
Report To:	THE INVERCLYDE COUNCIL	Date: 22 February 2018
Report By:	CORPORATE DIRECTOR ENVIRONMENT, REGENERATION AND RESOURCES	Report No: LP/023/18
Contact Officer:	JIM KERR	Contact No: 01475 712617
Subject:	PROPOSED TRAFFIC REGULATION ORDER – THE INVERCLYDE COUNCIL (VARIOUS ROADS) (OUTER GREENOCK) (WAITING RESTRICTIONS) (VARIATION NO. 7) ORDER 2017	

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 (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 7) 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 (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 7) 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 One objection was received to the Order but this has been withdrawn.

7.0 LIST OF BACKGROUND PAPERS

- 7.1 None.

THE INVERCLYDE COUNCIL
(VARIOUS ROADS) (OUTER GREENOCK)
(WAITING RESTRICTIONS)
(VARIATION NO. 7) ORDER 2017
TRAFFIC REGULATION ORDER

**THE INVERCLYDE COUNCIL
(VARIOUS ROADS) (OUTER GREENOCK)
(WAITING RESTRICTIONS) (VARIATION NO. 7) ORDER 2017**

We, The Inverclyde Council in exercise of the powers conferred on us by Sections 1(1), 2(1) to (3), 4(2), 32(1), 35(1), 45, 46, 49, 53, 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 (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 7) Order 2017".

2.0 Interpretation

- 2.1 In this Order except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:

"No Return" in relation to a Limited Waiting Parking Place, where waiting is limited by time and day of the week, means no return within the stated time and day of the week to a Limited Waiting Parking Place in the same road as the Limited Waiting Parking Place vacated;

"Outer Greenock Residents' Parking Permit Area, also referred to as Zone GR2" means any road or part of a road contained within the boundary of the Outer Greenock Residents' Parking Permit Area, also referred to as Zone GR2, specified in the maps forming Schedule 1 to this Order; and

"Outer Greenock Residents' Parking Permit Area, also referred to as Zone GR4" means any road or part of a road contained within the boundary of the Outer Greenock Residents' Parking Permit Area, also referred to as Zone GR4, specified in the maps forming Schedule 1 to this Order.

- 2.2 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.
- 2.3 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.
- 2.4 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.

- 2.5 The On-Street Plans forming Schedule 1 to this Order and titled "The Inverclyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 7) Order 2017 On-Street Plans" are hereby incorporated into The Inverclyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) Order 2013 and recorded in "The Inverclyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) Order 2013 Plan Index".
- 2.6 The Plan Index forms Schedule 2.
- 2.7 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.

3.0 Residents' Parking Permits

- 3.1 The Council may issue Residents' Parking Permits, at such a charge and on such terms and conditions as the Council may determine:-

- (a) to any person who (i) ordinarily resides in a dwelling house on any road within the boundary of the Outer Greenock Residents' Parking Permit Area, also referred to as Zone GR2, or (ii) who ordinarily resides in one of the following dwelling houses:-

1,3,7,10,11,15,17 and 19 Inverkip Street;
23, 47, 49, 51 and 53 High Street; and
70, 72, 74 and 76 Regent Street, Greenock;

- (b) to any person who (i) ordinarily resides in a dwelling house on any road within the boundary of the Outer Greenock Residents' Parking Permit Area, also referred to as Zone GR4, or (ii) who ordinarily resides in one of the following dwelling houses:-

4, 6 and 6a Bank Street; and
42, 42a, 44, 44a, 46, 58, 60, 62 and 64 Regent Street, Greenock;

both of which said Areas or Zones are specified in the maps forming Schedule 1 to this Order.

4.0 Form of Permits

- 4.1 A Permit shall be either a Virtual Permit or a Printed Permit.
- 4.2 The following information shall be retained on the Telephone Parking System as an indication that a Virtual Permit has been granted:-
- (a) the name and address of the applicant;
 - (b) the name of any Outer Greenock Residents' Parking Permit Area in which the Virtual Permit is valid;
 - (c) the Identification Code of any Outer Greenock Residents' Parking Permit Area in which the Virtual Permit is valid;
 - (d) the Virtual Permit number;

- (e) the registration number of the Motor Vehicle, Motor Cycle or Invalid Carriage in respect of which the Virtual Permit has been issued;
- (f) the Start Date; and
- (g) the End Date.

