

((3;D,4))

**THE CITY OF SOUTHAMPTON**  
**(SUBURBAN OFF-STREET PARKING PLACES)**  
**TRAFFIC REGULATION ORDER 2002.**

Southampton City Council (hereinafter called "the Council") in exercise of its powers under Section 35(1) and (3) of the Road Traffic Regulation Act, 1984, ("the Act") and Part IV of Schedule 9 to the Act and of all other enabling powers, with the consent of Hampshire County Council pursuant to Section 39(3) of the Act and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act hereby makes the following Order:

**1 CITATION AND COMMENCEMENT**

This Order shall come into operation on the 25th day of February 2002 and may be cited as the City of Southampton (Suburban Off-Street Parking Places) Order 2002.

**2 INTERPRETATION**

**2(A)** In this Order, except where the context otherwise requires, the following expressions have the meanings respectively assigned to them:

"Bank Holiday" means Easter Monday, the last Monday in May, the last Monday in August, 26<sup>th</sup> December if it is not a Sunday and 27<sup>th</sup> December when 25<sup>th</sup> or 26<sup>th</sup> December is a Sunday.

"Bus" means a motor vehicle which was constructed or has been adapted to carry more than 8 seated passengers in addition to the driver.

"Disabled Persons' Badge" means a badge issued by any local authority in accordance with the provisions of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 or a badge having effect under those regulations as if it were disabled person's badge.

"Disabled Person's Vehicle" means a vehicle lawfully displaying a disabled person's badge.

"Dangerous Load Vehicle" means:

- (i) a vehicle built to carry liquids, gases or any dangerous substance and comprising one or more tanks structurally attached to or being an integral part of the frame of that vehicle; or
- (ii) a vehicle which is used for the carriage of a dangerous substance, PROVIDED THAT this part of the definition shall not apply to a vehicle if:
  - (a) all the dangerous substance in or on the vehicle is contained in receptacles which comply with the provisions of the Schedule to the Inflammable Liquids (Conveyance by Road) Regulations 1971 and the total quantity of the dangerous substance in or on the vehicle does not exceed 50 kg and that all such receptacles are clearly marked indicating the nature of their contents and the hazard associated with the carriage of such substance;
  - (b) it carries a dangerous substance as its fuel or for the operation of ancillary plant, which is a permanent or essentially permanent feature of the vehicle.

"Dangerous Substance" means any of the substances specified in Schedule 1.04.

"Essential Visitors' Parking Permit " means an Essential Visitors' Parking Permit issued and used in accordance with the provisions of the City of Southampton (First Controlled Zone) Traffic Regulation Order 2002.

"Lorry" means a vehicle which is constructed or adapted for use for the carriage of goods or burden of any description and has a maximum gross weight of more than 3.5 tonnes.

"Motor Cycle" means a mechanically propelled vehicle with fewer than 3 wheels, of which the weight unladen does not exceed 410 kilograms.

"Owner" means the person by whom the vehicle is kept. 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.

"Parking Attendant" means a person authorised by or on behalf of the Council to enforce the restrictions imposed by this Order.

"Parking Bay" means any area of the parking place, which is provided for the leaving of a vehicle and indicated by markings on the surface of the parking place.

"Parking Place" means any area of land specified in Column 1 of Schedules 9.14, 9.15, 9.16, 9.17 and 9.18 provided by the Council under Section 32(4)(b) of the Act of 1984 for use as a parking place and not closed (in part or in whole) by a Notice erected thereon by authority of the Council.

"Pedal Cycle" means a pedal bicycle or pedal tricycle not being in either case a mechanically propelled vehicle.

"Penalty Charge" means the charge set by the Council under the provisions of the Road Traffic Act 1991, which is to be paid to the Council following the issue of a Penalty Charge Notice and within 28 days of the issue of that Notice.

"Public Holiday" means Christmas Day, Good Friday and any other day designated by the Government as a Public Holiday.

"Reduced Penalty Charge" means the charge set by the Council under the provisions of the Road Traffic Act 1991, which is to be paid following the issue of a Penalty Charge Notice within 14 days of the issue of that Notice.

"Waiver Certificate" means a certificate duly issued on behalf of the Council for the purposes of Article 7, permitting a specified vehicle to wait in specified circumstances in a parking place where the waiting of that vehicle would otherwise be restricted or prohibited.

**2(B)** 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.

**2(C)** Except where otherwise stated, any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order.

**2(D)** The prohibitions, restrictions and requirements imposed by this Order are in addition to and not in derogation of any restriction, prohibition or requirement imposed by any other enactment and any exception or exemption from the provisions of this Order is without prejudice to the provisions of any other enactment.

### **3 DESIGNATION OF PARKING PLACES**

Each area of land specified in Schedules 9.14, 9.15, 9.16, 9.17 and 9.18 may be used, subject to the following provisions of this Order, as a parking place for vehicles.

### **4 USE OF PARKING PLACES**

- (i) Motor cycles and pedal cycles permitted in the parking places specified in Article 3 shall be positioned in any parking bays marked "motor cycles" on the parking place.
- (ii) All other vehicles permitted to wait in the parking places specified in Article 3 shall be positioned in any other parking bays marked on the parking place.
- (iii) No person shall cause or permit a vehicle other than a disabled person's vehicle to wait within a parking bay marked for disabled persons.
- (iv) No person shall, except with the permission of a person authorised by the Council in that behalf, drive or permit to be driven any vehicle in a parking place for any purpose other than the purpose of leaving that vehicle in a parking place in accordance with the provisions of this Order or for the purpose of departing from the parking place.
- (v) No person shall use a vehicle, while it is in a parking place, in connection with the sale of any article to persons in or near the parking place or in connection with the selling or offering for hire of his skill or services, without the prior permission in writing of the Council.
- (vi) No person shall use any part of a parking place or any vehicle left in a parking place:-
  - (a) for sleeping or camping or cooking; or
  - (b) for the purpose of servicing or washing any vehicle or part thereof other than as is reasonably necessary to enable that vehicle to depart from the parking place.
- (vii) The driver of a motor vehicle using a parking place shall stop the engine as soon as the vehicle is in position in the parking place, and shall not start the engine except when about to change the position of the vehicle in or to depart from the parking place.
- (viii) The driver of a vehicle using a parking place shall not sound any horn or similar instrument except when about to change the position of the vehicle in or to depart from the parking place.

## **5 MANNER OF PARKING OF TRAILERS**

The driver of a vehicle drawing a trailer shall not permit the vehicle or the trailer to wait in a parking place unless they have been disconnected, and for the purposes of this Order the vehicle and a trailer shall be deemed to be separate vehicles and the driver of the leading vehicle shall be deemed to be driver of both of the vehicles.

## **6 USE OF CARAVANS IN PARKING PLACES**

No person shall use a caravan while it is in a parking place as a dwelling or for any domestic or sanitary purpose.

## **7 PROHIBITION AND RESTRICTION OF WAITING**

Save as provided in Article 8, no person shall cause or permit:-

- (i) any vehicle to wait between the hours of 8am and 6pm on any day other than a Sunday, Bank Holiday or Public Holiday for a period of more than two hours or on more than one occasion on the same day between the said hours in any parking place specified in Schedule 9.17 and 9.18;
- (ii) any vehicle to wait for a longer period than 24 hours in any parking place specified in Schedules 9.14, 9.15, 9.16 and 9.18;

- (iii) any bus or lorry to wait between the hours of 8am and 6pm on any day other than a Sunday, Bank Holiday or Public Holiday in any parking place specified in Schedule 9.15;
- (iv) any bus or lorry to wait at any time in any parking place specified in Schedules 9.14 and 9.17;
- (v) any lorry to wait at any time in any parking place specified in Schedule 9.16; or
- (vi) any dangerous load vehicle to wait at any time in any parking place specified in Schedule 9.15.

## **8 EXEMPTIONS**

- (i) Nothing in Article 7 shall apply to any motor cycle or pedal cycle left in any parking place.
  - (ii) Nothing in Article 7(i) shall apply to any bus or lorry left in any parking place specified in Schedule 9.18.
  - (iii) Nothing in Article 7(i) shall apply to any vehicle left in any parking place provided that the vehicle is either:-
    - (a) a disabled person's vehicle or
    - (b) a vehicle displaying a valid Essential Visitors' Parking Permit.
- (iv) Nothing in Article 7 shall apply to any vehicle which displays in the relevant position a valid waiver certificate and is waiting in a parking place in accordance with the terms and conditions prescribed by the said certificate.
- (v) A waiver certificate may be cancelled at any time at the sole discretion of the Council and shall thereupon immediately cease to be valid. A notification of such cancellation shall be sent by post to the holder of the certificate at any address which the Council believes to be that person's address and the certificate shall forthwith be surrendered to the Council.

