

THE HARBOROUGH DISTRICT COUNCIL
THE DISTRICT OF HARBOROUGH
(OFF-STREET PARKING PLACES) ORDER 2017

The Harborough District Council (“the Council”) in exercise of its powers under Sections 32, 33, 35, 35a and 38 of the Road Traffic Regulation Act 1984 and Parts I, III, IV, V and VI of Schedule 9 to the Act, the Traffic Management Act 2004 (“the 2004 Act”), all regulations and Orders conferred by the 2004 Act and of all other enabling powers, with the consent of the Leicestershire County Council in accordance with Section 39(3) of the Act and after consulting the Chief Officer of Police in accordance with Part III of Schedule 9 of the 1984 Act and the Area Traffic Commissioner under Part V of Schedule 9 of the 1994, hereby makes the following Order:-

PART 1 – GENERAL

Title and Date of Operation

- 1 This Order shall come into operation on the 4th September 2017 may be cited as "The District of Harborough (Off-Street Parking Places) Order 2017".

Revocations

- 2 The following Orders are hereby revoked:

The District of Harborough (Off-Street Parking Places) Order 2010 and all previous amendment Orders to that Order and all other Off Street Parking Places Orders issued by Harborough District Council

Interpretation

- 3 The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
- 4 The headings in this Order are inserted for convenience only and shall not affect its construction or interpretation.
- 5 In this Order, except where the context otherwise requires, the following expressions have the meanings hereby assigned to them:

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

“the 2000 Regulations” means The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (SI No. 682); as amended by SI 2000/1507;

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

“authorised officer” means a Civil Enforcement Officer or any person as defined by the relevant legislation duly authorised by or on behalf of the Council to supervise and enforce the operation of the car park or any part thereof;

THE HARBOROUGH DISTRICT COUNCIL
THE DISTRICT OF HARBOROUGH
(OFF-STREET PARKING PLACES) ORDER 2017

“bicycle” means a non powered vehicle normally with two wheels (but up to four) attached to a frame, to include, but not exclusively a tricycle;

“car park” means the area or areas of land, specified by name in Schedule 1 and defined by the plans included in that Schedule;

“car park notice” means the notice that is displayed in each car park and describes the conditions contained in Schedules 1 and 2 of this Order under which a motor vehicle may be left in the car park;

“causes” includes permits;

“charging hours” means any period for which a charge is specified in Schedule 1;

“coach” means a chartered bus constructed to carry more than eight seated passengers in addition to the driver.

“controlled hours” means the hours during which enforcement may be carried out;

“Council” means the Harborough District Council;

“convenience charge” means an additional charge for a service in addition to the basic fee.

“credit card” means a card or similar thing issued by any person, use of which enables the holder to defer the payment by him of the charge for parking a vehicle.

“CEO” means a Civil Enforcement Officer or any person duly authorised by or on behalf of the Council to supervise and enforce the operation of the car park or any part thereof;

“debit card” means a card or similar thing issued by any person, use of which enables the holder to causes the charge for parking a vehicle to be paid by the electronic transfer of funds from any current account of his at a bank or other institution providing banking services.

“designated limited waiting area” means any area within the boundary of any car park that is signed indicating a restricted waiting time;

“disabled person's badge” means, a badge and time clock issued by a local authority in the form prescribed by Regulation 11 in the 2000 Regulations, or as prescribed in any subsequent Regulations in force from time to time, for display on a motor vehicle driven by a disabled person, or used for the carriage of a disabled person, and includes a

THE HARBOROUGH DISTRICT COUNCIL
THE DISTRICT OF HARBOROUGH
(OFF-STREET PARKING PLACES) ORDER 2017

replacement badge issued in accordance with Regulation 7 of those Regulations and is valid;

“dispensation” means an authorisation, in writing, issued by the Council that entitles a specified motor vehicle to park in a car park which had been closed pursuant to Article 46 of this order for a defined time;

“driver” means the registered keeper of the vehicle registered with the DVLA at the time that the contravention was committed, unless it is proved to the Council’s satisfaction that the vehicle at the time of the contravention was in the charge of a person other than the registered keeper;

“electric vehicle” means a vehicle as identified in this order.

“electric vehicle parking bay” means an area of a parking place as indicated by marking on the surface of the parking place and is provided for the leaving of vehicle as shown on the schedule.

“electric vehicle charging post” means an apparatus which supplies electricity for the charging of electric vehicles.

“electric vehicle charging point” means the location at which an electric vehicle charging post is situated for the purpose of the charging of electric vehicles.

“goods vehicle” a vehicle which is constructed or adapted for use for the carriage of goods or burden of any description, the overall height of which does not exceed 1.85 metres and the unladen weight of which does not exceed 2540 kilograms and is not drawing a trailer.

“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.

