

Mr P Linfield

[consultation@rushcliffe.gov.uk](mailto:consultation@rushcliffe.gov.uk)

Our Ref: DM/PL



Date: 18 December 2015

RADCLIFFE ON TRENT PARISH  
GRANGE HALL  
1 VICARAGE LANE  
RADCLIFFE ON TRENT  
NOTTINGHAM  
NG12 2FB

Dear Sir/Madam,

**PROPOSED INTRODUCTION OF RUSHCLIFFE BOROUGH COUNCIL (BINGHAM, KEYWORTH AND RADCLIFFE ON TRENT) CIVIL ENFORCEMENT OFF-STREET PARKING PLACES ORDER 2016**

Rushcliffe Borough Council proposes to consider the introduction of the above Order ("the Proposed Order") and my purpose in writing to you is to undertake consultation, as required by the Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996 ("the 1996 Regulations").

The Proposed Order relates to existing off-street parking places and proposed new parking places provided by the Council at the locations listed in the Notice of Proposals attached to this letter. A Statement of Reasons for the Proposed Order is also attached.

Nottinghamshire County Council applied to the Secretary of State for an Order under Schedule 8 of the Traffic Management Act 2004 designating various areas of the County of Nottinghamshire including the Borough of Rushcliffe as civil enforcement areas for parking contraventions. Pursuant to that application, The Civil Enforcement of Parking Contraventions (County of Nottingham) Designation Order 2008 brought civil parking enforcement into force in the relevant areas of the County on 12 May 2008.

On 10 August 2009, the Rushcliffe Borough Council, (Bingham, Keyworth, Radcliffe on Trent) Off-Street Parking Places Order 2009 (the '2009 Order') brought Civil Parking Enforcement into force in certain off-street parking places in Bingham, Keyworth and Radcliffe on Trent. This 2009 Order made the aforementioned surrounding areas civil enforcement areas for parking contraventions under the designation order.

The effect of the Proposed Order will be to change the limited stay at a number of parking places to improve vehicular turnover and have the ability to consider the implementation of

parking charging and permit-holder parking at those parking places listed in the Notice of Proposal, a copy of which is attached. The Proposed Order will also extend the number and

type of parking places available in the Borough of Rushcliffe and surrounding areas. The existing regime of the civil enforcement of parking contraventions will remain in force, but will also apply to parking contraventions related to the above amendments.

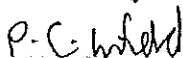
The council enclose a copy of the formal Notice of Proposals to make the above Order, together with the Statement of Reasons setting out the reasons why the Council is proposing to make the Order.

In order to give full publicity to the proposals, the Notice of Proposals will be advertised in the Nottingham Evening Post on 21 December 2015 and site notices will be displayed at the relevant parking places. In addition, documents providing full details of the proposal, including the proposed Order, will be available for inspection at the Council's offices, as indicated in the Notice of Proposals.

The Proposed Order will revoke The Rushcliffe Borough Council, (Bingham, Keyworth, and Radcliffe on Trent) Off-Street Parking Places Order 2009 in its entirety. If you wish to comment on the proposals outlined in this letter the council would be pleased to hear from you by 2pm on **18 January 2016** at either [consultation@rushcliffe.gov.uk](mailto:consultation@rushcliffe.gov.uk) or in writing to the address at the bottom of this letter. Otherwise, the council will assume that you have no comments at this stage. Due to the large number of organisations involved, the council regrets that it may not always be practical to respond individually to your reply. Should you require further information or clarification on any points arising from the proposals please contact Derek Musto, Parking Manager, Rushcliffe Borough Council at the address detailed on this letter (telephone 0115 917 3620).

The Notice of Proposals will be published locally as required by the 1996 Regulations and a copy of the said Notice and of the Statement of Reasons has been sent to you for your consideration. You will now have an opportunity to inspect the documents and, if necessary, raise any concerns or objections.

Yours faithfully,



**Peter Linfield**  
**Interim Executive Manager – Finance and Commercial**  
**Rushcliffe Borough Council**  
**Civic Centre, Pavilion Road**  
**West Bridgford**  
**Nottingham**  
**NG2 5FE**

# RUSHCLIFFE BOROUGH COUNCIL

## NOTICE OF PROPOSALS

### PROPOSED RUSHCLIFFE BOROUGH COUNCIL (BINGHAM, KEYWORTH AND RADCLIFFE ON TRENT) CIVIL ENFORCEMENT OFF-STREET PARKING PLACES ORDER 2016

Rushcliffe Borough Council intends to make the above Order ("the Proposed Order") under its powers contained in the Road Traffic Regulation Act 1984 as amended and under the Traffic Management Act 2004 as amended and all other enabling powers.

