

**THE NORFOLK COUNTY COUNCIL (GREAT YARMOUTH,
B1141 YARMOUTH WAY AREA, VARIOUS ROADS)
(RESTRICTED PARKING ZONE)
EXPERIMENTAL TRAFFIC REGULATION ORDER 2023**

The Norfolk County Council in exercise of their powers under Sections 1(1), 2(1), 3(2), 9, 10 and 122 and Parts III and IV of Schedule 9 of the Road Traffic Regulation Act 1984 (hereinafter referred to as "the Act") and the Traffic Management Act 2004 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 Act hereby make the following Order:-

1. This Order may be cited as The Norfolk County Council (Great Yarmouth, B1141 Yarmouth Way Area, Various Roads) (Restricted Parking Zone) Experimental Traffic Regulation Order 2023 and shall come into effect for all purposes on the 9th day of May 2023.
2. This Order shall remain in force for a period of 18 months.
3. The Norfolk County Council's Executive Director Community and Environmental Services, or a person authorised by him, is hereby empowered to modify or suspend the operation of this Order to the extent permitted by section 10 of the Act.

**PART 1
INTERPRETATION**

4. In this Order –

Any reference to any enactment shall be construed as a reference to that enactment as amended, applied, consolidated, re-enacted by or as having effect by virtue of any subsequent enactment. Where the context otherwise requires the following expressions have the meaning hereby respectively assigned to them.

“Agent” means any period in which there is in force an Agreement under The Local Government Act 2000 between Norfolk County Council and Great Yarmouth Borough Council, The Borough Council of King’s Lynn and West Norfolk and South Norfolk District Council to administer functions conferred by that Agreement on the Council’s behalf, failing which it shall mean Norfolk County Council.

"authorised parking place" means any parking place on a road authorised or designated by an order made or having effect as if made under the Act;

“Christchurch Church” means the church located in King Street, Great Yarmouth, NR30 2HL

“Christchurch Permit Parking Place” means the length of road specified in Article 9 of this Order;

“Christchurch Virtual Parking Permit” means a Parking Permit issued under Article 10 of this Order;

“Civil Enforcement Officer” has the same meaning as in section 76 of the 2004 Act;

"Council" means The Norfolk County Council, their Permit Agent or their Enforcement Agent as defined in this Order;

"Disabled Person's Badge" has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2013;

"Disabled Person's Vehicle" has the same meaning as in the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;

"Parking Disc" means a disc, issued by a local authority, complying with the requirements of the British Standard Specification for Parking Discs (BS No. 6571: 1997), but coloured blue and capable of showing the quarter hours period during which a period of waiting begins; and

for the purpose of this Order a vehicle shall be regarded as displaying

- (a) a disabled person's badge in the relevant position, when
 - (i) in the case of a vehicle fitted with a front windscreen, the badge is exhibited thereon with the obverse side facing forwards on the near side of and immediately behind the windscreen, and
 - (ii) in the case of a vehicle not fitted with a front windscreen the badge is exhibited in a conspicuous position on the front or near side of the vehicle, and
- (b) a parking disc in the relevant position, when the disc is exhibited thereon with the side which shows the time facing forwards or outwards and immediately behind the windscreen or side window nearest to the kerb;

“Driver” in relation to a vehicle waiting in contravention of an Order, means the person driving the vehicle at the time it was left at that contravention;

"Enforcement Agent" means Norfolk County Council or their appointed person to administer such functions on their behalf pursuant to an Agreement under The Local Government Act 2000;

"Enforcement Authority" means the Council;

“General Directions” shall mean The Traffic Signs Regulations and General Directions 2016”

“General Regulations” shall mean The Civil Enforcement of Road Traffic Contraventions (Approved Devices, Charging Guidelines and General Provisions) (England) Regulations 2022;

'loading bay ' in Article 6(1) shall mean all that area which is comprised within and indicated by a road marking complying with the General Directions for the purposes of loading and unloading;

“Motor Car”, Motor Cycle” and Invalid Carriage” have the same meaning as in section 136 of the Act;

“Parking Permit” has the same meaning as Christchurch Virtual Parking Permit;

“Penalty Charge” has the same meaning as in Part 1(2) and Part 2 of the General Regulations;

“Penalty Charge Notice” has the same meaning as in Part 1(2) and Part 2 of the General Regulations;

"Permit Agent" means Norfolk County Council or their appointed person to administer such functions on their behalf pursuant to an Agreement under The Local Government Act 2000;

“road train” means a public transport road train of 2500cc or less and licensed as a public transport service vehicle for up to 60 persons.