## **9 MOVEMENT AND REMOVAL OF VEHICLES**

Where a person duly authorised by the Council is of the opinion that any of the provisions contained in Articles 4, 5, 6 and 7 have been contravened or not complied with in respect of a vehicle left in a parking place, he may:

- (i) move the vehicle or cause it to be moved to a position which complies with that specified in the said Articles; or
- (ii) remove the vehicle or cause it to be removed from the parking place.

## **10 MOVEMENT OF VEHICLES IN EMERGENCIES**

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

## **11 MANNER OF MOVING VEHICLES**

Any person moving or removing a vehicle in accordance with Articles 9 or 10 may do so by towing or driving the vehicle or in such other manner as he may think necessary and may take such measures in relation to the vehicle as he may think necessary to enable him to move or remove it as aforesaid.

## **12 SAFE CUSTODY OF VEHICLES**

When a person duly authorised by the Council removes the vehicle or causes it to be removed from a parking place in accordance with Article 9, he shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.

## **13 DIRECTION IN WHICH VEHICLES MUST BE DRIVEN**

No person shall drive or cause or permit to be driven any vehicle on any length of road or aisle in any parking place contrary to the directions given by the appropriate carriageway markings or signs.

## **14 ENTRY AND EXIT**

The driver of a vehicle shall not cause it to enter a parking place at a point marked "No Entry" or to leave a parking place at a point marked "No Exit".

## **15 CONTRAVENTIONS**

If a vehicle is left in a parking place referred to in Schedules 9.01 to 9.12 during the charging hours without complying with the requirements of this Order, a contravention shall have occurred and a penalty charge shall be payable. A Penalty Charge Notice showing the information required by the Road Traffic Act 1991 may then be issued by a Parking Attendant in accordance with the requirements of the Road Traffic Act 1991.

## **16 NOTICE OF PENALTY CHARGE**

In the case of a vehicle in respect of which the penalty charge may have been incurred, it shall be the duty of a parking attendant to attach to the vehicle in a conspicuous position a Notice which shall include the following particulars:-

- (i) the grounds on which the parking attendant believes that a penalty charge is payable with respect to the vehicle;
- (ii) the amount of the penalty charge which is payable;
- (iii) that the penalty charge must be paid before the end of the period of 28 days beginning with the date of the Notice;
- (iv) that if the penalty charge is paid before the end of the period of 14 days beginning with the date of the Notice, the amount of the penalty charge will be reduced by the specified proportion;
- (v) that if the penalty charge is not paid before the end of the 28 day period a Notice to owner may be served by the Local Authority on the person appearing to them to be the owner of the vehicle; and
- (vi) the address to which payment of the penalty charge must be sent.

In sub-section (iv) above "specified proportion" means such proportion, applicable to all cases, as may be determined by the Local Authorities acting through the Joint Committee. In the case of a vehicle in respect of which a penalty charge may have been incurred and before the parking attendant can carry out his duty as stated in this article the driver of the vehicle returns to the vehicle the notice may be given to the driver of the vehicle.

## **17 RESTRICTIONS ON REMOVAL OF NOTICES**

Where a penalty charge notice has been attached to a vehicle in accordance with the provisions of Article 16, no person who is not the driver of the vehicle or some other

person duly authorised by the Council shall remove the Notice from the vehicle unless authorised to do so by the driver.

## **18 PAYMENT OF PENALTY CHARGE**

- (i)* The owner of a vehicle in respect of which the penalty charge has been incurred shall pay the penalty charge to the Council EITHER by cheque or postal order which shall be delivered or sent by post so as to reach the Financial Services Division of the Council within 28 days of the issue of the penalty charge OR in cash in person at the said Division not later than as aforesaid OR by credit card or debit card.
- (ii)* If the penalty charge is paid before the end of the period of 14 days beginning with the date of the Notice, the amount of the penalty charge will be reduced by the specified proportion.
- (iii)* If the owner fails to pay the penalty charge by the end of the 28 day period, a Notice to Owner may be served; and if the charge is then not paid within a further 28 days it may be increased by 50%.

## **19 DISPOSAL OF VEHICLES ABANDONED IN PARKING PLACES**

- (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 9 hereof, 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) Act 1971, 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 paragraph *(ii)* above or *(iv)* or *(v)* below aware of the name and address of a person who it appears may 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 Article) 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)* above informs the Council of the name and address of some other person whom he alleges may be the owner of the vehicle, a notice stating the particulars mentioned in the last preceding paragraph shall be sent to that other person and to any further person whom 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 who he 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 the 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 to payment of 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 the 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 a parking place, provided that that person was sent by the Council a Notice under paragraph (iii) above.
- (ix) Any sums received by the Council on the sale of a vehicle shall, after deducting any sum applied thereout by virtue of paragraph (vii) above, be payable within a period of one year from receipt thereof to any person to whom, but for such sale, the vehicle would have belonged, and in so far 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.

## 20 REVOCATIONS

All those Orders (relating to Suburban Off-Street Parking Places) which are specified in Schedule 1.01 are hereby revoked.

THE COMMON SEAL of  
SOUTHAMPTON CITY COUNCIL  
was hereunto affixed this 4<sup>th</sup> day of  
February 2002

in the presence of:-

Authorised Signatory

**Schedule 1.01: Revocations.**

The City of Southampton (Suburban Off-Street Parking Places) Order 1990.

The City of Southampton (Suburban Off-Street Parking Places) (Amendment) Order 1990.

The City of Southampton (Suburban Off-Street Parking Places) (Amendment No. 1) Order 1990.

The City of Southampton (Suburban Off-Street Parking Places) (Amendment No. 2) Order 1992.

### Schedule 1.04: Dangerous Substances

- 1 Ammonia, anhydrous, liquefied and ammonia solutions having a density (specific gravity) of less than 0.880 at 15° C in water containing over 50% ammonia
- 2 Ammonia solutions having a density (specific gravity) of less than 0.880 at 15° C in water containing more than 35% and not above 50% ammonia
- 3 Chlorine
- 4 Hydrogen chloride (refrigerated liquid)
- 5 Hydrogen fluoride (anhydrous)
- 6 Sulphur dioxide (liquefied)
- 7 Butadiene (inhibited)
- 8 Butane or butane mixture
- 9 Butylene (Butane)
- 10 Cyclopropane (liquefied)
- 11 Ethane (refrigerated liquid)
- 12 Ethylamine (mono-ethylamine)
- 13 Ethylene (refrigerated liquid)
- 14 Ethylene oxide (oxirane, epoxyethane) containing not more than 0.2% nitrogen
- 15 Ethyl methyl ether
- 16 Hydrocarbon gases and mixtures of such gases (liquefied)
- 17 Hydrogen (refrigerated liquid)
- 18 Isobutane and isobutane mixtures
- 19 Isobutylene (Isobutene)
- 20 Methane and natural gases with a high methane content (refrigerated liquid)
- 21 Oil gas
- 22 Petroleum gases (liquefied)
- 23 Propane
- 24 Propylene
- 25 Any highly inflammable liquid as defined in Regulation 2(2) of the High Flammable Liquids and Liquefied Petroleum Gases Regulations 1972(a)

## Schedule 9.14: Parking Places for All Vehicles Except Buses and Lorries

### 24 Hour Limit

**Angel Crescent Car Park:** the land bounded on the north by the public open space on the east by Maybray-King Way on the east and south by the unnamed service road to the rear of 415-453 Bitterne Road and on the west by Angel Crescent.

**Augustine Road Car Park:** land bounded on the north-east by Augustine Road and on the south-east and south-west by number 9 Augustine Road.

**Earls Road Car Park:** the land bounded on the north-west by the property 11 Earls Road, on the south-west by properties 24 to 34 Peterborough Road, on the west by the Sikh Temple and on the east by the rear of the footway on the west side of Bevois Valley Road

**Howard's Grove Car Park:** the land bounded on the north-east by the rear of the footway on the south-west side of Vincent Street, on the south-east by the rear of the footway on the north-west side of Howard's Grove, on the south-west by the rear of the north-east side of the service road to the rear of numbers 1 to 17 Shirley High Street on part of the north-west and south-west by the boundary with the buildings in Cannon Street, on part of the north-west by the rear of the south-east kerb line of Cannon Street.