The Proposed Order relates to existing off-street parking places and proposed new parking places provided by the Council at the locations listed in the Schedule of Parking Places and Charges below and is intended to come into operation on Monday 11 April 2016 (or as soon as possible thereafter).

The Civil Enforcement of Parking Contraventions (County of Nottingham) Designation Order 2008 brought civil parking enforcement into force in the relevant areas of the County of Nottinghamshire, including the Borough of Rushcliffe, on 12 May 2008.

The Rushcliffe Borough Council (Bingham, Keyworth and Radcliffe on Trent) Off-Street Parking Places Order 2009 ("the 2009 Order") came into force on 10 August 2009 and revoked previous Orders relating to the parking places listed in the attached draft Schedule of Parking Places in their entirety. The 2009 Order restricted use of the parking places covered by that Order to vehicles of a specified class parked in such positions, on such days, during such times and for such periods as specified at each parking place; and prohibited parking in bays marked for use by disabled persons unless the vehicle is displaying a valid Disabled Persons Badge and currently set time clock.

The Proposed Order will revoke the 2009 Order and will replace the 2009 Order by amending the conditions of use for existing parking places and introducing conditions of use for the new parking places, as described in the attached draft Schedule of Parking Places.

### Proposed Penalty Charges

**£70 (£35 where paid within 14 days; £105 if paid after service of charge certificate)** For contraventions in relation to parking in loading areas; designated disabled persons bays; a restricted area; a permit bay or a bay not designated for that class of vehicle; for using a vehicle in connection with the sale of goods; and for causing an obstruction. For parking in a permit bay without clearly displaying a valid permit.

**£50 (£25 where paid within 14 days; £75 if paid after service of charge certificate)** For parking for longer than the maximum period allowed; parking beyond the bay markings; returning to the same parking place on the same day within the specified period; parking when the parking place is closed; parking for a purpose other than that permitted; parking with the engine running where prohibited. For contraventions related to parking charges, including: parking without payment of the parking charge; parking after expiry of the paid time; parking without clear display of the relevant ticket(s), voucher or parking clock; and parking without additional payment(s) to extend the parking stay.

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**SCHEDULE OF PARKING PLACES, TIMES AND CHARGES  
OF USE UNDER THE PROPOSED ORDER**

**1. Car Parks, Category A : Long Stay**

Newgate Street Bingham, Needham Street Bingham,  
Union Street Bingham, Bunny Lane Keyworth, Church  
Drive Keyworth.

**Waiting Period**                      **Charge**  
Up to 12 hours                      £0.00p

Quarterly parking permit      £00.00p  
Annual parking permit         £00.00p

**Permitted Times of Use:** Public parking Monday to  
Sunday inclusive, 24 hours a day, with stays limited to a  
continuous period not exceeding 12 hours on all days. No  
return to the same parking place within 3 hours and only  
one free period per day.

Maximum stay 12 hours  
No return within 3 hour  
One free period per day  
Public Bank Holidays Free

**2. Car Parks, Category B : Short Stay**

Health Centre Radcliffe on Trent, Walkers Yard Radcliffe  
on Trent,

**Waiting Period**                      **Charge**  
Up to 3 hours                        £0.00p

**Permitted Times of Use:** Public parking Monday to  
Sunday inclusive, 24 hours a day, with stays limited to a  
continuous period not exceeding 3 hours on all days. No  
return to the same parking place within 2 hours and only  
one free period per day.

Maximum stay 3 hours  
No return within 2 hours.  
One free period per day  
Public Bank Holidays Free

**3. Car Parks, Category C : Short Stay**

Market Place Bingham

**Waiting Period**                      **Charge**  
Up to 2 hours                        £0.00p

**Permitted Times of Use:** Public parking Monday to  
Sunday inclusive, 24 hours a day, with stays limited to a  
continuous period not exceeding 2 hours on all days. No  
return to the same parking place within 2 hours and only  
one free period per day.

