Controlled days and hours set out in Column 3 of Schedule 2 and Column 3 of Schedule 2 without payment of the applicable resident permit charge as set out in Schedule 5 Table 1.

28. Disabled person's badge holder

- 28.1. Where a resident holds a Blue Badge, the Blue Badge will act as a permit for as long as the Blue Badge is valid.
- 28.2. A disabled person's vehicle which displays in the relevant position a valid disabled person's badge is exempt from the resident parking charge provided that immediately before or after the act of parking the vehicle has been used, or is about to be used, by the resident person(s) in respect of the whom the badge is issued.

29. Grant of a virtual parking permit

- 29.1. A virtual parking permit may be obtained by any of the methods provided from time to time by the Council and to be valid must be registered on an account in an electronic database approved by the Council.

30. Resident Parking Scheme payment

- 30.1. The parking places specified in Schedule 2 and shown as a shaded area in the Plans identified in Column 2 of that Schedule, are hereby designated as residential parking places and are subject to the provisions of this Order.
- 30.2. The driver of a vehicle shall not permit it to wait during the operating hours in Residential parking places longer than the maximum time limit (if any) specified in Column 3 of Schedule 2 in relation to that parking place.

31. Valid permit required

- 31.1. A driver of a vehicle waiting in residential parking place must have validation by way of a ticket or virtual ticket, for the whole time that the vehicle is waiting during the charging hours.
 - (a) in the case of a valid permit, showing the Resident Parking Scheme is correct, and it is exhibited on the vehicle in the relevant position so that the date and expiry of the parking period may be observed from outside the vehicle; or
 - (b) in the case of a virtual parking permit provided that the payment is fully and properly made for the parking period as indicated by:
 - (i) a record appearing on a handheld device; or
 - (ii) a record being obtainable by a civil enforcement officer contacting the service provider who generates the virtual permits.

32. Alternative payment methods

- 32.1. The Council may make available one or more alternative payment methods including a Mobile Telephone Payment system which can be used. These may be provided by the Council and/or through a third party and will be advertised in the parking place.
- 32.2. Payment by alternative payment method shall have equal validity to the purchase of a resident permit displayed providing all applicable conditions are met.
- 32.3. The parking charges set out in Schedule 5 are equally applicable for an alternative payment method, but a provider may make additional charges for the services they provide.
- 32.4. Other than the requirement to purchase a resident permit when using the alternative payment method, the driver of the vehicle must comply with all other provisions in this Order.

33. Evidence of payment and expiry of parking period

- 33.1. Subject to Article 28 and 35, if at any time while a vehicle is left in a resident parking place designated by this Order and there is no valid parking permit exhibited on the vehicle in a relevant position or there is no indication that payment of the charge for a parking permit has been made using the Mobile Telephone Payment system, or there is an indication in either case that the

parking period for which payment was made has expired, it shall be presumed, unless the contrary is proved, that either;

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

34. Restriction on removal of ticket

- 34.1. No one other than the driver of the vehicle or a person authorised by the Council shall remove a resident permit, waiver or car club parking permit or penalty charge notice from a vehicle unless authorised to do so by the driver.

35. Motorcycles

- 35.1. A motorcycle parked in a motorcycle bay is exempt from the resident permit charge.

36. Resident permit

- 36.1. By lodging a completed prescribed application form and tendering the prescribed fee a resident of any Resident Parking Scheme may make application to the Council for a Resident Permit in respect of a vehicle owned by the resident, to park in a parking place for which this Order permits use of Resident Permits.
- 36.2. On receipt of a correctly completed application in the prescribed form with the prescribed fee as indicated in Schedule 5 Table 1 and provided that the applicant has satisfied all criteria, the Council may issue a Resident Permit for the nominated vehicle of an eligible applicant under Article 41.1 on such terms as the Council may from time to time determine.
- 36.3. The terms of the Resident Permit must be observed as if they were terms in this Order applying to the parking place in respect of which the vehicle is waiting and failure to observe such terms is deemed to be a contravention of this Order for which a penalty charge may be issued.