“Loading and Unloading” when a vehicle is parked wholly in a Parking Place or bay marked for that purpose of delivering or collecting goods or merchandise or loading or unloading the vehicle at the premises adjacent to the Parking Place or bay and the vehicle does not park for more than forty minutes or such longer period as duly authorised officer of the Council may authorise.

“lower level contraventions” means all parking contraventions which are not higher level contraventions;

“motor car” means a mechanically propelled vehicle as defined in Section 136(2) of the Act of 1984 and not exceeding 1.98 metres in height, 5.5metres in length or 2.5 metres wide;

THE HARBOROUGH DISTRICT COUNCIL
THE DISTRICT OF HARBOROUGH
(OFF-STREET PARKING PLACES) ORDER 2017

“motor cycle” means a mechanically propelled vehicle as defined in Section 136(4) of the Act of 1984 but having no more than two wheels;

“motor vehicle” means an independent powered vehicle including but not limited to motor cars and motor cycles as defined and a motor vehicle constructed or adapted for use for the conveyance of goods or burden the unladen weight of which does not exceed 3050kg;

“owner” means the legally responsible person or organisation;

“parent and toddler” means responsible adult accompanied by a child between the ages of 0 to 36 months;

“parking contravention” means an offence as specified in paragraph 4 of Schedule 7 of the Traffic Management Act 2004.

“parking space” means a space in the car park, marked on the surface of the car park by lines or indicated by signs, which is provided for the parking of motor vehicles;

“parking ticket” means the ticket issued by means of the ticket machine indicating its period of validity;

“Pay by phone” means the Telephone Payment System provided by the council or service provider.

“PCN” means a Penalty Charge Notice;

“Penalty Charge” means a charge payable in respect of a vehicle which has committed a parking contravention.

“Penalty Charge Notice” means a Penalty Charge Notice as defined in regulation 8 (1) of The Civil Enforcement of Parking Contraventions (England) General Regulations 2007.

“ parking permit” means a permit issued by the Council in accordance with the Council’s Conditions for Issuing Parking Permits for the time being in force which entitles a vehicle to park in a car park without displaying a parking ticket;

“pop in space” mean any parking space within the boundary of any car park that is signed indicating a restricted parking time;

“public holiday” means Bank Holidays and all present and future public holidays as defined by the Cambridge dictionary;

“public service vehicle” means a vehicle suitable for carrying nine or more passengers and doing so for hire or reward;

THE HARBOROUGH DISTRICT COUNCIL
THE DISTRICT OF HARBOROUGH
(OFF-STREET PARKING PLACES) ORDER 2017

“relevant position” means exhibited on the dashboard or fascia of the motor vehicle, in a conspicuous position on the motor vehicle, so that the front is clearly legible from the outside of the motor vehicle. Parking tickets valid for trailers must be displayed in the relevant position of the attached or accompanying motor vehicle or on the trailer if not attached or accompanied by a motor vehicle;

“relevant legislation” means the Road Traffic Regulation Act 1984, the Road Traffic Act 1991, the Traffic Management Act 2004, any enactments and any Regulations made thereunder;

“season ticket” means a season ticket issued by the Council in accordance with the Council’s Conditions for Issuing Season Tickets for the time being in force which entitles a vehicle to park in a car park without displaying a parking ticket;

“serve” 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, including the service of PCNs by post or any amendment or re-enactment thereof.

“staff parking permit” means a numbered permit issued to a person employed by the Council for the parking of a specified vehicle in a specified parking place or places.

“ticket machine” means any apparatus operated by the insertion of coins, bank notes, tokens, credit or debit cards and that issues parking tickets indicating the payment of a charge, the date and time at which that charge was paid and the time by which the motor vehicle must leave the car park;

“trailer” means an independent non powered towable apparatus not exceeding 1.98 metres in height, 5.5 metres in length or 2.5 metres wide;

“trailer unit” means a trailer remaining attached to a motor vehicle whilst parked;

“transaction surcharge” means an additional charge for a service in addition to the basic fee.

PART 2 - REGULATIONS

Use of land and car park

6 Each area of land specified by name in Schedules 1 and 2 may be used at all times subject to the following provisions of this Order as a car park for motor vehicles on such days and for such periods as are specified in Schedules 1 and 2. No person

THE HARBOROUGH DISTRICT COUNCIL
THE DISTRICT OF HARBOROUGH
(OFF-STREET PARKING PLACES) ORDER 2017

shall unless authorised in writing by the Council use any car park for any other purpose.

7 In so far as a motor vehicle is parked in a car park during the charging hours the driver thereof shall pay such charge or charges as are specified in the provisions of this Order and on the relevant car park notice and shall purchase a parking ticket or season ticket or permit paying such charge or charges as specified by the provisions of this Order.

8 The driver of the vehicle shall:

(a) display the parking ticket, season ticket or permit issued on payment of the charge in the relevant position on the vehicle in respect of which it was issued ensuring that the ticket or permit is clearly visible in the front of the vehicle and clearly shows the validity of the ticket or permit; and

(b) ensure that the parking ticket, season ticket or permit is purchased and displayed to cover the entire period that the vehicle is parked in the parking space.

