

**Forest of Dean District Council
(Off-Street Parking Places) Order 2012**

Forest of Dean District Council ("the Council") in exercise of its powers under Sections 32, 33 and 35 and under Parts III and IV of Schedule 9 to the Road Traffic Regulation Act 1984 (as amended) ("the 1984 Act") and under Part 6 of the Traffic Management Act 2004 ("the 2004 Act") and of all other enabling powers with the consent of Gloucestershire County Council in accordance with 39(3) of the 1984 Act and after consulting the Chief Officer of Police in accordance with Part III of Schedule 9 to the 1984 Act hereby makes the following Order:

**PART I
GENERAL**

Citation and commencement

1. This Order shall come into operation on the 1st day of July 2012 and may be cited as "The Forest of Dean District Council (Off-Street Parking Places) Order 2012".
2. The Forest of Dean District Council (Off-Street Parking Places) Order 2012 Plans at Schedule 2 (the "Plans") are incorporated into this Order.

Revocations

3. Without prejudice to the validity of anything done before the coming into force of this Order, the Forest of Dean District Council (Civil Enforcement Off-Street Parking Places) Order 2008 is hereby revoked.

Interpretation

4. In this Order:-
 - "**Council**" means Forest of Dean District Council
 - "**approved method of payment**" means payment by credit, debit, pre-paid or any other electronic card or payment by phone through a scheme organised through the Council
 - "**civil enforcement officer**" has the same meaning as Section 76 of the 2004 Act
 - "**charge**" means any charge for using a parking place as specified in Schedule 3

- “charging hours”** means the hours specified in column 5 of Schedule 1
- “disabled person’s badge”** has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (as amended)
- “disabled person’s vehicle”** has the same meaning as in the Road Traffic Regulation Act 1984
- “doctor”** has the same meaning as medical practitioner
- “driver”** in relation to a vehicle waiting in a parking place, means the person driving the vehicle at the time it was left in the parking place
- “enactment”** means any enactment, whether public general or local and includes any order, byelaw, rule, regulation, scheme or other instrument having effect by virtue of an enactment and any reference in this Order to any enactment as amended, applied, consolidated, enacted by or as having effect by virtue of any subsequent enactment
- “goods”** means goods of any kind whether animate or inanimate and includes postal packets of any description and “delivering” and “collecting” in relation to any goods includes checking the goods for the purpose of their delivery or collection
- “higher level contraventions”** are as defined in The Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007 or any amendment or re-enactment thereof
- “light goods vehicle”** means a motor vehicle which is constructed or adapted for use for the carriage of goods or burden of any description the overall weight of which does not exceed 3.5 tonnes and is not drawing a trailer
- “loading area”** means the part of the parking place authorised by this Order to be used as a goods vehicle loading and unloading area specified on the Plans and defined in the Traffic Signs Regulations and General Directions
- “lower level contraventions”** means all parking contraventions which are not higher level contraventions as defined in The Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007 or any amendment or re-enactment thereof
- “medical practitioner”** means a person registered under the Medical Act 1983
- “motor vehicle”** means a passenger vehicle and/or a light goods vehicle
- “motor cycle”** has the same meaning as that in Section 136 of the 1984 Act

"owner" in relation to a vehicle means the person by whom such vehicle is kept and used. In determining who was the owner of a vehicle at any time it shall be presumed that the owner was the person in whose name the vehicle was at that time registered under the Vehicle Excise and Registration Act 1994

"parent and child bay" means an area of a parking place indicated by a sign or marking for the leaving of a vehicle of a specified class, where the adult is accompanied by a child under the age of 14 and that child is less than 1.35m in height

"parking bay" means the area of a parking place which is provided for the leaving of a vehicle of a class specified and indicated by markings on the surface of the parking place or signed or otherwise indicated by signs in the parking place

"parking disc" has the same meaning as in The Local Authorities' Traffic Orders (Exemptions for Disabled Persons)(England) Regulations 2000 which is capable of showing the quarter hour period during which a period of waiting has begun

"parking place" means an area of land specified by column 1 Schedule 1 and the plans of Schedule 2 provided by the Council under section 32(1) of the 1984 Act for use as a parking place

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

"pay and display ticket machine" means an apparatus of a type approved by the Secretary of State for issuing a ticket indicating the payment of a charge, the date on which the ticket is valid and the time by which the vehicle is required to leave the parking place

"pay and display ticket" means a ticket issued by a pay and display ticket machine relevant to the parking place in which a vehicle has been left

"penalty charge" and **"reduced penalty charge"** means a charge set by the Council in accordance with the provisions of Section 77 and Schedule 9 of the 2004 Act and Regulations made thereunder and in accordance with any guidance given by the Secretary of State

“penalty charge notice” means a notice issued by a Civil Enforcement Officer pursuant to the provisions of Section 78 of the 2004 Act and Regulations made thereunder

“permit” means any valid parking permit issued by the Council and used in accordance with its terms and conditions of use. The criteria setting out the basis upon which a permit may be issued and the charges applicable are set out in the Council's Car Park Usage Policy at Schedule 4 and may vary from time to time

“permit holder” means a person to whom a valid parking permit has been issued by the Council provided it is used in accordance with the Council's terms and conditions of use

“permit holder parking place” means a parking place designated by this Order for the leaving of vehicles displaying a corresponding valid parking permit and parked in accordance with the Council's terms and conditions of use during the restricted hours

“permitted hours” means the periods specified for each parking place during which waiting by vehicles of a specific class is permitted as specified in Column 4 of Schedule 1

“principle vehicle” in respect of a waiver certificate means:-

- (a) a scaffolding vehicle whilst involved in the active loading or unloading of scaffolding components;
- (b) a vehicle containing tools, materials or equipment constantly needed in association with building, repair, or demolition of premises adjacent to the highway or parking place;
- (c) the main light or heavy goods vehicle used for the moving of goods or furniture to or from premises

“prohibited hours” means in relation to any prohibited parking place the hours during which waiting or loading is prohibited as specified in Schedule 1

“public service vehicle” has the same meaning as Section 1 of the Public Passenger Vehicles Act 1981

“relevant position” in respect of: -

- (a) a disabled person's badge and parking disc has the same meaning as Section 4 of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;
- (b) a permit or voucher means it is exhibited on the passenger side of the windscreen, dashboard or fascia of the vehicle or, where the vehicle does not have a windscreen, dashboard or fascia, in a conspicuous position on the vehicle so that the whole of the information on the front of the permit or voucher is clearly legible from outside the vehicle; and
- (c) a pay and display ticket means exhibited on the windscreen, dashboard or fascia of the vehicle or, where the vehicle does not have a windscreen, dashboard or fascia, in a conspicuous position on the vehicle so that the whole of the information on the front of the ticket is clearly legible from outside the vehicle

"solo motor cycle" has the same meaning as in Traffic Signs Regulations and General Directions

"telecommunication system" has the same meaning as in Section 12 of the Telecommunications Act 1984

"virtual parking permit" means the electronic record of a permit or waiver issued by the Council or any of its agents to exempt a vehicle from a parking restriction or to allow the use of dedicated permit parking bays under the terms and charges applicable at the time of issue

"virtual parking visitors voucher" means the electronic record of a voucher issued by the Council or any of its agents to exempt a vehicle from a parking restriction or to allow the use of dedicated permit parking bays under the terms and charges applicable at the time of issue

"virtual parking ticket" means the electronic record of a "Pay and Display Ticket" issued by the Council or any of its agents in payment for a period of parking relevant to the parking place in which a vehicle has been left

"waiver certificate" means a certificate issued by the Council for the purpose of permitting a specified vehicle to wait in specified circumstances on a parking bay where the waiting of that vehicle would otherwise be restricted or prohibited

"weekly ticket" means a ticket which is valid for seven days from the date of issue

5. Any reference in this Order to a numbered Article shall, unless the context requires otherwise, be construed as a reference to the Article bearing that number in this Order and any reference to a Plan is a reference to a Plan incorporated into this Order.
6. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies to the interpretation of an Act of Parliament and 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 II

GENERAL PROVISIONS FOR PARKING PLACES

Designation of parking places

7. The areas of land as specified in the Plans may be used subject to the following provisions of this Order as a parking place for such vehicles or classes of vehicles in such positions on such days and during such hours as are specified in relation to those parking places in Schedule 1
 - (1) Where in Schedule 1 a parking place is described as available for vehicles of a specified class or in a specified position the driver of a vehicle shall not permit it to wait in that parking place unless it is of the class and in the position specified;
 - (2) Where within a parking place there is a sign or surface marking which indicates that a parking bay is available for a disabled person's vehicle the driver of a vehicle shall not permit it to wait in that parking bay unless it is a disabled person's vehicle;
 - (3) Where within a parking place there is a sign or surface marking which indicates a parent and child bay the driver of a vehicle shall not permit it to wait in that parent and child bay unless the driver is accompanied by a child under the age of 14 and that child is less than 1.35m in height;

- (4) Insofar as a vehicle is left in a parking place during the charging hours the driver of the vehicle shall pay such charge or charges as are specified in the following provisions of this Order unless the vehicle is exempt from paying such charges as specified in Article 10;
- (5) No person shall permit any vehicle other than a vehicle permitted by the provisions of this Order to be left in a parking place without the consent of the Council

Part III

GENERAL PROHIBITION ON STOPPING OR WAITING OR LOADING OF VEHICLES AND PROHIBITIONS APPLYING TO PARKING PLACES

8. Save as provided in Article 10 of this Order no person shall cause or permit any vehicle:-
 - (1) to stop or wait or load on areas as cited by appropriate signs and lines within specified parking places shown on the Plans where stopping or waiting or loading is not allowed;
 - (2) to stop or wait or load or remain in any disabled person's parking place as shown on the Plans during the permitted hours unless the vehicle is displaying a valid disabled person's badge and the vehicle immediately before or after the act of parking is about to be driven or used by the person to whom the badge has been issued;
 - (3) to stop or wait or load or remain in any parent and child bay as shown on the Plans during the permitted hours unless the vehicle is displaying a valid method of payment and where the adult is accompanied by a child under the age of 14 and that child is less than 1.35m in height;
 - (4) to stop or wait or remain in a parking place as shown on the Plans during the permitted hours without displaying a valid permit issued in accordance with the Council's Car Park Usage Policy at Schedule 4 and which may vary from time to time;

