

**BRIGHTON & HOVE CITY COUNCIL
ROAD TRAFFIC REGULATION ACT 1984**

**Brighton & Hove Seafront (Various Restrictions) Consolidation Order 2018
Amendment Order No.* 202***

Brighton & Hove City Council (“the Council”) in exercise of its powers under sections 1(1), 2(1) to (3), 4, 45, 46, 49, 53, and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 (“the 1984 Act”) as amended and of all other enabling powers after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the 1984 Act hereby makes the following Order.

1. This Order may be cited as the Brighton & Hove Seafront (Various Restrictions) Consolidation Order 2018 Amendment Order No. ** 202* and shall come into operation on the day of 202*.
2. The Brighton & Hove Seafront (Various Restrictions) Consolidation Order 2018 is amended as follows:

ARTICLE AMENDMENTS

The articles are amended as follows:

PART 1 - GENERAL

In paragraph 3 delete:-

- **“Professional Carer Badge”** means a badge issued by the Council to a Professional Carer under the provisions of Part 4 of this Order;
- **“Waiver”** means a permission in writing issued by the Council at its discretion subject to the charge specified in Schedule 2 Part 1 for display in a vehicle permitting that vehicle to park in a specified Restricted Road or part of a Restricted Road on yellow lines.

And replace with:-

- **“Professional Carer’s Permit”** means a permit issued by the Council to a Professional Carer under the provisions of Part 4 of this Order;

PART 2 – WAITING OF VEHICLES

In paragraph 2 delete:-

13. if the vehicle is displaying a valid Waiver issued for that vehicle and is left at a location and during a day and time period agreed by the Council and is being used for a purpose for which the Waiver was issued.

(14) if the vehicle is displaying a valid Professional Carer’s Badge and has been left in such a place for no longer than one hour or such other period authorized by the Council and because no suitable Parking Place was available and if the vehicle is being used for a purpose for which the Professional Carer’s Badge was issued.

(15) if the vehicle is being used in connection with the posting or removing of advertising material in the form of posters on or from, or the cleaning of windows or chimneys in, premises adjacent to that road and cannot reasonably be used for such purposes in any other road.

And replace with:-

(13) Not used

(14) if the vehicle is displaying a valid Professional Carer's Permit and timeclock (on which the permit holder has indicated the time at which the period of waiting began) and is waiting for a period not exceeding two hours or such other period authorised by the Council and because no suitable Parking Place was available and if the vehicle is being used for a purpose for which the Professional Carer's Permit was issued.

(15) if the vehicle is being used in connection with the posting or removing of advertising material in the form of posters on or from, premises adjacent to that road and cannot reasonably be used for such purposes in any other road.

In paragraph 2.(i) delete

- (i) in the case of Article 2 (12) and (13) a Dispensation or Waiver must be displayed in the front of the vehicle either on the inside of the windscreen or on the dashboard or facia so that the details printed or written thereon on the front side are clearly visible and can be read in their entirety from the outside of the vehicle from the front or nearside.
- (ii) in the case of Article 2 (14) a Professional Carer's Badge must be displayed in accordance with the provisions of Part 4.1 Article 8 (i).
- (iv) no vehicle except in the case of Article 2 (4) (5) and (7) of this Part shall wait in any part of a Restricted Road specified in Schedule 1 Part 2 during the Prescribed Hours for any purpose unless notice is given 48 hours in advance to the Council and a Waiver has been issued in accordance with Article 2 (13) of this Part

And replace with :-

- (i) in the case of Article 2 (12) and (13) a Dispensation must be displayed in the front of the vehicle either on the inside of the windscreen or on the dashboard or facia so that the details printed or written thereon on the front side are clearly visible and can be read in their entirety from the outside of the vehicle from the front or nearside.
- (ii) in the case of Article 2 (14) a Professional Carer's Permit must be displayed in accordance with the provisions of Part 4.1 Article 8 (ii).
- (iv) no vehicle except in the case of Article 2 (4) (5) and (7) of this Part shall wait in any part of a Restricted Road specified in Schedule 1 Part 2 during the Prescribed Hours for any purpose.

PART 3 – PARKING PLACES

Delete the following:-

- (8) Electric Vehicle Charging Points (Schedule 1 Part 10) for use by Electric Vehicles or Plug in Hybrid Vehicles which are displaying a valid Electric Vehicle Permit only and in accordance with Part 4 of this Order.

And replace with:-

- (8) Electric Vehicle Charging Points (Schedule 1 Part 19) for use by Electric Vehicles or Plug in Hybrid Vehicles only in accordance with Part 4 of this Order.

PART 4 – PARKING PERMITS

PART 4.1 - General

Delete the following:-

2. For the purposes of this Part any reference to a Permit shall include reference to a Professional Carer's Badge except where a particular type of Permit is referred to expressly or unless specified otherwise.

Permit Particulars

Delete the following:-

PROVIDED that for Professional Carer's Badges Article 7 (1) of this Part shall not apply.

And replace with:-

PROVIDED that for Professional Carer's Permits Article 7 (1) of this Part shall not apply.

Display of Permit:-

Delete the following in paragraph 8.

