**CITY OF NEWCASTLE UPON TYNE**

**(OFF STREET PARKING PLACES) ORDER 2021**

**(EVENING CHARGES AND SUNDAY CHARGES VARIATION) ORDER 2022**

The Council of the City of Newcastle upon Tyne in exercise of their powers under sections 32 and 35, and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984, as amended, (hereinafter referred to as “the Act”) and of all other powers them enabling in that behalf and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act, hereby make the following Order:-

1. The City of Newcastle upon Tyne (Off Street Parking Places) Order 2021 (“the 2021 Order”), is hereby varied by -

1. The deletion of the wording of the existing Article 7(2)(a) of the 2021 Order and its replacement with the following wording:

“That certain Parking Bays are designated between 8am and 6pm Monday to Friday, except for Bank Holidays, for Staff Permit holders only, no person shall cause or permit a vehicle to wait or be left in those Parking Bays on those days and between those times unless:

1. It is a vehicle displaying a valid Staff Permit issued for the vehicle on which it is displayed; or
2. Records held in the Council’s Virtual Permit System indicate that the vehicle in question is registered as having the benefit of a valid Staff Permit;”
3. The deletion of the wording of the existing Article 7(2)(b) of the 2021 Order and its replacement with the following wording:

“That certain Parking Bays are designated between 8am and 6pm Monday to Friday, except for Bank Holidays, for use by persons with an appointment to visit Newcastle Civic Centre to register a birth, death or marriage only, no person shall cause or permit a vehicle to wait or be left in those Parking Bays on those days and between those times unless it is a vehicle being used to attend an appointment for the specified purpose;”

1. The deletion of the wording of the existing Article 7(2)(c) of the 2021 Order and its replacement with the following wording:

“That certain Parking Bays are designated between 8am and 6pm Monday to Friday, except for Bank Holidays, for use by persons with a pre-arranged appointment to visit Newcastle Civic Centre for a period of up to 3 hours only, no person shall cause or permit a vehicle to wait or be left in those Parking Bays on those days and between those times unless it is being used for the purpose of a pre-arranged visit to Newcastle Civic Centre and has been registered in advance with the Council’s Travel Office

**AND** no person shall cause or permit any vehicle to wait or be left in those Parking Bays for a period in excess of 3 hours;”

1. The deletion of the wording of the existing Article 7(2)(h) of the 2021 Order and its replacement with the following wording:

“That certain Parking Bays are designated between 8am and 6pm Monday to Friday, except for Bank Holidays, for use by Staff Permit holders with Disabled Person’s Badges only, no person shall cause or permit a vehicle to wait or be left in those Parking Bays on those days and between those times unless:

1. It is a vehicle displaying a valid Disabled Person’s Badge and a valid Staff Permit; or

1. It is a vehicle displaying a valid Disabled Person’s Badge and records held in the Council’s Virtual Permit System indicate that the vehicle in question is registered as having the benefit of a valid Staff Permit.
2. The deletion of the wording of the existing Article 7(8) of the 2021 Order and its replacement with the following wording:

“In the Parking Place listed at item 23 in Schedule 1 to this Order (Hancock Street), where signs are erected for the purpose of indicating:

1. That the Parking Place is designated between 8am and 6pm Monday to Friday for permit holders only, no person shall cause or permit a vehicle to wait or be left in that Parking Place on those days and between those times unless:
2. It is a vehicle displaying a valid Hancock Street Permit issued in accordance with Article 37 of this Order;
3. It is a vehicle displaying a valid Diamond Season Ticket issued for Hancock Street Car Park and issued in accordance with Article 21 of this Order;
4. Records held in the Council’s Virtual Permit System indicate that the vehicle in question is registered as having the benefit of a valid Hancock Street Permit issued in accordance with Article 37 of this Order; or
5. Records held in the Council’s Virtual Permit System indicate that the vehicle in question is registered as having the benefit of a valid Diamond Season Ticket issued for Hancock Street Car Park and issued in accordance with Article 21 of this Order;
6. That certain Parking Bays are designated between 8am and 6pm Monday to Friday for vehicles displaying both a Hancock Street Permit and a Disabled Person’s Badge only, no person shall cause or permit a vehicle to wait or be left in those Parking Bays on those days and between those times unless:
7. It is a vehicle displaying a valid Disabled Person’s Badge and a valid Hancock Street Permit issued in accordance with Article 37 of this Order; or
8. It is a vehicle displaying a valid Disabled Person’s Badge and records held in the Council’s Virtual Permit System indicate that the vehicle in question is registered as having the benefit of a valid Hancock Street Permit issued in accordance with Article 37 of this Order”
9. The deletion of the wording of the existing Article 25(4) of the 2021 Order and its replacement with the following wording:

“Any vehicle on which a valid Staff Permit is displayed in the Specified Position shall be authorised to wait or be left between the hours of 8am and 6pm on any day which is a Monday to Friday, except for Bank Holidays, in any Parking Bay in Civic Centre Car Park

**PROVIDED THAT** this exception shall not apply to any vehicle which has been left in a Parking Bay in Civic Centre Car Park where that Parking Bay has been expressly designated as being for any other specific use by means of signs erected in that Parking Bay or markings laid in that Parking Bay

1. The insertion, immediately after Article 25(4) of the 2021 Order of a new Article 25(4A) as follows:

“(4A) During the Charge Period for the Parking Place listed at item 7 of Schedule 1 to this Order on any day which is a Monday to Friday, except for Bank Holidays, only, any vehicle on which a valid Staff Permit is displayed in the Specified Position shall be excepted from any requirement to pay a parking charge in accordance with Article 10 of this Order

**PROVIDED THAT** this exception shall not apply to any vehicle which has been left in a Parking Bay in Civic Centre Car Park where that Parking Bay has been expressly designated as being for any other specific use by means of signs erected in that Parking Bay or markings laid in that Parking Bay

1. The deletion of the wording of the existing Article 25(5) of the 2021 Order and its replacement with the following wording:

(5) Any vehicle which is registered in the Virtual Permit System as being a vehicle which has the benefit of a valid Staff Permit shall be authorised to wait or be left between the hours of 8am and 6pm on any day which is a Monday to Friday, except for Bank Holidays, in any Parking Bay in Civic Centre Car Park”

**PROVIDED THAT** this exception shall not apply to any vehicle which has been left in a Parking Bay in Civic Centre Car Park where that Parking Bay has been expressly designated as being for any other specific use by means of signs erected in that Parking Bay or markings laid in that Parking Bay”

1. The insertion, immediately after Article 25(5) of the 2021 Order of a new Article 25(5A) as follows:

“(5A) During the Charge Period for the Parking Place listed at item 7 of Schedule 1 to this Order on any day which is a Monday to Friday, except for Bank Holidays, only, any vehicle which is registered in the Virtual Permit System as being a vehicle which has the benefit of a valid Staff Permit shall be excepted from any requirement to pay a parking charge in accordance with Article 10 of this Order

**PROVIDED THAT** this exception shall not apply to any vehicle which has been left in a Parking Bay in Civic Centre Car Park where that Parking Bay has been expressly designated as being for any other specific use by means of signs erected in that Parking Bay or markings laid in that Parking Bay

1. The deletion of the wording of the existing Article 26(4) of the 2021 Order and its replacement with the following wording:

“(4) Any vehicle on which a valid Staff Day Permit is displayed in the Specified Position shall be authorised to wait or be left between the hours of 8am and 6pm on any day which is a Monday to Friday, except for Bank Holidays, in any Parking Bay in Civic Centre Car Park

**PROVIDED THAT** this exception shall not apply to any vehicle which has been left in a Parking Bay in Civic Centre Car Park where that Parking Bay has been expressly designated as being for any other specific use by means of signs erected in that Parking Bay or markings laid in that Parking Bay