- (5) to stop or wait or remain, in a parking place as shown on the Plans, during permitted hours without displaying a valid pay and display ticket applicable for the time;
- (6) to stop or wait or remain during permitted hours without displaying a valid permit (the criteria setting out the basis upon which a permit may be issued and the charges applicable thereto are set out in the Council's Car Park Usage Policy at Schedule 4 and may vary from time to time) or a valid pay and display ticket applicable for the time or making payment by an approved method of payment in a parking place as shown on the Plans;
- (7) to stop or wait or remain during permitted hours any in any motorcycle parking place shown on the Plans, other than a solo motorcycle;
- (8) to stop or wait or remain during permitted hours any in any pedal cycle parking place shown on the Plans, other than a pedal cycle;
- (9) to again be left in a parking place, limited waiting area or limited loading area until after the expiration of the time shown in Schedule 1 when a vehicle is permitted to return to the same parking place, limited waiting area or limited loading area;
- (10) to use any part of the parking place or any vehicle left in a parking place:
 - (a) for sleeping, camping or cooking;
 - (b) for the purpose of servicing or washing any vehicle or part thereof other than is reasonably necessary to enable that vehicle to depart from the parking place;
 - (c) for the erection of any tent, booth, stand, building or other structure;
 - (d) for the purpose of offering for sale or selling any vehicle or any part or parts thereof;
- (11) to enter the parking place otherwise than by an entrance or leave the parking place otherwise than by an exit, so indicated by signs erected or surface markings laid out;
- (12) to stop or load or wait or remain in a parking place as shown on the Plans during the permitted hours otherwise than in accordance with the terms of the Council's Car Park Usage Policy as set out at Schedule 4 and which may vary from time to time.

Contravention of the General Prohibition

9. Where a person contravenes the general prohibition set out in Article 8 of this Order, and does not fall into any one of the exemptions in Article 10 of this Order, the owner of the vehicle in question shall incur a penalty charge as stipulated by the Council but only if the contravention falls into one of the categories contained within the Contravention Codes as set out in Annex B of the Department for Transport's Operational Guidance.

Exemptions to the General Prohibition

10. The following vehicles are exempt from the General Prohibition as set out in Article 8 of this Order:
- (1) a vehicle, necessarily required for use in connection with any of the following operations, namely:-
 - (a) the removal of any obstruction to traffic;
 - (b) the maintenance, improvement or reconstruction on the areas of parking as shown within the plans; and
 - (c) the laying, erection, alteration or repair in or on land within the parking places shown on the plans, for any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telegraphic line by a utility organisation while attending to their apparatus;
 - (2) a vehicle in the service of a local authority being necessarily used in connection with maintenance and parking enforcement, waste collection or cleansing activities;
 - (3) a vehicle which is:
 - (a) required by law to stop; or
 - (b) obliged to stop so as to prevent an accident; or
 - (c) prevented from proceeding by circumstances outside his or her control; or
 - (d) caused or permitted to stop or wait upon the direction or with the permission of a police constable in uniform, or a civil enforcement officer;
 - (4) a vehicle being used for:
 - (a) fire brigade, ambulance or police purposes; or

- (b) attending an emergency by a doctor, a district nurse or midwife, in which cases the Council may require evidence to show that there was a genuine emergency; or
 - (c) naval, military or air force or visiting forces if at the time they are being used or appropriated by such forces;
- (5) a vehicle validly displaying a disabled person's badge;
 - (6) a vehicle that is waiting only for so long as is necessary to enable a person to board or alight from that vehicle;
 - (7) a vehicle validly displaying a waiver certificate in accordance with the Council's terms and conditions of use;
 - (8) a vehicle validly displaying a valid permit issued by the Council. The criteria setting out the basis upon which a permit may be issued and the charges applicable thereto are set out in the Council's Car Park Usage Policy at Schedule 4 and may vary from time to time;
 - (9) a vehicle displaying a valid parking ticket insofar as it is parked within a parking place as shown on the Plans where it complies with the following:-
 - (a) a pay and display ticket valid at that time has been obtained from an appropriate pay and display ticket machine by paying the appropriate charge as stipulated by the Council and by inserting the correct money in a pay and display ticket machine provided for the pay and display parking place;
 - (b) the pay and display ticket is displayed in a prominent position within the vehicle so that it can be read in its entirety from outside the vehicle;
 - (c) if at the time when a vehicle is left during the permitted hours in a parking place and all the pay and display ticket machines relative to that parking place are out of order, that vehicle shall be exempt from payment of the charge and the requirement to display a pay and display ticket provided that it is removed within the maximum period of waiting specified for that parking place as shown in Schedule 1;
 - (10) a vehicle not displaying a valid pay and display ticket where the driver of the vehicle has paid the appropriate charge by an approved method of payment;
 - (11) a pedal cycle parked in any area set aside for use of pedal cycles at any time;

- (12) a solo motorcycle parked in any area set aside for use of solo motorcycles at any time;
- (13) if and insofar as a vehicle described in Articles 10(1)-(12) is parked in a parking place, that vehicle must be wholly parked within that parking place.

Power to suspend use of parking places

11. (1) A Police Constable in uniform may direct the suspension of the use of a parking place or any part thereof for no longer than twenty-four hours whenever he considers such suspension reasonably necessary for the purpose of facilitating the movement of traffic or promoting its safety.
- (2) Upon written application on a form approved by the Council and upon payment of the appropriate fee the Council may direct that the use of a parking place or any part thereof be suspended whenever it considers such suspension reasonably necessary.
- (3) Nothing in this Article restricts in any way the discretion afforded to the Council to stipulate such conditions to or grant such exemptions for any suspension directed in accordance with Article 11(2) as it considers reasonably necessary. Notwithstanding the foregoing the exemptions provided for in Articles 10(5) and (6) will apply in respect of a suspended parking place.
- (4) Where the Council directs that the use of a parking place or any part thereof be suspended in accordance with Article 11(2), the Council will place or cause to be placed in or adjacent to that parking place or part thereof, traffic signs indicating that vehicles are prohibited from stopping or waiting or loading thereon.
- (5) No person shall cause or permit a vehicle to be left in any suspended parking place or any part thereof:
- (a) during such period as any suspension directed in accordance with this Article is in force in respect of that parking place or any part thereof; and
 - (b) whilst they are in or adjacent to that parking place or part thereof traffic signs placed in accordance with Article 11(4) or placed by the police.
- (6) Where a person contravenes Article 11(5), that person shall incur a penalty charge notice.

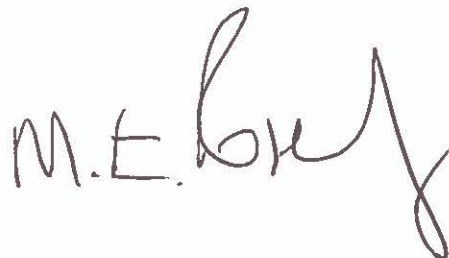
Power to Dispense with the General Prohibition in respect of a parking place

12. (1) Upon written application on a form approved by the Council and payment of the appropriate fee the Council may grant a waiver certificate(s) restricted to a specified location and for a specified period, whenever it considers such grant reasonably necessary for the principle vehicle(s):
- (a) for a wedding or a funeral or similar religious or civil ceremony, or where no reasonable alternatives exist, for other gatherings; or
 - (b) the erection of scaffolding, works of repair, a building operation, demolition, excavation, maintenance, improvement or reconstruction to or at a dwelling-house or business premises; or
 - (c) the convenience of occupiers of premises adjacent to the location on any occasion for the moving of furniture to or from such premises.
- (2) A vehicle displaying a waiver certificate is exempted from the general prohibition in respect of the location specified for the period and date specified.
13. The prohibitions and restrictions imposed by the Order shall be in addition to and not in derogation of any restriction or requirement imposed by any regulations made or having effect as if made under the 1984 Act or by or under any other enactment.

Dated: 19 June 2012

THE COMMON SEAL of the COUNCIL)
of Forest of Dean District Council was hereunto)
affixed in the presence of:-)

Authorised
signatory



1512
19.6.12.

SCHEDULE 1 – List of Parking Places and Restrictions that apply

NAME AND SITUATION OF PARKING PLACE AND PLAN NO.	POSITION IN WHICH VEHICLE MAY WAIT	CLASSES OF VEHICLE	DAYS OF OPERATION OF PARKING PLACE	DAYS AND HOURS WHEN CHARGES WILL BE MADE	MAXIMUM PERIOD FOR WHICH VEHICLES MAY WAIT DURING THE CHARGING HOURS	SCALE OF CHARGES	PERMITS
1	2	3	4	5	6	7	8
CINDERFORD: Heywood Road PLAN:001	Wholly within a parking bay	Motor vehicles excluding HGVs, where the vehicle will fit wholly in the marked bay.	All days and all hours	Between 8am-6pm Mon-Sat inclusive, including all Bank Holidays	10 hours	As defined in Schedule 3	As defined in Schedule 4
COLEFORD: Bank Street PLAN:002	Within the parking place	Motor vehicles excluding HGVs.	All days and all hours	Between 8am-6pm Mon-Sat inclusive, including all Bank Holidays	10 hours	As defined in Schedule 3	As defined in Schedule 4
COLEFORD: Lords Hill PLAN:003	Not applicable at this time						
COLEFORD: Newland Street PLAN:004	Wholly within a parking bay	Motor vehicles excluding HGVs, where the vehicle will fit wholly in the marked bay.	All days and all hours	Between 8am-6pm Mon-Sat inclusive, including all Bank Holidays	10 hours	As defined in Schedule 3	As defined in Schedule 4
COLEFORD: Railway Drive PLAN:005	Wholly within a parking bay	Motor vehicles excluding HGVs, where the vehicle will fit wholly in the marked bay.	All days and all hours	Between 8am-6pm Mon-Sat inclusive, including all Bank Holidays	10 hours	As defined in Schedule 3	As defined in Schedule 4
COLEFORD: Council Offices PLAN: 006	Not applicable at this time						