**Lances Hill Car Park:** the land bounded on the north and west by Maybray-King Way, on the south-west by Lances Hill and on the south by the rear of the properties 355-359 Lances Hill and 1-17 West End Road.

**Lord's Hill District Centre East Car Park (East):** the land bounded on the south-east by the rear of the footway on the north-west side of Lord's Hill Centre East on the south-west by the north-east side of the service road, on the north-west by the south-east side of the service road, on the north-west by the south-east side of the Lord's Hill Health Centre Staff Car Park and on the north-east by the rear of the footway from Lord's Hill Centre East to Lord's Hill District Centre .

**Lord's Hill District Centre East Car Park (West):** the land bounded on the south-east by the rear of the footway on the north-west side of Lord's Hill Centre East, on the south-west by the grassed area bounded by Lord's Hill Centre East and Lord's Hill Centre West, on the north-west by the south-east side of the service road and on the north-east by the south-west side of the service road.

**Manor Farm Road Central Car Park:** land bounded on the South-east by the rear of the footway on the north-west side of Manor Farm Road, on the south by the boundary with number 202 Manor Farm Road and on the north and the west by the boundary with the park.

**Manor Farm Road North Car Park:** the land bounded on the south-east by the rear of the footway on the north-west side of Manor Farm Road and on the south-west, north-west and north-east by the boundary with the park.

**Manor Farm Road South Car Park:** the land bounded on the north-east side by the boundary with the Bitterne Park Social Club, on the south-east, south-west and west sides by the boundary with the park and on the north side with the south boundary of number 78 Manor Farm Road.

**Marlborough Road Car Park North:** the land bounded on the north-east by the rear of the property 64/72 Shirley High Street, on the north-west by the rear of the properties 2 to 14 Park Street, on the south-west by the area of land to the rear of 20 to 28 St. Edmunds Road and on the south-east by the rear of the footway on the north-west side of Marlborough Road.

**Oakbank Road Car Park:** the land bounded on the east by the back of the footway of Bridge Road and on the north and west by the back of the footway of Oakbank Road and on the south by the back of the footway of Oakbank Road service road.

## Schedule 9.14: Parking Places for All Vehicles Except Buses and Lorries

### 24 Hour Limit

**Parkville Road North Car Park:** the land bounded on the north-west by the rear of the footway on the south-east side of Stoneham Way and on part of the south-west by the Parkville Road South Car Park.

**Portsmouth Road Car Park:** the land bounded on the north and east by the approaches to the Itchen Bridge, on the south by the back of the footway of Portsmouth Road and on the west by the access road to the Toll Plaza.

**Union Road Car Park:** the land bounded from 18 metres west of the extended western kerb line of Northam Road westwards for a distance of 16.2 metres with a depth throughout of 5 metres from the back of the northern footpath of Union Road, together with the area bounded by the extended northern kerb line of Union Road northwards along the eastern side of the cul-de-sac originally forming part of Campbell Street northward for a distance of 20 metres with a depth throughout of 6.5 metres.

**Victoria Road Car Park:** the hard standing area to the east of Victoria Road bounded on the north and east by the open space to the south of Swift Road and bounded on the south by the boundary of the former Royal Navy Depot.

**Weston Lane Car Park:** the land situated to the south of Weston Lane, opposite to Barnfield Road and bounded on the south-west by the footpath that leads from Kingsclere Avenue to Weston Lane.

**Weston Shore (Weston Lane) Car Park:** the land bounded on the south-east by Weston Lane, on the north-east and north-west with the recreation ground and on the south-west with Southampton Water shore line.

**Weston Shore (Weston Parade) Car Park:** the land on the foreshore of Weston Parade.

**Westridge Road Car Park:** the land bounded on the south-east by the property 40 Westridge Road, on the south-west by the rear of the footway on the north-east side of Westridge Road, on the north-west by the property 48 Westridge Road and on the north-east by properties 5,7 and 9 St. Denys Road.

**Wharf Road Car Park:** the land bounded on the north by the pathway which leads between Condor Road and Wharf Road, on the east by the back of the footway of Condor Road. on the south by the back of the footway of Keswick Road and on the west by the back of the footway of Wharf Road.

**Whites Road Car Park:** the land bounded on the north-east by the rear of the garage in Bursledon Road on the north-west and south-west by the boundary with Church lane and on the south-east by the rear of the footway on the north-west side of Whites Road.

**Woodmill Lane Car Park:** the land bounded on the south-west by the rear of the footway on the north-east side of Woodmill Lane, on the north-west by the footpath alongside the River Itchen and on the north-east and south-east by the boundary with the park.

**Schedule 9.15: Parking Places with 24 Hour Limit**

**No Buses and Lorries 8am - 6pm**

**No Dangerous Load Vehicles**

**Crown Street Car Park:** the land bounded on the south-west by the north-east side of the service road on the north-west by the boundary with Victor Street car park from the south-east by the rear of the footway on the north-west side of Crown Street and on the north-east by the rear of the footway on the south-east side of Victor Street.

## **Schedule 9.16: Parking Places for All Vehicles Except Lorries**

### **24 Hour Limit**

**Bitterne Leisure Centre Car Park:** the land bounded on the east by Dean Road, on the north by the property of St. John Hall, 35 Dean Road, on the west and north by the Leisure Centre on the west by the properties of 34-44 Pound Street and on the south by the property of 11 Dean Road.

**Dunkirk Road (Sports Centre) Car Park:** the land bounded on the north-east, south-east and south-west by the recreational land and positioned to the south-east of Dunkirk Road and to the south-west of the boundary with number 28 Lordswood Gardens.

**Thornhill Road (Sports Centre) Car Park:** the land bounded on the north-east by recreational land on the south-west by the putting green and on the south-east by Thornhill Road.

**Upper Hill Lane (Sports Centre) Car Park:** the land bounded on the west by the rear of the footway on the east side of Lordswood Gardens on the north-east by the boundary with the bowling green and on the south-east by the boundary with the service road between Upper Hill Lane and Thornhill Road.

**Schedule 9.17: Parking Places for All Vehicles Except Buses and Lorries**  
**2 Hour Limit, 8am - 6pm, Monday to Saturday (No Return on Same Day)**

**Cannon Street Car Park:** the land bounded on the north-east by the rear of the foot way on the south-west of Vincent Road, on the south-west by the boundary with the electricity sub-station and on the south with the rear of the north-west side of Cannon Street.

**Colonnade Car Park:** the land bounded on the south by the back of the footway of Portsmouth Road, on the east north, and north-west by the pedestrian approaches to the Itchen Bridge and on the west by the access road to the rear of the Colonnade.

**Commercial Street Car Park:** the land bounded on the north-east by the rear of the footway on the south-west side of Haynes Road and the boundary of the Church Hall, on the south-west by the boundary of the Church Hall and the Library and on the north-west by the properties of the Church of Christ the King and 2 to 10A Dean Road.

**Marlborough Road Car Park South:** land bounded on the north-east by the rear of the properties 48 to 62 Shirley High Street on the south-east by the boundary with the workshops at the rear of the properties 1 to 21 Emsworth Road, on the south-west by the boundary with properties 28 and 28A Marlborough Road and on the north-west by the rear of the footway on the south-east side of Marlborough Road.

**Parkville Road South Car Park:** the land bounded on the north-east by the Parkville Road North Car Park on the south-east side of Stoneham Way and on part of the south-west by the rear of the footway on the north-east side of Parkville Road.

**Peartree Gardens Car Park:** the land bounded on the south by the north side of the footway at the rear of the properties 37 to 57 Brownlow Avenue, on the west by the east side of the footway at the boundary of the Bitterne Church of England Schools, on the north by the rear of the footway on the south side of Angel Crescent and on the east by the west side of the footway at the boundary of the Church of the Holy Saviour.

**Rayners Gardens Car Park:** the land bounded on the north by the rear of the footway on the south side of Rayners Gardens and on the east by the western boundary of number 16 Rayners Gardens.

