

**NORTH YORKSHIRE COUNCIL**

**(HARROGATE, KNARESBOROUGH, PANNAL AND BURN BRIDGE)**  
**(PARKING AND WAITING) (NO 50 ) ORDER 2023**

North Yorkshire Council (hereinafter referred to as "the Council") in exercise of their powers under Sections 1(1), 2(1) to (3), 4(2), 32(1) and 35(1) of the Road Traffic Regulation Act 1984 ("the 1984 Act") and Part IV of Schedule 9 to the 1984 Act and under the Traffic Management Act 2004 ("the 2004 Act") and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the 1984 Act, hereby make the following Order:-

**PART I**  
**GENERAL**

1. (1) When used in this Order each of the following expressions has the meaning assigned to it below:-

"Carriageway" means that part of the Road over which the public have right of way for the passage of Motor Vehicles and excludes any way over which the public have right of way on foot only;

"Charge certificate" means the statement that the Penalty charge has been increased in accordance with Regulation 21 of The Civil Enforcement of Parking Contraventions (England) General Regulations 2007;

"Civil Enforcement Officer" means any officer of the Council who is duly authorised in writing in that behalf (from time to time) by the Council to enforce the provisions of this Order pursuant to Section 76 of the 2004 Act and Section 63A of the 1984 Act;

"Column" means a Column in a Schedule or Part of a Schedule referred to or last referred to;

"Cycle Track" has the same meaning as in Section 329 of the Highways Act 1980;

"Delivering" and or "collecting" in relation to any Goods includes checking the Goods for the purpose of their delivery or collection;

"Disabled Person" means a person who holds a Disabled Persons' Badge in accordance with the provisions of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (No. 682) (and in particular Regulation 4 thereof) or any re-enactment thereto;

"Disabled Person's Badge" means a badge issued in accordance with the provisions of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (as amended) (in particular Regulation 11 and the Schedule thereto) or under regulations having effect in Scotland and Wales under Section 21(1)(b) of the Chronically Sick and Disabled Persons Act 1970 as referred to currently by the Local Authorities Traffic Orders (Exemptions for Disabled) (England) Regulations 2000 (No. 683) or any subsequent further re-enactments thereof;

"Disabled Person's Vehicle" means a vehicle driven by a Disabled Person as defined in Regulation 4(2) of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (No. 682);

"Goods" shall mean items of any description which cannot easily be carried by one person and do not include Goods that are not pre-ordered, shopping, small fragile Goods or cash or other valuable securities which are being collected or delivered from a bank/building society (except in the case of security company collections);

"Goods Vehicle" means a Motor Vehicle constructed or adapted for the carriage or haulage of Goods or burden of any description (other than the effects of passengers) or a Trailer so constructed or adapted whether or not such Trailer may by superimposition

be attached to the Motor Vehicle in such a manner as to cause a substantial part of its weight to be borne by the Motor Vehicle;

“Hackney Carriage” has the same meaning as in section 38 of the Town Police Clauses Act 1847 as referred to in The Local Government (Miscellaneous Provisions) Act 1976 save further that reference to “plying for hire” shall be excluded from this definition; and “Taxi” shall be construed to the extent that these terms are interchangeable;

“Heavy Commercial Vehicle” has the same meaning as in Section 138 of the 1984 Act and which has an operating weight exceeding 7.5 tonnes;

“Heavy Goods Vehicle” means a Goods Vehicle with a maximum gross weight exceeding 7.5 tonnes which is constructed or adapted to carry or haul Goods of any description or which is fitted with a special appliance, plant, machinery or apparatus, such appliance plant machinery of apparatus being included in the weight or, for the purposes of this Order, a ‘Heavy Commercial Vehicle’ as defined in Section 138 of the 1984 Act;

“Higher level contraventions” are as defined in The Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007 or any amendment or re-enactment thereof; “Junction” means, unless otherwise indicated in this Order, the intersection of the general alignment of the boundaries of two road kerblines or projected kerblines of roads;

“Length” referring to a Road means a length of road described in a Schedule;

“Loading” and/or “Unloading” means when a Motor Vehicle stops to load or unload Goods and “Loaded” and “Unloaded” shall be construed accordingly;

“Loading Bay” means any area of carriageway intended for the waiting of vehicles for so long as may be necessary to enable Goods to be loaded on or unloaded from the vehicle and which is comprised within and indicated by a road marking complying with diagram 1028.3 or 1032 in Schedule 6 to the Traffic Signs Regulations and General Directions 2002

“Lower level contraventions” means all parking contraventions which are not Higher level contraventions as defined in The Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007 or any amendment or re-enactment thereof;

“Motor Car” shall mean and include any mechanically propelled vehicle not being a Motor Cycle or an Invalid Carriage, which is constructed itself to carry passengers of which the weight unladen does not normally exceed 3500 kilograms subject always to the inclusion of the extended meaning to this term given in Section 136 of the 1984 Act (and whether or not it is being used for business purposes);

“Motor Cycle” and “Invalid Carriage” have the same meanings respectively as in Section 136(4) of the 1984 Act;