37. Car Club permits

- 37.1. By lodging a completed prescribed application form and tendering the fee a Car Club operator may make application to the Council for a Car Club virtual parking permit in respect of a vehicle owned or used by that operator to park in any parking place identified in Schedule 5, Table 2.
- 37.2. On receipt of a correctly completed application in the prescribed form with the prescribed fee and provided that the applicant has satisfied all criteria the Council record Car Club virtual parking permit for the nominated vehicle of an eligible applicant under this Article on such terms as the Council may from time to time determine.
- 37.3. The terms of the Car Club virtual parking permit must be observed as if they were terms in this Order applying to the parking place in respect of which the vehicle is waiting and failure to observe such terms is deemed to be a contravention of this Order.
- 37.4. Each Car Club parking place may only be used in accordance with this Order for waiting of vehicles that have in respect of that vehicle and relating to that parking place a recorded valid Car Club virtual permit which either:
 - (a) appears as a record on a hand held device; or
 - (b) may be obtained by a Civil Enforcement Officer as a record from the service provider who generates the virtual permit.

38. Restriction on transfer of permit

- 38.1. Any permit issued by the Council is not transferable between one vehicle and another. Permits issued for a specific vehicle can only be used in that vehicle. The vehicles registration number(s) will be clearly marked on each permit.

39. Contravention of parking places

- 39.1. The waiting of a vehicle in a pay-on-foot, pay and display parking or Car Club parking place other than in accordance with this Part is a contravention of this Order and may give rise to the issuing of a penalty charge.

PART 6 FREE OFF-STREET PARKING PLACES

40. Designation

- 40.1. Each free off-street parking place, which is described in Schedule 3 and shown as a shaded area in the plan identified in Column 2 is hereby designated as a free off-street parking place, as the case may be and is subject to the provisions of this Order.
- 40.2. Nothing in Article 40.1 above shall prohibit a Car Club virtual permit holder vehicle from parking in a parking bay marked for the use of Car Club Permit Holders.

41. Times of operation of free off-street parking places

- 41.1. Each free off-street parking place specified in Column 1 of Schedule 3, may be used for parking a vehicle of the class identified in Column 5 of that Table and during the controlled hours, as specified in Column 3 of that Table, which has a valid permit issued in respect of that vehicle and that parking place and subject to the conditions set out in that Schedule, which is either:
- (a) displayed in the relevant position in such a way that the details on the face of the permit can be seen from outside the vehicle; or
 - (b) recorded on a database so as to cause a record of the permit:
 - (i) to appear on a handheld device; or
 - (ii) to be obtainable by a Civil Enforcement Officer from the service provider.

42. Exemptions for disabled badge holder vehicles

- 42.1. The failure to possess or display a parking permit shall not prohibit any disabled person's vehicle displaying a valid disabled person's badge in the relevant position from waiting during the controlled hours in any designated free off-street parking place.

43. Contravention of permit parking place and designated free parking place

- 43.1. The waiting of a vehicle in a designated free off-street parking place other than in accordance with this Part is a contravention of this Order and may give rise to the issuing of a penalty charge.

PART 7 CONTRAVENTION AND PENALTY CHARGE

44. Contravention

- 44.1. Save for the provisions in Part 4 of this Order, if a vehicle is parked in a parking place without complying with the requirements of this Order, a contravention shall have occurred, and a penalty charge shall be payable. A penalty charge notice may then be issued and served and/or the vehicle may be removed from its location. All enforcement action shall be in terms of existing legislation and any subsequent amendments.
- 44.2. Where a contravention of this order constitutes a parking contravention within the meaning of The 2004 Act, or successor legislation, the contravention shall be subject to the penalties and procedures provided for by that legislation.
- 44.3. Where a contravention of this order constitutes a parking contravention within the meaning of The 2004 Act a penalty charge is payable for each calendar day or part thereof that the vehicle is in contravention of this Order by the owner and the vehicle may be removed by or on behalf of the Council in accordance with the provisions of the 2004 Act and of this Order.
- 44.4. A contravention of this Order which doesn't not constitute a parking contravention within the meaning of the 2004 Act, or successor legislation, is an offence under section 35A(A) of the 1984 Act.