PART II RESTRICTED PARKING ZONE

5. Save as provided in Articles , 6 - 8, 16, and 42 - 44 of this order no person shall, except upon the direction of or with the permission of a police constable in uniform or of a Civil Enforcement Officer, cause or permit any vehicle to wait, load or unload at any time along the lengths of road specified in Schedule 1 to this Order.
6. Nothing in Article 5 of this Order shall
 - (1) apply to the provisions of The Norfolk County Council (Great Yarmouth, Various Roads (Area 1)) (Loading Bay) Order 2012.
 - (2) apply to prevent any person from causing or permitting a vehicle, authorised by Christchurch Parking Permit, to wait in the Christchurch Permit Parking Places specified in Schedule 2 to this Order.
 - (3) apply to prevent any person from causing or permitting a vehicle to wait in the signed Street Parking Places specified in Schedule 3 to this Order.
 - (4) prohibit a person to cause or permit a road train to stop for the purposes of boarding and alighting of passengers only.
7. Whilst the provisions of this Order are in place the provisions of the following Orders will be suspended as follows:-
 - (a) The Norfolk County Council (Great Yarmouth, Various Roads (Area 1)) (Street Parking Places) Order 2015 in respect of those lengths of road as set out in column 1 of Schedule 4 and Schedule 5 to this Order; and

- (b) The Norfolk County Council (Great Yarmouth, Various Roads) (Clearway) Consolidation Order, 2013 in respect of the clearway in C613 Deneside, C610 King Street and B1141 Yarmouth Way.

PART III
CHRISTCHURCH PERMIT PARKING PLACES

8. The section of roads specified in column 1 of Schedule 2 to this Order are authorised to be used, subject to the following provisions of this Order, by such classes of vehicles possessing a valid Christchurch Virtual Parking Permit as a parking place for such authorised vehicles, in such positions and on such days and during such hours as are specified to that section of road in the said Schedule.

Issue and registration of Christchurch Virtual Parking Permit

9. The issue of any Christchurch Virtual Parking Permits is at the discretion of the Council or its Agent. The Council may limit the number of issue of such parking permits. Registration for a Parking Permit will be the responsibility of Christchurch Church and only for those drivers attending an event, function or service at Christchurch Church.
10. Christchurch Church will take responsibility for ensuring the drivers vehicle registration is registered on an account in an electronic database approved by the Council for enforcement of parking. Confirmation the vehicle by registration is eligible to wait, together with period of eligibility must be available to a Civil Enforcement Officer via display on a hand-held enforcement facility or by reasonable enquiry.
11. A Parking Permit shall not be considered valid for the purposes of this Order if the Parking Permit has expired by effluxion of time.
12. Where a Parking Permit has been used contrary to the conditions of use or is otherwise in breach of the provisions of this Order the Council may declare that Parking Permit invalid.
13. A Parking Permit shall not be valid for any vehicle other than the vehicle for which it was issued (whether or not that other vehicle is owned or is under the control of the driver).
14. A Parking Permit issued under Article 9 shall be valid for the date specified. The date and time for that Parking Permit must be entered on the account in the electronic database mentioned in Article 10.
15. The driver of a vehicle shall not cause or permit a vehicle to be left in the Christchurch Permit Parking Place in any position other than wholly within that Parking Place, nor cause or permit a vehicle to be left in such a position as to prevent the driving away of any vehicle already standing in that Parking Place or in such a position as to cause an obstruction to other vehicles.

**PART IV
STREET PARKING PLACES**

- 16 (1). The section of road specified in column 1 of Schedule 3 to this Order is authorised to be used, subject to the following provisions of this Order, as parking places for such classes of vehicles, in such positions and on such days and during such hours as are specified in relation to that section of road in the said Schedule.
- (2) Nothing in paragraph (1) of this Article shall restrict the power of the Council, for preventing obstruction of the streets, by order, on the occasion of any public procession, rejoicing or illumination or where the streets are thronged or liable to be obstructed, to close any parking place.
17. Where in Schedule 3 to this Order a parking place is described as available for vehicles of a specified class or in a specified position, the driver of the vehicle shall not permit it to wait in that parking place –
- (a) unless it is of the specified class; or
- (b) in a position other than specified.
18. The driver of a vehicle shall not permit it to wait in a parking place for longer than the maximum period permitted for waiting specified in Schedule 3 to this Order in relation to that parking place.