(c) for disabled person's badge holders the badge and time clock must be displayed in the relevant position in accordance with the Blue Badge Scheme: rights and responsibilities in England documents provided at the time of issue of the blue badge. Parking is free for the first 3 hours for blue badge holders, for parking over 3 hours a pay and display ticket must be purchased by a blue badge holder and this ticket must be displayed in the relevant position.

9 If at any time while a vehicle is left in a car park and no parking ticket is displayed on that vehicle in the relevant position, it shall be deemed that the charge has not been paid and will be subject to the penalty provisions within this Order, unless the vehicle is displaying the following:-

(a) any other permit or season ticket that may be issued by the Council from time to time; or

(b) a valid disabled person's badge and time clock.

10 A parking ticket is valid only in the car park in which it was issued, or in a car park of the same designation with identical tariff bands and tariff rates, for the time displayed on the ticket. This is defined by the reference code of the ticket machine located in the car park printed on the parking ticket.

11 If at the time when a vehicle is left during the charging hours in a parking space on the nearest ticket machine in that car park there is a notice placed by any person duly authorised by the Council, indicating that the ticket machine is out of order, then a parking ticket shall be obtained from another machine within that car park (where provided).

THE HARBOROUGH DISTRICT COUNCIL
THE DISTRICT OF HARBOROUGH
(OFF-STREET PARKING PLACES) ORDER 2017

12 Where no valid parking ticket can be obtained as a result of the ticket machine being designated as out of order in accordance with Article 11 any displayed vehicles may be left in a car park but may not be left for longer than the charging period for that day.

13. Pay by phone information signs and the relevant location identification number signs shall be located in each parking place where Pay by Phone is in operation and will provide information in relation to the operation and use of Pay by Phone

The payment of the parking charge using Pay by Phone will relate only to the Parking Places as indicated by the Location Identification Number displayed on the Location Identification Number sign situated in the Parking Place.

Where a vehicle has been left in a Parking Place operating Pay by Phone, an indication that the relevant parking charge has been made in respect of that vehicle using Pay by Phone together with an indication of the parking periods for which payment has been made shall appear on the Hand Held Device

Without prejudice to the provisions of the Articles within this Order if at any time whilst a vehicle is left in a Parking Place referred to in the appropriate schedule(s) of this Order no indication appears on the Hand Held Device that payment of the relevant charge has been made using Pay by Phone or a Hand Held Device indicates that the payment period for which payment was made using Pay by Phone has expired it shall be presumed that either:

- (a) The relevant parking charge has not been duly paid in respect of that vehicle in accordance with the provisions contained within this Order; or
- (b) The parking period for which payment was made using Pay by Phone has expired.

And in either case, a Civil Enforcement Officer may serve a penalty Charge Notice.

14 No motor vehicle or bicycle shall be driven at a speed exceeding 5 mph whilst within the boundaries of any car park.

15 No motor vehicle shall enter or remain within the boundaries of any car park if it does not have a valid motor vehicle road fund licence applicable for that motor vehicle at that time. Any motor vehicle found not to have a valid motor vehicle road fund licence may be removed from the car park and stored off site for a period of 3 months after which time it will be sold and any monies received put towards costs incurred in its removal and storage. Any costs associated with the removal and storage of motor vehicles will be payable by the driver of the motor vehicle. Any surplus remaining after deductions for removal and storage costs will be used by Harborough District Council as it sees fit.

16 Any motor vehicle deemed unroadworthy by virtue of not having a current Ministry of Transport motor vehicle roadworthy certificate valid for that motor vehicle at that time, may be removed from the car park and stored off site for a period of 3 months after which time it will be sold and any monies received put towards costs

THE HARBOROUGH DISTRICT COUNCIL
THE DISTRICT OF HARBOROUGH
(OFF-STREET PARKING PLACES) ORDER 2017

incurred in its removal and storage. Any costs associated with the removal and storage of motor vehicles will be payable by the driver of the motor vehicle. Any surplus remaining after deductions for removal and storage costs will be used by Harborough District Council as it sees fit.

17 Any object other than a motor vehicle placed within the boundaries of any car park without prior permission will be removed and stored off site at the owners expense for a period of 3 months after which time it will be sold and any monies received put towards costs incurred in removal and storage. Any surplus remaining after deductions for removal and storage costs will be used by Harborough District Council as it sees fit.

18 Save as provided below, no person shall, except upon the direction or with the permission of the Council, cause any motor vehicle to wait in any car park, unless it is displaying, in the relevant position, a parking ticket, season ticket or permit valid for that car park at that time or a valid disabled person's badge and time clock.