45. Restriction on removal of notices

- 45.1. Any notice, including a penalty charge notice, fixed to a vehicle in accordance with this Order shall not be removed or interfered with except by or under the authority of:
- (a) the owner or driver of the vehicle; or
 - (b) the Council for the parking place in which the vehicle in question was parked.

46. Indications as evidence

- 46.1. The particulars given in any notice served on a vehicle in accordance with the provisions of this Order shall be treated as evidence in any proceedings relating to failure to pay the penalty charge.

PART 8 OFF-STREET GARAGE FORECOURT PARKING PLACES

47. Designation of garage forecourt parking places

- 47.1 Each garage forecourt parking area which is described in Column 1 of Schedule 5 and shown as a shaded area in the plan identified in Column 2 of that Schedule is hereby designated as a garage forecourt parking place and is subject to the terms of this Order.

48. Use of garage forecourt parking places

- 48.1 No person shall permit a vehicle to wait on a garage forecourt parking place as specified in Schedule 5 to this Order, such forecourt to include the access road to enable vehicles to access to or exit from a garage forecourt parking place, other than for the time reasonably necessary for their vehicle to gain access to or egress from their own garage parking space, being a garage parking space provided by the Council to a local resident vehicle owner, or let by the Council to a vehicle owner, under the terms of an agreement for the use of the garage space.

49. Restricted areas within garage forecourt parking places

- 49.1. Any area within the garage forecourt parking place marked with yellow hatch markings, or any side of an access road to or from a garage forecourt parking place marked with double yellow lines, will be considered a restricted area for the purposes of this Order and waiting in these areas is prohibited at all times, even for vehicles entitled to use a garage space accessible from that garage forecourt parking place or access road.

50. Contravention of garage forecourt parking places

- 50.1. The waiting of a vehicle in a garage forecourt parking place, which includes the access road to a garage forecourt parking place, as specified in Schedule 5 to this Order other than in accordance with this Part is prohibited.

PART 9 DISPOSAL OF VEHICLES ABANDONED IN PARKING PLACES

51. (i) The Council may sell or otherwise dispose of a vehicle which has been, or could at any time be, removed from a parking place pursuant to Article 13.2, if the vehicle appears to have been abandoned, provided that this power of disposal shall not be exercisable unless the Council has taken such of the following steps as are applicable to the vehicle in question, and there has elapsed a period of six weeks beginning with the taking of the first of those steps.
- (ii) Where the vehicle carries a registration mark the Council shall ascertain from the appropriate body the name and address of the person who is the Registered Keeper of the vehicle pursuant to the Vehicles Excise and Registration Act 1994, unless the Council is satisfied that the true owner of the vehicle has identified himself to it.
- (iii) The Council shall, where it is by virtue of paragraphs (ii), (iv) and (v) of this Article, aware of the name and address of a person who appears to be the owner of the vehicle, send a Notice to that person at that address stating that it is the intention of the Council to sell or otherwise dispose of

the vehicle (which shall be sufficiently described in the Notice) on or after a specified date (which shall not be less than two weeks from the date of the Notice and in any event not earlier than six weeks from the date of the first step taken by the Council under this Part of this Order) unless it is in the meantime removed by or on behalf of that person from such place as is specified by the Council in the said Notice or from such place as may be subsequently notified in writing by the Council to that person.

(iv) If any person to whom a Notice is sent in accordance with paragraph (iii) of this Article informs the Council of the name and address of some other person who he alleges may be the owner of the vehicle, a Notice stating the particulars mentioned in the last preceding Article shall be sent to that other person and to any further person who the Council may in consequence of the sending of the Notice to the said other person be led to believe may be the owner of the vehicle.

(v) Where a vehicle does not carry a registration mark the first step to be taken by the Council shall be to apply in writing to the Chief Officer of Police in whose area the parking place is situated enquiring whom that officer considers is the owner of the vehicle and the address of that person.

(vi) The Council shall then make such further enquiries as to ownership as it thinks fit.

(vii) Upon the sale of a vehicle by the Council, the Council shall apply the proceeds of sale in or towards the satisfaction of any costs incurred by it in connection with the disposal thereof and of any charge or payment to which it is entitled.