**PART V
ENFORCEMENT, PENALTY CHARGE AND PENALTY CHARGE NOTICE**

19. Where a vehicle is left waiting within the Restricted Parking Zone in contravention of this Order a Penalty Charge shall become payable. A Penalty Charge Notice to that effect will be attached to the vehicle or handed to the driver by a Civil Enforcement Officer, in accordance with Article 23 of this Order.
20. A Penalty Charge shall be payable to the Enforcement Authority.
21. A Penalty Charge Notice referred to in Article 19 and issued by a Civil Enforcement Officer shall include the following particulars:
- (a) the enforcement authority,
- (b) the Parking Place at which the contravention occurred,
- (c) the registration mark or when the vehicle is being used under a trade licence, the registration mark of that trade licence,
- (d) the date and time at which the Penalty Charge was seen to be payable,
- (e) the grounds on which the Civil Enforcement Officer serving the Penalty Charge Notice believes that a Penalty Charge is payable,

- (f) the amount of the Penalty Charge,
 - (g) the manner in which and time within which the Penalty Charge shall be paid,
 - (h) a statement that a reduced charge may be payable if payment is made within fourteen days of the Penalty Charge Notice being incurred,
 - (i) a statement to the effect that if the Penalty Charge is not paid before the end of the period of 28 days a Notice to Owner may be served by the Enforcement Authority on the owner of the vehicle.
22. Where a driver has left a vehicle in contravention of this Order and a Penalty Charge Notice could not be issued as specified in Article 19 of this Order a Penalty Charge Notice may be issued by post by the Enforcement Authority in accordance with section 10 of the General Regulations.
23. Any Penalty Charge Notice issued in accordance with Article 19 of this Order shall, in addition to the particulars specified in Article 21(a), (b), (c), (e) and (f) of this Order, include the particulars specified in paragraph 2 of the Schedule to the General Regulations.
24. The driver of a vehicle in respect of which a Penalty Charge Notice has been incurred shall pay the Penalty Charge or provide proof of payment of the Penalty Charge to the Enforcement Authority as detailed on the reverse of the notice within 28 days of the date on which the Penalty Charge Notice is served. If payment is received within a period of 14 days beginning with the date on which the Penalty Charge Notice is served the amount of the Penalty Charge shall be reduced by 50% (provided that if the fourteenth day falls upon a day on which the Enforcement Authority's offices are closed the period within which payment of the said charge is due shall be extended to 1.00 p.m. on the next full day on which the office is open).
25. Where the driver of a vehicle fails to pay the Penalty Charge as specified in Article 24 of this Order the Enforcement Authority may follow the procedures set out in the General Regulations to recover the Penalty Charge.
26. The driver of a vehicle who desires to make representation to or appeal against a Penalty Charge Notice issued to him may make representation or appeal to the Enforcement Authority pursuant to the procedures set out in "General Regulations Representations 2022" shall mean The Civil Enforcement of Road Traffic Contraventions (Representations and Appeals) (England) Regulations 2022.
27. Where a Penalty Charge Notice has been attached to a vehicle in accordance with Article 19 of this Order no person, not being the driver of the vehicle or a person duly authorised by the Enforcement Authority shall remove that Notice from the vehicle unless authorised to do so by the driver.