Maximum stay 2 hours  
No return within 2 hours  
One free period per day  
Public Bank Holidays Free

**4. Car Parks, Category D : Market Day**

Market Place Bingham

**Waiting Period**                      **Charge**  
Up to 10 hours                      £0.00p

**Permitted Times of Use:** Permit Parking only. Market  
Days. Limited to 10 hours maximum stay between 6am –  
4pm

Permit Parking Only

**5. Car Parks, Category E : Drop Off – Pick Up Point**

Health Centre Radcliffe on Trent, Radcliffe on Trent

**Waiting Period**                      **Charge**  
Up to 15 minutes                    £0.00p

**Permitted Times of Use:** Public parking Monday to  
Sunday inclusive, 24 hours a day, with stays limited to a  
continuous period not exceeding 15 minutes on all days.  
No return to the same parking place within 2 hours and  
only one free period per day.

Maximum stay 15 minutes  
No return within 2 hours  
One free period per day  
Public Bank Holidays Free

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Any person may object or make representations relating to the making of the Proposed Order by Monday the 18 January 2016. Objections and representations must be made in writing, stating the grounds on which they are made and must be sent to the address given below or at [consultation@rushcliffe.gov.uk](mailto:consultation@rushcliffe.gov.uk).

Documents giving more detailed particulars of the Proposed Order are available for inspection on Mondays to Fridays between the hours of 08:45 and 16:45 at the Rushcliffe Borough, Council Offices, Pavilion Road, West Bridgford, Nottingham. NG2 5FE and at the Rushcliffe Community Contact Centre, Rectory Road, West Bridgford, Nottingham. NG2 6BU.or at the Council's website at [www.rushcliffe.gov.uk/carparking](http://www.rushcliffe.gov.uk/carparking).

**Dated: 18 December 2015**

**Peter Linfield  
Interim Executive Manager – Finance and Commercial  
Rushcliffe Borough Council  
Civic Centre, Pavilion Road  
West Bridgford  
Nottingham  
NG2 5FE**

**Signature:**



**RUSHCLIFFE BOROUGH COUNCIL****PROPOSED INTRODUCTION OF RUSHCLIFFE BOROUGH COUNCIL (BINGHAM, KEYWORTH AND RADCLIFFE ON TRENT) CIVIL ENFORCEMENT OFF-STREET PARKING PLACES ORDER 2016****STATEMENT OF REASONS WHY THE COUNCIL PROPOSES TO MAKE THE ORDER**

1. Off-street parking places (car parks) are provided by the Council in order to: assist traffic management by reducing the demand for on-street parking places; help meet the needs of people with disabilities; promote the economic vitality of town centres within the Borough; enhance access to civil, leisure and commercial facilities within the Borough; and to help protect the environment.
2. On 1 April 2008 part 6 of the Traffic Management Act 2004 (TMA) came into effect. Part 6 of the TMA provides for the civil enforcement of most types of parking contraventions. It replaces Part 2 and Schedule 3 of the Road Traffic Act 1991. The TMA transferred the responsibility of monitoring on-street parking enforcement from the Nottinghamshire Police to local authorities.
3. Nottinghamshire County Council applied to the Secretary of State for an Order under Schedule 8 of the Traffic Management Act 2004 designating the Borough of Rushcliffe and other areas of the County of Nottinghamshire as civil enforcement areas for parking contraventions. Pursuant to that application, The Civil Enforcement of Parking Contraventions (County of Nottingham) Designation Order 2008 (the 'Designation Order') brought civil parking enforcement into force in the relevant areas of the County on 12<sup>th</sup> May 2008. The Designation Order established Rushcliffe as a "Special Parking Area". This enabled on-street parking enforcement to be carried out throughout the area. A condition of the application was that the Council's off-street parking places be included within the "Special Parking Area" to provide a consistent level of enforcement of both on- and off-street parking across the County.  
  
Pursuant to the Designation Order, on 10 August 2009 the Rushcliffe Borough Council, (Bingham, Keyworth, Radcliffe on Trent) Off-Street Parking Places Order 2009 (the '2009 Order') brought Civil Parking Enforcement into force in certain off-street parking places in Bingham, Keyworth and Radcliffe on Trent. This 2009 Order made the aforementioned surrounding areas, locations for parking contraventions, within the Council's off-street parking places. It was deemed unnecessary to introduce charges at this time.
4. After an initial public consultation from 10 April 2015 to 22 May 2015 the Council with delegated powers resolved to introduce a new parking places order to change the limited stay at a number of parking places to improve vehicular turnover, have the ability to consider the implementation of parking charging and permit-holder parking at those parking places listed in the Notice of Proposals and to extend the number of off-street parking places to encompass other land owned by the Council.
5. If the Council decide at any point to invoke or implement parking place charging it will do so for the following reasons:
  - a. To maintain high-quality public off-street parking facilities.
  - b. To encourage turnover by favouring short-stay parking: this will be reflected in the regime of tariffs.