(viii) In the event that any such costs incurred by the Council in connection with the disposal of the vehicle are not satisfied by virtue of the last preceding Article, the Council may recoup those costs from the person who was the owner of the vehicle immediately before it was removed from the parking place, provided that that person was sent by the Council a Notice under paragraph (iii) of this Article.

(ix) Any sums received by the Council on a sale of a vehicle shall, after deducting any sum applied thereabouts by virtue of paragraph (vii) of this Article, be payable within a period of one year from receipt hereof to any person to whom, but for such sale, the vehicle would have belonged and insofar as any such sums are not claimed within the said period they shall be paid into the General Rate Fund of the Council.

(x) Where under the foregoing provisions of this Order a Notice is required to be or may be sent to a person the Notice shall be sent by recorded delivery post.

PART 9 REVOCATIONS

53. Revocations

53.1 Without any effect on any obligation or liability having arisen before the making of this Order, the Orders set out in Schedule 7 are hereby revoked only in so far as they relate to any off-street parking places included in this Order. All provisions within the Orders listed in Schedule 7 related to the operation of off-street parking places not revoked by this Order will continue in force, whether or not they are also provisions of this Order.

GIVEN under the COMMON SEAL

of CAMBRIDGE CITY COUNCIL

this day of 2022

in the presence of:
Head of Legal Service

SCHEDULE 1 – DEFINITIONS

“the 1984 Act”	means the Road Traffic Regulation Act 1984 (as amended);
“the 2004 Act”	means the Traffic Management Act 2004 (as amended);
“the Council”	means the Cambridge City Council and any statutory successor;
“the Regulations”	means the Regulations made from time to time by the Secretary of State pursuant to the 2004 Act;
“Access road”	is the means of gaining access or egress to or from a parking place as designated by this Order and will be included with the designation of the garage forecourt for the purposes of this Order;
“Resident permit”	means a permit or virtual permit issued by the Council to resident, which is issued under the provisions of Article 36;
“Approved device”	means a device used for statutory purposes in accordance with The Civil Enforcement of Parking Contraventions (Approved Devices) (England) Order 2007;
“Car”	means any mechanically propelled vehicle with more than two wheels except commercial vehicles and includes a motorcycle with sidecar;
“Car Club”	means a formally constituted car-sharing scheme approved of by the Council to operate within its boundaries;
“Car Club permit”	means a permit or virtual permit issued by the Council to a car club operator issued under the provisions of Article 37;
“Operating hours”	means any period specified in Schedule 2 , Schedule 3 and Schedule 4 in respect of which a permit for parking is specified;
“Charging Post”	means an installation adjacent to a parking place for the purposes of recharging the batteries of an electric vehicle or hybrid vehicle by means of a connecting lead.
“Civil Enforcement Officer”	means a person authorised by or on behalf of the Council to supervise any off-street parking place and to enforce regulations in any off-street parking place, having the same meaning as Section 76 of the 2004 Act;
“Coach”	means a mechanically propelled vehicle with 4 wheels or more and constructed for the carriage of passengers comprising more than eight seats in addition to the driver’s seat;
“Controlled hours”	means, the days and hours prescribed in this Order during which a vehicle may park in a car park or permit parking place in accordance with the conditions in this Order;
“Disabled blue badge”	means a disabled persons badge, including a time clock, issued by any local authority in accordance with the provisions of the Disabled Persons (Badges for Motor Vehicles)(England) Regulations 2000 (as amended from time to time) or the equivalent regulations in another country;
“Double yellow lines”	means no parking at any time;
“Driver”	in relation to a Vehicle in a Parking Place means the person driving the Vehicle at the time it was driven into and/or left in the Parking Place and for the purposes of the Order and any legal proceedings taken thereunder if on the date a Vehicle is driven into and/or left in a Parking Place a person is shown to have been the Registered Owner or keeper thereof by notification from the appropriate Registration Authority that person shall be deemed to have been the Driver of the Vehicle on that date unless the contrary is shown;