1. The insertion, immediately after Article 26(4) of the 2021 Order of a new Article 26(4A) as follows:

“(4A) During the Charge Period for the Parking Place listed at item 7 of Schedule 1 to this Order on any day which is a Monday to Friday, except for Bank Holidays, only, any vehicle on which a valid Staff Day Permit is displayed in the Specified Position shall be excepted from any requirement to pay a parking charge in accordance with Article 10 of this Order

**PROVIDED THAT** this exception shall not apply to any vehicle which has been left in a Parking Bay in Civic Centre Car Park where that Parking Bay has been expressly designated as being for any other specific use by means of signs erected in that Parking Bay or markings laid in that Parking Bay

1. The deletion of the wording of the existing Article 26(5) of the 2021 Order and its replacement with the following wording:

“(5) Any vehicle which is registered in the Virtual Permit System as being a vehicle which has the benefit of a valid Staff Day Permit shall be authorised to wait or be left between the hours of 8am and 6pm on any day which is a Monday to Friday, except for Bank Holidays, in any Parking Bay in Civic Centre Car Park

**PROVIDED THAT** this exception shall not apply to any vehicle which has been left in a Parking Bay in Civic Centre Car Park where that Parking Bay has been expressly designated as being for any other specific use by means of signs erected in that Parking Bay or markings laid in that Parking Bay”

1. The insertion, immediately after Article 26(5) of the 2021 Order of a new Article 26(5A) as follows:

“(5A) During the Charge Period for the Parking Place listed at item 7 of Schedule 1 to this Order on any day which is a Monday to Friday, except for Bank Holidays, only, any vehicle which is registered in the Virtual Permit System as being a vehicle which has the benefit of a valid Staff Day Permit shall be excepted from any requirement to pay a parking charge in accordance with Article 10 of this Order

**PROVIDED THAT** this exception shall not apply to any vehicle which has been left in a Parking Bay in Civic Centre Car Park where that Parking Bay has been expressly designated as being for any other specific use by means of signs erected in that Parking Bay or markings laid in that Parking Bay

1. The deletion of the wording of the existing Article 27(6) of the 2021 Order and its replacement with the following wording:

“Whilst specified bays will be set aside solely for the use of HMCTS Permit holders only on any day which is a Monday to Friday, except for Bank Holidays, the issue of an HMCTS Permit will not be a guarantee that a specified Parking Bay will be available or that the Parking Place generally will be available for use of the holder of such a permit at all or any times. However, the Council will use its best endeavours to ensure that sufficient Parking Bays are available on any day which is a Monday to Friday, except for Bank Holidays for the use of HMCTS Permit holders, and in the event that a Parking Bay designated for HMCTS Permit holders only is not available, any vehicle on which a valid HMCTS Permit is displayed in the Specified Position, or any vehicle which is registered in the Virtual Permit System as being a vehicle which has the benefit of a valid HMCTS Permit shall be authorised to wait or be left in any Parking Bay in Civic Centre Car Park where that Parking Bay is not expressly designated as being for any other specific use by means of signs erected in that Parking Bay or markings laid in that Parking Bay, and shall be excepted from any requirement to pay a charge for the use of Civic Centre Car Park in accordance with Article 10 of this Order”

1. The deletion of the wording of the existing Article 37(4) of the 2021 Order and its replacement with the following wording:

“(4) Any vehicle on which a valid Hancock Street Permit is displayed in the Specified Position shall be authorised to wait or be left between the hours of 8am and 6pm on any day which is a Monday to Friday, except for Bank Holidays, in any Parking Bay in Hancock Street Car Park”

1. The insertion, immediately after Article 37(4) of the 2021 Order of a new Article 37(4A) as follows:

“(4A) During the Charge Period for the Parking Place listed at item 23 of Schedule 1 to this Order on any day which is a Monday to Friday, except for Bank Holidays, only, any vehicle on which a valid Hancock Street Permit is displayed in the Specified Position shall be excepted from any requirement to pay a parking charge in accordance with Article 10 of this Order

1. The deletion of the wording of the existing Article 37(5) of the 2021 Order and its replacement with the following wording:

“(5) Any vehicle which is registered in the Virtual Permit System as being a vehicle which has the benefit of a valid Hancock Street Permit shall be authorised to wait or be left between the hours of 8am and 6pm on any day which is a Monday to Friday, except for Bank Holidays, in any Parking Bay in Hancock Street Car Park”

1. The insertion, immediately after Article 37(5) of the 2021 Order of a new Article 37(5A) as follows:

“(5A) During the Charge Period for the Parking Place listed at item 23 of Schedule 1 to this Order on any day which is a Monday to Friday, except for Bank Holidays, only, any vehicle which is registered in the Virtual Permit System as being a vehicle which has the benefit of a valid Hancock Street Permit shall be excepted from any requirement to pay a parking charge in accordance with Article 10 of this Order

1. The insertion, immediately after Article 52 of the 2021 Order, of a new Article 52A as set out in Schedule 1 to this Order.
2. The deletion of the wording in Column 7 of Schedule 1 to the 2021 Order in respect of those Parking Places specified in Column 1 of Schedule 2 to this Order and the addition, by way of replacement, of the wording specified in relation to those Parking Places in Column 7 of the said Schedule 2 to this Order,
3. The deletion of the wording in Column 7 of Schedule 2 to the 2021 Order in respect of those Parking Places specified in Column 1 of Schedule 3 to this Order and the addition, by way of replacement, of the wording specified in relation to those Parking Places in Column 7 of the said Schedule 3 to this Order,
4. The deletion of the wording “£3 all day charge” from Column 8 of Schedule 1 to the 2021 Order in respect of Parking Place Nos. 1, 4, 5, 7, 10, 12, 13, 16, 19, 20, 23, 24, 26, 27, 31, 33, 34, 37, 38, 40, 41, 44, 45 and 49,
5. The deletion of the wording “£3 all day charge” from Column 8 of Schedule 2 to the 2021 Order in respect of Parking Place Nos. 1, 2, 3, 4, 6 and 8 in Schedule 2 to the 2021 Order.
6. The restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any regulation made or having effect as if made under the Act, or by or under any other enactment.
7. This Order shall come into operation on XXXXXXXXXX 20XX, and may be cited as the City of Newcastle upon Tyne (Off Street Parking Places) Order 2021 (Evening Charges and Sunday Charges Variation) Order 2022.

Given under the Common Seal of the City of Newcastle upon Tyne this xxxx day of xxxxxxxxxxxxx 2022.

THE COMMON SEAL of THE )

COUNCIL OF THE CITY OF )

NEWCASTLE UPON TYNE )

was hereunto affixed in the )

presence of:- )

………………………………………..

………………………………………..

**SCHEDULE 1 – INSERTION OF NEW ARTICLE 52A INTO THE 2021 ORDER**

**52A. Community Support Permits**

1. The Council may at its discretion issue Community Support Permits to any community organisation to authorise any person to cause or permit a vehicle to wait or be left in any Parking Place listed in Schedules 1 and 2 to this Order in the circumstances provided for in paragraphs (4) and (5) of this Article, provided that the maximum number of permits issued in accordance with this Article shall be as specified in paragraph (7) and such permits shall only be issued upon receipt of any written particulars required by the Council and on payment of the fee specified in paragraph (8) of this Article.
2. A Community Support Permit may be issued in writing and if so issued shall include the following particulars:
3. An authentication that the permit has been issued by the Council;
4. The date on which the permit will expire;
5. The day of the week on which the permit may validly be displayed;
6. The name of the Parking Place, by reference to Column 1 of Schedule 1 or Schedule 2 of this Order, in which the permit may validly be displayed;
7. The permit number; and
8. If applicable, the Registration Mark of the vehicle on which the permit may validly be displayed
9. The Community Support Permit may be issued virtually by means of the Council entering the information set out at sub-paragraphs (2)(a) to (f) inclusive of this Article into the Virtual Permit System and upon the Council confirming to the applicant that such information has been entered into the Virtual Permit System.
10. Any vehicle on which a valid Community Support Permit is displayed in the Specified Position shall be excepted from the requirement imposed by Article 10 of this Order to pay a charge for the use of a Parking Place during the Charge Period as specified for that Parking Place