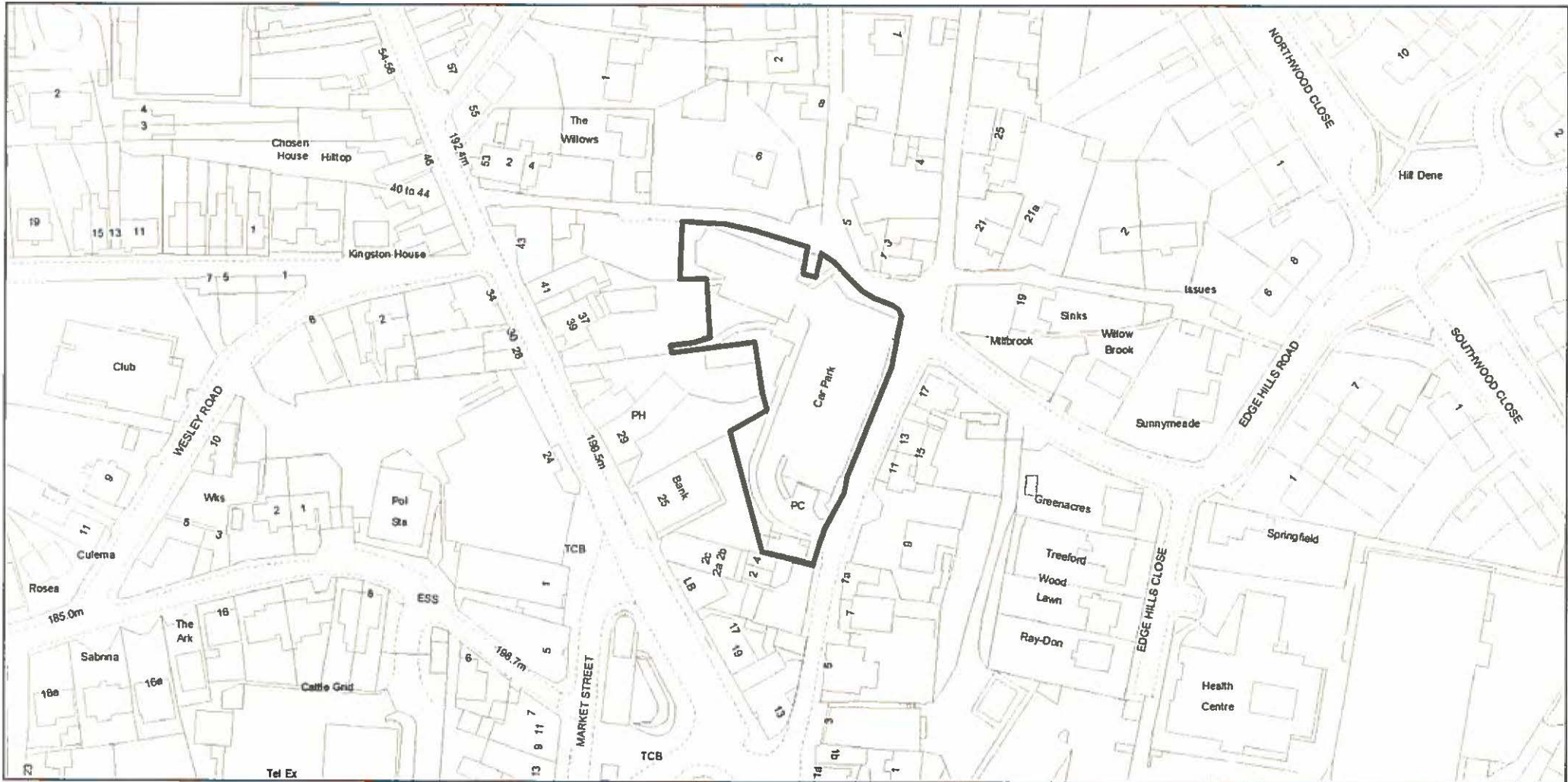
NAME AND SITUATION OF PARKING PLACE AND PLAN NO.	POSITION IN WHICH VEHICLE MAY WAIT	CLASSES OF VEHICLE	DAYS OF OPERATION OF PARKING PLACE	DAYS AND HOURS WHEN CHARGES WILL BE MADE	MAXIMUM PERIOD FOR WHICH VEHICLES MAY WAIT DURING THE CHARGING HOURS	SCALE OF CHARGES	PERMITS
1	2	3	4	5	6	7	8
LYDNEY: Bream Road PLAN:007	Wholly within a parking bay	Motor vehicles excluding HGVs, where the vehicle will fit wholly in the marked bay.	All days and all hours	Between 8am-6pm Mon-Sat inclusive, including all Bank Holidays	10 hours	As defined in Schedule 3	As defined in Schedule 4
LYDNEY: Newerne Street PLAN:008	Wholly within a parking bay	Motor vehicles excluding HGVs, where the vehicle will fit wholly in the marked bay.	All days and all hours	Between 8am-6pm Mon-Sat inclusive, including all Bank Holidays	10 hours	As defined in Schedule 3	As defined in Schedule 4
LYDNEY: Newerne St Overflow PLAN:009	Wholly within a parking bay	Motor vehicles excluding HGVs, where the vehicle will fit wholly in the marked bay.	All days and all hours	Between 8am-6pm Mon-Sat inclusive, including all Bank Holidays	10 hours	As defined in Schedule 3	As defined in Schedule 4
MITCHELDEAN: High Street PLAN:010	Wholly within a parking bay	Motor vehicles excluding HGVs, where the vehicle will fit wholly in the marked bay.	All days and all hours	Between 8am-6pm Mon-Sat inclusive, including all Bank Holidays	10 hours	As defined in Schedule 3	As defined in Schedule 4
NEWENT: Lewell Street (High Street) PLAN:011	Wholly within a parking bay	Motor vehicles excluding HGVs, where the vehicle will fit wholly in the marked bay.	All days and all hours	Between 8am-6pm Mon-Sat inclusive, including all Bank Holidays	10 hours	As defined in Schedule 3	As defined in Schedule 4
REDBROOK: Riverside PLAN:012	Wholly within a parking bay	Motor vehicles excluding HGVs, where the vehicle will fit wholly in the marked bay.	All days and all hours	Between 8am and 6pm on any day including all Bank Holidays	10 hours	As defined in Schedule 3	As defined in Schedule 4

NAME AND SITUATION OF PARKING PLACE AND PLAN NO. 1	POSITION IN WHICH VEHICLE MAY WAIT 2	CLASSES OF VEHICLE 3	DAYS OF OPERATION OF PARKING PLACE 4	DAYS AND HOURS WHEN CHARGES WILL BE MADE 5	MAXIMUM PERIOD FOR WHICH VEHICLES MAY WAIT DURING THE CHARGING HOURS 6	SCALE OF CHARGES 7	PERMITS 8
All Parking Places	Only within the area set aside for the use of motorcycles	Motorcycles	As described in Schedule 1	As described in Schedule 1	10 Hours in any one day	Free of Charge	
All Parking Places	Only within the area set aside for the use of pedal cycles	Pedal cycles	As described in Schedule 1	As described in Schedule 1	10 Hours in any one day	Free of Charge	

Schedule 2 Plan No 001 Plan of Heywood Road Parking Places

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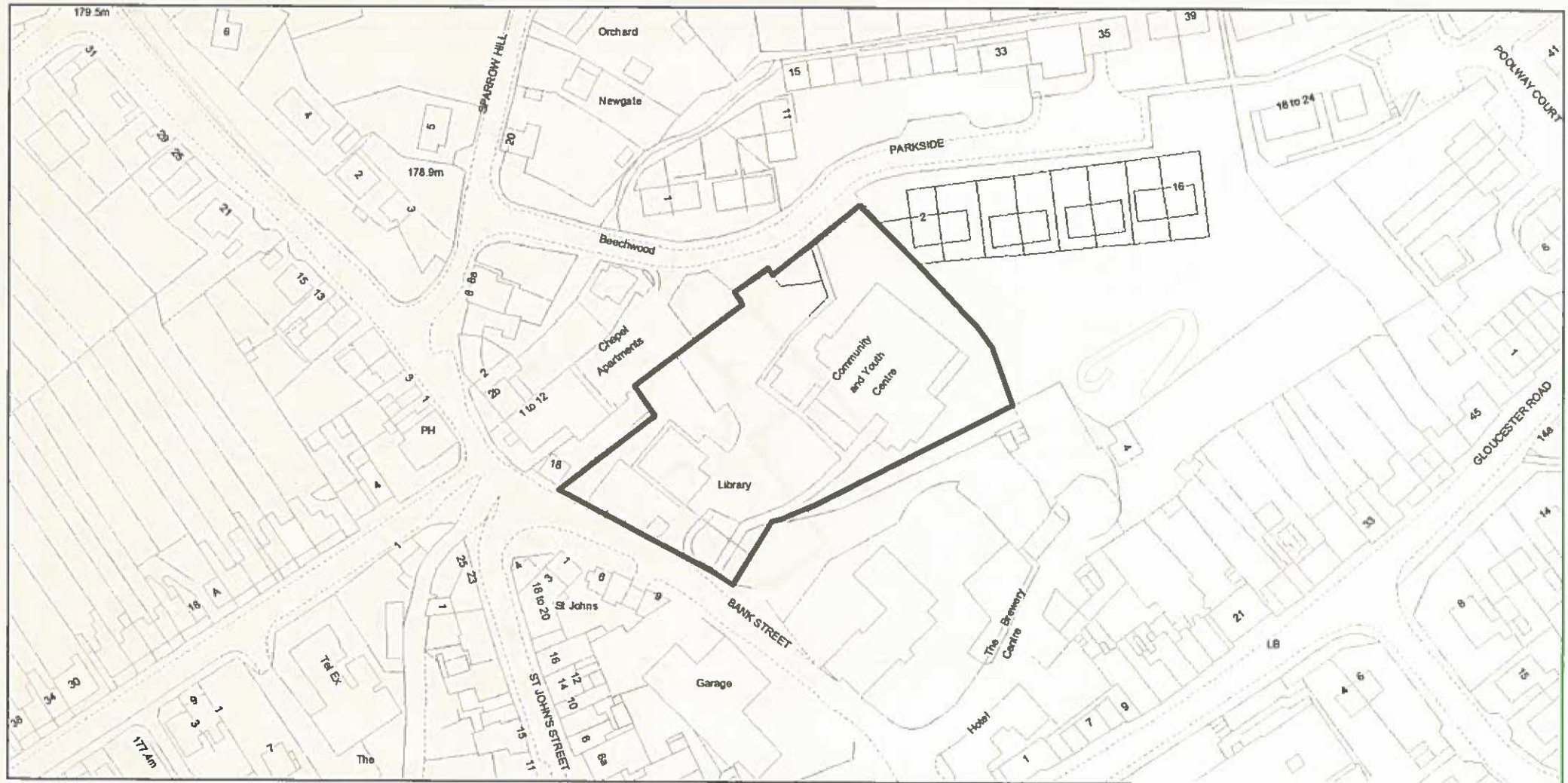
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Schedule 2 Plan No 002 Plan of Bank Street Parking Places