“Motor Vehicle” means any class of mechanically propelled vehicle including Motor Cycles, Motor Cars, Goods Vehicles and car derived vans, and shall bear the extended definition given thereto in Sections 136 and 137 of the 1984 Act (but shall not include any Heavy Commercial Vehicle as defined in Section 138 of the 1984 Act) (and whether or not it is being used for business purposes). Where reference is made to vehicle or Motor Vehicle in the Order these terms shall be deemed to have the same meaning and be interchangeable and to be interpreted accordingly;

“Officer” means an Officer of the Council duly authorised for any purpose;

“Owner” in relation to a Motor Vehicle means the person by whom such Motor Vehicle is kept and used;

“Paragraph” means a paragraph of the Article in which the word appears unless

otherwise stated;

“Parking Disc” means, in relation to Article 4(2) of this Order, a device which:-

- (i) is 125 millimetres square and coloured blue, if issued on or after 1<sup>st</sup> April 2000, or orange if issued before that date;
- (ii) has been issued by a local authority and has not ceased to be valid;  
and
- (ii) is capable of showing the quarter-hour period during which a period of waiting has begun;

“Penalty charge” means a charge set by the Council in accordance with charges set by the Secretary of State under the provisions of Section 77 and Schedule 9 of the 2004 Act and The Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007 which is to be paid to the Council within 28 days beginning with the date of service endorsed upon the Penalty charge notice in the manner set out in the Penalty charge notice;

“Penalty charge notice” means a notice issued or served by a Civil Enforcement Officer or posted by the Council pursuant to the provisions of Section 78 of the 2004 Act and The Civil Enforcement of Parking Contraventions (England) General Regulations 2007;

“Post Office” and any reference to “post office vehicle” or “postal packets” shall be construed in the context of the Postal Services Act 2000 and the Postal Services Act 2000 (Consequential Modifications to Local Enactments No. 1) Order 2001 (SI No. 2001/648) and shall include therefore references to “universal service providers”, as the context shall require;

“Quarter-hour period” means a period of quarter of an hour starting at any hour or fifteen, thirty or forty-five minutes past the hour which can be shown on the Parking Disc;

“Reduced penalty charge” means a charge set by the Council in accordance with charges set by the Secretary of State under the provisions of Section 77 and Schedule 9 of the 2004 Act and The Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007 which is to be paid to the Council within 14 days following the date of service endorsed upon the Penalty charge notice in the manner set out in the Penalty charge notice;

“Registered keeper” means:-

- (a) the person whose name appears in the Motor Vehicle registration document or book of the Motor Vehicle in whose name the vehicle is registered, or
- (b) a person who has the permanent use of the Motor Vehicle vested in the name of his employer, or in the case of a leased Motor Vehicle in the name of the leasing company;

“Relevant Position” means:-

- (a) in relation to a Disabled Person’s Badge (in conformity with Regulation 12 of SI 2000 No. 682 referred to above), if
  - (i) the badge is exhibited on the dashboard or facia of the vehicle, or
  - (ii) where the vehicle is not fitted with a dashboard or facia, the badge is exhibited in a conspicuous position on the vehicle,so that the front of the badge is clearly legible from the outside of the vehicle;
- (b) in relation to a Parking Device or Parking Disc (in conformity with Regulation 4

of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000 (SI 2000 No. 683):-

- (a) the disc is exhibited on the dashboard or fascia of the vehicle; or
- (ii) where the vehicle does not have a dashboard or fascia, the disc is exhibited in a conspicuous position on the vehicle,

so that, when marked to show the quarter-hour period during which a period of waiting began, that period is clearly legible from the outside of the vehicle.

“Road” means the full width of the highway including the carriageway and footway and any other Road to which the public has access and includes bridges over which a Road passes;

“Service” or “Served” in respect of a Penalty charge notice means the forms of service specified in regulations 9 and 10 of The Civil Enforcement of Parking Contraventions (England) General Regulations 2007 or any amendment or re-enactment thereof;

“Secretary of State” means the Secretary of State for Transport;

“Taxi” means a Hackney Carriage in respect of which a licence has been issued pursuant to the provisions of the Town Police Clauses Acts 1847 and 1889 and any private hire vehicle in respect of which a licence has been issued pursuant to the provisions of the Local Government (Miscellaneous Provisions) Act 1976

“the 1984 Act” means the Road Traffic Regulation Act 1984;

“the 2016 Regulations” means the Traffic Signs Regulations and General Directions 2016 (SI 2016/362);

“the 2004 Act” means the Traffic Management Act 2004;

“Verge” means any part of a Road which is not a carriageway, footway or lay-by.

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

- 2. For the purposes of this Order any reference to a length of Road shall be construed as a reference to the length specified in Column 4 of Schedule 1 to this Order of the side or sides of Road specified in respect of that length in Column 3 thereof in relation to the Road named in respect of that side or those sides in Column 2 of that Schedule.

## **PART II**

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

- 3. Save as provided in Articles 4 to 6 of this Order no person shall, except upon the direction or with the permission of a Civil Enforcement Officer, cause or permit any Motor Vehicle to wait at any time in any length of Road specified in Schedule 1 to this Order.

Save as provided in Articles 4 to 6 of this Order no person shall, except upon the direction or with the permission of a Civil Enforcement Officer, cause or permit any Motor Vehicle other than a licensed Hackney Carriage to wait at any time in any length of Road specified in Schedule 2 to this Order.