- (i) in the case of a Professional Carer's Badge the badge may be displayed as referred to herein or alternatively suspended from the Driver's rear view mirror in a plastic holder provided by the Council for that purpose provided that the particulars referred to in Article 7 of this Part are visible and can be read in their entirety from the outside of the vehicle either from the front or nearside.

And replace with:-

- (i) in the case of a Professional Carer's Permit; the permit must be displayed in the timeclock provided by the Council. The permit and timeclock must be visible on the dashboard and can be read in its entirety from the outside of the vehicle either from the front or nearside.

PART 4.2 – Types of Permit

Delete the following:-

Professional Carer's Badge

24. Any Professional Carer or organisation employing Professional Carer's may apply for a Professional Carer's Badge and shall produce such evidence in support of the application as may be reasonably required by the Council to verify any particulars or information given.

25. The issue and display of a Professional Carer's Badge allows the Professional Carer to park a vehicle during the Prescribed Hours in a Pay & Display Parking Place identified in Schedule 1 Part 3 for up to one hour or such other period authorized by the Council or, if there is no such place available, in a Restricted Road (on yellow lines) identified in Schedule 1 Part 1 for up to one hour or such other period authorized by the Council provided that it is not left in a position that causes an obstruction or danger to others.

PROVIDED that the vehicle is being used for a purpose for which the badge was issued.

Electric Vehicle Permits

26. Any applicant for an Electric Vehicle Permit shall produce the Vehicle Registration Certificate and such other evidence as may be required by the Council to satisfy itself that the vehicle for which the application is made falls within the definition of Electric Vehicle or Plug in Hybrid Vehicle used in this Order and that the vehicle is registered in the name of the applicant at their current place of residence or business address.

PROVIDED that an applicant whose name and address are not shown on the Vehicle Registration Certificate only because the vehicle is registered in the name of his employer or because it is hired or leased to him shall not be prevented from applying for a Permit.

27. The issue and display of a valid Electric Vehicle Permit allows the Permit Holder to park the Electric Vehicle or Plug in Hybrid Vehicle during the Prescribed Hours in an Electric Vehicle Charging Point identified in Schedule 1 Part 10 whilst connected by the charging lead supplied by the Council to and actively charging from the charging apparatus relating to that charging point only.

And replace with:-

24. Any Professional Carer or organisation employing Professional Carer's may apply for a Professional Carer's Permit and shall produce such evidence in support of the application as may be reasonably required by the Council to verify any particulars or information given.

25. The issue and display of a Professional Carer's Permit allows the Professional Carer to park a vehicle during the Prescribed Hours in a Pay & Display Parking Place identified in Schedule 1 Parts 3 (inclusive) for up to two hours or such other period authorised by the Council or, if there is no such place available, in a Restricted Road (on yellow lines) identified in Schedule 1 Part 1 for up to two hours or such other period authorised by the Council provided that it is not left in a position that causes an obstruction or danger to others.

PROVIDED that the vehicle is being used for a purpose for which the permit was issued.

26. NOT USED

PART 5 – PAY & DISPLAY PARKING PLACES

Delete the following in paragraph 3.:-

- (3) those vehicles that display a valid Professional Carer's Badge may be left in any of the Parking Places specified in Schedule1 Part 3 with exemption from payment of the charges for a maximum period of one hour or such other period authorised by the Council provided that the vehicle is being used for the purposes for which the badge has been issued.

And replace with:-

- (3) those vehicles that display a valid Professional Carer's Permit may be left in any of the Parking Places specified in Schedule1 Part 3 with exemption from payment of the charges for a maximum period of two hours or such other period authorised by the Council provided that the vehicle is being used for the purposes for which the permit has been issued.

PART 10 – LIST OF SCHEDULES

After Schedule 2: Charges and Fees delete the following:-

Part 1a: Seafront: Permit, Dispensation and Waiver Charges

And replace with :-

Part 1a: Seafront: Permit and Dispensation Charges

SCHEDULE 2 AMENDMENTS:

Delete the following

Part 1- Seafront: Permit, Dispensation and Waiver Charges

Permit Type and other descriptions	Period	£	Item
Trader Permit	3 months	200	1
	12 months	700	2
Trader Permit (50% reduction -Low Emission Vehicle)	3 months	100	3
	12 months	350	4
Trader Permit (25% increase – High Emission Vehicle)	3 months	250	5
	12 months	875	6
Electric Vehicle Permit	12 months	26	7
Professional Carer Badge	12 months	52	8
Dispensation	12 months	40	9
Waiver	1 day	10	10

And replace with:-

Part 1- Seafront: Permit and Dispensation Charges

Permit Type and other descriptions	Period	£	Item
Trader Permit	1 day	10	1
	1 week	50	2
	1 month	150	3
	3 months	235	4
	12 months	760	5
Trader Permit (50% reduction -Low Emission Vehicle)	1 month	75	6
	3 months	117.50	7
	12 months	380	8
Trader Permit (50% increase – High Emission Vehicle)	1 month	225	9
	3 months	352.50	10
	12 months	1140	11
Professional Carer’s Permit	12 months	52	12
Dispensation	12 months	40	13

**MADE UNDER THE COMMON SEAL OF
BRIGHTON & HOVE CITY COUNCIL**

this day of 202*

Executed as a deed by affixing the common seal of
BRIGHTON & HOVE CITY COUNCIL in the presence of

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Authorised Officer