4.3 Where a Printed Permit is issued by the Council:-

- (a) it shall include the particulars listed in sub-paragraphs (b) to (g) of Article 4.2;
- (b) it is not transferrable; and
- (c) it shall remain the property of the Council at all times.

5.0 Use of Permits

5.1 A Permit shall be used only in accordance with the Permit scheme set out in this Article.

5.2 Subject to Article 5.1 a Permit issued with an Identification Code relating to the Outer Greenock Residents' Parking Permit Area, also referred to as Zone GR2, may be used:-

- (a) within the Outer Greenock Residents' Parking Permit Area, also referred to as Zone GR2;
- (b) in the case of a Virtual Permit, where the Motor Vehicle, Motor Cycle or Invalid Carriage has been recorded on the Telephone Parking System for that Virtual Permit; and
- (c) in the case of a Printed Permit, where details of the Motor Vehicle, Motor Cycle or Invalid Carriage are the same as those recorded on the Printed Permit and the Printed Permit is displayed on the Motor Vehicle, Motor Cycle or Invalid Carriage in accordance with Article 6.1 hereof.

5.3 Subject to Article 5.1 a Permit issued with an Identification Code relating to the Outer Greenock Residents' Parking Permit Area, also referred to as Zone GR4, may be used:-

- (a) within the Outer Greenock Residents' Parking Permit Area, also referred to as Zone GR4;
- (b) in the case of a Virtual Permit, where the Motor Vehicle, Motor Cycle or Invalid Carriage has been recorded on the Telephone Parking System for that Virtual Permit; and
- (c) in the case of a Printed Permit, where details of the Motor Vehicle, Motor Cycle or Invalid Carriage are the same as those recorded on the Printed Permit and the Printed Permit is displayed on the Motor Vehicle, Motor Cycle or Invalid Carriage in accordance with Article 6.1 hereof

5.4 If at any time a Motor Vehicle, Motor Cycle or Invalid Carriage is left on any road within the boundary of the Outer Greenock Residents' Parking Permit Area, also referred to as Zone GR2 during periods of Zone GR2 Permit holder only parking specified in the maps forming Schedule 1 to this Order and an inspection is carried out by a Parking Attendant, an Authorised Person or a police constable in uniform, and no indication that a Permit has been granted in respect of that Motor Vehicle, Motor Cycle or Invalid Carriage for the Outer

Greenock Residents' Parking Permit Area, also referred to as Zone GR2, appears on the Hand-held Device of a Parking Attendant, an Authorised Person or a police constable in uniform, it shall be presumed, unless the contrary is proved, that a Permit has not been granted for that Motor Vehicle, Motor Cycle or Invalid Carriage at the time of inspection.