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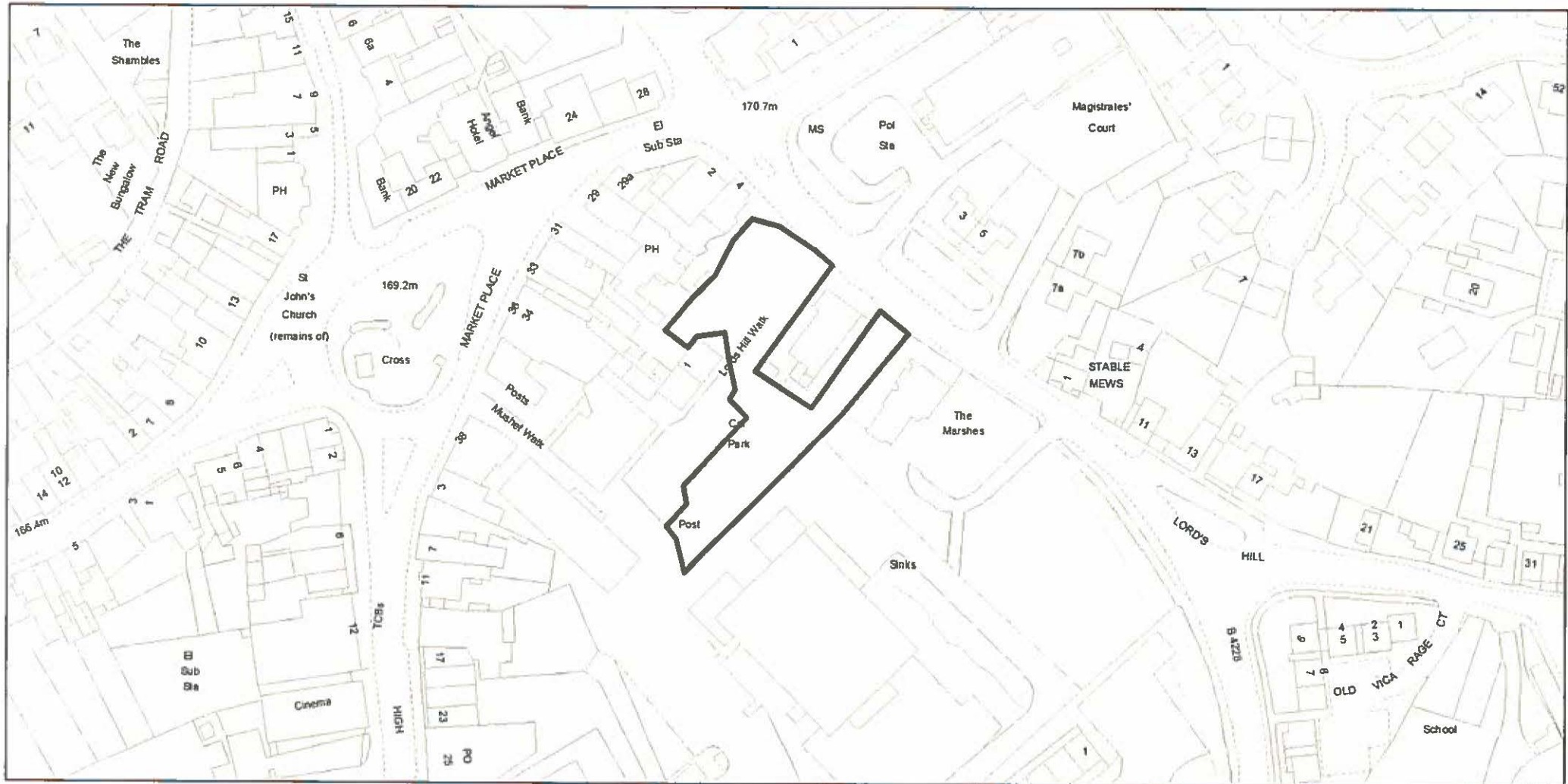
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Schedule 2 Plan No 003 Plan of Lords Hill Parking Places

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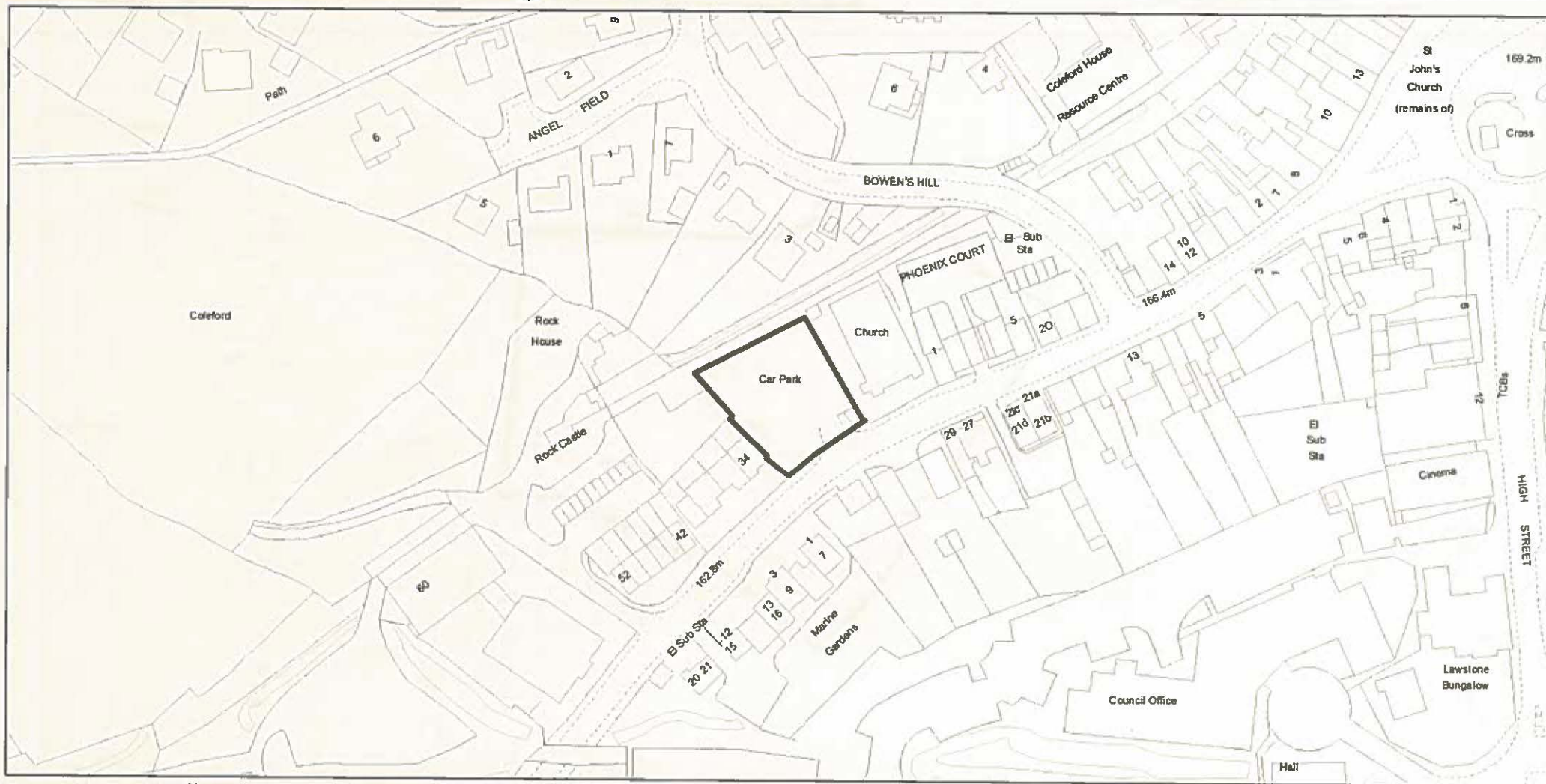
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Schedule 2 Plan No 004