**Victor Street Car Park:** the land bounded on the north-west by the rear of properties 11 to 37 Anglesea Road, on the south-west by the service road, on the south-east by the boundary with Crown Street Car Park and on the north-east by the rear of the footway on the south-west side of Victor Street.

**West End Road Car Park:** the land bounded on the south-east by the rear of the footway on the north-west side of West End Road, on the south-west by the property of 19 West End Road and on the north-west and north-east by land adjacent to Maybray-King Way.

**Woodley Road (North):** the land bounded on the west by Woodley Road and on the north, east and south by Woodley Road service road.

**Woodley Road (South):** the land bounded on the west by Woodley Road and on the north and east by the closed end of Woodley Road service road and on the east by the electricity sub-station.

**Schedule 9.18: Parking Places with 24 Hour Limit for Buses and Lorries  
2 Hour Limit, 8am - 6pm, Monday to Saturday (No Return on Same Day)  
for All Other Vehicles**

**Woolston District Centre Car & Lorry Park:** Land bounded by Oakbank Road to the south-east and Hazel Road to the west.

**THE CITY OF SOUTHAMPTON**  
**(OFF-STREET PARKING PLACES)**  
**CONSOLIDATION ORDER 2004**

Southampton City Council (hereinafter called "the Council") in exercise of its powers under Section 35(1) and (3) of the Road Traffic Regulation Act, 1984, ("the Act") and Part IV of Schedule 9 to the Act and of all other enabling powers and after consultation with the Chief Office of Police in accordance with Part III of Schedule 9 to the Act hereby makes the following Order:

**18 CITATION**

This Order shall come into operation on 22 October 2004 and may be cited as The City of Southampton (Off-Street Parking Places) Consolidation Order 2004.

**19 INTERPRETATION**

**1** In this Order, except where the context otherwise requires, the following expressions have the meanings respectively assigned to them:

"Bank Holiday" means Easter Monday, the last Monday in May, the last Monday in August, 26 December, if it is not a Sunday, and 27 December, when 25 or 26 December is a Sunday.

"Charging Days" means those days other than Christmas Day and Easter Sunday which are specified in Schedules 9.01 to 9.12 for each parking place respectively.

"Charging Hours" means the period 12 noon to 17.30 hours, on those charging days which are Sundays, Bank or Public Holidays, and the period 08.30 hours to 17.30 hours on all other charging days, except in the car park known as Mayflower Park, where the period will be ½ hour before sunrise to ½ hour after sunset on every charging day.

"Disabled Persons' Badge" means a badge issued by any Local Authority in accordance with the provisions of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 or a badge having effect under those regulations as if it were a disabled person's badge.

"Essential Visitors' Parking Permit" means a permit issued by the Council under the terms of the City of Southampton (First Controlled Zone) Traffic Regulation Order 2002, for the purpose of allowing essential visitors to park.

"Goods Vehicle" means a vehicle, which is constructed or adapted for use for the carriage of goods or burden of any description.

"Motor Cycle" refers to a solo motor cycle only and excludes any motor cycle which has a side-car or trailer, or which has more than two wheels.

"Named Days" means days named at the time of the initial purchase of the season ticket in question and written thereon at that time.

"Owner" means the person by whom the vehicle is kept. 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.

"Parking Attendant" means a person authorised by or on behalf of the Council to enforce the restrictions imposed by this Order.

"Parking Bay" means any area of a parking place, which is provided for the leaving of a vehicle and indicated by markings on the surface of the parking place.

"Parking Place" means an area of land specified by name in Schedules 9.01 to 9.12 and provided by the Council pursuant to Section 32(1) of the Act for the purpose of vehicle parking and not closed (in part or in whole) by a Notice erected thereon by authority of the Council.

"Passenger Vehicle" means a vehicle constructed or adapted solely for the carriage of passengers and their effects.

"Pay Station" means an apparatus of a type and design approved by the Secretary of State for Transport for the purpose inter alia of this Order, being apparatus designed to receive payment in respect of Pay on Foot Parking.

"Penalty Charge" means the charge set by the Council under the provisions of the Road Traffic Act 1991, which is to be paid to the Council following the issue of a Penalty Charge Notice and within 28 days of the issue of that Notice.

"Public Holiday" means Christmas Day, Good Friday and any other day designated by the Government as a public holiday.

"Season Ticket" means a ticket purchased from the Council, subject to certain conditions laid down by the Head of Roads and Transport, valid for the period specified on the ticket for use in parking places specified in the schedule indicated on the ticket.

"Shopmobility Scheme" means the scheme authorised by the Council to operate from the parking place shown in Schedule 9.11 for the purpose of enabling people with impaired mobility to gain access to shops and other premises.

"Ticket Machine" means an apparatus of a type and design, approved by the Secretary of State for Transport, for the purpose, inter alia, of this Order, being apparatus designed to indicate the time by a clock, and to issue parking tickets which show that a payment has been made of an amount, or for a period specified thereon, and which specify the date and either the time of such payment, or the time at which the vehicle must leave the parking place.

**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.

**20** Sub-sections (4) and (5) of Section 47 of the Road Traffic Regulation Act 1984 shall apply to the parking places as if they were parking places provided on a highway.

## **21 USE OF PARKING PLACES**

**26** Each parking place in Schedules 9.01 to 9.12 may be used in accordance herewith for the parking of all vehicles except:

- (ii) vehicles exceeding 3.5 tonnes gross vehicle weight and vehicles adapted to carry more than 8 passengers exclusive of the driver;
- (iii) vehicles drawing trailers in Grosvenor Square, Eastgate Street, Marlands, Salisbury Street and West Park Road multi-storey car parks;
- (iv) vehicles, any part of which exceeds 2.05 metres in height in Grosvenor Square, Eastgate Street, Marlands, Salisbury Street and West Park Road multi-storey car parks; and
- (v) vehicles of any description in Bargate Street car park, unless they are parked for the purpose of using the Shopmobility Scheme and display in a prominent position, so that it is facing forwards and can be entirely and easily seen from in front of the vehicle, a

valid permit in writing issued by the operators of the Shopmobility Scheme, authorising the vehicle to be parked and clearly indicating the period of validity of the permit.

- 27** No person shall cause or permit a vehicle to park in a space marked for Disabled Persons unless the vehicle displays a Disabled Person's Badge in the manner prescribed by Regulation 12 of the Disabled Person's (Badges for Motor Vehicles) (England) Regulations 2000.
- 28** The manager of the Quays Swimming and Diving Complex shall be authorised to close (in whole or in part) by a Notice thereon, the Quays (North) and Quays (South) car parks and Harbour Parade car park, when, in his opinion it is appropriate to do so because of special circumstances in the operation of the said Complex.

## **22 POSITION OF VEHICLES**

- (c) Motor cycles and pedal cycles permitted in the parking places shown in Schedules 9.01 to 9.12 and specified in Article 4, shall be positioned in bays marked "motor cycles" on the parking place, except in certain car parks which require a special manner of parking, as specified in Schedules 9.01 to 9.12.
- (d) All other vehicles permitted to wait in the parking places, as shown Schedules 9.01 to 9.12 and specified in Article 4, shall be positioned in any other bays marked on the parking place, except in certain car parks which require a special manner of parking, as specified in Schedules 9.01 to 9.12.
- (e) Every vehicle left in a parking place shall stand wholly within the limits of a parking bay where these are marked on the parking place.

### **(VII) MANNER OF PARKING OF TRAILERS**

- (iii) Save as provided in paragraph (ii) below, the driver of a vehicle drawing a trailer shall not permit the vehicle or the trailer to wait in a parking place unless they have been disconnected, and for the purposes of this Order the vehicle and the trailer shall be deemed to be separate vehicles and the driver of the leading vehicle shall be deemed to be the driver of both of the vehicles.
- (iv) Nothing in paragraph (i) above shall apply so as to prevent a vehicle connected to a trailer from waiting in a parking bay at which the Council has placed a sign or marking to indicate that such vehicles may wait and for the purposes of this Order a vehicle and trailer left in such a bay shall be deemed to be a single vehicle.

### **(viii) USE OF CARAVANS IN PARKING PLACES**

No person shall use a vehicle or a trailer, while it is in a parking place as a dwelling or for any domestic or sanitary purpose.

### **(ix) USE OF VEHICLES IN PARKING PLACES**

No person shall use a vehicle or a trailer, while it is in a parking place, in connection with the sale of any article to persons in or near the parking place, or in connection with the selling or offering for hire of his skill or services, unless duly authorised by the Council in writing so to do.

