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<b>Report To:</b>	<b>THE INVERCLYDE COUNCIL</b>	<b>Date: 22 February 2018</b>
<b>Report By:</b>	<b>CORPORATE DIRECTOR ENVIRONMENT, REGENERATION AND RESOURCES</b>	<b>Report No: LP/022/18</b>
<b>Contact Officer:</b>	<b>JIM KERR</b>	<b>Contact No: 01475 712617</b>
<b>Subject:</b>	<b>PROPOSED TRAFFIC REGULATION ORDER – THE INVERCLYDE COUNCIL (OFF-STREET PARKING PLACES) (VARIATION NO. 9) ORDER 2017</b>	

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## 1.0 PURPOSE

- 1.1 The purpose of this report is to request the Council to consider a remit from the Environment and Regeneration Committee.

## 2.0 SUMMARY

- 2.1 The Environment and Regeneration Committee held on 18 January 2018 after consideration of a report by the Corporate Director Environment, Regeneration and Resources on the proposed Traffic Regulation Order – The Inverclyde Council (Off-Street Parking Places) (Variation No. 9) Order 2017 recommended that the Inverclyde Council be asked to make the Traffic Regulation Order and remit it to the Head of Environmental and Commercial Services and the Head of Legal and Property Services to arrange for its implementation.

## 3.0 RECOMMENDATION

- 3.1 That the Inverclyde Council approve the making of the Traffic Regulation Order – The Inverclyde Council (Off-Street Parking Places) (Variation No. 9) Order 2017, all as detailed in the copy of the proposed Order forming Appendix 1, and that the Head of Environmental and Commercial Services and the Head of Legal and Property Services be authorised to take all necessary action in connection therewith.

**Gerard Malone**  
**Head of Legal and Property Services**

## **4.0 BACKGROUND**

- 4.1 Local Authorities are empowered to make Orders under the Road Traffic Regulation and Roads (Scotland) Acts 1984 and, under the Council's Scheme of Administration, the Head of Environmental and Commercial Services is responsible for the making, implementation and review of Traffic Management Orders and Traffic Regulation Orders.
- 4.2 The Committee is asked to note that, if approved, the Order may not be implemented until the making of the Order has been advertised to allow any persons who so wish a period of six weeks to question the validity of the Order in terms of the Road Traffic Regulation Act 1984.

## **5.0 IMPLICATIONS**

### **Finance**

- 5.1 There are no financial implications arising from this report.

### **Legal**

- 5.2 There are no legal implications arising from this report.

### **Human Resources**

- 5.3 There are no HR implications arising from this report.

### **Equalities**

- 5.4 There are no equalities implications arising from this report.

### **Repopulation**

- 5.5 There are no repopulation implications arising from this report.

## **6.0 CONSULTATIONS**

- 6.1 The proposed Order has been advertised in the Greenock Telegraph and full details of the proposals have been made available for public inspection during normal office hours at the offices of the Head of Environmental and Commercial Services, the Inverclyde Council Customer Service Centre and at Central Library.
- 6.2 No objection was received to the Order.

## **7.0 LIST OF BACKGROUND PAPERS**

- 7.1 None.

**THE INVERCLYDE COUNCIL**  
**(OFF-STREET PARKING PLACES)**  
**(VARIATION NO. 9) ORDER 2017**  
**TRAFFIC REGULATION ORDER**

**THE INVERCLYDE COUNCIL  
(OFF-STREET PARKING PLACES) (VARIATION NO. 9) ORDER 2017**

We, The Inverclyde Council in exercise of the powers conferred on us by Sections 1(1), 2(1) to (3), 32(1), 35(1), 35(3), 35(3A), 35(3B), 46, 49, 101 and 102 of the Road Traffic Regulation Act 1984 (as amended) ("the Act") and of Part IV of Schedule 9 to the Act and of all other enabling powers and after consulting the Chief Constable of the Police Service of Scotland (Seirbheis Phoilis na h-Alba) in accordance with Part III of Schedule 9 to the Act hereby make the following Order:

**1.0 Commencement and citation**

- 1.1 This Order shall come into operation on the \*\* day of \*\* Two Thousand and \*\* and may be cited as "The Inverclyde Council (Off-Street Parking Places) (Variation No. 9) Order 2017".