“Electric vehicle”	means any Vehicle that uses one or more electric or traction motors for propulsion; a plug-in electric vehicle or a plug-in hybrid electric vehicle;
“Expiry time”	the time indicated on the permit and it the time by which the vehicle must leave the parking place;
“General parking bay”	any parking bay within a parking place which is not a special parking bay;
“Light Goods vehicle”	means a motor vehicle which is constructed or adapted for use for the carriage of goods of any description, and is not drawing a trailer;
“Maximum time limit”	refers to a limit on the time that a vehicle may under this Order wait in a car park or parking place;
“Motorcycle”	means a solo motorcycle only and excludes any motorcycle which has a side-car or which has more than two wheels;
“Motorcycle combinations”	means a motorcycle as defined by this Order with a sidecar attached;
“Motorhome”	means a vehicle classes as motorhome by the Driver and Vehicle Licensing Agency;
“Owner”	means the person who is recorded as the registered keeper of the vehicle by the Driver and Vehicle Licensing Agency as defined in Section 92 of the 2004 Act on the date on which the vehicle was parked in the parking place in question;
“Parking bay”	means any part of a parking place which is provided for the leaving of a vehicle, of a class specified, and indicated by signing and/or marking;
“Parking charge”	means the charge that applies when parked in Resident Parking Scheme or parking place as set from time to time by the Council;
“Parking space”	means any part of a parking place which is provided for the leaving of a vehicle of a class specified and indicated by signing and/or marking;
“Parking place”	means any parking place or parking area designated as such by this Order pursuant to Section 32 of the 1984 Act for the purpose of the parking of vehicles and which is subject to any conditions of use as determined by this Order;
“Penalty”	means the charge set by the Council under section 77 of Part 6 and Schedule 9 of the 2004 Act, which is to be paid to Cambridgeshire County Council following the issue of a Penalty Charge Notice and within the period notified on the Penalty Charge Notice from the date of issue of that Notice;
“Penalty Charge Notice”	means a Notice issued or served by a Civil Enforcement Officer authorised by the Council pursuant to the provisions of Part 6 of the 2004 Act;
“Permit charge”	means the charge payable on application to the Council or their agent for a Permit as specified in Schedule 5, Table 1;
“Permit holder”	means a person who holds a valid parking permit or virtual permit;
“Plans”	means the plans identified in Schedule 6 to this Order and which identify parking places designated by and controlled by the provisions of this Order;
“Plug -in electric vehicle”	means a vehicle which utilises rechargeable batteries or another energy storage device that can be restored to full charge by connecting a plug to an external power source;
“Plug-in hybrid electric vehicle”	means an electric drive vehicle using one or more electric motors for propulsion with may also use a combustion engine either for exclusive use of supplying energy to recharge the power source and/or supplying motive power;

“Private motor vehicle”	means any vehicle which is not a Taxi or Small Goods Vehicle as defined in Schedule 1 of the Goods Vehicles (Licensing of Operators) Act 1995, or a Large Goods Vehicles as defined in Schedule 5 of that Act;
“Relevant position”	means the manner in which a Disabled Persons Badge, Pay and Display Ticket or valid Permit is displayed within a vehicle when parked and it is understood to be the inside surface of the windscreen or in a conspicuous and clearly visible position so that expiry date and/or time can be easily seen and read from the front or side of the vehicle;
“Replacement permit”	means permit issued by The Council having been lost, a charge might incurred for the replacement;
“Taxi”	means a hackney carriage as defined under section 38 of the town Police Clauses Act 1847 which is: a) licensed by the Council; and b) attended by the Driver and available for hire;
“Trailer”	means any apparatus drawn by a motor vehicle and for the purposes of this Order shall include a boat or caravan;
“Valid permit”	means any permit issued or virtual permit issued or approved by The Council that allows a Vehicle to be parked in a specified Parking Place, for which a Permit is required during controlled hours;
“Vehicle”	means any motor car, motorcycle or other mechanically propelled automobile; means any permit issued or virtual permit issued or approved by The Council that allows a Vehicle to be parked in a specified Parking Place, for which a Permit is required during controlled hours;
“Virtual parking permit”	means an electronic record of a parking ticket, parking permit or waiver issued and confirmed by the Council to exempt a person leaving a vehicle in a parking place from the requirements in this Order to display such ticket, permit or waiver in the vehicle when left;
“Wait” or “Waiting”	refers to a vehicle stopping and remaining stationary for any period of time whether or not with the intention of parking and a vehicle shall be deemed to wait for any period in the same parking place (as the case may be) if any part of it is below the vehicle or the vehicle’s load (if any) whether or not the vehicle is moved during that period;