- 5.5 If at any time a Motor Vehicle, Motor Cycle or Invalid Carriage is left on any road within the boundary of the Outer Greenock Residents' Parking Permit Area, also referred to as Zone GR4 during periods of Zone GR4 Permit holder only parking specified in the maps forming Schedule 1 to this Order and an inspection is carried out by a Parking Attendant, an Authorised Person or a police constable in uniform, and no indication that a Permit has been granted in respect of that Motor Vehicle, Motor Cycle or Invalid Carriage for the Outer Greenock Residents' Parking Permit Area, also referred to as Zone GR4, appears on the Hand-held Device of a Parking Attendant, an Authorised Person or a police constable in uniform, it shall be presumed, unless the contrary is proved, that a Permit has not been granted for that Motor Vehicle, Motor Cycle or Invalid Carriage at the time of inspection.
- 5.6 A person holding a valid Outer Greenock Residents' Parking Permit Area, Zone GR2, Residents' Parking Permit is permitted to wait in any Limited Waiting Parking Place on any road within the boundary of the Outer Greenock Residents' Parking Permit Area, also referred to as Zone GR2, specified in the maps forming Schedule 1 to this Order, without limit of time.
- 5.7 An Outer Greenock Residents' Parking Permit Area, also referred to as Zone GR2, Residents' Parking Permit shall not be valid in any Limited Waiting Parking Place other than on those roads within the boundary of the Outer Greenock Residents' Parking Permit Area, also referred to as Zone GR2, specified in the maps forming Schedule 1 to this Order.
- 5.8 A person holding a valid Outer Greenock Residents' Parking Permit Area, Zone GR4, Residents' Parking Permit is permitted to wait in any Limited Waiting Parking Place on any road within the boundary of the Outer Greenock Residents' Parking Permit Area, also referred to as Zone GR4, specified in the maps forming Schedule 1 to this Order, without limit of time
- 5.9 An Outer Greenock Residents' Parking Permit Area, also referred to as Zone GR4, Residents' Parking Permit shall not be valid in any Limited Waiting Parking Place other than on those roads within the boundary of the Outer Greenock Residents' Parking Permit Area, also referred to as Zone GR4, specified in the maps forming Schedule 1 to this Order.
- 5.10 When a Motor Vehicle is left in a Road 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 Road.

6.0 Display of Printed Permits

- 6.1 Where a Printed Permit issued by the Council is used:-

- (a) in the case of a Motor Vehicle, the driver of any Motor Vehicle parked in any Limited Waiting Parking Place who wishes to make use of a Printed Permit shall attach or display the Printed Permit on the Motor Vehicle on the nearside thereof, behind the glass of the windscreen, in such position as to ensure that the front side of the Printed Permit is clearly visible to any person standing at the front nearside of the Motor Vehicle; and
 - (b) in the case of a Motor Cycle or Invalid Carriage, the driver of any Motor Cycle or Invalid Carriage parked in any Limited Waiting Parking Place who wishes to make use of a Printed Permit shall attach or display the Printed Permit on the Motor Cycle or Invalid Carriage in a conspicuous position in front of the driver's seat.
- 6.2 Where an inspection is carried out by a Parking Attendant, an Authorised Person or a police constable in uniform, and a Printed Permit issued in respect of that Motor Vehicle, Motor Cycle or Invalid Carriage is not displayed in accordance with Article 6.1 or the particulars shown on the Printed Permit indicate it has not yet commenced, it shall be deemed that a Printed Permit has not been issued in respect of that vehicle at the time of inspection

7.0 Duration of Permits

- 7.1 A Permit shall be valid from the Start Date retained on the Telephone Parking System for one calendar year or, if earlier, until such time as it is revoked or cancelled by the Council.

8.0 Limited Waiting

- 8.1 Where, in relation to any part of a Road shown on the On-Street Plans, a period of 'limited waiting' is indicated then, subject to the provisions of Article 8.2, no person shall, except upon the direction of a police constable in uniform, a Parking Attendant or an Authorised Person, cause or permit any Motor Vehicle to wait during that period in that part of the Road:
 - (a) for longer than the maximum period of waiting specified for that part of the Road; or
 - (b) if a period of less than the No Return interval specified for that part of the Road has elapsed since the termination of the last period of waiting of the Motor Vehicle in that part of the Road.
- 8.2 Nothing in Article 8.1 of this Order shall apply to:
 - (a) any two wheeled Motor Cycle not having a sidecar attached thereto.
 - (b) any Disabled Person's Vehicle which is not causing an obstruction and which displays in the Relevant Position a Disabled Person's Badge.
 - (c) any Motor Vehicle from which Goods are being Loaded.
 - (d) any Motor Vehicle from which a person is boarding or alighting.

- (e) any Motor Vehicle being used in connection with;
 - (i) building, industrial or demolition operations;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance, improvement or reconstruction of the said parts of the Road; or
 - (iv) the laying, erection, alteration, removal or repair in or adjacent to any Road, of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity, or of any Electronic Communications Apparatus or Traffic Sign

if it cannot conveniently be used for such purpose in any other Road.