19 The Bus Station

- (a) The Bus Station, Northampton Road, Market Harborough is appointed as a station for the use of public service vehicles.
- (b) Section 35A(5) of the Road Traffic Regulation Act 1984 shall not apply to public service vehicles using this parking place.
- (c) The Bus Station, Northampton Road is only for use by public service vehicles and not for use by motor vehicles.

20 The Council may issue Parking Permits for use in short stay and long stay car parks. The scale of charges for parking permits is shown in Schedule 2. The permit must be displayed in the relevant position, failure to display the permit issued will result in a Penalty Charge Notice being served.

Maximum Length of Stay for Motor Vehicles Using Car Parks

21 No motor vehicle shall be allowed to remain in a car park for longer than the maximum time permitted for that car park, nor may a motor vehicle return to any car park until after the expiry of one hour except for:

- (a) drivers holding a permit or season ticket for that car park; and
- (b) in those car parks where no return is permitted for a different period of time as identified in Schedule 1.

22 Motor vehicles correctly displaying a disabled person's badge and time clock may park without payment, for a period not exceeding 3 hours duration within any marked disabled parking space or other parking space in the limit of the car park with

THE HARBOROUGH DISTRICT COUNCIL
THE DISTRICT OF HARBOROUGH
(OFF-STREET PARKING PLACES) ORDER 2017

the exception of any designated limited waiting areas including but not limited to, pop in spaces and drop off points.

23 Motor cycles may park in any designated motor cycle bay without payment.

24 No motor vehicle may be permitted to remain in a car park after the time for that car park to be open has expired.

25 No motor vehicle may remain in a designated limited waiting area, for longer than the time specified for that designated limited waiting area.

26 Without the prior written agreement of the Council, no person shall within a parking place:

- (a) Reserve a parking bay;
- (b) Distribute or affix or cause to be distributed or affixed to any motor vehicle left in a parking place any literature or leaflet of any nature;
- (c) Drive a vehicle in a parking place for the purpose of driving practice or tests;
- (d) Leave a vehicle carrying dangerous substances as defined in the Carriage of Goods by Road Regulations 1996;
- (e) Play or take part in any ball game or other game;
- (f) Consume alcohol or drugs.

Restrictions on Use of Parking Spaces

27 No person shall use a motor vehicle, while it is in a car park, in connection with the sale of any article to persons in or near the car park or in connection with the selling or offering for hire of his or her skills or services, except with the written consent of the Council.

28 No person shall use any part of a car park or any motor vehicle parked in a parking space:-

- (a) for sleeping or camping or cooking; or
- (b) for the purpose of servicing or washing any vehicle or part thereof other than is reasonably necessary to enable that vehicle to depart from the car park; or
- (c) for any indecent, improper, offensive or obscene behaviour which may cause harassment, alarm or distress.

29. A motor vehicle shall not be permitted to wait in a car park other than in a parking space. Under no circumstances is parking permitted on single or double yellow lines. Except with the permission of the Council, every part of the motor vehicle must be within the limits of the parking space and not more than one motor vehicle shall occupy any one such parking space.

THE HARBOROUGH DISTRICT COUNCIL
THE DISTRICT OF HARBOROUGH
(OFF-STREET PARKING PLACES) ORDER 2017

30. Except with the permission of the Council, every part of a trailer must be parked within the limits of one parking space. A trailer unit must occupy no more than two parking spaces. Separate parking tickets must be purchased for both the motor vehicle and trailer and must be displayed in the relevant position(s).

31. Where within the car park there is a sign or surface marking that indicates a parking space is available only for use by disabled persons, no motor vehicle shall be permitted to stand or wait in the parking space unless it is correctly displaying a valid disabled person's badge and time clock in the relevant position.

32. Where within the car park there is a sign or surface marking that indicates a parking space is available only for use by a particular class of motor vehicle for example but not limited to, parent and toddler up to 36 months old, no motor vehicle shall be permitted to stand or wait in the parking space unless it is of that class or user.

33. No motor vehicle may be parked in such a manner that it obstructs any other motor vehicle.

34. Where in the car park or any part thereof, signs are erected or surface markings are laid for the purpose of:-

- (a) indicating an entrance to or exit from the car park or any part thereof; or
- (b) indicating that a motor vehicle using the car park or any part thereof shall proceed in a specific direction within the car park or any part thereof,

35. No person shall drive or permit to be driven any motor vehicle;

(i) so that it enters the car park or any part thereof, otherwise than by the entrance, or leaves the car park or any part thereof, otherwise than by the exit, so indicated, or;

(ii) in a direction other than so specified.

36. No motor vehicle shall display a parking ticket that had been previously displayed on another motor vehicle.

37. No motor vehicle shall display a parking ticket that had been previously displayed in that motor vehicle in another car park unless the car park was of the same designation with identical tariff bands and tariff rates.

38. No motor vehicle shall display any parking ticket, season ticket or permit which has been altered, defaced, mutilated or added to, or upon which the figures or particulars have become illegible.