Plan of Newland Street Parking Places

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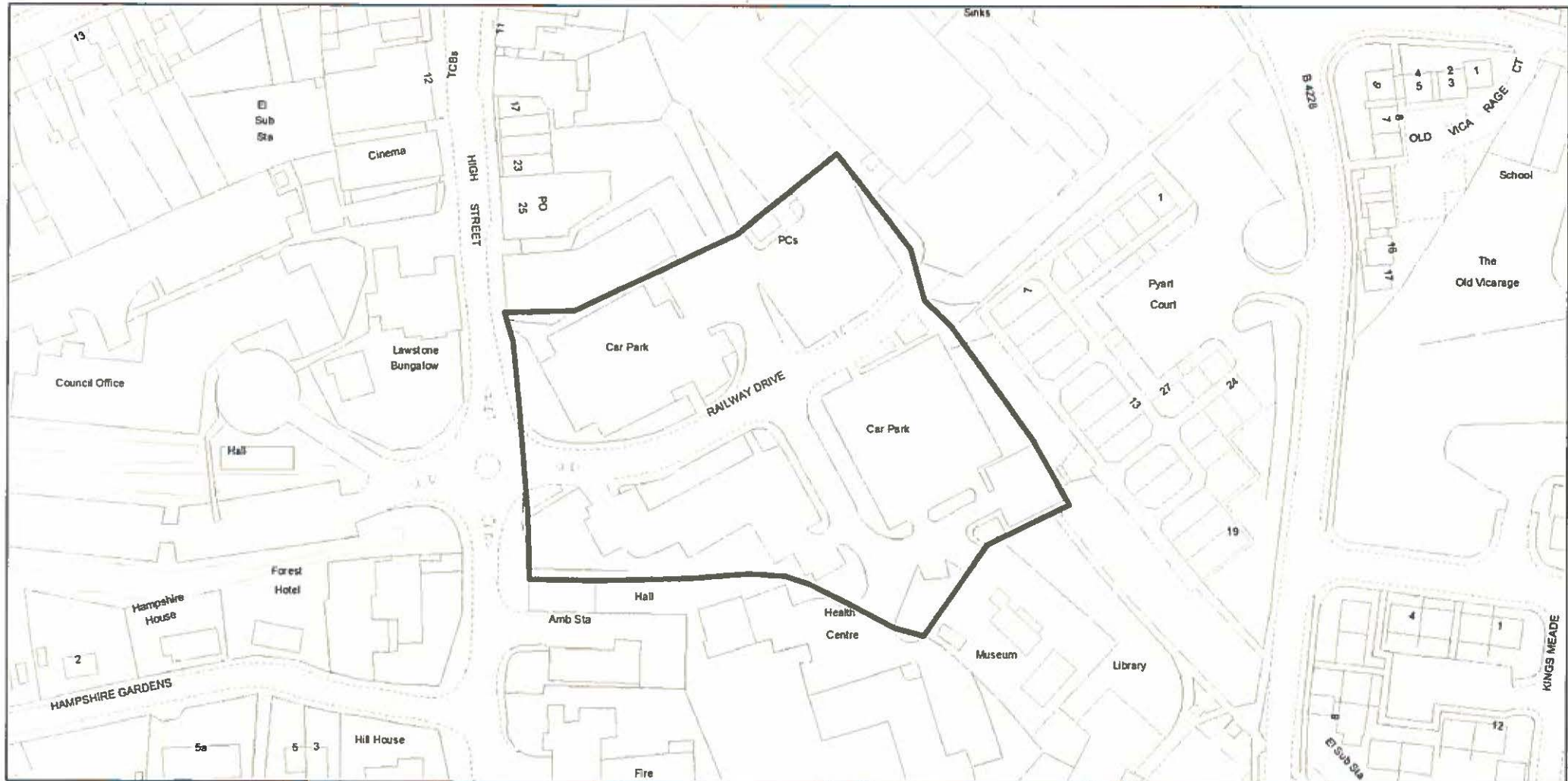
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Schedule 2 Plan No 005 Plan of Railway Drive Parking Places

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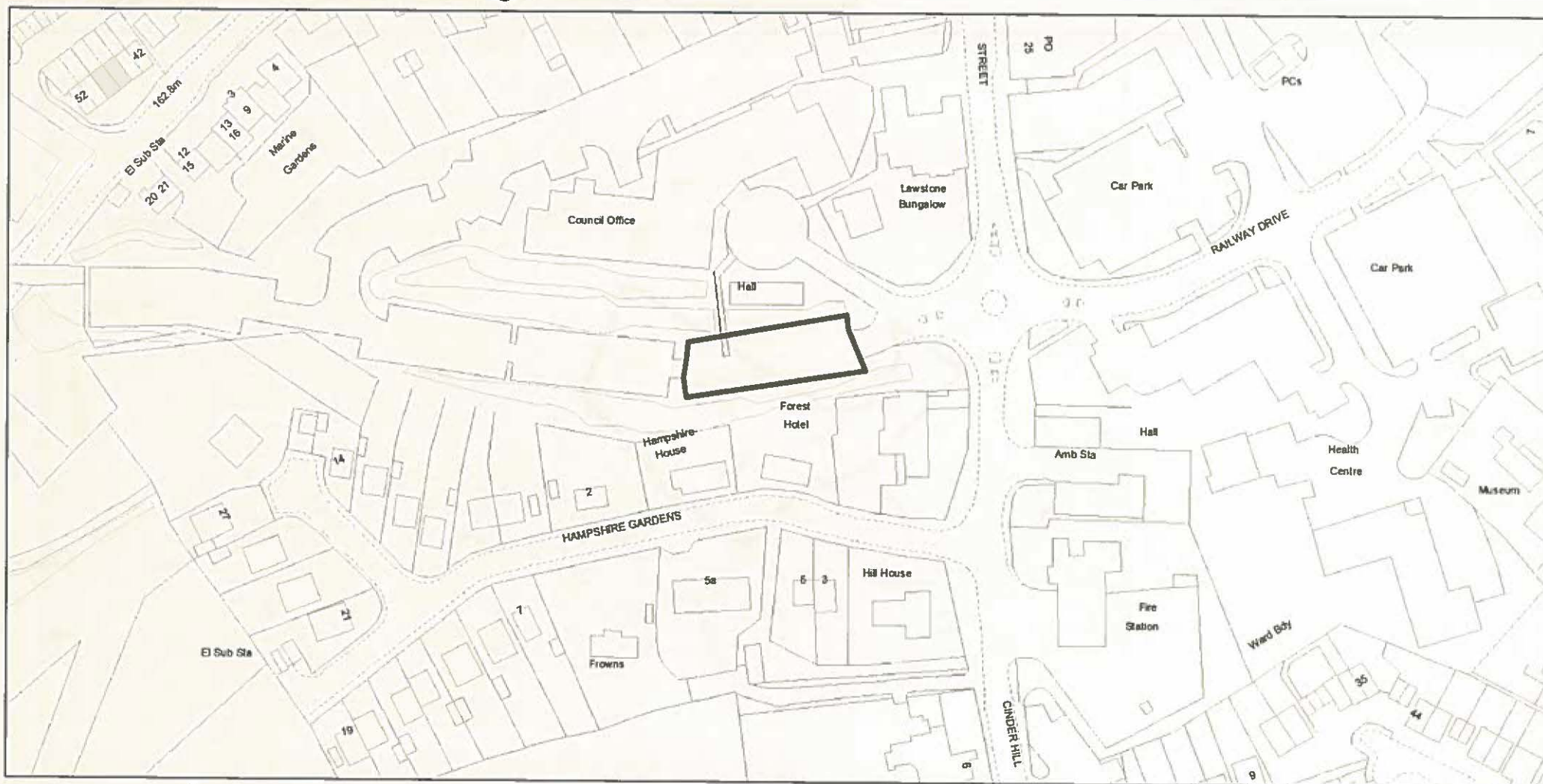
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Schedule 2 Plan No 006 Plan of Council Office Parking Places

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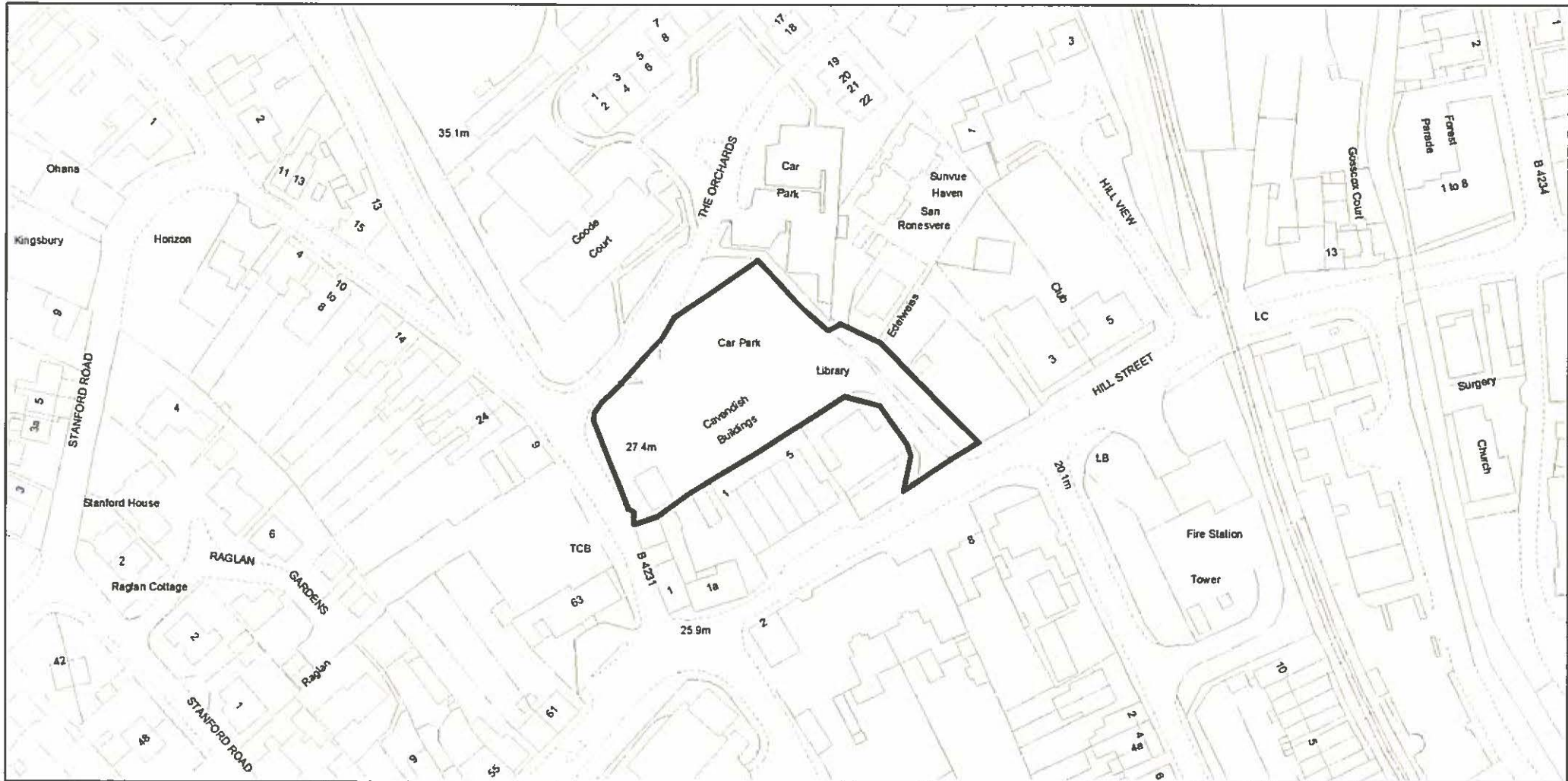
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Schedule 2 Plan No 007