#### **Exemptions**

- 4. \_Nothing in Article 3 of this Order shall render it unlawful to cause or permit any

Motor Vehicle to wait in any length of Roads specified in Schedule 1 to this Order for so long as may be necessary to enable:-

- (a) a person to board or alight from the Motor Vehicle;
- (b) Goods to be Loaded on or Unloaded from the Motor Vehicle; or
- (c) the Motor Vehicle if it cannot conveniently be used for such purposes in any other Road to be used in connection with any of the following operations:-
  - (i) building, industrial or demolition operations;
  - (ii) the removal of any obstruction to traffic;
  - (iii) the maintenance, improvement or reconstruction of any length of Road specified in the said Schedule;
  - (iv) the laying, erection, alteration or repair, in or in land adjacent to, any length of Road specified in the said Schedule of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in the Telecommunications Act 1984; or
  - (v) the delivery or collection of postal packets as defined in Section 87 of the Post Office Act 1953 at or from premises fronting any length of Road specified in the said Schedule.
- (d) the Motor Vehicle if it cannot conveniently be used for such purpose in any other Road to be used in the service of a local authority or a water authority for the purpose of the performance of the statutory functions of such authority;
- (e) the Motor Vehicle to take in petrol, oil, water or air from any garage situated on or adjacent to any length of Road specified in the said Schedules;
- (f) the Motor Vehicle to wait at or near to any premises situated on or adjacent to any length of Road specified in the said Schedules for so long as is reasonably necessary to enable the vehicle to be used for or in connection with the purposes of any wedding or funeral taking or to take place from or at any such premises, or
- (g) the Motor Vehicle to be used for Fire Brigade, Ambulance or Police purposes.

5. Nothing in Article 3 of this Order shall render it unlawful to cause or permit a Disabled Person's Vehicle which displays in the Relevant Position a Disabled Person's Badge to wait in the lengths of Road referred to in the said Articles without any limitation on time.

6. Nothing in Article 3 of this Order shall render it unlawful to cause or permit any Motor Vehicle to wait in any of the lengths of Road to which those Articles apply if it is necessary to do so to enable:-

- (a) building, industrial or demolition operations
- (b) the removal of any obstruction to traffic
- (c) the maintenance, improvement or reconstruction of any length of Road specified in the said Schedule or
- (d) the laying, erection, alteration or repair, in or in land adjacent to, any length of Road specified in the said Schedule of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in the Telecommunications Act 1984;

- (e) the delivery or collection of postal packets as defined in Section 87 of the Post Office Act 1953 at or from premises fronting any length of Road specified in the said Schedule.
- (f) the Motor Vehicle to be used for Police, Fire Brigade or Ambulance purposes, or
- (g) the Motor Vehicle, if it cannot conveniently be used for such purpose in any other Road, to be used in pursuance of statutory powers or duties or in connection with any building operation or demolition, the maintenance, improvement or reconstruction of the Road or the laying, erection, alteration or repair in, or in land adjacent to the Road of any sewer or of any main, pipe, wire or cable or any apparatus for the supply of gas, water or electricity or of any telecommunications apparatus defined in the Telecommunications Act 1984.
- (h) the Motor Vehicle to wait at or near to any premises situated on or adjacent to any length of Road specified in the said Schedule for so long as is reasonably necessary to enable the Motor Vehicle to be used for or in connection with the purposes of any wedding or funeral taking or to take place from or at any such premises; or
- (i) the Motor Vehicle to be Loaded or Unloaded whilst actually in use in connection with the removal of furniture from one office or dwelling-house to another, or the removal of furniture from such premises to a depository or to such premises from a depository

**PART III**  
**AUTHORISATION AND USE OF DISABLED PARKING PLACE**

- 7. That part of the Road specified in Schedule 3 to this Order is authorized to be used, twenty four hours a day, subject to Articles 6 and 9 to 12 to this Order as a Parking Place for a Disabled Person's Vehicle which displays a Disabled Person's Badge in the Relevant Position, such lengths of Road being designated as Disabled Person's Parking Bays.
- 8. For the avoidance of doubt, the Driver of a Motor Vehicle shall not permit it to wait in any Parking Place specified in Schedule 3 unless the Motor Vehicle is;
  - (a) a Disabled Person's Vehicle which displays in the Relevant Position a Disabled Person's Badge; and
  - (b) positioned wholly within the limits of the Parking Place as indicated by the markings on the Carriageway, and no part of it, whilst so parked, projects over, on to or straddles any marking placed within that Parking Place.

**Exemptions**

- 9. (1) Nothing in Article 6 of this Order shall restrict the power of the Council for preventing obstruction of the Road by Order on the occasion of any public procession rejoicing or illumination or where the Road is thronged or liable to be obstructed to suspend the Parking Places specified in Schedule 3.
- (2) Nothing in Article 6 of this order shall render it unlawful for a Motor Vehicle to wait on the lengths of Road or sides of Road specified therein:-
  - (a) if it being used for Police, Fire Brigade or Ambulance purposes;