- (f) any Motor Vehicle being used in pursuance of statutory powers and duties if it cannot conveniently be used for such purpose in any other Road.
- (g) any Motor Vehicle which is being used for fire and rescue service, police, ambulance or other emergency service purposes.
- (h) a maximum of three Motor Vehicles involved in a funeral or a wedding ceremony waiting at or near to any premises situated on or adjacent to the said parts of the Road so long as the waiting by these Motor Vehicles is reasonably necessary.

This Order and the two Schedules annexed hereto are sealed with the Common Seal of The Inverclyde Council and subscribed for them and on their behalf by ##, Proper Officer and an authorised signatory at ## on the ## day of ## Two Thousand and ##.

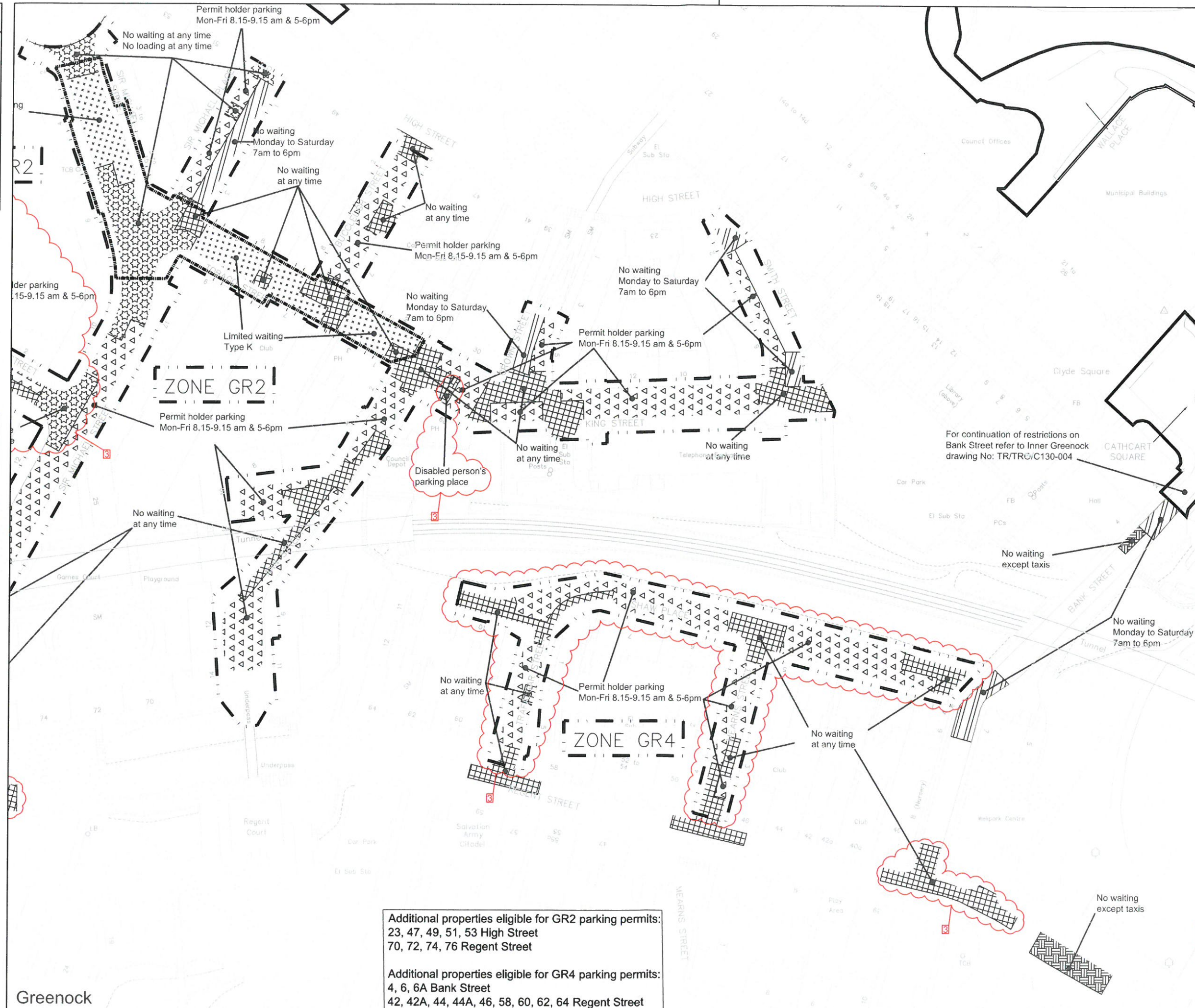
SCHEDULE 1

The Inverclyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 7) Order 2017 On-Street Plans

[illegible][illegible]

DO NOT SCALE

A3



Key

- No waiting at any time
- No waiting at any time
- No loading at any time
- No waiting at times shown
- No waiting at any time
- No loading at times shown
- No waiting except taxis
- Limited waiting (see below for types of limited waiting referred to on these drawings)
- Parking place for permit holders at specified times
- Disabled person's parking place (subject to restrictions shown)
- Police parking place (subject to restrictions shown)
- Ambulance parking place (subject to restrictions shown)
- Loading bay
- No waiting at times shown and Limited waiting (see below for types of limited waiting referred to on these drawings)