Plan of Bream Road Parking Places

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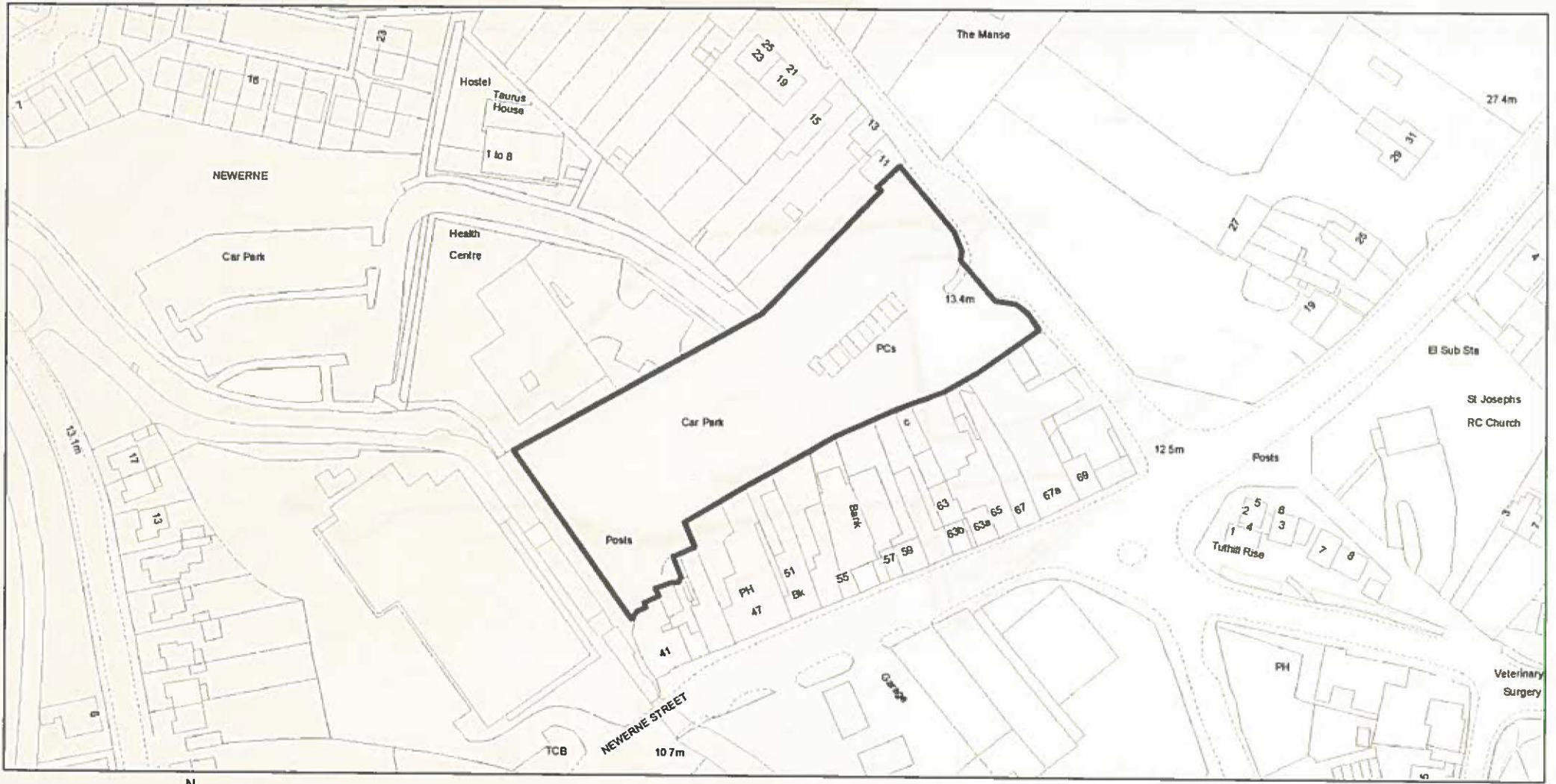
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Schedule 2 Plan No 008

Plan of Newerne Street Parking Places

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SCALE - 1:1000



The Forest of Dean District Council
(Off-Street Parking Places) Order 2011



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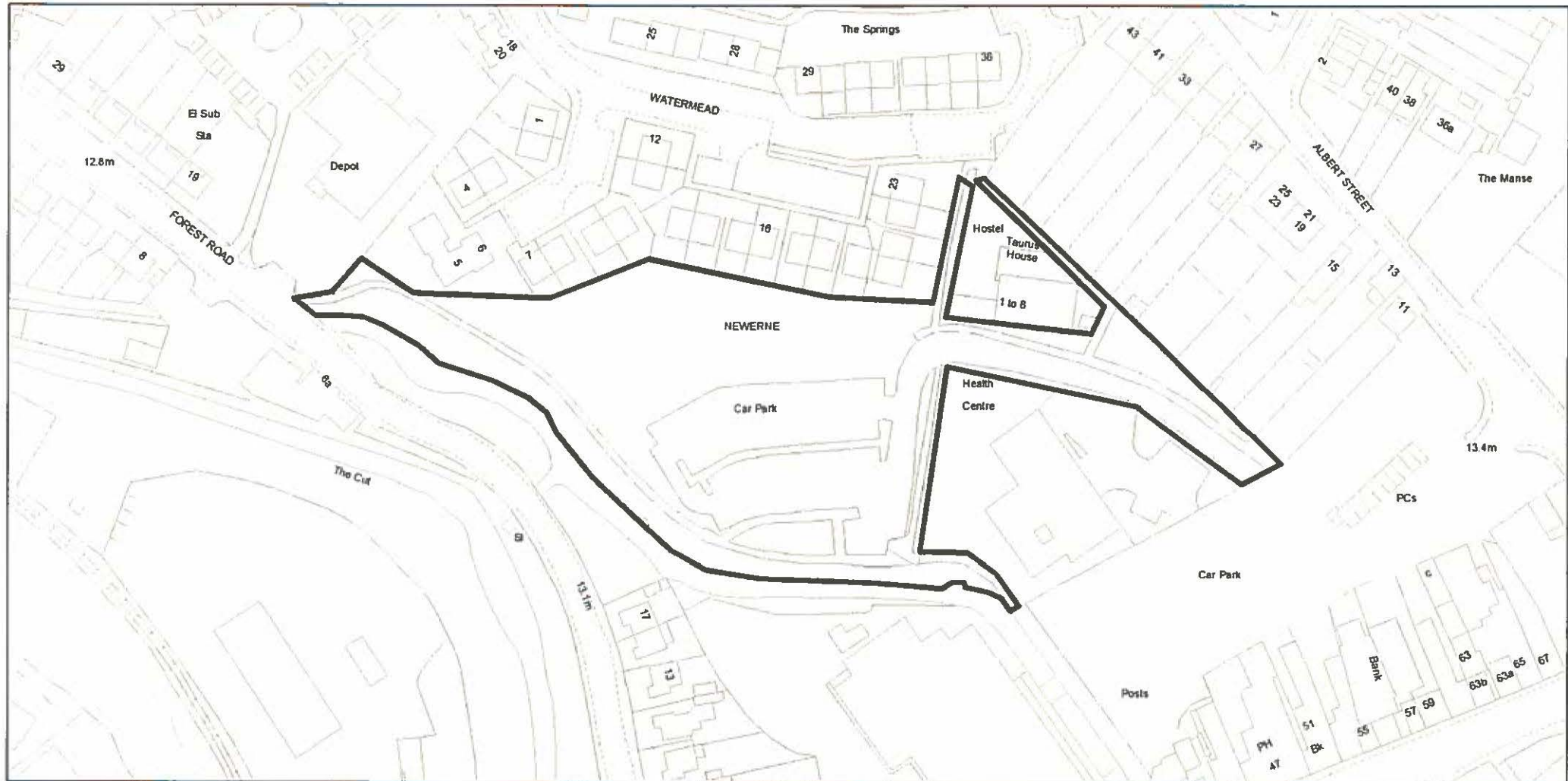
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Schedule 2 Plan No 009