- (b) if its being used by statutory undertakers or their contractors in connection with any building operation or demolition, the maintenance, improvement or construction of the Parking Place or the laying, erection, alteration or repair in or near the Parking Place of any sewer or of any main pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in Schedule 2 to the Telecommunications Act 1984.
  - (c) waiting owing to the Driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accidents;
  - (d) if it is being used in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties;
  - (e) waiting to enable it to be used in connection with the removal of any obstruction to traffic;
10. A Driver of a Motor Vehicle shall not use any Parking Place specified in Schedule 3;-
- (a) so as to unreasonably prevent access to any premises adjoining the Road, or the use of the Road by other persons, or so as to be a nuisance; or
  - (b) when for preventing obstruction of the Roads, the Council shall by Order made on the occasion of any public procession, rejoicing or illumination or where the Roads are thronged or liable to be obstructed have suspended any Parking Places and have exhibited notice of such suspension on or near the Parking Place.
11. The Driver of a Motor Vehicle using a Parking Place on any of the lengths of Road specified in Schedule 3 shall stop the engine as soon as the Motor Vehicle is in position in the Parking Place and the engine shall not be started except when the position of the Motor Vehicle in the Parking Place is about to be changed or the Motor Vehicle is about to depart from the Parking Place.
12. No Motor Vehicle shall be used while it is in a Parking Place in the 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 the skill or services of any person

**PART IV**  
**PROHIBITION OF LOADING AND UNLOADING**

13. Save as provided in Article 16 of this Order no person shall except upon the direction or with the permission of a Police Constable in uniform, or of a Civil Enforcement Officer, cause or permit any Motor Vehicle to wait at any time in any length of Road specified in Schedule 4 for the purpose of Loading or Unloading.
14. Save as provided in Article 16 of this Order no person shall except upon the direction or with the permission of a Police Constable in uniform, or of a Civil Enforcement Officer, cause or permit any Motor Vehicle to wait at between the hours of 8.00am and 6.00pm on an day in any length of Road specified in Schedule 5 for the purpose of Loading or Unloading.
15. Save as provided in Article 16 of this Order no person shall except upon the direction or with the permission of a Police Constable in uniform, or of a Civil Enforcement Officer, cause or permit any Motor Vehicle to wait at between the hours of 4.00pm to 10.30am on an day in any length of Road specified in Schedule 7 for the purpose of Loading or Unloading.

**Exemptions**

16. Nothing in Articles 13, 14 and 15 of this Order shall render it unlawful to cause or permit any Motor Vehicle to wait in any of the lengths of Road to which those Articles apply if it is necessary to do so to enable:-

- (a) the Motor Vehicle if it cannot conveniently be used for such purposes in any other Road to be used in connection with any of the following operations:-
- (i) building, industrial or demolition operations;
  - (ii) the removal of any obstruction to traffic;
  - (iii) the maintenance, improvement or reconstruction of any length of Road specified in Schedules 4, 5 and 7; or
  - (iv) the laying, erection, alteration or repair, in or in land adjacent to, any length of Road specified in Schedules 4, 5 and 7 of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in the Telecommunications Act 1984.
- (b) the Motor Vehicle if it cannot conveniently be used for such purpose in any other Road to be used in the service of a local authority or a water authority for the purpose of the performance of the statutory functions of such authority;
- (c) the Motor Vehicle to take in petrol, oil, water or air from any garage situated on or adjacent to any length of Road specified in Schedules 4, 5 and 7;
- (d) the Motor Vehicle to wait at or near to any premises situated on or adjacent to any length of Road specified in Schedules 4, 5 and 7 for so long as is reasonably necessary to enable the Motor Vehicle to be used for or in connection with the purposes of any wedding or funeral taking or to take place from or at any such premises;
- (e) the Motor Vehicle to be used for Fire Brigade, Ambulance or Police purposes.

**PART V**  
**AUTHORISATION AND USE OF PARKING PLACES FOR**  
**THE LOADING AND UNLOADING OF GOODS**

17. That part of the Road specified in Schedule 4 is authorised to be used, twenty four hours a day, subject to Articles 20 to 24 of this Order as a Parking Place for Motor Vehicles, for the purpose of enabling Goods to be Loaded onto or Unloaded from a Motor Vehicle, such lengths of Road being designated as Loading Bays.
18. That part of the Road specified in Schedule 5 is authorised to be used, between the hours of 8.00am and 6.00pm on any day, subject to Articles 20 to 24 of this Order as a Parking Place for Motor Vehicles, for the purpose of enabling Goods to be Loaded onto or Unloaded from a Motor Vehicle, such lengths of Road being designated as Loading Bays.
19. That part of the Road specified in Schedule 7 is authorised to be used, between the hours of 4.00pm and 10.30am on any day, subject to Articles 20 to 24 of this Order as a Parking Place for Motor Vehicles, for the purpose of enabling Goods to be Loaded onto or Unloaded from a Motor Vehicle, such lengths of Road being designated as Loading Bays.
20. For the avoidance of doubt, the Driver of a Motor Vehicle shall not permit it to wait in any Parking Place specified in Schedules 4, 5 and 7 to this Order unless the Motor Vehicle is;
- (a) of the specified class; and
  - (b) positioned wholly within the limits of the Parking Place as indicated by the markings on the carriageway, and no part of it, whilst so parked, projects over, on to or straddles any marking placed within that Parking Place.
21. The Driver of a Motor Vehicle shall not permit it to wait in any Parking Place specified in Schedules 4, 5 and 7 for longer than may be necessary for Goods to be Loaded onto or Unloaded from the Motor Vehicle to or from any premises located adjacent to or on the length of



road on which the Loading Bay is situated.