SCHEDULE 2

Off-street parking valid permits and permit eligibility

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Designated Permit Parking Area	Plan	Controlled Hours / Maximum Stay	Valid Permits / Parking	Conditions (Subject to the provisions of this Order)	Class of vehicle
99-105 Gwydir Street car park, Gwydir Street	Schedule 2 Plan 1	At all times, no maximum stay	99-105 GS permit holders only.	Excluding grassed areas.	Any for which a permit has been issued.
Ditchburn Place car park, Ditchburn Place	Schedule 2 Plan 2	Monday to Friday 9.00am to 5.00pm, no maximum stay	DP resident, visitor and staff permit holders only. Disabled badge holders. Medical staff vehicles.	Note 1, Disabled badge holders only in marked disabled badge holder bays and medical staff only in marked medical staff bays.	Note 2
Shenstone House /Fazely House /Staffordshire Court car park, Staffordshire Gardens	Schedule 2 Plan 3	At all times, no maximum stay	SFS resident and visitor permits only.	All access street and street lay-by parking places, excluding restricted areas.	Note 2
Bermuda Road car park, Bermuda Road	Schedule 2 Plan 4	At all times, no maximum stay	BR resident (Residents of Burgess House, Cooper House, Daniels House, Gibbons House, St David's House and Spencer House).and visitor permits only	Within residential parking areas only.	Note 2
Davy Road car park, Davy Road	Schedule 2 Plan 5	At all times, no maximum stay	DR resident and visitor permits only	Parked within Davy Road housing access road. No parking at any time in areas marked with double yellow lines.	Note 2
Russell Court car park, Russell Court	Schedule 2 Plan 6	At all times, no maximum stay	RC, HC and PC resident and visitor permits only	Within residential parking areas only.	Note 2
Hanover Court /Princess Court car park, George IV Street	Schedule 2 Plan 7	At all times, no maximum stay	HC, PC and RC resident and visitor permits only	Within residential parking areas only.	Note 2
Coronation Mews car park, Coronation Street	Schedule 2 Plan 8	At all times, no maximum stay	CM resident and visitor permits only	Within residential parking areas only.	Note 2
York Street Access Road car park (to the rear of No.2 and 90A York Street)	Schedule 2 Plan 9	At all times, no maximum stay	Residents of No.2 to No.90A York Street and visitor permits only	Note 1	Note 2
Jolley Ford Court private residential car park	Schedule 2 Plan 10	At all times, no maximum stay	Resident parking only in designated parking bays	Note 1 and No parking at any time in areas marked with double yellow lines.	Note 2

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Designated Permit Parking Area	Plan	Controlled Hours / Maximum Stay	Valid Permits / Parking	Conditions (Subject to the provisions of this Order)	Class of vehicle
James Street carpark	Schedule 2 Plan 11	At all times, no maximum stay	Residents of 5-12 James Street and visitor permit holders	Note 1	Note 2
Stanton House car park, off Christchurch Street	Schedule 2 Plan 12	At all times, no maximum stay	Residents of 1-33 Stanton House and visitor permit holders	Note 1	Note 2

Note 1: Where parking bays are marked, wholly within a parking bay as indicated by the markings on the surface, otherwise so as not to cause obstruction to any other vehicles trying to gain access to or egress from the parking area, or any parking space within a parking area.

Note 2: Private motor vehicles, motorcycles, motorcycle combinations and goods vehicles of 1.5 tonnes or less unladen weight and must not exceed five metres in length and carry no more than eight people including driver.