- Electric Vehicle Parking Space

Outer Greenock Resident Parking Permit Area

Parking Disc Area

Wemyss Bay Resident Parking Permit Area

Parking Place

Limited Waiting

Type A: Mon-Fri 8am-6pm, 30mins, No return within 30mins

Type B: Mon-Fri 8am-6pm, Saturday 8am-1pm, 30mins, No return within 1 hour

Type C: Mon-Sat 8am-6pm, 30mins, No return within 1 hour

Type D: Mon-Sat 8am-6pm, 2 hours, No return within 1 hour

Type E: Mon-Sat 8am to 6pm, 30 mins, No return within 30 mins

Type F: Mon-Sat 8am to 6pm, 1 hour, No return within 30 mins

Type G: Mon-Sat 8am to 6pm, 2 hours, No return within 30 mins

Type H: Mon-Fri 8am to 6pm, 2 hours, No return within 30 mins

Type J: Mon-Sat 8am to 6pm, 1 hour, No return within 1 hour

Type K: Mon-Fri 8am to 6pm, 2 hours, No return within 30 mins except Permit Holders

Type L: Mon-Sat 11am to 6pm, 1 hour, No return within 1 hour

Type M: Mon-Sat 8am to 6pm, 3 hours, No return within 1 hour

Type N: Mon-Sun 8am to 11pm, 30 mins, No return within 30 mins except

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Stat

Stat	Purpose of Issue	Date	Auth
3	INWAT REGENT ST/BANK ST/DPPP KING ST	EP OCT '17	EP GB
3	NEW RESIDENTS' PP ZONE GR4	EP OCT '17	EP GB
2	PARKING PERMITS ADDED/ MEARNS ST AREA	EP JUN '15	EP MH

Rev

Rev	Description	By	Date	Chk'd	Auth
3					

INVERCLYDE COUNCIL

Vehicle Maintenance Facility
8 Pottery Street
Greenock
PA15 2UH

Tel: 01475 717171
Email: roads@inverclyde.gov.uk
www.inverclyde.gov.uk

Inverclyde council

THE INVERCLYDE COUNCIL (VARIOUS ROADS)
(OUTER GREENOCK)
(WAITING RESTRICTIONS) (VARIATION No. 7)
ORDER 2017

EFFECTIVE DATE:

Sheet Size Original Scale
A3 1:1250

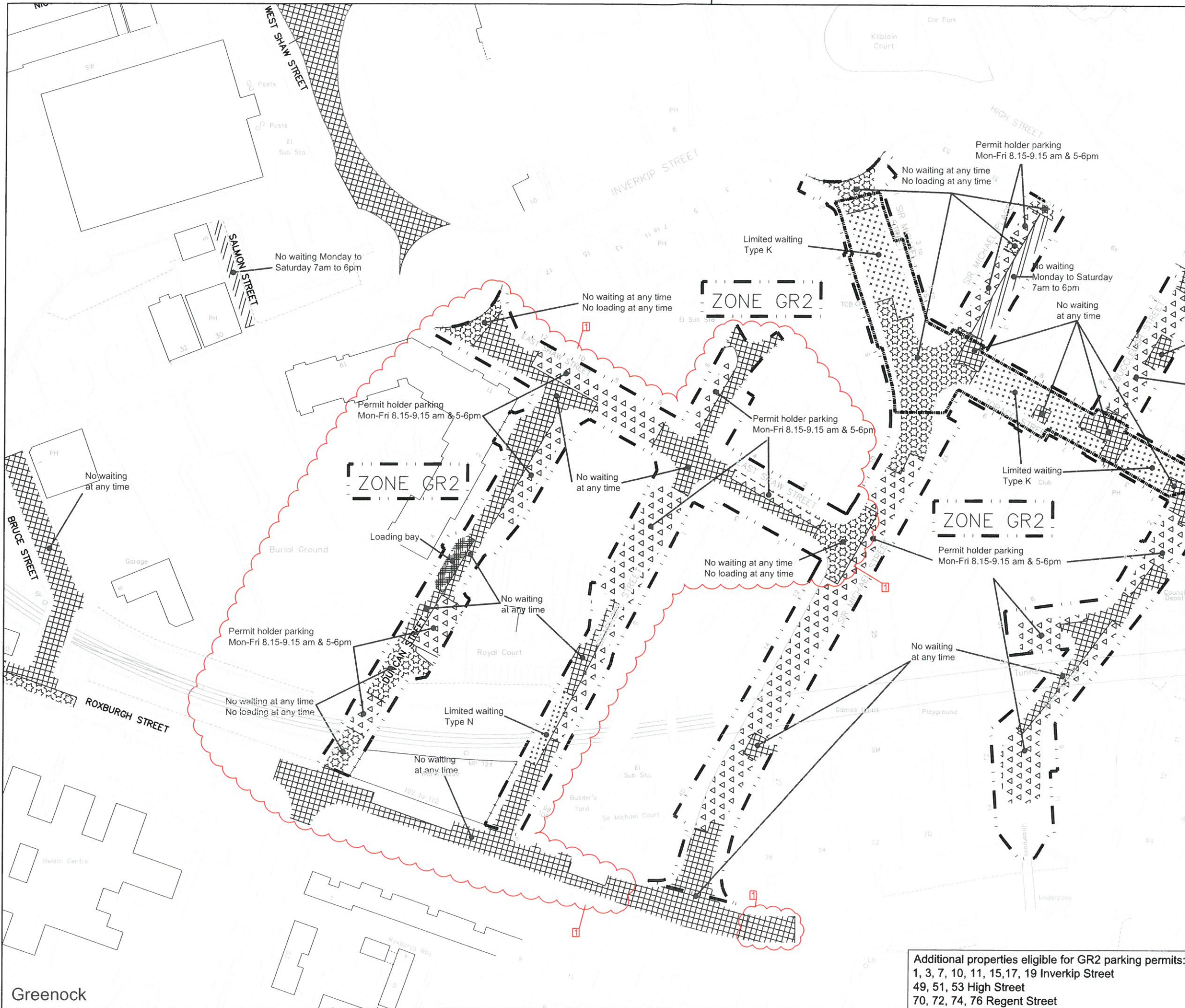
Designed/Drawn	Checked	Authorised
MJH	LM	MR

Date	Date	Date
FEB '13	FEB '13	FEB '13

Status Drawing Number
P TR/TRO/C131-012

Rev 3

DO NOT SCALE



Key

[Pattern]	No waiting at any time
[Pattern]	No loading at any time
[Pattern]	No waiting at times shown
[Pattern]	No loading at times shown
[Pattern]	No waiting except taxis
[Pattern]	Limited waiting (see below for types of limited waiting referred to on these drawings)
[Pattern]	Parking place for permit holders at specified times
[Pattern]	Disabled person's parking place (subject to restrictions shown)
[Pattern]	Police parking place (subject to restrictions shown)
[Pattern]	Ambulance parking place (subject to restrictions shown)
[Pattern]	Loading bay
[Pattern]	No waiting at times shown and Limited waiting (see below for types of limited waiting referred to on these drawings)
[Pattern]	Electric Vehicle Parking Space