#### Exemptions

22. (1) Nothing in Articles 17 to 21 of this Order shall restrict the power of the Council for preventing obstruction of the Roads by Order on the occasion of any public procession, rejoicing or illumination, or where the Roads are thronged or liable to be obstructed to suspend any of the Parking Places specified in Schedules 4, 5 and 7.
- (2) Nothing in Articles 17 to 21 of this Order shall render it unlawful for a Motor Vehicle to wait on the lengths of Road or sides of Road specified therein:-
- (a) if it being used for Police, Fire Brigade or Ambulance purposes;
  - (b) if its being used by statutory undertakers or their contractors in connection with any building operation or demolition, the maintenance, improvement or construction of the Parking Place or the laying, erection, alteration or repair in or near the Parking Place of any sewer or of any main pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus as defined in Schedule 2 to the Telecommunications Act 1984.
  - (c) waiting owing to the Driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accidents;
  - (d) if it is being used in the service of a local authority or water authority which is being used in pursuance of statutory powers or duties; or
  - (e) waiting to enable it to be used in connection with the removal of any obstruction to traffic.
23. The Driver of a Motor Vehicle using a Parking Place on any of the lengths of Road specified in Schedules 4, 5 and 7 to this Order shall stop the engine as soon as the Motor Vehicle is in position in the Parking Place and the engine shall not be started except when the position of the Motor Vehicle in the Parking Place is about to be changed or the Motor Vehicle is about to depart from the Parking Place.
24. No Motor Vehicle shall be used while it is in a Parking Place in the connection with the sale of any Article to persons in or near the Parking

### **PART VI** **AUTHORISATION AND USE OF PARKING PLACES**

#### On-Street Pay and Display Parking

25. (a) Each of the lengths of Road or sides of Road as specified in Column 2 of Schedule 6 are authorised to be used for Motor Vehicles of the classes specified in Column 3 of Schedule 6 in such positions as are specified in Column 2 on such days and during such charging hours as are specified in Column 5 of Schedule 6 for such maximum periods as are specified in Column 4 of Schedule 6 and shall be an Authorised Parking Place.
- (b) Where the Motor Vehicle has left any Authorised Parking Place in any of the lengths of Road specified in Schedule 6 after waiting thereon, the Driver thereof shall not within 2 hours after its leaving that Authorised Parking Place permit it to wait again in any Authorised Parking Place in any of the lengths of Road specified in Schedule 6.
- (c) Where the Motor Vehicle has left any Authorised Parking Place in any of the lengths of Road specified in Schedule 6 after waiting thereon the Driver thereof shall not

within 2 hours after its leaving that Authorised Parking Place permit it to wait again in any Authorised Parking Place in any of the lengths of Road specified in Schedule 6.

- (d) The Driver of a Motor Vehicle shall not permit it to wait in any Parking Place on any of the lengths of Road specified in Schedule 6 unless it is of the class of Motor Vehicle and in such a position as specified in Columns 2 and 3 of Schedule 6.

**PART VII**  
**PENALTY CHARGE AND PAYMENT**

26. Where a Motor Vehicle:-

- (a) waits, parks or is left on a Road in contravention of the foregoing provisions of this Order or otherwise contravenes or fails to comply with the provisions of this Order, insofar as it relates to a Motor Vehicle waiting, parking or being left on a Road; or
- (b) waits, parks or is left on a Road in contravention of any other Traffic Regulation Order the provisions of which are not consolidated into this Order or fails to comply with the provisions of any such Order insofar as it relates to a vehicle waiting, parking or being left on a Road; or
- (c) parks in contravention of the provisions of Sections 19 or 21 of the Road Traffic Act 1988 (prohibition of parking of HGVs on Verges, central reservations and footways and driving or parking on Cycle Tracks),

a Penalty charge shall be payable by the Owner for each day of the said contravention or non-compliance.

27. The Penalty charge or Reduced penalty charge shall be in the sum of the following amounts:-

- (a) The Penalty charge - Band 2 as set out in Section 1 of The Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007 subject to payment being received by the Council as provided in Article 29 within 28 days beginning with the date of service of the Penalty charge notice.
- (b) The Reduced penalty charge – a 50 per cent reduction of the Penalty charge subject to payment being received by the Council as provided in Article 30 within 14 days beginning with the date of service of the Penalty charge notice.
- (c) On the issue of a Charge certificate in accordance with the provisions of Regulation 21 of The Civil Enforcement of Parking Contraventions (England) General Regulations 2007 to the effect that the Penalty charge in question is increased by 50 per cent.

28. Service of a Penalty charge notice or Charge certificate by post is deemed effective on the second working day after the day of posting.

29. In the case of a Motor Vehicle in respect of which a Penalty charge is payable under Article 26 a Penalty charge notice, which shall comply with the requirements Regulation 9 and the Schedule to The Civil Enforcement of Parking Contraventions (England) General Regulations 2007, may be issued by a Civil Enforcement Officer and may accordingly be affixed to the Motor Vehicle in a conspicuous position or given to the person appearing to be in charge of the vehicle.