Plan of Newerne Street Overflow Parking Places

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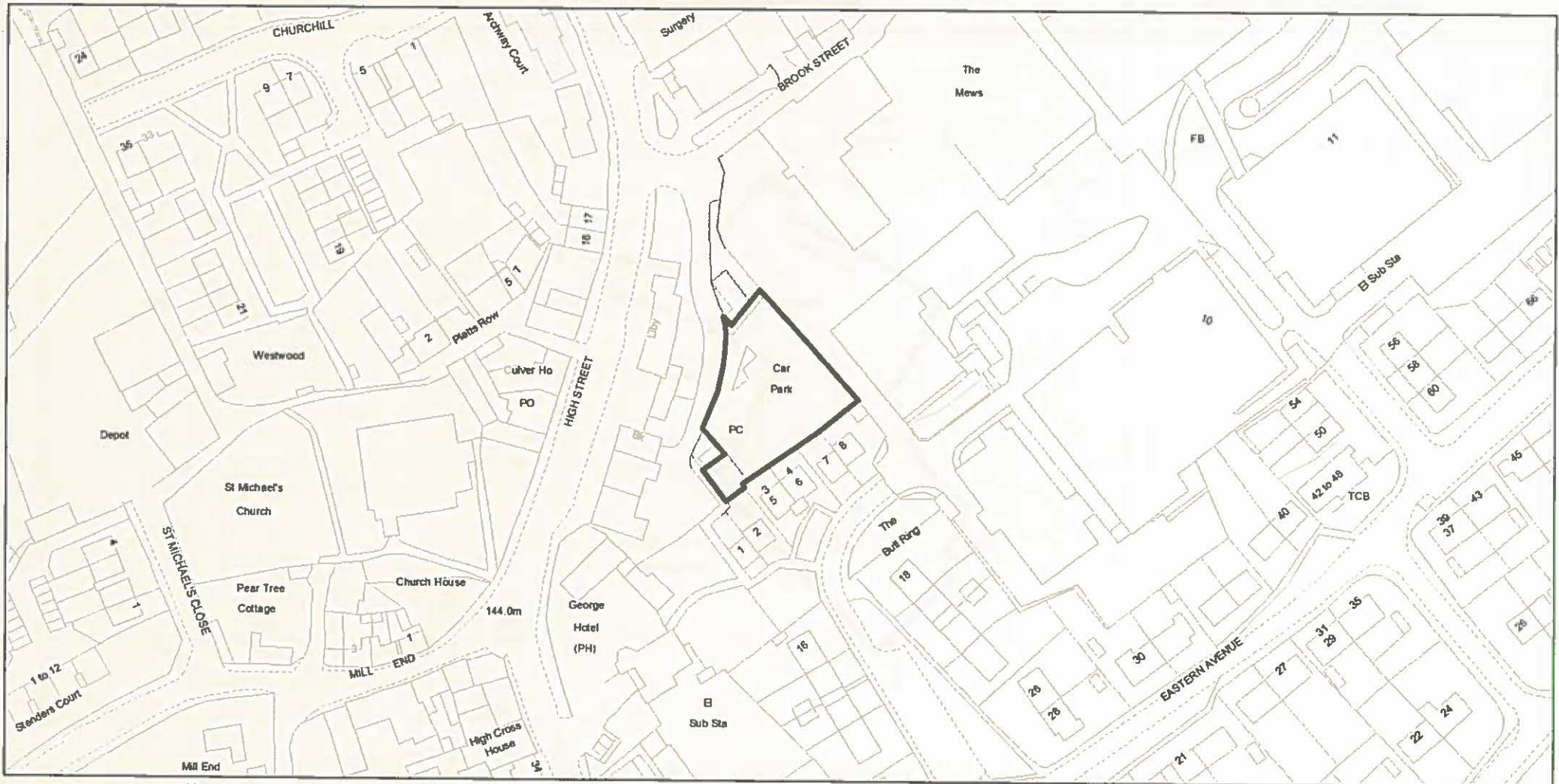
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Schedule 2 Plan No 010

Plan of Mitcheldean High Street Parking Places

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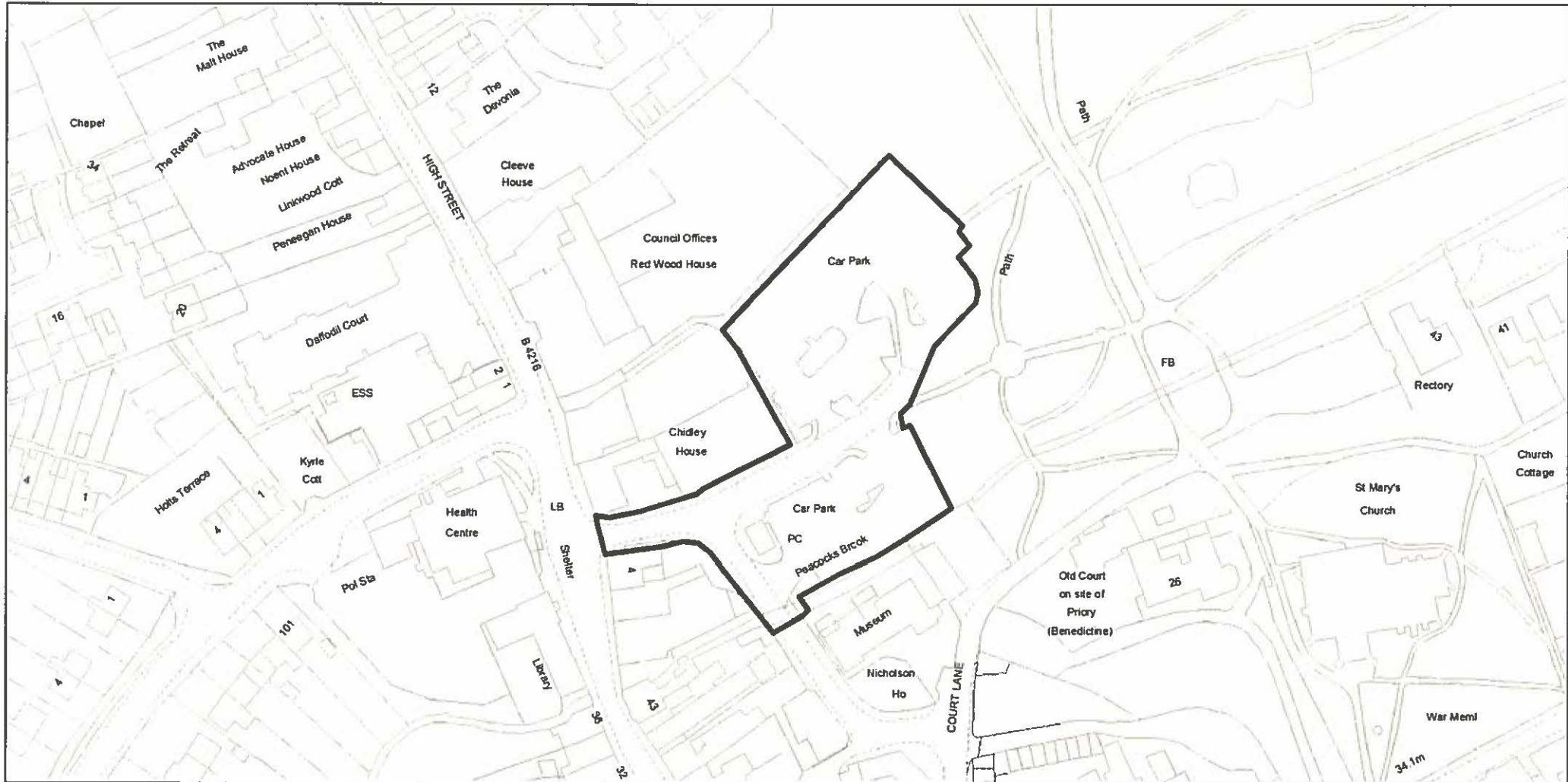
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Schedule 2 Plan No 011

Plan of Newent High Street Parking Places

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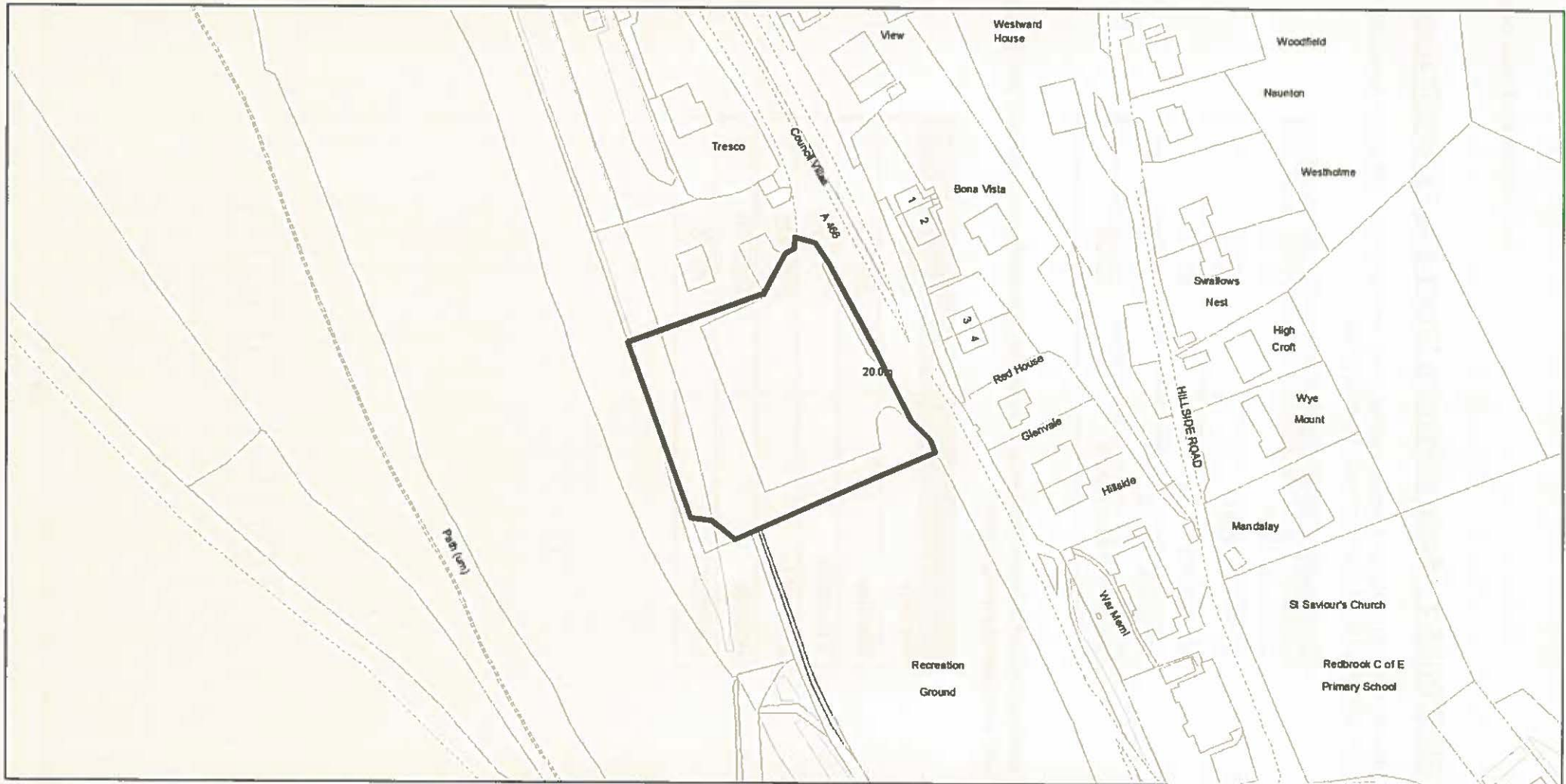
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Schedule 2 Plan No 012