### **(x) REPAIR OF VEHICLES IN PARKING PLACES**

No person shall, while a vehicle is in a parking place, permit the carrying out of any work of maintenance or repair thereto except such as may be necessary to enable the vehicle to be moved from the parking place.

**(xi) MAXIMUM PERIOD OF WAITING**

The maximum periods of waiting in the parking places and limitations on returning to them shall apply as specified in Schedule 9.00.

**(xii) REMOVAL OF A VEHICLE FROM PARKING PLACES**

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, he may, under the provisions of the Removal and Disposal of Vehicles Regulations 1986, remove the vehicle or cause it to be removed from the parking place, and, where it is so removed, shall provide for the safe custody of the vehicle.

**(xiii) MOVEMENT OF VEHICLES IN A PARKING PLACE IN EMERGENCIES**

- (i) A Police Constable in uniform or any other person duly authorised by the Council may, in case of emergency, move or cause to be moved, vehicles left in a parking place to any place he thinks fit.
- (ii) Where a vehicle is left in a parking place in a position other than that specified in Article 5 and Schedules 9.01 to 9.12, a Police Constable in uniform or any other person duly authorised by the Council may move the vehicle or cause it to be moved to a position which complies with that specified in Article 5 and Schedules 9.01 to 9.12.

**(xiv) MANNER OF MOVING VEHICLES**

Any person moving or removing a vehicle in accordance with Articles 11 or 12 may do so by towing or driving the vehicle, or in such other manner as he may think necessary, and may take such measures in relation to the vehicle as he may think necessary to enable him to move or remove it as aforesaid.

**(xv) SAFE CUSTODY OF VEHICLES**

When a person authorised by the Council removes a vehicle or causes it to be removed from a parking place in accordance with Article 11 of this Order, he shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.

**(xvi) DIRECTION IN WHICH VEHICLES MUST BE DRIVEN**

No person shall drive or cause or permit to be driven any vehicle on any length of road or aisle in any parking place contrary to the directions given by the appropriate carriageway markings or signs.

**(xvii) ENTRY AND EXIT**

The driver of a vehicle shall not cause it to enter a parking place at a point marked "No Entry" or to leave a parking place at a point marked "No Exit".

**(iv) "PAY AND DISPLAY" PARKING TICKETS**

The driver of a vehicle left in accordance with the provisions of this Order in a parking place shown in Schedules 9.01, 9.02, 9.05, 9.06, 9.07, 9.08, 9.09, 9.10 and 9.12 shall purchase a valid parking ticket at the price and for the period indicated in Schedule 9.00 and exhibit the parking ticket on the vehicle in accordance with the provisions of Article 18(ii).

- (v) A parking ticket used in a parking place shown in Schedules 9.01, 9.02, 9.05, 9.06, 9.07, 9.08, 9.09, 9.10 and 9.12 shall only be a valid parking ticket if:

- (i) it has been purchased from a ticket machine that has the same car park code (either short stay or general purpose) as the parking place where the vehicle is left;
- (ii) it is exhibited on the vehicle:
- (ii) in the case of a vehicle which is fitted with a transparent windscreen, by sticking the parking ticket to the inside surface of the windscreen so that it is facing forwards and can be easily seen from in front of the vehicle;
- (iii) in the case of a vehicle is not fitted with a transparent windscreen, by sticking the parking ticket on the front of the vehicle so that it is facing forwards and can be easily seen from in front of the vehicle; AND
- (iii) it has been so purchased and displayed in accordance with the following provisions:-

**13** in the parking places specified in 9.01, 9.02, 9.05, 9.06, 9.07, 9.08, 9.09, 9.10 and 9.12, one ticket per vehicle shall be valid either:

**13** for the number of hours or for the period specified on the ticket commencing if purchased during charging hours at the time of purchase or if purchased outside charging hours at the beginning of the next following period of charging hours; OR

**14** from the time of purchase or if purchased outside charging hours from the beginning of the next following period of charging hours to the expiry time specified on the ticket so however that no such ticket shall be valid after the vehicle has exceeded in any one period of charging hours the maximum period of waiting (if any) specified in Article 10 hereof;

AND a group of general purpose coded tickets shall be valid on successive days at the rate of one ticket per day if they are all purchased on the same day and the first such ticket is a valid parking ticket for the remainder of the day on which it is purchased (or, if purchased outside charging hours, for the whole of the next following period of charging hours) and each of the other such tickets indicates prima facie validity for all day parking provided that all of the tickets are displayed continuously and simultaneously and provided that the vehicle remains stationary;

**14** in the parking place specified in Schedule 9.06, one ticket per vehicle shall be valid at any time on the day of purchase for the period of 2 hours commencing either at the time and date specified on that ticket or, if purchased outside charging hours, at the commencement of the next following period of charging hours.

**(vi) RESTRICTION ON REMOVAL OF PARKING TICKETS**

When a parking ticket has been exhibited on a vehicle, in accordance with the provisions of Article 18(ii), no person shall remove the parking ticket from the vehicle until the vehicle is removed from the parking place.

**(vii) PAY ON FOOT PARKING**

(i) The parking places shown in Schedules 9.03 and 9.04 shall be controlled by entry and exit barriers. The driver of a vehicle shall gain entry to such parking places by taking a ticket at the entry barrier. This ticket shall be submitted to a pay station at the end of the parking period and validated by making a payment in accordance with the parking tariffs shown respectively for the said parking places in Schedule 9.00. The validated ticket shall then be used to operate the exit barrier.

(ii) In the event that the driver of a vehicle is unable to produce a ticket through loss or any other cause whatsoever he may obtain a validated ticket by applying to a Parking Attendant and making a payment at a pay station at the full daily rate specified in

Schedule 9.00 for each day or part thereof during which the vehicle has been left in the parking place.

**(viii) PEDAL CYCLES AND MOTOR CYCLES**

The driver of a motor cycle or a pedal cycle which is left in accordance with the provisions of this Order in a parking place in the position specified for such vehicles as specified in Article 5 and Schedules 9.01 to 9.10 and 9.12, shall be exempt from purchasing a parking ticket.

**(ix) DISABLED PERSONS' AND ESSENTIAL VISITORS' VEHICLES**

**13** The driver of a vehicle left in accordance with the provisions of this Order in a parking place, shown in Schedules 9.01, 9.02, 9.05, 9.06, 9.07, 9.08, 9.09, 9.10 and 9.12 shall be exempt from purchasing a parking ticket if the vehicle is:

1. a vehicle which displays a Disabled Person's Badge in the manner prescribed by Regulation 12 of the Disabled Person's (Badges for Motor Vehicles) (England) Regulations 2000; OR
2. a vehicle which displays a valid Essential Visitors' Parking Permit issued and used in accordance with the provisions of the City of Southampton (First Controlled Zone) Traffic Regulation Order 2002.

**21** The restrictions imposed by Article 10 of this Order shall not apply to vehicles displaying a Disabled Person's Badge as described in paragraph (i)(a) of this Article.

**(x) ABSENCE OF TICKET MACHINE**

If at the time when a vehicle is left in a parking place shown in Schedules 9.01, 9.02, 9.05, 9.06, 9.07, 9.08, 9.09, 9.10 and 9.12 during the charging hours there is no ticket machine at the parking place, or all the ticket machines at that parking place carry notices placed upon them by a person duly authorised by the Council indicating that they are out of order, the driver of that vehicle shall be exempt from purchasing a parking ticket.

**(xi) SEASON TICKETS**

- (i) Season tickets shall be available for the parking places specified in Schedules 9.02 and 9.03 but each season ticket shall be valid only for the parking place or places specified upon it.
- (ii) The driver of a vehicle left in accordance with the provisions of this Order in a general purpose coded parking place as specified in Schedule 9.02 shall be exempt from purchasing a parking ticket if there is displayed in the manner prescribed for parking tickets in Article 18(ii) a valid season ticket purchased from the Council.
- (iii) The driver of a vehicle left in accordance with the provision of this Order in a parking place specified in Schedule 9.03 shall be exempt from purchasing a parking ticket for any period in respect of which a valid season ticket has been used to gain access through the entry and exit barriers.
- (iv) The price of a season ticket shall be:

**13** In the case of a ticket valid for five named days per week:

|            |          |
|------------|----------|
| 12 months: | £1400.00 |
| 6 months:  | £700.00  |
| 3 months:  | £350.00  |
| 1 month:   | £120.00  |

**14** In the case of a ticket valid for seven days per week:

|            |          |
|------------|----------|
| 12 months: | £1700.00 |
| 6 months:  | £850.00  |
| 3 months:  | £425.00  |
| 1 month:   | £150.00  |

**(xii) COUNCIL STAFF PARKING**

The driver of a vehicle left in accordance with the provisions of this Order on floors 5-10 inclusive of West Park Road (Multi-Storey) Car Park and displaying a valid pass in accordance with the requirements of the Council's Staff Parking Scheme shall be exempt from purchasing a parking ticket.