39. If an authorised officer has reasonable cause to believe that a document or article carried on a motor vehicle, or by the driver or person in charge of a motor

THE HARBOROUGH DISTRICT COUNCIL
THE DISTRICT OF HARBOROUGH
(OFF-STREET PARKING PLACES) ORDER 2017

vehicle, is a ticket or permit to which this Article applies, or is a document designed to resemble a ticket or permit, he may detain that ticket or permit, and may for that purpose require the driver or person in charge of the motor vehicle to deliver up the document or article.

Exemptions from Payment

40 Any vehicle left in a parking place that is displaying a disabled person's badge and time clock in the relevant position shall be exempt from payment of any charge specified in Schedule 1 or schedule 2 to this Order for the first 3 hours only.

Suspension of Charges

41 Nothing shall restrict the power of the council to enter into agreements for the letting of such numbers of parking bays or to allow such other vehicles to use the Parking Place as the Council considers appropriate reserves the right to suspend the parking charges within this agreement on a temporary basis as and when it considers appropriate.

42 The Council has the power to suspend charges at Christmas, either in full or for part of the charging period.

43 Any person may apply to the Council for a waiver for a Parking Place provided that:

- (a) The application is made prior to the vehicle being parked;
- (b) The waiver is granted prior to the vehicle is parked;
- (c) The appropriate fee is paid;
- (d) The waiver is displayed in the front of the vehicle waiver is to be exhibited inside the windscreen of the vehicle so that the date and other particulars shown are clearly visible from the outside of the vehicle at all times;

Penalty Charge for Use of Car Parks

44.1 A Penalty Charge will be payable by the driver of a motor vehicle left in contravention or non compliance of any Article or Articles of this order.

44.2. If a motor vehicle is left in a parking place in contravention of, or non compliance with this Order, a penalty charge shall be payable by the driver of the vehicle.

44.3. The penalty charge or reduced penalty charge shall be the sum of the following amounts:-

- (a) The penalty charge for higher level contraventions - band 2 as set out in Section 1 of The Civil Enforcement of Parking Contraventions (Guidelines on Levels of

THE HARBOROUGH DISTRICT COUNCIL
THE DISTRICT OF HARBOROUGH
(OFF-STREET PARKING PLACES) ORDER 2017

Charges) (England) Order 2007 (as amended or superseded from time to time) subject to payment being received within 28 days beginning with the date of issue of the Penalty Charge Notice.

(b) All other contraventions of the Order not so defined as higher level contraventions in accordance with The Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007 or re-enactment thereof, will be set at the lower level penalty charge as defined in those regulations.

(c) The reduced penalty charge - a fifty percent reduction of the penalty charge is subject to the payment being received within 14 days beginning with the date of issue of the Penalty Charge Notice.

(d) If no payment is made within 28 days of the serving of the Penalty Charge Notice the Council will issue a Notice to Owner advising of the unpaid charge.

(e) If no payment is made within 28 days of serving the Notice to Owner the Council may issue a Charge Certificate in accordance with the provisions of Regulation 21 of The Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007 (as amended or superseded from time to time). This will result in the penalty charge being increased by fifty percent.

44.4 Service of the Penalty Charge Notice, Notice to Owner or Charge Certificate by post is deemed effective on the second working day after the date of posting.

44.5 Where a contravention has occurred a Civil Enforcement Officer or any authorised officer may attach to the vehicle in a conspicuous position or hand to the driver a Penalty Charge Notice which shall comply with the requirements of Regulation 9 and the schedule to The Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007 (as amended or superseded from time to time).

44.6 Where a penalty charge has been incurred, a Penalty Charge Notice may be issued by post by the enforcement authority if the owner of the motor vehicle drives the motor 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, such a Penalty Charge Notice shall comply with the requirements of of Regulation 10 and the Schedule to The Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007 (as amended or superseded from time to time).

44.7 Payment of the penalty charge shall either be by electronic transfer, cheque, postal order or cash in person which shall be delivered or sent by post so as to reach the relevant Office of the Council as stated on the Penalty Charge Notice not later than 4.30pm by the date specified on the Penalty Charge Notice but should the said office of the Council be closed on the said date specified the period for receiving payment may be extended until 4.30pm on the next full working day.

THE HARBOROUGH DISTRICT COUNCIL
THE DISTRICT OF HARBOROUGH
(OFF-STREET PARKING PLACES) ORDER 2017

44.8 The particulars given in the Penalty Charge Notice attached to the motor vehicle in accordance with this Article shall be treated as evidence in any proceedings relating to failure to pay such penalty charge.

44.9 In the event of the driver failing to pay a penalty charge within the period stipulated in this Order the Council may give notice in writing to the owner of the motor vehicle in respect of which the penalty charge was incurred requiring the owner to supply the identity of the driver.

44.10 When a notice has been attached to a motor vehicle in accordance with any of the foregoing provisions of this Order no person other than a person authorised by the Council in that behalf or the driver or a person authorised by the driver in that behalf shall remove the notice from the motor vehicle.