Plan of Redbrook Parking Places

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SCHEDULE 3 – Scale of Parking Charges in Parking Places

The following scale of parking charges applies to all parking places defined in Schedule 1, during the charging hours listed for each parking place:

Length of stay	Tariff
Up to one hour	£0.20
Up to two hours	£0.50
Up to three hours	£1.00
Up to four hours	£1.20
More than four hours	£2.00

The following scale of charges applies to the permits referred to in Schedule 1 and defined in Schedule 4 for each parking place:

Type of permit	Tariff
Weekly	£10.00
Monthly	£40.00
3 monthly	£100.00
6 monthly	£180.00
Annual	£312.00
Overnight	£50.00

SCHEDULE 4 – Car Park Usage Policy

CAR PARK USAGE POLICY

FOREST OF DEAN DISTRICT COUNCIL CAR PARKS

1. Any person, who parks in a Council owned car park, agrees to pay the advertised charges in full, unless they hold a current and valid permit.
2. The Council will set the pay and display charge at a level deemed necessary to maintain, control and manage the use of the parking place.
3. The following activities are expressly prohibited from being carried out by users or their agents within the confines of the car park;
 - a. towing or lifting of the vehicle
 - b. any work of repair, refurbishment, or improvement
 - c. filling or discharging of fuel tanks
 - d. charging of batteries
 - e. selling, letting, or hiring of vehicles, whether by way of trade or privately with the exception of authorised and registered car club use
 - f. washing, cleaning or valeting
 - g. charging or emptying of vehicle fuel tanks
 - h. storage of any petrol diesel or lubricating oil other than that in the tank or the engine of the vehicle.
4. Valid disabled person's badge holders must display prominently their blue badge if they are parking in a marked disabled bay.
5. Vehicles may only park in the bay in which they are entitled i.e. vehicles may not park in motorcycle bays.
6. Persons may be required to leave the car park either verbally or in writing by the Council. In the event that a person fails to remove themselves from the car park immediately upon being requested to do so by an employee or contractor appointed

- by the Council, the Council reserves the right to summon the Police to remove the said user.
7. All users are advised to ensure that portable belongings are removed from the vehicle. Where this is not possible, they should be concealed from sight. The Council shall not be under any duty of supervision and does not guarantee or warrant security of any vehicle, person, or belongings.
 8. Users must ensure that all doors and tailgates are locked, and windows, sunroofs, and soft tops are securely closed whilst the vehicle is unattended.
 9. All users consent to being filmed by the closed circuit television surveillance system. Recordings of images from the CCTV system may be used in evidence in Court proceedings.
 10. Users must obey all signs and comply with all instructions given by car park staff.
 11. It must be understood that car parks are potentially hazardous environments containing equipment, services, and materials that may cause injury or death if interfered with by unauthorised persons. Users must not interfere with any equipment and must exercise due caution and prudence when on the premises.
 12. Vehicles must be driven and manoeuvred with all due care, attention, and consideration in order to ensure the safety of all users, car park staff, pedestrians, equipment and other vehicles.
 13. Users must park the vehicle wholly within marked single parking bays, where provided.
 14. The Council does not accept any responsibility for the entry of unauthorised persons onto the car park or for any loss or damage occasioned by such persons.
 15. Parking is restricted to motor cars, motorbikes and carriages only. Caravans, trailers, coaches and lorries are not permitted except for car parks which allow caravan trailer coaches and lorries parking. All vehicles must display a valid vehicle excise licence (tax disc).
 16. Where a vehicle appears to the Council to be abandoned, the Council will action this in accordance with the Refuse Disposal (Amenity) Act 1978.

17. The staff at the car park has the right to perform their daily duties free from verbal or physical abuse from the users of this facility. Any incidents of this nature will be reported to the police and offenders will be prosecuted.
18. The user shall not at any time tow any vehicle into the car park nor shall any repairs, renovations, additions or alterations be carried out to any vehicle whilst it is parked in the car park.
19. Failure to comply with any of the above conditions will result in an applicable fee being charged, and may result also in your vehicle being immobilised. Immobilised vehicles will be subject to a release fee at the rate applicable at the time.
20. Users shall drive carefully and considerately and obey the staff, direction marking, signs and speed limits. After parking users and their passengers shall use the pedestrian walkways and exits as applicable.
21. The user must not run the engine of the car whilst it is within the car park except as necessary for entering or leaving the car park and proceeding to or departing from the parking space for the time being allocated and must not do anything in or on the car park that may cause a nuisance discomfort or annoyance to the Council or any occupant of nearby premises or allow anyone under its control to do so.
22. Upon discovery of an incident within the car park or if the user damages the property of a third party or the Council, users should report it directly to the car park staff on duty or in the absence of car park staff, to the Council's Property Services on 01594 812260. In the case of damage to or theft of or from a vehicle whilst in the car park users are advised to notify their Insurers and the police promptly.
23. The car park may not be used for advertising, trading, camping, cooking, sleeping, washing or servicing vehicles unless agreed in advance with the Council. It is forbidden to erect any tent, booth or other structure.
24. The Council reserves the right to or require the vehicle owner to move the vehicle within the car park as deemed necessary by the Council in order to prevent obstruction, satisfy operational needs, facilitate works and ensure safety or where it is necessary to close all or part of the car park, the Council may drive the vehicle on the public highway.

25. The named person whose photograph appears on the disabled person's badge displayed in a vehicle must be either a driver or passenger in the car at the time of parking.
26. Vehicles may be immobilised if they contravene the regulations governing the use of the car park.
27. Contraventions include, but are not limited to:
- a. failure to park wholly within the marked bays;
 - b. parking in a bay reserved for designated users without a valid permit for that bay;
 - c. parking in such a position to cause an obstruction;
 - d. parking a vehicle which exceeds the maximum height and/or weight and/or length limits permitted in the area;
28. Permits will be available to use in all car parks listed in table 1 below. Criteria establishing eligibility to a parking permit is set out below and the charge is set as per table 2 below. The Council reserves the right to vary the charge and eligibility criteria from time to time.

28.1 OVERNIGHT PERMITS

Anyone may apply for an overnight off-street parking permit.

- (a) Overnight permits can only be bought annually;
- (b) Overnight permits will be issued as a paper permit to display in the windscreen;
- (c) An Overnight permit will entitle the holder to park in any of the Council owned car parks between the hours of 5.00pm and 9.00am only;

28.2 PERMITS

Any person wishing to use any of the Council car parks may apply for a permit of the types set out in table 2 and must be used in accordance with the provisions paragraph 28.5.

28.3 APPLICATION INSTRUCTIONS

Weekly and monthly permits may be purchased from any pay and display ticket machine situated within any of the Forest of Dean District Council owned car parks.

Monthly, 3 monthly, 6 monthly and annual permits may be purchased from APCOA by contacting them on 01452 521284 or by emailing admin.gloucester@apcoa.com for an application form.

28.4 PROCESSING YOUR APPLICATION

Your application has to be checked and issuing normally takes up to seven working days.

If you have not received a permit, or reason for refusal to grant you a permit within seven working days of posting, delivering or phoning in your application please contact APCOA on 01452 521284.

In the event that your application is refused your fee will be refunded in full.

28.5 THE PERMIT WHEN ISSUED

The permit must be displayed in the protective cover provided and displayed in the bottom left hand corner of your windscreen, with expiry date visible from outside the vehicle.

The permit is valid in any Council owned car park.

28.6 REFUNDS

Refunds can be made, based on whole months that are remaining up to a maximum of 50% of the initial application fee, and a minimum of £10.00.

Refunds will only be made on the return of a valid unexpired permit (not applicable to one month permits)

28.7 LOST OR DAMAGED PERMITS

If you lose your permit or it becomes defaced, you can apply for a duplicate permit for a fee of up to £7.00.

Applications for a duplicate must be made in writing quoting your name and (where relevant) business.

28.8 SECURITY

Cars are parked at owner's risk and the Council cannot be held responsible for any loss or damage to vehicles or loss of property.

Be Safe - lock your vehicle, close all windows and keep valuables out of sight.

29. If you require any other assistance or advice on the use of the Council's Car Parks please contact APCOA on 01452 521284

Table 1: Car Parks

Car Park	Location
Heywood Road	Cinderford
Bank Street	Coleford
Newland Street	Coleford
Railway Drive	Coleford
Bream Road	Lydney
Newerne Street	Lydney
Newerne Street Overflow	Lydney
High Street	Mitcheldean
Riverside	Redbrook
Lewell Street (High Street)	Newent

Table 2: Permit Charges

Permit Type	Charge
Overnight	£50.00 per annum
Monthly	£40.00 per month
3 Monthly	£100.00 per 3 months
6 Monthly	£180.00 per 6 months
Annual	£312.00 per annum