

ROAD TRAFFIC REGULATION ACT 1984

The Highland Council (Prohibition and Restriction of Waiting and Loading and Parking Places) (Decriminalised Parking Enforcement and Consolidation) Variation Three Order 2018

THE HIGHLAND COUNCIL in exercise of its powers under Sections 1(1), 2(1) to (3), 4, 19, 32, 35, 45, 46,47 and 124 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 (“the Act of 1984”) as amended and of the Road Traffic Act 1991 (“the 1991 Act”) and of all other enabling powers, and after consultation with the Chief Constable of Police Scotland in accordance with Part III of Schedule 9 to the Act of 1984, hereby makes the following Order.

1. This Order shall come into operation on the 14th May 2019 and may be cited as “The Highland Council (Prohibition and Restriction of Waiting and Loading and Parking Places) (Decriminalised Parking Enforcement and Consolidation) Variation Three Order 2018”
2. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the Interpretation of an Act of Parliament.
3. The prohibitions and 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 of 1984 or by or under any other enactment provided that where a prohibition or restriction which is imposed, varied or revoked by this Order is in conflict with a prohibition or restriction imposed by a previous Order, then the provision of this Order shall prevail.
4. If a court, Transport Scotland or the Parking and Bus Lane Tribunal Service for Scotland, declares any part of this Order to be invalid or un-enforceable, such declaration shall not invalidate the remainder of this Order.

5. The Highland Council (Prohibition and Restriction of Waiting and Loading and Parking Places) (Decriminalised Parking Enforcement and Consolidation) Order 2016 (hereinafter referred to as the “Principal Order”) is hereby varied: the plans specified and attached in Schedule1 to this Order are inserted therefore and hereby added and incorporated into schedule 1 to the Principal Order.

6. The Highland Council (Prohibition and Restriction of Waiting and Loading and Parking Places) (Decriminalised Parking Enforcement and Consolidation) Order 2016 (hereinafter referred to as the “Principal Order”) is hereby varied: the plans specified in the Schedule 2 to this Order are deleted from the Principal Order and the plans specified and attached in Schedule 3 to this Order are substituted therefore and hereby added and incorporated into schedule 1 to the Principal Order.

7. The Highland Council (Prohibition and Restriction of Waiting and Loading and Parking Places) (Decriminalised Parking Enforcement and Consolidation) Order 2016 (hereinafter referred to as the “Principal Order”) is hereby varied: the plans specified and attached in Schedule 4 to this Order are inserted therefore and hereby added and incorporated into schedule 2 to the Principal Order.

8. The Highland Council (Prohibition and Restriction of Waiting and Loading and Parking Places) (Decriminalised Parking Enforcement and Consolidation) Order 2016 (hereinafter referred to as the “Principal Order”) is hereby varied: table 4.1 and table 4.2 specified in the Schedule 4 to the Principal Order is deleted from the Principal Order and the tables 4.1 and 4.2 specified and attached in Schedule 5 to this Order are substituted therefore and hereby added and incorporated into schedule 4 to the Principal Order.

This Order and the Schedules annexed hereto are sealed with the Common Seal of The Highland Council

THE COMMON SEAL of)
COUNCIL was hereunto affixed)
This day of 2019)
in the presence of:-)

This is the Schedule 1 referred to in the foregoing The Highland Council (Prohibition and Restriction of Waiting and Loading and Parking Places) (Decriminalised Parking Enforcement and Consolidation) Variation Three Order 2018

SCHEDULE 1

On Street Plans attached with the following Map Numbers thereon are added and incorporated into schedule 1 to The Highland Council (Prohibition and Restriction of Waiting and Loading and Parking Places) (Decriminalised Parking Enforcement and Consolidation) Order 2016