Note 3: Motor vehicles with at least four wheels designed and constructed for the carriage of passengers

SCHEDULE 3

Designated free car parks and parking places

Column 1	Column 2	Column 3	Column 4	Column 5
Designated Parking Area	Plan of designated area	Operational hours / Maximum Stay	Position in which Vehicles may Wait	Class of Vehicle
Jedburgh Court car park	Schedule 3 Plan 13	At all times, no maximum stay	Note 1	Note 2
St Matthew's Street car park	Schedule 3 Plan 14	At all times, no maximum stay	Note 1	Note 2
Rachel Close Car Park, Rachel Close	Schedule 3 Plan 15	At all times, no maximum stay	Note 1 Car club permit holders only in car club permit holder marked bays	Note 2
Vehicles towing a caravan or trailer having two or more wheels are prohibited at all times				

Note 1: Where parking bays are marked, wholly within a parking bay as indicated by the markings on the surface, otherwise so as not to cause obstruction to any other vehicles trying to gain access to or egress from the parking area, or any parking space within a parking area.

Note 2: Private motor vehicles, motorcycles, motorcycle combinations and goods vehicles of 1.5 tonnes or less unladen weight.

Note 3: Motor vehicles with at least four wheels designed and constructed for the carriage of passengers.

SCHEDULE 4

Designated garage forecourt and access road parking places

Column 1	Column 2	Column 3	Column 4
Designated garage forecourt parking areas at:	Plan of designated parking areas:	Permitted parking	Conditions (Subject to the provisions of this Order)
Ashbury Close	Schedule 4, Plan 101	Note 1	Note 2
Britten Place	Schedule 4, Plan 102	Note 1	Note 2
Seymour Street	Schedule 4, Plan 103	Note 1	Note 2
Davy Road	Schedule 4, Plan 104	Note 1	Note 2
Dennis Road	Schedule 4, Plan 105	Note 1	Note 2
Dunsmore Close	Schedule 4, Plan 106	Note 1	Note 2
Flamsteed Road	Schedule 4, Plan 107	Note 1	Note 2
Golding Road	Schedule 4, Plan 108	Note 1	Note 2
Greystoke Court	Schedule 4, Plan 109	Note 1	Note 2
Hooper Street	Schedule 4, Plan 110	Note 1	Note 2
Langdale Close	Schedule 4, Plan 111	Note 1	Note 2
Newtown	Schedule 4, Plan 112	Note 1	Note 2
St. Matthew's Street	Schedule 4, Plan 113	Note 1	Note 2
Staffordshire Street	Schedule 4, Plan 114	Note 1	Note 2
Wadloes	Schedule 4 Plan 115	Note 1	Note 2
Gunhild Court	Schedule 4, Plan 116	Note 1	Note 2
Bermuda Terrace	Schedule 4, Plan 117	Note 1	Note 2
Monkswell	Schedule 4, Plan 118	Note 1	Note 2
Wadloes Road	Schedule 4, Plan 119	Note 1	Note 2
Wycliffe Road	Schedule 4, Plan 120	Note 1	Note 2
Tenby Close	Schedule 4, Plan 121	Note 1	Note 2

Note 1: Within the contracted garage space and any marked bays only.

Note 2: No parking on access road double yellow lines or any hatch markings, being for the purposes of this

SCHEDULE 5

TABLE 1: PARKING CHARGES AND VALIDITY

Those eligible for permits	Permit Holder Charges	Valid for
Vehicles of Residents within scheme approved by the Council	Resident Permit £20 Visitor Permit £20 (max one / property) Visitor permit receiving PIP Mobility or Attendance Allowance £10 Discount Permit for vehicles with CO2 emissions under 75g/km £10	12 months, from 1 April to 31 March, until expiry date shown on the permit.

TABLE 2 – CAR CLUB PERMIT VALIDITY

Those eligible for permits	Valid Locations – Car Club Permit Holder Marked Bays Only	Valid for
Vehicles of operators of Car Clubs approved by the Council	Jedburgh Court car park	12 months, until expiry date shown on the permit.
	Hanover Court / Princes Court car park	
	Ashbury Close car park	
	Barnes Close car park	
	Bermuda Road car park	
	Dunsmore Close car park	
	Shenstone House/Fazeley House/Staffordshire Court car park	
	Davy Road car park, Davy Road	
	Fanshawe Road car park	
	Monkswell car park	
	Rachel Close car park	

Please NOTE: Car Club Permits are issued in accordance with Article 37.