Motor Vehicle Removal

45.1 If a motor vehicle is parked in a car park in contravention of any of the foregoing provisions of this Order the Council may remove the motor vehicle from that car park or arrange for such removal.

45.2 Any person removing, or causing the removal of, a motor vehicle by virtue of this Article, may do so by towing or driving the motor vehicle or in such other manner as he may think reasonably necessary to enable the motor vehicle to be removed.

45.3 Any person removing a motor vehicle by virtue of this Article shall make such arrangements as he considers to be reasonably necessary for the safety of the vehicle in the place to which it is removed.

45.4 A motor vehicle will be stored for a period of 3 months after which time it will be sold and any monies received put towards costs incurred in its removal and storage. Any surplus remaining after deductions for removal and storage costs will be used by Harborough District Council as it sees fit.

45.5 Any costs associated with the removal and storage of motor vehicles will be payable by the driver of the motor vehicle and if not paid will be recoverable as a civil debt.

Power of the Council to Close Car Parks

46.1 Nothing in this Order shall restrict the power of the Council by notice, to suspend the operation of the car park or any part thereof and when the operation of the car park or part thereof is suspended, the Council shall display a notice or notices to that effect at the car park and at the ticket machines.

46.2 When the operation of the car park is suspended pursuant to paragraph (1) of this Article, no person shall cause any motor vehicle to enter, stand, wait or be left in the car park or any part thereof, for the duration of the suspension without the written authorisation of the Council, except for an ambulance or any motor vehicle being

THE HARBOROUGH DISTRICT COUNCIL
THE DISTRICT OF HARBOROUGH
(OFF-STREET PARKING PLACES) ORDER 2017

used in the service of a fire brigade or police force, or any motor vehicle with the permission of a police constable in uniform or when displaying a valid dispensation.

46.3 If at any time the Council shall require a car park or part thereof for any purpose whatsoever (including its use as a private car park in connection with a particular event) then the right of any person to park any motor vehicle thereon shall immediately terminate until the Council shall no longer require the car park or part thereof.

Right to Refuse Entry to a Parking Place

47.1 The Council or its Civil Enforcement Officers may refuse entry to any Parking Place, to any person or to any vehicle.

47.2 No persons shall in a parking place destroy, damage, interfere with or deface any property belonging to the Council, and in addition to liability for any penalty imposed for breach of this provision of this Order, any person doing so shall be liable for and shall pay the Council the full cost of repair of the damage.

47.3 No persons shall in a parking place use any threatening, insulting or abusive language gesture or conduct with intent to put any person in fear or so as to occasion a breach of the peace or whereby a breach of the peace is likely to be occasioned.

47.4 A person who is not in a parking place for the purpose of parking or retrieval of a vehicle or a purpose connected therewith on being requested to leave the parking place by an Officer of the Council, Civil Enforcement Officer or any Police Constable shall do so forthwith.

47.5 No person shall within a parking place without good reason or excuse deposit or leave any goods, builders materials, items of furniture, vehicle parts or rubbish of any description. Items of litter may only be deposited in the bins provided for this purpose.

Liability of the Council.

48. The Council shall not be liable in respect of loss or damage to any vehicle or the fittings or contents of any vehicle waiting or moving in or entering or otherwise using a parking place.

THE HARBOROUGH DISTRICT COUNCIL
THE DISTRICT OF HARBOROUGH
(OFF-STREET PARKING PLACES) ORDER 2017

THE COMMON SEAL of THE
DISTRICT COUNCIL OF HARBOROUGH
was hereunto affixed
this 23rd day of August 2017
in the presence of

Authorised Signatories.

Schedule 1 - Pay and Display Tariffs

Location, name and type of parking place	Position in which vehicle may wait	Classes of Vehicle	Days and Hours of Operation of Parking Places	Maximum period for which vehicles may wait	Charging Period (excludes Sundays, Public and Bank Holidays)	Scale of Charges
Doddridge Road car park Market Harborough. Pay and display Short stay Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	7 am to 6pm Monday to Saturday	Up to 2 hours £1.00 Up to 3 hours £1.50 Up to 4 hours £2.50 Over 4 hours £6.00
Kings Head car park Market Harborough. Pay and display Short stay Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	7 am to 6pm Monday to Saturday	Up to 2 hours £1.00 Up to 3 hours £1.50 Up to 4 hours £2.50 Over 4 hours £6.00
Market Hall car park, Market Harborough. Pay and display Short stay	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	7 am to 6pm Monday to Saturday	Up to 2 hours £1.00 Up to 3 hours £1.50 Up to 4 hours £2.50 Over 4 hours £6.00