PART VI
USE OF CHRISTCHURCH PERMIT PARKING PLACES
AND STREET PARKING PLACES

28. The driver of a vehicle using a Parking Place within the Restricted Parking Zone shall stop the engine as soon as the vehicle is in position in that parking place and shall not start the engine except when about to change the position of the vehicle in that parking place, or to depart from that Parking Place.
29. Except with the authority of the Council no person shall use a vehicle, whilst it is in a Parking Place within the Restricted Parking Zone in connection with the sale of any article to persons in or near that parking place or in connection with the selling or offering for hire of his skill or services.
30. Except with the authority of the Council no person shall affix or cause to be affixed any advertising material to any vehicle left, in a Parking Place within the Restricted Parking Zone.
31. Subject to the proviso hereto, when a vehicle is left in a Parking Place within the Restricted Parking Zone in contravention of this Order, or it is necessary to meet the requirements of an emergency, a person authorised on behalf of the Council or a Police Constable in uniform may remove the vehicle or arrange for it to be removed from that parking place, or may alter or cause to be altered the position of the vehicle in order that its position shall comply with the relevant provision or meet the requirements of that emergency.
32. Any person removing or altering the position of a vehicle by virtue of Article 31 of this Order may do so by towing or driving the vehicle or in such other manner as that person may think necessary and may take such measures in relation to the vehicle as that person may think necessary to enable that person to remove or alter its position.
33. When a person authorised by the Council removes or makes arrangements for the removal of a vehicle from a Parking Place within the Restricted Parking Zone by virtue of Articles 31 and 32 of this Order, that person shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.
34. Where a vehicle has been removed in accordance with Articles 31, 32 and 33 of this Order the charges as specified in Schedule 3 of the General Regulations shall become payable.
35. The driver of a motor vehicle using a Parking Place within the Restricted Parking Zone shall not sound any horn or other similar instrument except when about to change the position of the vehicle in or to depart from a parking place.
36. No person shall, except with the permission of any person duly authorised by the Council, drive any vehicle in a Parking Place within the Restricted Parking Zone other than for the purpose of leaving that vehicle in that parking place in accordance with the provisions of this Order or for the purpose of departing from that parking place.

37. No person shall use any part of a Parking Place within the Restricted Parking Zone for:-
- (a) sleeping or camping purposes;
 - (b) eating or cooking purposes;
 - (c) the purpose of servicing or washing any vehicle or part thereof other than is reasonably necessary to enable that vehicle to depart from that parking place.
38. No person shall play or take part in any game in a Parking Place within the Restricted Parking Zone.
39. In a Parking Place within the Restricted Parking Zone no person shall:
- (a) erect or cause or permit to be erected any tent, booth, stand, building or other structure except with the authority of the Council; or
 - (b) light or cause or permit to be lit any fire.
40. By conspicuous notices to that effect the Council may suspend parking on any Parking Place within the Restricted Parking Zone or part thereof and failure to observe such notices shall be a contravention of this Order.
41. A driver of a vehicle shall not use a Parking Place within the Restricted Parking Zone -
- (a) so as unreasonably to prevent access to any premises adjoining the road, or the use of the road by other persons; or
 - (b) so as to be a nuisance; or
 - (c) when for preventing obstruction of the streets, or danger or for any other lawful purpose, the Council has closed that Parking Place and exhibited notice of such closing on or near that parking place.

PART VII GENERAL

42. Nothing in Articles 5 - 8 and 16 of this Order shall prohibit a person to cause or permit any vehicle to wait in the length of road for so long as may be necessary to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any of the following operations:
- (a) is for fire brigade, police or ambulance purposes;
 - (b) is being used in the service of a local authority or with the permission of the Council in the exercise of statutory powers or duties and whilst

being so used in such service it is necessary for the vehicle to wait in that prohibited area;

- (c) the laying, erection, alteration or repair in, or in land adjacent to, the said lengths of road or side of roads, of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any electronic communications apparatus as defined in the Communications Act 2003;
 - (d) requires to wait for so long as may be necessary to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any of the following operations, namely:
 - (e) building, industrial or demolition operations;
 - (f) the removal of any obstruction to traffic;
 - (g) the provision of a universal postal service as defined in the Postal Services Act 2011;
 - (h) in any case where the person in control of the vehicle is required by law to stop or is obliged to do so in order to avoid an accident or is prevented from proceeding by circumstances beyond their control.
43. Nothing in this Order shall apply to any vehicle owned by a funeral director or owner of funeral vehicles when in use as part of a funeral cortege.
44. Insofar as any provision of this Order conflicts with any previous Order relating to the lengths of road specified in the Schedules to this Order, that provision of this Order shall prevail.