**2.0 Interpretation**

- 2.1 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.
- 2.2 Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended, modified, re-enacted, replaced or supplemented by any subsequent enactment.
- 2.3 The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any regulation made or having effect as if made under the Act or by or under any other enactment provided that where a prohibition or restriction which is imposed, varied or revoked by this Order is in conflict with a prohibition or restriction imposed by a previous Order, then the provision of this Order shall prevail.
- 2.4 The Off-Street Plans means the plans titled "The Inverclyde Council (Off-Street Parking Places) (Variation No. 9) Order 2017 Off-Street Plans" forming Schedule 1 to this Order which are hereby incorporated into "The Inverclyde Council (Off-Street Parking Places) Order 2013" and which are recorded as current for the purposes of interpretation of this Order in the Plan Index.
- 2.5 The Plan Index forms Schedule 2 to this Order.
- 2.6 The Schedule titled "Parking Places, Number and Name, Charging Hours, Days and Hours of Parking Place Operation, Maximum period for which vehicles may wait, Tariff and Disabled Persons' Parking Places" forming Schedule 3 to this Order is hereby incorporated into "The Inverclyde Council (Off-Street Parking Places) Order 2013."
- 2.7 The Schedule titled "Scale of Parking Charges applicable during the hours of operation for Parking Places specified in Schedule 3" forming Schedule 4 to this Order is hereby incorporated into "The Inverclyde Council (Off-Street Parking Places) Order 2013".

- 2.8 When a Motor Vehicle is left in a Parking Place in contravention of any of the provisions of this Order, the owner will become liable for a penalty charge and a police constable in uniform, a Parking Attendant or an Authorised Person may affix a Penalty Charge Notice to the Motor Vehicle and, subsequently, may remove or arrange for the removal of the Motor Vehicle from that Parking Place.
- 2.9 The Interpretation Act 1978 (as amended) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

This Order and the four Schedules annexed hereto are sealed with the Common Seal of The Inverclyde Council and subscribed for them and on their behalf by ##

## **SCHEDULE 1**

### **The Inverclyde Council (Off-Street Parking Places) (Variation No. 9) Order 2017 Off-Street Plans**







**SCHEDULE 2**

**SCHEDULE 5**

**THE INVERCLYDE COUNCIL (OFF-STREET PARKING PLACES) ORDER 2013 PLAN INDEX**

Plan Ref.	Effective date of original plan	Effective date of Plan Revision							
		1	2	3	4	5	6	7	8
TR/TRO/C134/001	06/10/2014	18/01/2016	14/11/2016						
TR/TRO/C134/002	06/10/2014	25/04/2016							
TR/TRO/C134/003	06/10/2014	#####							
TR/TRO/C134/004	06/10/2014	25/04/2016							
TR/TRO/C134/005	06/10/2014								
TR/TRO/C134/006	06/10/2014								
TR/TRO/C134/007	21/11/2014	13/11/2017							
TR/TRO/C134/008	25/01/2016	#####							

**SCHEDULE 3****SCHEDULE 3****PARKING PLACES, NUMBER AND NAME, CHARGING HOURS, DAYS AND HOURS OF PARKING PLACE OPERATION, MAXIMUM PERIOD FOR WHICH VEHICLES MAY WAIT, TARIFF AND DISABLED PERSONS' PARKING PLACES**

Parking Places Operational at all times

<b>PARKING PLACE REFERENCE NUMBER</b>	<b>NAME OF PARKING PLACE</b>	<b>CHARGING HOURS OF PARKING PLACE</b>	<b>OPENING HOURS OF PARKING PLACE</b>	<b>TARIFF</b>	<b>DISABLED PERSONS' PARKING PLACES (No.)</b>	<b>ELECTRIC VEHICLE PARKING SPACES (No.)</b>	<b>PARKING PLACE IDENTIFICATION CODE</b>
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>	<b>Column 5</b>	<b>Column 6</b>	<b>Column 7</b>	<b>Column 8</b>
25	Barr's Brae	08:00-18:00 Mon-Sat	24 hours	A	1		
9	Bruce Street	08:00-18:00 Mon-Sat	24 hours	A	3		
12	Buccleugh Street	08:00-18:00 Mon-Sat	24 hours	H	1		GR2
11	Bullring	08:00-18:00 Mon-Fri	24 hours	E	4		GR1
29	Cathcart Buildings	08:00-18:00 Mon- Fri	24 hours	G	0		GR1
14	Cathcart Street East	08:00-18:00 Mon- Fri	24 hours	E	1		GR1
13	Cathcart Street West	08:00-18:00 Mon- Fri	24 hours	F	4	2	GR1
2	Cloch Road	08:00-18:00 Mon-Sat	24 hours	A	0		
4	Cove Road	08:00-18:00 Mon-Sat	24 hours	A	0		