Surface						
Mill Hill car park, Market Harbourough. Pay and display Short stay Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	7 am to 6pm Monday to Saturday	Permit Holders only Monday to Friday 7am to 6pm. Saturdays only Up to 2 hours £1.00 Up to 3 hours £1.50 Up to 4 hours £2.50 Over 4 hours £6.00
Springfield Retail Park, incorporating Sainsbury's (Springfield) Reef car parks, Springfield Street, Market Harbourough. Pay and display Short stay Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	7 am to 6pm Monday to Saturday	Up to 2 hours £1.00 Up to 3 hours £1.50 Up to 4 hours £2.50 Over 4 hours £6.00
St Mary's Road West, Market Harbourough.	Wholly within marked bay	Motor cycle Motor car	All days All hours	18 Hours	7 am to 6pm Monday to	Up to 2 hours £1.00 Up to 3 hours

Pay and display Short stay Surface		Invalid carriage Light van			Saturday	£1.50 Up to 4 hours £2.50 Over 4 hours £6.00
Symington Way car Park, Market Harborough. Pay and display Short stay Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	7 am to 6pm Monday to Saturday	Up to 2 hours £1.00 Up to 3 hours £1.50 Up to 4 hours £2.50 Over 4 hours £6.00
The Commons car park. Market Harborough. Pay and display Short stay Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	7 am to 6pm Monday to Saturday	Up to 2 hours £1.00 Up to 3 hours £1.50 Up to 4 hours £2.50 Over 4 hours £6.00
Angel Street Car Park Market Harborough. Pay and Display	Wholly within marked bay	Motor cycle Motor car Invalid carriage	All days All hours	18 Hours	7 am to 6pm Monday to Saturday	Up to 4 hours £2.00 Over 4 hours £4.00

Long stay Surface		Light van				
Doddridge Road Car Park Market Harborough. Pay and Display Long stay Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	7 am to 6pm Monday to Saturday	Up to 4 hours £2.00 Over 4 hours £4.00
Springfield Street, Car Park Market Harborough. Pay and Display Long stay Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	7 am to 6pm Monday to Saturday	Up to 4 hours £2.00 Over 4 hours £4.00
St Mary's Road East, Car Park Market Harborough. Pay and Display Long stay Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	7 am to 6pm Monday to Saturday	Up to 4 hours £2.00 Over 4 hours £4.00

Symington's Recreation Ground, Car Park Market Harborough. Pay and Display Long stay Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	7 am to 6pm Monday to Friday	Up to 4 hours £2.00 Over 4 hours £4.00
Chapel Street, Car Park Lutterworth. Pay and Display Long stay Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	7 am to 6pm Monday to Saturday	Up to 2 hours £1.00 Up to 3 hours £1.50 Up to 4 hours £2.50 Over 4 hours £4.00
George Street, Car Park Lutterworth. Pay and Display Long stay Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	7 am to 6pm Monday to Saturday	Up to 2 hours £1.00 Up to 3 hours £1.50 Up to 4 hours £2.50 Over 4 hours £4.00
Station Road car park, Lutterworth. Pay and Display	Wholly within marked bay	Motor cycle Motor car Invalid carriage	All days All hours	18 Hours	7 am to 6pm Monday to Saturday	Up to 2 hours £1.00 Up to 3 hours £1.50 Up to 4 hours

Long stay Surface		Light van				£2.50 Over 4 hours £4.00
Church Close car park, Lutterworth. Pay and Display Long stay Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	7 am to 6pm Monday to Saturday	Up to 2 hours £1.00 Up to 3 hours £1.50 Up to 4 hours £2.50 Over 4 hours £4.00
Stamford Close, car park Market Harborough Permit only Long stay Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	All days All hours	Permit holders only
Access Road to Symington Recreation Ground. Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	Monday to Saturday All hours	18 Hours	All days All hours	Up to 2 hours free No return within 2 hours
Brooklands Gardens Access Road, Market	N/A	N/A	No Parking at any time	N/A	No Parking at any time	N/A

Harborough. Surface			(including public holidays)		(including public holidays)	
Service Yard access road, (Springfield) Off Northampton Road, Market Harborough. Surface	N/A	N/A	Service Vehicle Access only (Including public holiday)	N/A	All days All hours	N/A
Lutterworth Medical Centre Car Park 1 Gilmorton Road Lutterworth Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	All days All hours	3 Hour maximum stay. No return permitted within 3 hours
Lutterworth Medical Centre Car Park 2 Gilmorton Road Lutterworth Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	All days All hours	3 Hour maximum stay. No return permitted within 3 hours
Orchard Road car park, Broughton Astley. Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	Monday to Saturday All hours	18 Hours	All days All hours	Up to 4 hours free Over 4 hours free

Ruperts Way Car park, Great Glen. Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	All days All hours	Up to 4 hours free Over 4 hours free
Wadkins Sports Ground car park, Wadkins Way, Bushby. Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	Monday to Saturday All hours	18 Hours	All days All hours	Up to 4 hours free Over 4 hours free
High Street Fleckney. Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	Monday to Saturday All hours	18 Hours	All days All hours	Up to 4 hours free Over 4 hours free
Paget Street car park, Kibworth Beauchamp. Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	Monday to Saturday All hours	18 Hours	All days All hours	Up to 4 hours free Over 4 hours free
School Road car park, Kibworth Beauchamp. Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	All days All hours	Up to 4 hours free Over 4 hours free