30. In the case of a Motor Vehicle in respect of which a Penalty charge is payable under Article 26 a Penalty charge notice, which shall comply with the requirements of Regulation 10 and the Schedule to The Civil Enforcement of Parking Contraventions (England) General Regulations 2007, may be issued by post by the Council if the Owner of the vehicle drives the vehicle away before the Civil Enforcement Officer has issued a Penalty charge notice or the Civil Enforcement Officer has been prevented from issuing a Penalty charge notice.
31. Payment of the Penalty charge to the Council shall be paid by electronic transfer, cash or by credit card or debit card, cheque or postal order in each case crossed and made payable to Harrogate Borough Council which shall be delivered or sent by post so as to reach the relevant Department/ Office of the Council as stated on the Penalty charge notice not later than 4:30pm, within 28 days beginning with the date of service of the Penalty charge notice, but should the said Council Department/Office be closed on that day, the period for receiving payment may be extended until 4:30pm on the next full working day. Payment may also be made in person or by phone as detailed on the Penalty charge notice.
32. Payment of the Reduced penalty charge to the Council shall be paid by electronic transfer, cash or by credit card or debit card, cheque or postal order in each case crossed and made payable to Harrogate Borough Council which shall be delivered or sent by post so as to reach the relevant Department/Office of the Council as stated on the Penalty charge notice not later than 4:30pm, within 14 days beginning with the date of service of the Penalty charge notice, but should the said Council Department/Office be closed on that day, the period for receiving payment may be extended until 4:30pm on the next full working day. Payment may also be made in person or by phone as detailed on the Penalty charge notice.
33. The particulars given in the Penalty charge notice attached to a vehicle, given to the person appearing to be in charge of the vehicle or issued by post by the Council in accordance with Articles 26 - 32 shall be treated as evidence in any proceedings relating to failure to pay such Penalty charge.

**PART VIII**  
**REVOCATION OF EXISTING ORDERS**

34. The Traffic Regulation Orders specified in Column 1 of Schedule 8 to this Order are hereby revoked to the extent specified in Column 2 of that Schedule, and to the extent that the provisions of this Order are inconsistent with, or incompatible with, the provisions of any other Order, Byelaws or enactment relating to traffic regulation in Harrogate, Knaresborough, Pannal and Burn Bridge area not specifically referred to in Schedule 8, the provisions of this Order shall prevail for all purposes.

**PART IX**  
**OPERATION OF THE ORDER**

35. 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 Order or regulations made or having effect as if made under the Act or by or under any other enactment.
36. This Order shall come into operation on ***[insert date of operation]*** and may be cited as "North Yorkshire County Council (Harrogate, Knaresborough, Pannal and Burn Bridge) (Parking and Waiting) (No 50) Order 2023".

**SCHEDULE 1**

**WAITING PROHIBITED AT ALL TIMES WITH EXEMPTIONS**

<b><u>Column 1</u></b>	<b><u>Column 2</u></b>	<b><u>Column 3</u></b>	<b><u>Column 4</u></b>
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<b>Item</b>	<b>Road</b>	<b>Side</b>	<b>Length</b>
1	Station Parade, Harrogate	South east/east	From its junction with Bower Road to a point 71.5 metres north-west of the northern most boundary of no.47
2	Station Parade, Harrogate	East	From a point 58.5 metres north-west of the northern most boundary of no.47 to a point 15 metres south of its junction with Station Bridge
3	Station Parade, Harrogate	East	From a point 56 metres south of its junction with Station Bridge to its junction with York Place
4	Station Parade, Harrogate	North west	From its junction with Bower Road to a point 16.5 metres south west of its junction with Bower Road
5	Station Parade, Harrogate	North west	From a point 38.5 metres south west of its junction with Bower Road to a point 40.5 metres south west of its junction with Bower Road
6	Station Parade, Harrogate	North west	From a point 58 metres south west of its junction with Bower Road to a point 68.5 metres south west of its junction with Bower Road
7	Station Parade, Harrogate	North west	From a point 82.5 metres south west of its junction with Bower Road to a point 17 metres south of its junction with Cheltenham Parade
8	Station Parade, Harrogate	West	From a point 75 metres south of its junction with Cheltenham Parade to a point 140 metres south of its junction with Cheltenham Parade
9	Station Parade, Harrogate	West	From a point 200 metres south of its junction with Cheltenham Parade to a point 10 metres south of its junction with Raglan Street
10	Station Parade, Harrogate	West	From a point 31 metres south of its junction with Raglan Street to its junction with Victoria Avenue
11	James Street, Harrogate	North	From a point 50 metres east of its junction with

			Petersgate to a point 94.5 metres east of its junction with Princes Street
12	James Street, Harrogate	North	From a point 120.5 metres east of junction with Princes Street to its junction with Station Parade
13	James Street, Harrogate	South	From its junction with Princes Street to its junction with Station Parade
14	Petersgate to Station Parade, Harrogate	Both	In its entire length
15	Road rear of James Street and Princes Street, Harrogate	Both	From its Junction with Princes Street to a Point 85 metres east of its junction with Princes Street
16	Road rear of James Street and Princes Street, Harrogate	Both	In its entire length from its junction east of John Street

## SCHEDULE 2

### WAITING PROHIBITED AT ALL TIMES EXCEPT FOR LICENCED HACKNEY CARRIAGES FOR PICKING UP AND SETTING DOWN

<u>Column 1 Item</u>	<u>Column 2 Road</u>	<u>Column 3 Side</u>	<u>Column 4 Length</u>
1	Station Parade, Harrogate	East	From a point 71.5 metres north-west of the northern most boundary of no.47 to a point 58.5 metres north-west of the northern most boundary of no.47
2	Station Parade, Harrogate	West	From a point 140 metres south of its junction with Cheltenham Parade to a point 200 metres south of its junction with Cheltenham Parade.