PARKING PLACE REFERENCE NUMBER Column 1	NAME OF PARKING PLACE Column 2	CHARGING HOURS OF PARKING PLACE Column 3	OPENING HOURS OF PARKING PLACE Column 4	TARIFF Column 5	DISABLED PERSONS' PARKING PLACES (No.) Column 6	ELECTRIC VEHICLE PARKING SPACES (No.) Column 7	PARKING PLACE IDENTIFICATION CODE Column 8
28	Dalrymple Street	08:00-18:00 Mon- Fri	24 hours	E	3		GR1
22	East Road	08:00-18:00 Mon-Sat	24 hours	A	0		
33	East Shaw Street	08:00-18:00 Mon-Fri	24 hours	H	0		GR2
19	Fore Street	08:00-18:00 Mon-Sat	24 hours	A	8	2	
1	Fran Terrace	08:00-18:00 Mon-Sat	24 hours	A	0		
7	Hastie Street	08:00-18:00 Mon- Fri	24 hours	E	2		GR1
21	Highholm Avenue	08:00-18:00 Mon-Sat	24 hours	A	8		
3	Kempock Street East	08:00-18:00 Mon-Sat	24 hours	A	2		
32	Kempock Street West	08:00-18:00 Mon- Sat	24 hours	C	2	2	
24	Lochwinnoch Road	08:00-18:00 Mon-Sat	24 hours	A	6	2	
5	Manor Crescent	08:00-18:00 Mon-Sat	24 hours	A	0		
20	Princes Street	08:00-18:00 Mon-Sat	24 hours	B	6		
8	Roslin Street	08:00-18:00 Mon- Fri	24 hours	E	0		GR1
10	Roxburgh Street	08:00-18:00 Mon-Sat	24 hours	A	2		

PARKING PLACE REFERENCE NUMBER Column 1	NAME OF PARKING PLACE Column 2	CHARGING HOURS OF PARKING PLACE Column 3	OPENING HOURS OF PARKING PLACE Column 4	TARIFF Column 5	DISABLED PERSONS' PARKING PLACES (No.) Column 6	ELECTRIC VEHICLE PARKING SPACES (No.) Column 7	PARKING PLACE IDENTIFICATION CODE Column 8
34	Royal Court	08:00-18:00 Mon-Fri	24 hours	H	0		GR2
35	Shaw Place	08:00-18:00 Mon-Fri	24 hours	H	0		GR4
18	Shore Street	08:00-18:00 Mon-Sat	24 hours	A	11		
16	Station Avenue East	08:00-18:00 Mon- Fri	24 hours	E	2		GR1
15	Station Avenue West	08:00-18:00 Mon- Fri	24 hours	E	2		GR1
23	Station Road	08:00-18:00 Mon-Sat	24 hours	A	1		
30	Station Road North	08:00-18:00 Mon- Sat	24 hours	D	0		
31	Station Road South	08:00-18:00 Mon- Sat	24 hours	D	0		
26	Waterfront	08:00-18:00 Mon- Fri	24 hours	A	4	2	
6	West Stewart Street	08:00-18:00 Mon- Fri	24 hours	E	2		GR1
17	William Street	08:00-18:00 Mon-Sat	24 hours	A	1		

**SCHEDULE 4****SCHEDULE 4****SCALE OF PARKING CHARGES APPLICABLE DURING THE HOURS OF OPERATION FOR PARKING PLACES SPECIFIED IN SCHEDULE 3**

<b>TARIFF</b>	<b>CHARGES</b>	<b>MAXIMUM DURATION OF STAY</b>	<b>NO RETURN WITHIN</b>	<b>DISPLAY TICKET/PARKING DISC/NONE</b>	<b>COMMENTS</b>
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>	<b>Column 5</b>	<b>Column 6</b>
A	Free	24 hours	n/a	None	n/a
B	Free	2 hours (3 hours for Disabled Person's Badge holders)	1 hour	None or Disabled Person's Badge	n/a
C	Free	3 hours (3 hours for Disabled Person's Badge holders)	1 hour	Parking Disc or Disabled Person's Badge	n/a
D	£1.00 per calendar day (Free for Disabled Person's Badge holders)	One calendar day	n/a	Ticket or Disabled Person's Badge	Multiple stays in one calendar day are permitted if space is available on return
E	£1.00 per calendar day (Free for Disabled Person's Badge holders)	One calendar day	n/a	Ticket or Residents' Parking Permit or Disabled Person's Badge	Multiple stays in one calendar day are permitted if space is available on return
F	Free	3 hours (3 hours for Disabled Person's Badge holders)	1 hour	Parking Disc or Residents' Parking Permit or Disabled Person's Badge	n/a
G	Free	Unlimited	n/a	Residents' Parking Permit or Disabled Person's Badge	n/a
H	Free	Unlimited	n/a	Residents' Parking Permit	n/a