Recreation Ground car park, Bellfields Lane, Little Bowden. Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	All days All hours	Up to 4 hours free Over 4 hours free
Recreation Ground car park, Scotland Road, Little Bowden. Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	All days All hours	Up to 4 hours free Over 4 hours free
Connell Close Car Park, Lubenham. Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	All days All hours	Up to 4 hours free Over 4 hours free
Dunely way Football Club car park, Lutterworth. Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	All days All hours	Up to 4 hours free Over 4 hours free
Town Estates Car Park, Market Street, Lutterworth.	Wholly within marked bay	Motor cycle Motor car	All days All hours	18 Hours	All days All hours	Permit holders only

		Invalid carriage Light van				
Country Park Car Park, Brookfield Way, Lutterworth. Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	All days All hours	Up to 4 hours free Over 4 hours free
Lutterworth Sports Centre car park, Coventry Road, Lutterworth. Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	All days All hours	Up to 4 hours free Over 4 hours free
Leisure Centre car park, Northampton Road, Market Harborough. Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	All days All hours	Up to 4 hours free Over 4 hours free
Northampton Road Cemetery car park, Market Harborough. Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	All days All hours	Up to 4 hours free Over 4 hours free

Northampton Road Sports Ground car park, Market Harborough. Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	All days All hours	Up to 4 hours free Over 4 hours free
Welland Park car park (1), Farndon Road, Market Harborough. Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	All days All hours	Up to 4 hours free Over 4 hours free
Welland Park car park (2), Farndon Road, Market Harborough. Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours		Up to 4 hours free Over 4 hours free
Manor Field car park, Grange Lane, Thurnby. Surface	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	All days All hours	Up to 4 hours free Over 4 hours free
Bus Station, Northampton Road, Market Harborough		Public service vehicles only (Including public and bank holidays)	All days All hours	Not applicable	Not applicable	Not applicable

Schedule 2 - Permit charges

Location, name and type of parking place	Position in which vehicle may wait	Classes of Vehicle	Days and Hours of Operation of Parking Places	Maximum period for which vehicles may wait	Charging Period (excludes Sundays, Public and Bank Holidays)	Scale of Charges	
Mill Hill car park, Mill Hill Road, Market Harborough.	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	All days All hours	Permits only Monday to Friday	
Angel Street car park, Market Harborough.	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	All days All hours	6 day Permits Monthly £62.00 6 Monthly £350.00 Annual £696.00	3 day Permits Monthly £31.00 6 Monthly £178.00 Annual £350.00
Doddridge Road car park, Market Harborough. (Long Stay)	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	All days All hours	6 day Permits Monthly £62.00 6 Monthly £350.00 Annual £696.00	3 day Permits Monthly £31.00 6 Monthly £178.00 Annual £350.00
St Mary's Road East, Market Harborough.	Wholly within marked bay	Motor cycle Motor car Invalid carriage Light van	All days All hours	18 Hours	All days All hours	6 day Permits Monthly £62.00 6 Monthly £350.00 Annual	3 day Permits Monthly £31.00 6 Monthly £178.00 Annual

						£696.00	£350.00
Symington Way Recreation Ground, Market Harborough.	Wholly within marked bay	Motor cycle	All days	18 Hours	All days	6 day Permits Monthly £62.00 6 Monthly £350.00 Annual £696.00	3 day Permits Monthly £31.00 6 Monthly £178.00 Annual £350.00
		Motor car	All hours		All hours		
		Invalid carriage					
		Light van					
Stamford Close car park, Market Harborough.	Wholly within marked bay	Motor cycle	All days	18 Hours	All days	Residents permits: £40.00 per annum	
		Motor car	All hours		All hours	6 day Permits Monthly £62.00 6 Monthly £350.00 Annual £696.00	3 day Permits Monthly £31.00 6 Monthly £178.00 Annual £350.00
		Invalid carriage					
		Light van					
Chapel Street car park, Lutterworth.	Wholly within marked bay	Motor cycle	All days	18 Hours	All days	6 day Permits Monthly £62.00 6 Monthly £350.00 Annual £696.00	3 day Permits Monthly £31.00 6 Monthly £178.00 Annual £350.00
		Motor car	All hours		All hours		
		Invalid carriage					
		Light van					
Church Close car park, Lutterworth.	Wholly within marked bay	Motor cycle	All days	18 Hours	All days	6 day Permits Monthly £62.00 6 Monthly £350.00 Annual £696.00	3 day Permits Monthly £31.00 6 Monthly £178.00 Annual £350.00
		Motor car	All hours		All hours		
		Invalid carriage					
		Light van					