**(xiii) PERMIT PARKING AT THE QUAYS AND CROSSHOUSE HARD**

- (a) The driver of a vehicle left in accordance with the provisions of this Order in the Quays (North), Quays (South), Harbour Parade or Crosshouse Hard Car Parks shall be exempt from purchasing a parking ticket and from any maximum length of stay specified in this Order if the vehicle displays, in the manner prescribed for parking tickets in Article 18(ii), a valid parking permit which has been issued by the Council.
- (b) The period of validity of any permit issued under the provisions of this Article shall be marked clearly upon the permit together with an indication that the permit has been issued by the Council.
- (c) Where a permit has been displayed on a vehicle in accordance with the provisions Article 18(ii) no person other than the driver of that vehicle shall remove the permit from the vehicle unless authorised to do so by the driver of that vehicle.
- (d) The issuing of permits in respect of the Quays (North), Quays (South) and Harbour Parade Car Parks and their period of validity shall be at the discretion of the Manager of the Quays Swimming and Diving Complex.
- (e) The Council may at its entire discretion issue a maximum of one permit in respect of the Crosshouse Hard Car Park to any person who is the owner of a vehicle and, in the Council's opinion, needs to leave that vehicle in the car park regularly during the charging hours for the purpose of using the public hard. The period of validity of such a permit shall be 12 months and the charge for a permit shall be £10. The Council may also at its entire discretion limit the number of permits to be issued to any group of users of the public hard.
- (f) The Council may, by notice in writing, served on the permit holder by sending to the permit holder at the address shown by that person on the application for the permit or at any other address believed to be that person's place of abode or place of business, withdraw a permit in respect of the Crosshouse Road Car Park if it appears to the Council that the circumstances described in paragraph (v) above no longer apply.
- (g) The Council may at any time require an applicant for a permit issued under the provisions of this Article or a holder of such a permit to produce to an officer of the Council such evidence in respect of an application for a permit made to them as they may reasonably require to verify any particulars or information given to them or in respect of any permit issued by them as they may reasonably require to verify that the permit is valid.

**(xiv) SHOPMOBILITY PARKING**

- 13** The driver of a vehicle left in accordance with the provisions of this Order in a parking place shown in Schedule 9.11 shall be exempt from purchasing a parking ticket.

- 14** Where a permit has been displayed on a vehicle in accordance with the provisions of Article 4(i)(d) no person other than the driver of that vehicle shall remove the permit from the vehicle unless authorised to do so by the driver of that vehicle.

**(xv) CONTRAVENTIONS**

If a vehicle is left in a parking place referred to in Schedules 9.01 to 9.12 without complying with the requirements of this Order, a contravention shall have occurred and a penalty charge shall be payable. A Penalty Charge Notice showing the information required by the Road Traffic Act 1991 may then be issued by a Parking Attendant in accordance with the requirements of the Road Traffic Act 1991.

**(xvi) NOTICE OF PENALTY CHARGE**

- 19** In the case of a vehicle in respect of which the penalty charge may have been incurred, it shall be the duty of a Parking Attendant to attach to the vehicle in a conspicuous position a Notice which shall include the following particulars:

- (a) the grounds on which the Parking Attendant believes that a penalty charge is payable with respect to the vehicle;
- (b) the amount of the penalty charge which is payable;
- (c) that the penalty charge must be paid before the end of the period of 28 days beginning with the date of the Notice;
- (d) that if the penalty charge is paid before the end of the period of 14 days beginning with the date of the Notice, the amount of the penalty charge will be reduced by the specified proportion;
- (e) that if the penalty charge is not paid before the end of the 28 day period a Notice to the owner may be served by the Local Authority on the person appearing to them to be the owner of the vehicle;
- (f) the address to which payment of the penalty charge must be sent.

In sub-section (d) above "specified proportion" means such proportion, applicable to all cases, as may be determined by the Local Authorities acting through the Joint Committee.

- 20** A penalty charge Notice fixed to a vehicle in accordance with this section shall not be removed or interfered with except by or under the authority of:

- (c) the owner, or person in charge of, of the vehicle;
- (d) the Authority for the place in which the vehicle in question was found.

**(xvii) RESTRICTION ON REMOVAL OF NOTICES**

Where a Notice has been attached to a vehicle in accordance with the provisions of Article 29, no person who is not a Parking Attendant or some other person duly authorised by the Council shall remove the Notice from the vehicle, until the vehicle has been removed from the parking place.

**24. PAYMENT OF PENALTY CHARGE**

- (vii) The owner of a vehicle in respect of which the penalty charge has been incurred shall pay the penalty charge to the Council EITHER by cheque or postal order which shall be delivered or sent by post so as to reach the Financial Services Division of the Council within 28 days of the issue of the penalty charge OR in cash in person at the said Division not later than as aforesaid OR by credit card or debit card.

- (viii) If the penalty charge is paid before the end of the period of 14 days beginning with the date of the Notice, the amount of the penalty charge will be reduced by the specified proportion.
- (ix) If the owner fails to pay the penalty charge by the end of the 28 day period, a Notice to Owner may be served; and if the charge is then not paid within a further 28 days it may be increased by 50%.

## **1. DISPOSAL OF VEHICLES ABANDONED IN PARKING PLACES**

- (ii) 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 11, 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.
- (iii) 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) Act 1971, unless the Council is satisfied that the true owner of the vehicle has identified himself to it.
- (iv) 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 it appears may 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.
- (v) 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.
- (vi) 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.
- (vii) The Council shall then make such further enquiries as to ownership as it thinks fit.
- (viii) 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.
- (ix) 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.
- (x) 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.

- (xi) 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.

### **13 REVOCATIONS**

All those Orders (relating to off-street parking places) specified in Schedule 1.01 to this Order are hereby revoked.

THE COMMON SEAL of  
SOUTHAMPTON CITY COUNCIL  
was hereunto affixed this 18<sup>th</sup> day  
of October 2004

in the presence of:

Authorised Signatory

## Summary of Schedules

- 1.01 Orders to be Revoked in their Entirety
- 9.00 Car Park Tariffs
- 9.01 Short Stay Pay and Display Car Parks
- 9.02 General Purpose Pay and Display Car Parks
- 9.03 General Purpose Pay on Foot Car Parks
- 9.04 Marlands Tariff Pay on Foot Multi-Storey Car Parks
- 9.05 Crosshouse Hard Car Park
- 9.06 Mayflower Park Car Park
- 9.07 The Quays North Pay and Display Car Park
- 9.08 The Quays South Pay and Display Car Parks
- 9.09 Perimeter Pay and Display Car Parks
- 9.10 Bevois Valley Pay and Display Car Park
- 9.11 Shopmobility Car Park
- 9.12 Kingsland Car Parks

### SCHEDULE 1.01

#### Orders to be Revoked in their Entirety

The City of Southampton (Off-Street Parking Places) Consolidation Order 2002

The City of Southampton (Off-Street Parking Places) (Amendment No 1) Traffic Regulation Order 2002

The City of Southampton (Off-Street Parking Places) (Amendment No 2) Traffic Regulation Order 2003