**PROVIDED THAT** this exception shall only apply on the day of the week specified on the Community Support Permit

**AND PROVIDED THAT** this exception shall only apply in the named Parking Place specified on the Community Support Permit

1. Any vehicle which is registered in the Virtual Permit System as being a vehicle which has the benefit of a valid Community Support Permit shall be excepted from the requirement imposed by Article 10 of this Order to pay a charge for the use of a Parking Place during the Charge Period as specified for that Parking Place

**PROVIDED THAT** this exception shall only apply on the day of the week recorded in the Virtual Permit System as the day of the week on which the Community Support Permit shall be valid

**AND PROVIDED THAT** this exception shall only apply in the named Parking Place recorded in the Virtual Permit System as the named Parking Place in which the Community Support Permit shall be valid

1. The issue of a Community Support Permit shall not guarantee that any Parking Bay in any Parking Place will be available for the use of any vehicle displaying a Community Support Permit or any vehicle registered in the Virtual Permit System as having the benefit of a valid Community Support Permit.
2. The maximum number of Community Support Permits that may be issued to a community organisation in respect of a single property occupied by that community organisation in accordance with this Article is 2.
3. The fee payable to the Council in order to procure the issue of a Community Support Permit shall be £100 per permit per year.

**SCHEDULE 2 – AMENDMENTS TO SCHEDULE 1 OF THE 2021 ORDER**

**(Surface Level Car Parks)**

|  |  |  |
| --- | --- | --- |
|  | **Column 1** | **Column 7** |
|  | **Name of Parking Place** | **Charge Period** |
| 1. | Akenside Hill | All Days8am-10pm |
| 4. | Blandford Square | All Days8am-10pm |
| 5. | Blandford Street East | All Days8am-10pm |
| 7. | Civic Centre | Monday – Friday 6pm-10pmSaturday, Sunday and Bank Holidays8am-10pm |
| 10. | Close/Swing Bridge | All Days8am-10pm |
| 12. | College Street | All Days8am-10pm |
| 13. | Cross Villa Place No. 4 | All Days8am-10pm |
| 16. | Ellison Place | All Days8am-10pm |
| 19. | Forth Banks | All Days8am-10pm |
| 20. | Friars | All Days8am-10pm |
| 23. | Hancock Street | Monday – Friday 6pm-10pmSaturday, Sunday and Bank Holidays8am-10pm |
| 24. | Heywoods Court | All Days8am-10pm |
| 26. | Leazes Park | All Days8am-10pm |
| 27. | Leazes Park Road | All Days8am-10pm |
| 31. | Merchants House | All Days8am-10pm |
| 33. | Morden Street  | All Days8am-10pm |
| 34. | Ord Street | All Days8am-10pm |
| 37. | Painters Heugh | All Days8am-10pm |
| 38. | Pottery Lane | All Days8am-10pm |
| 40. | Sandyford Square | All Days8am-10pm |
| 41. | Saville Place | All Days8am-10pm |
| 44. | St Georges | All Days8am-10pm |
| 45. | St Mary’s Place | Saturday, Sunday and Bank Holidays8am-10pm |
| 49. | Terrace Place South | All Days8am-10pm |

**SCHEDULE 3 – AMENDMENTS TO SCHEDULE 2 OF THE 2021 ORDER**

 **(Multi Storey Car Parks)**

|  |  |  |
| --- | --- | --- |
|  | **Column 1** | **Column 7** |
|  | **Name of Parking Place** | **Charge Period** |
| 1. | Dean Street  | All Days8am-10pm |
| 2. | Eldon Garden | All Days8am-10pm |
| 3. | Eldon Square | All Days8am-10pm |
| 4. | Grainger Town | All Days8am-10pm |
| 5. | Manors | All Days8am–6.00pm |
| 6. | Oxford | All Days8am-10pm |
| 7. | Quayside | All Days8am–6.00pm |
| 8. | Stadium | All Days8am-10pm |