## SCHEDULE 3

### WAITING PROHIBITED AT ANY TIME EXCEPT FOR DISABLED BADGE HOLDERS

<u>Column 1 Item</u>	<u>Column 2 Road</u>	<u>Column 3 Side</u>	<u>Column 4 Length</u>
1	Station Parade, Harrogate	West	From a point 40.5 metres south of its junction with Bower

			Road to a point 49.5 metres south of its junction with Bower Road
2	Station Parade, Harrogate	West	From a point 28.5 metres south of its junction with Cheltenham Parade to a point 75 metres south of its junction with Cheltenham Parade

**SCHEDULE 4**

**LOADING AND UNLOADING PROHIBITED AT ANY TIME**

<b><u>Column 1</u></b> <b><u>Item</u></b>	<b><u>Column 2</u></b> <b><u>Road</u></b>	<b><u>Column 3</u></b> <b><u>Side</u></b>	<b><u>Column 4</u></b> <b><u>Length</u></b>
1	Station Parade, Harrogate	South east/east	From its junction with Bower Road to a point 71.5 metres north-west of the northern most boundary of no.47
2	Station Parade, Harrogate	East	A point 58.5 metres north-west of the northern most boundary of no.47 to its junction with Station Bridge
3	Station Parade, Harrogate	North west	From its junction with Bower Road to a point 16.5 metres south west of its junction with Bower Road
4	Station Parade, Harrogate	North west	From a point 58 metres south west of its junction with Bower Road to a point 68.5 metres south west of its junction with Bower Road
5	Station Parade, Harrogate	North west	From a point 82.5 metres south west of its junction with Bower Road to a point 17 metres south of its junction with Cheltenham Parade
6	Station Parade, Harrogate	West	From a point 75 metres south of its junction with Cheltenham Parade to a point 140 metres south of its junction with Cheltenham Parade
7	Station Parade, Harrogate	West	From a point 200 metres south of its junction with Cheltenham Parade to a point 10 metres south

			of its junction with Raglan Street
8	James Street, Harrogate	North	From a point 50 metres east of junction with Petersgate to a point 94.5 metres east of its junction with Princes Street
9	James Street, Harrogate	North	From a point 120.5 metres east of junction with Princes Street to its junction with Station Parade
10	James Street, Harrogate	South	From its junction with Princes Street to its junction with Station Parade

#### SCHEDULE 5

#### AUTHORISED PARKING PLACES BETWEEN THE HOURS OF 8AM TO 6PM FOR THE LOADING AND UNLOADING OF GOODS

<u>Column 1</u> <u>Item</u>	<u>Column 2</u> <u>Road</u>	<u>Column 3</u> <u>Side</u>	<u>Column 4</u> <u>Length</u>
1	Station Parade, Harrogate	West	From a point 68.5 metres south of its junction with Bower Road to a point 82.5 metres south of its junction with Bower Road
2	Station Parade, Harrogate	West	From a point 17 metres south of its junction with Cheltenham Parade to a point 28.5 metres south of its junction with Cheltenham Parade
3	Station Parade, Harrogate	East	From a point 21.6 metres south of its junction with Station Bridge to a point 32 metres south of its junction with Station Bridge
4	Station Parade, Harrogate	North-west	From a point 16.5 metres south of its junction with Bower Road to a point 26 metres south of its junction with Bower Road

#### SCHEDULE 6

**ON STREET PAY & DISPLAY PARKING**

<u>Column 1</u>	<u>Column 2</u>	<u>Column 3</u>	<u>Column 4</u>	<u>Column 5</u>	<u>Column 6</u>
<u>Item No.</u>	<u>Part of road authorised to be used as street parking place</u>	<u>Class of vehicles permitted to use parking place</u>	<u>Maximum permitted stay time</u>	<u>Charging hours</u>	<u>Tariff zone/Permit Holders/Season Ticket arrangements</u>
1	Station Parade, Harrogate: The north west side from a point 26 metres south of its junction with Bower Road to a point 36 metres south of its junction with Bower Road	Motor Cars, Motor Cycles, Invalid Carriages and other Motor Vehicles of an unladen weight not exceeding 3500kgs	Three hours during charging hours. No return within 2 hours.	Mondays to Saturday 8.00am to 6.00pm. Sundays 10.00am to 6pm	Central 2
2	Station Parade, Harrogate: The north west side from a point 49.5 metres south of its junction with Bower Road to a point 55.5 metres south of its junction with Bower Road	Motor Cars, Motor Cycles, Invalid Carriages and other Motor Vehicles of an unladen weight not exceeding 3500kgs	Three hours during charging hours. No return within 2 hours.	Mondays to Saturday 8.00am to 6.00pm. Sundays 10.00am to 6pm	Central 2
3	Station Parade, Harrogate: The west side from a point 10 metres south of its junction with Raglan Street to a point 31 metres south of Raglan Street	Motor Cars, Motor Cycles, Invalid Carriages and other Motor Vehicles of an unladen weight not exceeding 3500kgs	Three hours during charging hours. No return within 2 hours.	Mondays to Saturday 8.00am to 6.00pm. Sundays 10.00am to 6pm	Central 1
4	Station Parade, Harrogate: The east side from a point 32 metres south of its junction with	Motor Cars, Motor Cycles, Invalid Carriages and other Motor Vehicles of an unladen weight not exceeding	Three hours during charging hours. No return within 2 hours.	Mondays to Saturday 8.00am to 6.00pm. Sundays 10.00am to 6pm	Central 1