Limited Waiting

Type A: Mon-Fri 8am-6pm, 30mins. No return within 30mins
Type B: Mon-Fri 8am-6pm, Saturday 8am-1pm, 30mins. No return within 1 hour
Type C: Mon-Sat 8am-6pm, 30mins. No return within 1 hour
Type D: Mon-Sat 8am-6pm, 2 hours. No return within 1 hour
Type E: Mon-Sat 8am to 6pm, 30 mins. No return within 30 mins
Type F: Mon-Sat 8am to 6pm, 1 hour. No return within 30 mins
Type G: Mon-Sat 8am to 6pm, 2 hours. No return within 30 mins
Type H: Mon-Fri 8am to 6pm, 2 hours. No return within 30 mins
Type J: Mon-Sat 8am to 6pm, 1 hour. No return within 1 hour
Type K: Mon-Fri 8am to 6pm, 2 hours. No return within 30 mins except Permit Holders
Type L: Mon-Sat 11am to 6pm, 1 hour. No return within 1 hour
Type M: Mon-Sat 8am to 6pm, 3 hours. No return within 1 hour
Type N: Mon-Fri 8am to 6pm, 30 mins. No return within 30 mins except Permit Holders
Type P: Mon-Sun 8am to 10pm, 30 mins. No return within 30 mins except Permit Holders

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Inverclyde
council

THE INVERCLYDE COUNCIL (VARIOUS ROADS)
(OUTER GREENOCK)
(WAITING RESTRICTIONS) (VARIATION No. 7)
ORDER 2017

EFFECTIVE DATE:

Additional properties eligible for GR2 parking permits:
1, 3, 7, 10, 11, 15, 17, 19 Inverkip Street
49, 51, 53 High Street
70, 72, 74, 76 Regent Street

Sheet Size	Original Scale	Designed/Drawn EP	Checked EP	Authorised MH
A3	1:1250	Date JUN '15	Date JUN '15	Date JUN '15
Status	Drawing Number			Rev
P	TR/TRO/C131-025			1

SCHEDULE 2

SCHEDULE 3

THE INVERCLYDE COUNCIL (VARIOUS ROADS) (OUTER GREENOCK) (WAITING RESTRICTIONS) ORDER 2013 PLAN INDEX

Plan Reference	Effective date of original plan	Effective Date of Plan Revision										
		1	2	3	4	5	6	7	8	9	10	11
TR/TRO/131-001	06/10/2014											
TR/TRO/131-002	06/10/2014											
TR/TRO/131-003	06/10/2014											
TR/TRO/131-004	06/10/2014											
TR/TRO/131-005	06/10/2014											
TR/TRO/131-006	06/10/2014											
TR/TRO/131-007	06/10/2014											
TR/TRO/131-008	06/10/2014											
TR/TRO/131-009	06/10/2014											
TR/TRO/131-010	06/10/2014	21/11/2014	25/04/2016									
TR/TRO/131-011	06/10/2014	25/01/2015	25/04/2016	#####								
TR/TRO/131-012	06/10/2014	21/11/2014	25/04/2016	#####								
TR/TRO/131-013	06/10/2014											
TR/TRO/131-014	06/10/2014	23/04/2016	25/04/2016									
TR/TRO/131-015	06/10/2014	25/04/2016										
TR/TRO/131-016	06/10/2014											
TR/TRO/131-017	06/10/2014	23/04/2016										
TR/TRO/131-018	06/10/2014											
TR/TRO/131-019	06/10/2014											
TR/TRO/131-020	06/10/2014	21/11/2014	25/04/2016									
TR/TRO/131-021	06/10/2014	25/01/2015	25/04/2016									
TR/TRO/131-022	06/10/2014	25/04/016										