The City of Southampton (Off-Street Parking Places) (Amendment No 3) Traffic Regulation Order 2004

| <b>SCHEDULE 9.00</b>                   |                 |                |                |                                     |               |                      |          |                      |
|--|-----------------|----------------|----------------|-------------------------------------|---------------|----------------------|----------|----------------------|
| <b>Parking Tariffs and Time Limits</b> |                 |                |                |                                     |               |                      |          |                      |
| Time                                   | Short Stay Code | Kingsland Code | Mayflower Code | General Purpose and Crosshouse Code | Marlands Code | The Quays North Code |          | The Quays South Code |
|  |                 |                |                |                                     |               | Mon - Fri            | Sat/ Sun | Mon - Fri            |
|  |                 |                |                |                                     |               |                      |          |                      |

|                                       |                                  |                                  |                        |        |       |                                  |                                  |       |
|---------------------------------------|----------------------------------|----------------------------------|------------------------|--------|-------|----------------------------------|----------------------------------|-------|
| Up to ½ hr                            | £0.40                            | £0.40                            | £0.40                  | £0.70  | £0.60 | £0.70                            | £0.80                            | £0.70 |
| Up to 1 hr                            | £0.80                            |                                  |                        |        |       |                                  |                                  |       |
| Up to 2 hrs                           | £1.60                            | £0.80                            |                        | £1.40  | £1.20 | £1.40                            | £1.60                            | £1.40 |
| Up to 3 hrs                           |                                  |                                  | £2.10                  | £2.10  | £2.10 | £2.40                            | £2.10                            |       |
| Up to 4 hrs                           |                                  |                                  | £2.80                  | £2.80  | £2.80 | £3.20                            | £2.80                            |       |
| Up to 5 hrs                           |                                  |                                  | £3.60                  | £3.60  |       |                                  | £3.60                            |       |
| Up to 6 hrs                           |                                  |                                  | £5.10                  | £6.50  |       |                                  | £5.10                            |       |
| Up to 7 hrs                           |                                  |                                  | £5.60                  | £8.50  |       |                                  | £5.60                            |       |
| Over 7 hrs                            |                                  |                                  | £6.00                  | £12.00 |       |                                  | £6.00                            |       |
| Maximum Stay and Limitation on Return | 2 hours<br>No Return on Same Day | 2 hours<br>No Return on Same Day | None if ticket renewed | None   | None  | 4 hours<br>No Return on Same Day | 4 hours<br>No Return on Same Day | None  |

**SCHEDULE 9.01: Short Stay Code - Pay and Display Parking**

| Situation of Parking Place   | Special Manner of Standing of Vehicles in Parking Place   | Charging Days  |
|--|---|--|
| ALBION PLACE<br>Land bounded on the north by Albion Place and on the east by Castle Way  |   | Every day of the week                                |
| BEDFORD PLACE<br>Land bounded on the east by Bedford Place, on the south by Amoy Street and on north by Wilton Avenue  |   | Every day of the week                                |
| CASTLE WAY<br>Land bounded on the east by Castle Way and on the south by Albion Place  |   | Every day of the week                                |
| CIVIC CENTRE FORECOURT<br>Whole Area   | Pedal cycles in facilities provided; motor cycles in bays marked "Motor Cycles". All other vehicles in any bay marked in the parking place which does not bear any marking or barrier indicating it is reserved | Every day of the week                                |
| COMMERCIAL ROAD<br>Land bounded on the south by Wyndham Court and on the north by Commercial Road, being situated 168.5 metres west of the western kerbline of Havelock Road and 13 metres east of the eastern kerbline of Wyndham Place |   | Every day of the week                                |
| GUILDHALL ENVIRONS<br>The whole area in alleyways under and adjacent to the Civic Centre bounded on the east by the Guildhall Forecourt car park and on the west by the Police Station and Courtyard                                     |   | Saturdays, Sundays and Bank and Public Holidays only |
| GUILDHALL FORECOURT  |   | Every day of   |

|  |  |                       |
|--|--|-----------------------|
| Land bounded on the east by West Marlands Road, on the north by the footway adjacent to the Library , on the south by the footway adjacent to the Municipal Offices and on the west by the line of the footway adjacent to the Guildhall extending to the footways adjacent to the Library and Municipal Offices |  | the week              |
| QUEEN'S TERRACE<br>Land bounded on the north by Queen's Terrace and on the east by Terminus Terrace  |  | Every day of the week |
| WYNDHAM PLACE<br>Land bounded on the west by Wyndham Place and on the north by Commercial Road   |  | Every day of the week |

**SCHEDULE 9.02: General Purpose Code - Pay and Display Parking**

| Situation of Parking Place  | Special Manner of Standing of Vehicles in Parking Place   | Charging Days                |
|---|---|------------------------------|
| <p>AMOY STREET<br/>Land bounded on the north by the boundaries of properties in Wilton Avenue, on the south by the boundaries of properties in Canton Street and on the east by the western boundary of Nos 12 and 14 Amoy Street</p>   | <p>In an orderly manner adjacent to and at an angle of 90 degrees to the control fences provided or to the northern, western or southern boundary</p> | <p>Every day of the week</p> |
| <p>COLLEGE STREET<br/>Land bounded on the north by College Street and on the west by Threefield Lane</p>  |   | <p>Every day of the week</p> |
| <p>COMPTON WALK<br/>The land bounded on the north by Compton Walk, on the west by St Andrews Road, on the east by the rear of Nos 54-57 St Mary's Road and boundary of No 24 1/2 Compton Walk on the south east by the extended boundary line of Nos 53 and 54 St Mary's Road</p> |   | <p>Every day of the week</p> |
| <p>GLOUCESTER SQUARE<br/>Land at Gloucester Square bounded on the north by Friary House and on the south by Gloucester Passage</p>  |   | <p>Every day of the week</p> |
| <p>GROSVENOR SQUARE NORTH<br/>Land in the centre of Grosvenor Square</p>  |   | <p>Every day of the week</p> |
| <p>HANDFORD PLACE<br/>North side at its western end</p>   |   | <p>Every day of the week</p> |
| <p>HARBOUR PARADE<br/>Land bounded on the north by Harbour Parade on the east by the Quays (North) and Quays (South) car parks and on the south-west by the Grand Harbour Hotel car park</p>  |   | <p>Every day of the week</p> |
| <p>KINGS PARK ROAD<br/>Land bounded on the north by the boundary of No 4 Kings Park Road and on the south by the boundaries of the properties in Brunswick Place</p>  |   | <p>Every day of the week</p> |
| <p>LIME STREET<br/>The roof of the East Street development</p>  |   | <p>Every day of the week</p> |
| <p>NORTHAM ROAD<br/>The land bounded on the south by Northam Road, on the north by Six Dials and on the west by the Public House at 53 Northam Road</p>   |   | <p>Every day of the week</p> |
| <p>SIX DIALS<br/>The land bounded on the south by Six Dials and on the north by the Brintons Road Housing Development</p>   |   | <p>Every day of the week</p> |
| <p>SOUTHBROOK ROAD<br/>Land on both sides of Southbrook Road bounded on the west by Central Station Bridge</p>  |   | <p>Every day of the week</p> |
| <p>TRINITY ROAD</p>   |   | <p>Every day of</p>          |

|  |  |                       |
|--|--|-----------------------|
| The land bounded on the south west by St Andrews Road on the north east by St Mary's Road and on the north west by the south eastern boundaries of No 108 St Andrews Road and No 23 St Mary's Road |  | the week              |
| <b>WEST PARK ROAD (MULTI-STOREY)</b><br>That part of the multi-storey car park constructed to the south east of West Park Road, which has its entrance off West Park Road                          |  | Every day of the week |

| <b>SCHEDULE 9.03: General Purpose Code - Pay on Foot Parking</b>  |  |                       |
|---|--|-----------------------|
| <b>Situation of Parking Place</b>   | <b>Special Manner of Standing of Vehicles in Parking Place</b> | <b>Charging Days</b>  |
| <b>EASTGATE STREET</b><br>The multi-storey car park constructed between Eastgate Street and the Back of the Walls               |  | Every day of the week |
| <b>GROSVENOR SQUARE (MULTI-STOREY)</b><br>The multi-storey car park constructed to the south of Grosvenor Square North car park |  | Every day of the week |

| <b>SCHEDULE 9.04: Marlands Code - Pay on Foot Parking</b>  |  |                       |
|--|--|-----------------------|
| <b>Situation of Parking Place</b>  | <b>Special Manner of Standing of Vehicles in Parking Place</b> | <b>Charging Days</b>  |
| <b>MARLANDS (MULTI-STOREY)</b><br>The multi-storey car park bounded on the east by Western Esplanade and on the south by Pirelli Street                      |  | Every day of the week |
| <b>SALISBURY STREET (MULTI-STOREY)</b><br>The multi-storey car park constructed between Salisbury Street, Vernon Walk and Lower Banister Street Service Road |  | Every day of the week |