	Station Bridge to a point 56 metres south of Station Bridge	3500kgs			
5	James Street, Harrogate: The north side from a point 5m east of Petergate to a point 50m east of Petergate	Motor Cars, Motor Cycles, Invalid Carriages and other Motor Vehicles of an unladen weight not exceeding 3500kgs	Three hours during charging hours. No return within 2 hours.	Mondays to Saturday 8.00am to 6.00pm. Sundays 10.00am to 6pm	Central 1

**SCHEDULE 7**

**AUTHORISED PARKING PLACES BETWEEN THE HOURS OF 4PM TO 10:30AM FOR THE LOADING AND UNLOADING OF GOODS**

<b><u>Column 1</u></b> <b><u>Item</u></b>	<b><u>Column 2</u></b> <b><u>Road</u></b>	<b><u>Column 3</u></b> <b><u>Side</u></b>	<b><u>Column 4</u></b> <b><u>Length</u></b>
1	James Street, Harrogate	North	A point 94.5m east of Princes Street to 120.5m east of Princes Street

**SCHEDULE 8**

**REVOCATIONS**

<b><u>Column 1</u></b> <b><u>Title of Order</u></b>	<b><u>Column 2</u></b> <b><u>Extent of Revocation</u></b>
North Yorkshire County Council (Harrogate, Knaresborough, Pannal and Burn Bridge) (Parking and Waiting) (No.16) Order 2013	In so far as it relates to Waiting prohibited at any time except for buses,  Station Parade;  <ul style="list-style-type: none"> <li>• Schedule 22, item 41</li> </ul>
	In so far as it relates to Schedule 1 (Waiting prohibited at all times with exemptions),  Station Parade;  <ul style="list-style-type: none"> <li>• item 2217</li> <li>• item 2218</li> <li>• item 2219</li> <li>• item 2220</li> <li>• item 2221</li> <li>• item 2222</li> <li>• item 2223</li> <li>• item 2224</li> <li>• item 2225</li> <li>• item 2226</li> </ul>

	<ul style="list-style-type: none"> <li>• item 2227</li> <li>• item 2228</li> <li>• item 2229</li> </ul> <p>James Street;</p> <ul style="list-style-type: none"> <li>• Item 1190</li> <li>• Item 1191</li> <li>• Item 1195</li> <li>• Item 1196</li> <li>• Item 1197</li> </ul> <p>Back James Street:</p> <ul style="list-style-type: none"> <li>• Item 213</li> <li>• Item 214</li> <li>• Item 215</li> </ul>
	<p>In so far as it relates to Schedule 20 (Waiting prohibited at all times except for licensed hackney carriages for picking up and setting down),</p> <p>Station Parade;</p> <ul style="list-style-type: none"> <li>• Item 6</li> </ul> <p>James Street;</p> <ul style="list-style-type: none"> <li>• Item 4</li> </ul>
	<p>In so far as it relates to Schedule 25 (Waiting prohibited at any time except for disabled badge holders),</p> <p>Station Parade;</p> <ul style="list-style-type: none"> <li>• Items 37</li> </ul> <p>James Street;</p> <ul style="list-style-type: none"> <li>• Items 22 and 23</li> </ul>
	<p>In so far as it relates to Schedule 27 (Loading and unloading prohibited at any time),</p> <p>Station Parade;</p> <ul style="list-style-type: none"> <li>• Items 31, 32 and 33</li> </ul> <p>James Street;</p> <ul style="list-style-type: none"> <li>• Items 13 and 15</li> </ul>
	<p>In so far as it relates to Schedule 30 (Authorised parking place for the loading and unloading of goods),</p> <p>Station Parade;</p>

	<ul style="list-style-type: none"> <li>Item 9</li> </ul>
	<p>In so far as it relates to Schedule 31 (Authorised parking places between the hours of 8am and 6pm for the loading and unloading of goods),</p> <p>Station Parade;</p> <ul style="list-style-type: none"> <li>Items 16 and 17</li> </ul> <p>James Street;</p> <ul style="list-style-type: none"> <li>Items 8, 9 and 10</li> </ul>
<p>North Yorkshire County Council (Harrogate, Knaresborough, Pannal and Burn Bridge) (Parking and Waiting) (No 23) Order 2016</p>	<p>In so far as it relates to Schedule 1 (On street pay &amp; display parking),</p> <p>Station Parade;</p> <ul style="list-style-type: none"> <li>Items 109, 110, 111, 112, 113 and 114</li> </ul> <p>James Street;</p> <ul style="list-style-type: none"> <li>Items 42, 43, 47 and 48</li> </ul>

**THE COMMON SEAL** of **NORTH** )  
**YORKSHIRE COUNCIL** was hereunto )  
affixed this        day of 2023 in the )  
presence of:- )