AA521	EB602	KJ477	MD383	OE600	OX46
AA522	EC602	KJ478	MD386	OE601	OX47
BV536	GY339	KJ479	ME383	OF598	OY44
BV537	GY340	LD435	ME384	OF599	OY45
BV538	GZ337	LE433	ME385	OF600	QN113
BW536	GZ338	LE434	ME386	OG598	QU113
BW537	GZ339	LE435	MY484	OS37	QU114
BW538	HA338	LE537	MY485	OT37	QU115
BW592	KF474	LF433	MY489	OU44	QU116
CB500	KF475	LF434	MZ485	OU45	QU117
CB501	KG474	LF435	MZ486	OU47	QV111
CB502	KG475	LF536	MZ487	OU48	QV112
DC616	KH473	LF537	MZ488	OV44	QV113
DJ721	KH476	LF538	MZ489	OV45	QV114
DJ722	KH477	LG434	MZ490	OV46	QV115
DK721	KH478	LG435	NA485	OV47	QV116
DK722	KI473	LO439	NA486	OW43	QV117
DZ605	KI474	LP438	NA487	OW44	QW111
DZ606	KI475	LP439	NB486	OW45	QW112
EA605	KI476	LP440	NB488	OW46	QW116
EA606	KI477	LQ438	NE299	OW47	QW117
EB601	KI478	LQ439	OE599	OX45	

This is the Schedule 2 referred to in the foregoing The Highland Council (Prohibition and Restriction of Waiting and Loading and Parking Places) (Decriminalised Parking Enforcement and Consolidation) Variation Three Order 2018

SCHEDULE 2

On Street Plans with the following Map Numbers thereon are deleted from The Highland Council (Prohibition and Restriction of Waiting and Loading and Parking Places) (Decriminalised Parking Enforcement and Consolidation) Order 2016:

LG530a

LG534

LH533a

LH534

LH530a

This is the Schedule 3 referred to in the foregoing The Highland Council (Prohibition and Restriction of Waiting and Loading and Parking Places) (Decriminalised Parking Enforcement and Consolidation) Variation Three Order 2018

SCHEDULE 3

Substitute On Street Plans attached with the following Map Numbers thereon are added and incorporated into schedule 1 to The Highland Council (Prohibition and Restriction of Waiting and Loading and Parking Places) (Decriminalised Parking Enforcement and Consolidation) Order 2016

LG530b

LG534a

LH530b

LH533b

LH534a

This is the Schedule 4 referred to in the foregoing The Highland Council (Prohibition and Restriction of Waiting and Loading and Parking Places) (Decriminalised Parking Enforcement and Consolidation) Variation Three Order 2018

SCHEDULE 4

Index Plans attached with the following titles thereon are added and incorporated into schedule 2 to The Highland Council (Prohibition and Restriction of Waiting and Loading and Parking Places) (Decriminalised Parking Enforcement and Consolidation) Order 2016

Alness Overview

Brora Overview

Dingwall Overview

Dunvegan Isle of Skye Overview

Grantown on Spey Overview

Invergordon Overview

Kyle of Lochalsh Overview

Kyleakin Overview

Mallaig Overview

Nain Overview

Portree Isle of Skye Overview

Scrabster Overview

Sligachan Overview

Old Man of Storr Overview

Tain Overview

Thurso Overview

Ullapool Overview

Wick and Haster Overview

This is the Schedule 5 referred to in the foregoing The Highland Council (Prohibition and Restriction of Waiting and Loading and Parking Places) (Decriminalised Parking Enforcement and Consolidation) Variation Three Order 2018

SCHEDULE 5

Table 4.1 and 4.2 attached are amended and incorporated into schedule 4 to The Highland Council (Prohibition and Restriction of Waiting and Loading and Parking Places) (Decriminalised Parking Enforcement and Consolidation) Order 2016