| <b>SCHEDULE 9.05: Crosshouse Code - Pay and Display Parking</b>   |  |                       |
|---|--|-----------------------|
| <b>Situation of Parking Place</b>   | <b>Special Manner of Standing of Vehicles in Parking Place</b>   | <b>Charging Days</b>  |
| CROSSHOUSE HARD<br>The land bounded on the north-west side by Crosshouse Road, the Scout Hut premises and the Town Depot, on the north-east side by the mean low water mark of the River Itchen, on the south-east side by the south-eastern boundary of the public slipway, on the east side by the mean high water mark of the River Itchen and on the south side by the Cross House Centre and the premises of the Itchen Imperial Rowing Club | No vehicles to wait except in marked bays<br><br>Only vehicles drawing trailers to wait in bays marked for such vehicles | Every day of the week |

| <b>SCHEDULE 9.06: Mayflower Code - Pay and Display Parking</b>  |  |                       |
|---|--|-----------------------|
| <b>Situation of Parking Place</b>   | <b>Special Manner of Standing of Vehicles in Parking Place</b> | <b>Charging Days</b>  |
| MAYFLOWER PARK<br>Land bounded on the north-east by Herbert Walker Avenue and on the south-east by the Royal Pier |  | Every day of the week |

| <b>SCHEDULE 9.07: The Quays (North) Code - Pay and Display Parking</b>   |  |                       |
|--|--|-----------------------|
| <b>Situation of Parking Place</b>  | <b>Special Manner of Standing of Vehicles in Parking Place</b> | <b>Charging Days</b>  |
| THE QUAYS (NORTH)<br>Land bounded on the north by the former Pirelli site on the east by Western Esplanade on the south by the Quays Swimming and Diving Complex and the Quays (South) car park and on the west by the Harbour Parade car park |  | Every day of the week |

| <b>SCHEDULE 9.08: The Quays (South) Code - Pay and Display Parking</b>  |  |                       |
|---|--|-----------------------|
| <b>Situation of Parking Place</b>   | <b>Special Manner of Standing of Vehicles in Parking Place</b> | <b>Charging Days</b>  |
| THE QUAYS (SOUTH)<br>Land bounded on the north by the Quays (North) car park on the east by the Quays swimming and Diving Complex on the south by the Grand Harbour Hotel and on the west by the Harbour Parade car park and the Grand Harbour Hotel car park |  | Every day of the week |

| <b>SCHEDULE 9.09: Perimeter Code - Pay and Display Parking</b>  |  |                       |
|---|--|-----------------------|
| <b>Situation of Parking Place</b>   | <b>Special Manner of Standing of Vehicles in Parking Place</b> | <b>Charging Days</b>  |
| BOND STREET<br>Land bounded on the south and south west by the rear of the footway on the north east side of Bond Street on the west and north west side by the rear of the footway on the east and south east side of Millbank Street, on the east by the boundary with the adjacent industrial site and on the north by the boundary with the Salvation Army Hall |  | Every day of the week |

| <b>SCHEDULE 9.10: Bevois Valley Code - Pay and Display Parking</b>  |  |                       |
|---|--|-----------------------|
| <b>Situation of Parking Place</b>   | <b>Special Manner of Standing of Vehicles in Parking Place</b> | <b>Charging Days</b>  |
| BEVOIS VALLEY ROAD<br>Land bounded on the east and north sides by Bevois Valley Road and on the south side by land adjacent to the north side of Ancasta Road |  | Every day of the week |

| <b>SCHEDULE 9.11: Shopmobility Parking</b>   |  |                      |
|--|--|----------------------|
| <b>Situation of Parking Place</b>  | <b>Special Manner of Standing of Vehicles in Parking Place</b> | <b>Charging Days</b> |
| BARGATE STREET<br>Land bounded on the north by Town Wall and on the west by Castle Way |  | None                 |

| <b>SCHEDULE 9.12: Kingsland Code - Pay and Display Parking</b>   |  |                       |
|--|--|-----------------------|
| <b>Situation of Parking Place</b>  | <b>Special Manner of Standing of Vehicles in Parking Place</b> | <b>Charging Days</b>  |
| ASCUPART STREET<br>Land bounded on the east by Nos. 2 to 48 Ascupart Street and adjoining property, on the south by the northern boundary of the footpath between Jonas Nichols Square and Albion Towers on the west by Nos. 120 to 128 St Mary Street and on the north by the southern boundary of Ascupart Street                  |  | Every day of the week |
| JAMES STREET (NORTH)<br>Land bounded on the east and south by James Street Evangelical Church and adjoining property, on the west by the eastern boundary of the service road at the rear of Nos. 129 to 135 St Mary Street and on the north by the southern boundary of the footpath between Jonas Nichols Square and Albion Towers |  | Every day of the week |

**THE CITY OF SOUTHAMPTON  
(SUBURBAN OFF-STREET PARKING PLACES) (AMENDMENT NO.1)  
TRAFFIC REGULATION ORDER 2004**

Southampton City Council (hereinafter called "the Council") in exercise of its powers under Section 35(1) and (3) of the Road Traffic Regulation Act 1984 as amended ("the Act") and Part IV of Schedule 9 to the Act and of all other enabling powers and after consultation with the Chief Office of Police in accordance with Part III of Schedule 9 to the Act hereby makes the following Order:

**(iii) CITATION AND COMMENCEMENT**

This Order shall come into operation on 28 May 2004 and may be cited as The City of Southampton (Suburban Off-Street Parking Places) (Amendment No. 1) Order 2004.

**(iv) INTERPRETATION**

In this Order "Principal Order" means The City of Southampton (Suburban Off Street Parking Places) Order 2002.

(v) Except where otherwise stated any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order.

(vi) Article **15 CONTRAVENTIONS** shall be amended to read as follows:

"If a vehicle is left in a parking place referred to in Schedules 9.14 to 9.18, without complying with the requirements of this Order, a contravention shall have occurred and a penalty charge shall be payable. A penalty charge notice showing the information required by the Road Traffic Act 1991 may then be issued by a parking attendant in accordance with the requirements of the Road Traffic Act 1991."

(vii) The contents of Schedule 1 shall be deleted from Schedule 9.14 to the Principal Order.

THE COMMON SEAL of  
SOUTHAMPTON CITY COUNCIL  
was hereunto affixed this 26<sup>th</sup> day  
of May 2004

in the presence of:

Authorised Signatory

**Schedule 1: Parking Places for All Vehicles Except Buses and Lorries (24 Hour Limit)**

**Augustine Road Car Park: land bounded on the north-east by Augustine Road and on the south-east and south-west by no.9 Augustine Road.**

**THE CITY OF SOUTHAMPTON  
(SUBURBAN OFF-STREET PARKING PLACES)  
(AMENDMENT NO. 2)  
TRAFFIC REGULATION ORDER 2004**

Southampton City Council (hereinafter called "the Council") in exercise of its powers under Section 35(1) and (3) of the Road Traffic Regulation Act 1984 as amended ("the Act") and Part IV of Schedule 9 to the Act and of all other enabling powers and after consultation with the Chief Office of Police in accordance with Part III of Schedule 9 to the Act hereby makes the following Order:

**(viii) CITATION AND COMMENCEMENT**

This Order shall come into operation 15 November 2004 and may be cited as The City of Southampton (Suburban Off-Street Parking Places) (Amendment No. 2) Order 2004.

**(ix) INTERPRETATION**

In this Order "Principal Order" means The City of Southampton (Suburban Off Street Parking Places) Order 2002, as amended.

- (x) Except where otherwise stated any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order.
- (xi) Schedule 9.15 shall be deleted from the Principal Order.
- (xii) The contents of Schedule 1 shall be deleted from Schedule 9.17 to the Principal Order.

THE COMMON SEAL of  
SOUTHAMPTON CITY COUNCIL  
was hereunto affixed this 10<sup>th</sup> day  
of November 2004

in the presence of:

Authorised Signatory

## **SCHEDULE 1**

### **Parking Places for All Vehicles Except Buses and Lorries**

**2 Hour Limit, 8am - 6pm, Monday to Saturday (No Return on Same Day)**

**Victor Street Car Park: the land bounded on the north-west by the rear of properties 11 to 37 Anglesea Road, on the south-west by the service road, on the south-east by the boundary with Crown Street Car Park and on the north-east by the rear of the footway on the south-west side of Victor Street.**