SCHEDULE 6

Designated Special Bays

Column 1	Column 2	Column 3	Column 4	Column 5
Bay Type	Classes of Vehicles that may park	Controlled Hours	Maximum Stay and No return within	Conditions
Disabled Person's Parking Bay	Any allowed in that parking place	At all times	None	No person shall cause or permit a vehicle to be parked in a parking bay signed and marked as a Disabled Person's Parking Bay unless the vehicle at all times displays the front of a valid disabled person's badge in the relevant position and immediately before or immediately after the act of parking the vehicle has been or is about to be used by the person(s) in respect of whom the disabled person's badge has been issued.
Electric Vehicle Charging Bay	Electric vehicles only		4 hours No return within 1 hour	No person shall cause or permit a vehicle to be parked in a parking bay signed and marked as an Electric Vehicle Charging Bay unless the vehicle is an electric vehicle and is being charged.
Car Club Bay	Car Club only		None	No person shall cause or permit a vehicle to be parked in a parking bay signed and marked as a Car Club Bay unless it is a Car Club vehicle with valid virtual permit
Motorcycle Bay	Motorcycles only		None	No person shall cause or permit a vehicle to be parked in a parking bay marked for motorcycles only unless it is a motorcycle.
Taxi Charging Bay	Electric Taxi vehicles only		1 hour No return within 1 hour	No person shall cause or permit a vehicle to be parked in a parking bay signed as a Taxi Charging Bay unless the vehicle is an electric Taxi vehicle and is being charged.
Coaching Bay	Coach only		None	No person shall cause or permit a vehicle to be parked in a parking bay signed as a Coach Bay unless the vehicle is an Coach.
Loading Bay	Goods vehicle loading or unloading		1 hour No return within 1 hour	No person shall cause or permit a vehicle to be parked in a loading Bay unless the vehicle is loading or unloading goods in that part of a parking place reserved for such vehicles as indicated by surface markings and/or signs

SCHEDULE 7

Plans of parking places attached to this Order:

Plan No.	Designated off-street permit holders car parks / parking places
1	99-105 Gwydir Street car park, Gwydir Street
2	Ditchburn Place car park, Ditchburn Place
3	Shenstone House/Fazely House/Staffordshire Court car park, Staffordshire Gardens
4	Bermuda Road car park, Bermuda Road
5	Davy Road car park, Davy Road
6	Russell Court car park, Russell Court
7	Hanover Court/Princess Court car park, George IV Street
8	Coronation Mews car park, Coronation Street
9	York Street Access Road car park, off York Street
10	Jolley Ford Court private residential car park, Water Lane
11	James Street car park, off James Street
12	Stanton House car park, off Christchurch Street

Plan No.	Designated free car parks / parking places
13	Jedburgh Court car park
14	St Matthew's car park
15	Rachel Road car park

Plan No.	Designated off-street garage forecourt and access road car parks
101	Ashbury Close
102	Britten Place
103	Seymour Street
104	Davy Road
105	Dennis Road
106	Dunsmore Close
107	Flamsteed Road
108	Golding Road
109	Greystoke Court
110	Hooper Street
111	Langdale Close
112	Newtown
113	St. Matthew's Street
114	Staffordshire Street
115	Wadloes
116	Gunhild Court
117	Bermuda Terrace
118	Monkswell
119	Wadloes Road
120	Wycliffe Road
121	Tenby Close

Note 1: Within the contracted garage space and any marked bays only.

Note 2: No parking on access road double yellow lines or any hatch markings, being for the purposes of this Order restricted areas.

SCHEDULE 10 – REVOCATIONS

1. Cambridge City Council (Off-Street Parking Places) (Civil Parking Enforcement and Consolidation) Order 2016
 2. Cambridge City Council (Off-Street Parking Places) (Amendment 1) Order 2017
 3. Cambridge City Council (Off-Street Parking Places) (Amendment 2) Order 2018
 4. Cambridge City Council (Off-Street Parking Places) (Amendment 3) Order 2019
 5. Cambridge City Council (Off-Street Parking Places) (Amendment 4) Order 2019
- Cambridge City Council (Off-Street Parking Places) (Amendment 5) Order 2020