Table 4.1 On-Street Designated Parking Place Tariffs

Ref	Location of Parking Place	Charging Hours	Scale of Charges	
		HMS - Hours Maximum Stay	Periods	Charge
PD001	Ardross Street, Inverness (Pay & Display)	Mon to Sat 10am to 5pm 2 HMS	Up to 1 Hr Up to 2 Hrs	£1.00 £2.00
PD002	Castle Street, Inverness (Pay & Display)	Mon to Sat 8am to 6pm 2 HMS	Up to 1 Hr Up to 2 Hrs	£1.00 £2.00
PD003	Church Street, Inverness (Pay & Display)	Mon to Sat 8am to 6pm 1 HMS	Up to 1 Hr	£1.00
PD004	Crown Shopping Centre, Inverness (Pay & Display)	Mon to Sat 8am to 6pm 0.5 HMS	Up to 30 mins	£0.50
PD005	Culduthel Road, Inverness (Long Stay Pay & Display)	Mon to Sat 24 hours 24 HMS	Up to 3 Hrs Up to 4 Hrs Up to 24 Hrs	£1.00 £2.00 £4.00
PD006	Friars Lane, Inverness (Pay & Display)	Mon to Sat 8am to 6pm 2 HMS	Up to 1 Hr Up to 2 Hrs	£1.00 £2.00
PD007	Hill Place, Inverness (Pay & Display)	Mon to Sat 8am to 6pm 1 HMS	Up to 1 Hr	£1.00
PD008	Huntly Street, Inverness (Pay & Display)	Mon to Sat 8am to 6pm 2 HMS	Up to 1 Hr Up to 2 Hrs	£1.00 £2.00
PD009	Ness Bank , Inverness (Pay & Display)	Mon to Sat 10am to 4pm 2 HMS	Up to 2 Hrs	£1.00
PD010	Ness Walk, Inverness (Pay & Display)	Mon to Sat 10am to 5pm 2 HMS	Up to 1 Hr Up to 2 Hrs	£1.00 £2.00
PD011	Stephens Brae, Inverness (Pay & Display)	Mon to Sat 8am to 6pm 1 HMS	Up to 1 Hr	£1.00

Ref	Location of Parking Place	Charging Hours	Scale of Charges	
PD012	Bishops Road, Inverness (Pay & Display)	Mon to Sat 10am to 5pm 2 HMS	Up to 2 Hrs	£1.00
PD013	Bellfield Park, Inverness (Pay & Display)	Mon to Sat 8am to 6pm 4 HMS	Up to 2 Hrs Up to 4 Hrs	£1.00 £2.00
PD016	Storr, A855 Roadside (Pay & Display) 1 st March to 31 st October	Mon to Sun 8am to 8pm 12 HMS	Up to 3 hrs Up to 6 Hrs Up to 12 Hrs	£3.00 £5.00 £7.00

Table 4.2 Annual Tariffs, Permits and Suspensions

INVERNESS	Note	Frequency	Fee
Resident's and Residents visitor permits (RP, RVP)		annual	£58.00
Blue Badge discount (One per eligible property)		annual	100%
Senior Citizens resident's permit		annual	£28.00
Lost or damaged permits		single fee	£28.00
Business and business visitor permits (BP, BVP)		annual	£185.00
Lost or damaged business parking permit		single fee	£92.00
Contract parking card - Rose St MSCP (CP)		monthly	£63.00
Contract Permit Bay - Rose St MSCP (CP)		monthly	£92.40
Business Contract Parking - other (CP)		monthly	£40.00
ALL OTHER HIGHLAND COUNCIL LOCATIONS	Note	Frequency	Fee
Resident's and Residents visitor permits (RP, RVP)		annual	£40.00
Blue Badge discount (One per eligible property)		annual	100%
Senior Citizens resident's permit		annual	£20.00
Lost or damaged permits		single fee	£20.00
Business and business visitor permits (BP, BVP)		annual	£100.00
Lost or damaged business parking permit		single fee	£50.00
Local Parking Season ticket (LPST)		monthly	£10.00
Business Contract Parking (CP)		Annual	negotiated
COUNCIL WIDE	Note	Frequency	Fee
Residents Visitor Parking Vouchers*	Book of 10 x 3hour periods	single	£20.00
Trades Permit (TP)*	Trades Services Providers	annual	£240.00
Essential User Permit (EUP)*	Medical , registered domiciliary care etc.	annual	£50.00
Highland Parking Season Ticket (HPST)		monthly	£20.00

General – Suspensions	Fee
Suspension of On Street Pay & Display Parking Bay	£50 fixed administration fee plus £10.00 per day of suspension
Suspension of other On Street bay	£50 fixed administration plus £5.00 per day of suspension beyond 5 days
Suspension of an Off Street Car Park Bay (Non Pay & Display) - Minimum	£50 fixed administration plus £5.00 per day of suspension beyond 5 days
Suspension of an Off Street Car Park Bay (Pay & Display)	<p>Fee Calculation used:</p> <p>Number of Bays X Bay Hourly Rate X Charging period X Number of Days X Average Occupancy for location + Admin Fee (£50).</p> <p><i>e.g. 1 bay for 5 days if bay hourly rate for car is £1 for and 10hrs per day and average occupancy for location is 70% = 1 (bay) x £1 x 10(hrs) x 5 (days)x 70% + Admin Fee (£50) = £85</i></p>