SCHEDULE 1

In the Town of Great Yarmouth

Restricted Parking Zone – Prohibition of Waiting, Loading and Unloading At Any Time (except for loading and unloading, disabled person's parking, time limited parking and permit parking within signed bays)

- | | | |
|--------------------|---|--|
| C613 Deneside | - | From a point 89 metres south-east of the centreline of its north-eastern junction with the B1141 Yarmouth Way north-westwards for a distance of 186 metres |
| C610 King Street | - | From a point 54 metres north-west of the centreline of its south-western junction with the B1141 Yarmouth Way south-eastwards for a distance of 110 metres |
| B1141 Yarmouth Way | - | From its junction with the B1141 Alexandra Road/ U60492 Trafalgar Road south-westwards to its junction with the C610 King Street |
| B1141 Yarmouth Way | | From its south-western junction with the C610 King Street south-westwards for a distance of 25 metres |

SCHEDULE 2
In the Town of Great Yarmouth
Christchurch Permit Parking Places

1	2	3	4	5	6
Parts of road authorised to be used as Christchurch Permit Parking Places	Position in which vehicles may wait	Classes of Vehicles	Days of Operation of parking place	Hours of Operation of parking place	Vehicles permitted to wait in the Parking Places
C613 Deneside South-West Side From a point 4 metres north-west of the junction with the B1141 Yarmouth Way north-westwards for 14 metres	Close by and parallel with the kerb	All	Monday to Sunday	0800 hrs to 2000 hrs	Vehicles authorised to wait by electronic evidence of Christchurch Virtual Parking Permit
C613 Deneside South-West Side From a point 28 metres north-west of the junction with the B1141 Yarmouth Way north-westwards for 14 metres	Close by and parallel with the kerb	All	Monday to Sunday	0800 hrs to 2000 hrs	Vehicles authorised to wait by electronic evidence of Christchurch Virtual Parking Permit

SCHEDULE 3
In the Town of Great Yarmouth

Street Parking Places

1	2	3	4	5	6
Parts of road authorised to be used as street parking places	Position in which vehicles may wait	Classes of vehicles	Days of Operation of parking place	Hours of Operation of parking place	Maximum period for which vehicles may wait
C613 Deneside South-West Side From a point 89 metres south of its junction with the C610 Regent Road southwards for a distance of 27 metres	Close by and parallel with the kerb	All	Monday to Sunday	0800 hrs to 1800 hrs	Waiting limited to 1 hour with no return within 1 hour
C613 Deneside South-West Side From a point 52 metres south of the junction with the B1141 Yarmouth Way southwards for a distance of 14 metres	Close by and parallel with the kerb	All	Monday to Sunday	0800 hrs to 1800 hrs	Waiting limited to 90 minutes with no return within 90 minutes
C613 Deneside South-West Side From a point 42 metres northwest of the junction with the B1141 Yarmouth Way north-westward for a distance of 17 metres	Close by and parallel with the kerb	Disabled Person's Vehicles displaying a Disabled Person's Badge and Parking Disc	Monday to Sunday	At All Times	Waiting Unlimited

SCHEDULE 4
Street Parking Places suspended by the provision of this Order

THE NORFOLK COUNTY COUNCIL (GREAT YARMOUTH, VARIOUS ROADS (AREA 1)) (STREET PARKING PLACES) ORDER 2015

In the Town of Great Yarmouth
Schedule 1

1	2	3	4	5	6
Parts of road authorised to be used as street parking places	Position in which vehicles may wait	Classes of Vehicles	Days of Operation of parking place	Hours of Operation of parking place	Maximum period for which vehicles may wait
C613 Deneside South-West Side From a point 89 metres south of its junction with the C610 Regent Road southwards for a distance of 44 metres	Close by and parallel with the kerb	All	Monday to Sunday	0800 hrs to 1800 hrs	Waiting limited to 1 hour with no return within 1 hour

SCHEDULE 5

Street Parking Places suspended by the provision of this Order

THE NORFOLK COUNTY COUNCIL (GREAT YARMOUTH, VARIOUS ROADS (AREA 1)) (STREET PARKING PLACES) ORDER 2015

In the Town of Great Yarmouth
Schedule 2 – Disabled Parking Places

1	2	3	4	5	6
Parts of road authorised to be used as street parking places	Position in which vehicles may wait	Classes of Vehicles	Days of Operation of parking place	Hours of Operation of parking place	Maximum period for which vehicles may wait
C613 Deneside South-West Side From a point 133 metres south of its junction with the C610 Regent Road southwards for a distance of 19 metres	Close by and parallel with the kerb	Disabled Person's Vehicles displaying a Disabled Person's Badge and Parking Disc	Monday to Sunday	At All Times	Waiting Unlimited

Dated this 24th day of April 2023



Katrina Hulatt
Director of Legal Services (NPLaw)

I hereby certify that this is a true copy of the original document.

Signed	
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