



Statutory Document No 32/95

Road Traffic Regulation Act 1985

PEEL (PARKING PLACES DESIGNATION) ORDER 1995

Coming into Operation : 20th February 1995

In exercise of the powers conferred on the Department of Transport by Section 14 of the Road Traffic Regulation Act 1985 (a), and of all other enabling powers, the following Order is hereby made :-

Citation and Commencement

1. This Order may be cited as the Peel (Parking Places Designation) Order 1995, and shall come into operation on the 20th February 1995

Interpretation

2. (1) In this Order :-

"angled parking bay" means a parking bay as marked by road marking diagram 1033 prescribed by the Traffic Signs Regulations and General Directions 1981 (b) as they have effect in the Isle of Man;

"the Department" means the Department of Transport;

"Disabled Persons Badge" means a badge in the form prescribed by Regulation 3 of the Disabled Persons (Badges for Motor Vehicles) Regulations 1992;

"driver" in relation to a vehicle means the person driving the vehicle;

"five minute period" means a period of five minutes between 8.30 a.m. and 5.00 p.m., beginning at a full hour or at 5 minutes, 10 minutes (and so on) past a full hour;

"parking disc" means a disc issued by or with the authority of the Department, and capable of showing the five minute period during which a period of waiting begins;

"permitted hours" means the period between 8.30 a.m. and 5.00 p.m. on any day except Sunday;

"special permit" means a permit issued under the provisions of Article 10;

"disc parking space" means spaces as marked by road marking diagram 1032 prescribed by the Traffic Signs Regulations and General Directions 1981 (b) as they have effect in the Isle of Man.

(a) 1985 c.20

(b) SI 1981/859 as applied to the Isle of Man by G.C. 145/82

(2) For the purposes of this Order, a vehicle shall be regarded as displaying a parking disc on the relevant position, when :-

(a) 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; and

(b) in the case of a vehicle not fitted with a front windscreen the disc is exhibited in a conspicuous position on the front or near side of the vehicle.

Restriction of Waiting

3. Save as provided in Article 8 no person shall except upon the direction or with the permission of a police constable or traffic warden in uniform, cause or permit any vehicle to wait between the hours of 8.30 a.m. and 5.00 p.m. on any day other than a Sunday in a disc parking space on the sides of the length of road specified in Schedule 1.

(a) for a period longer than 2 hours;

(b) for vehicles displaying a valid Disabled Persons badge for a longer period than 4 hours; or

(c) if a period of less than 2 hours has elapsed since the termination of the last period of waiting (if any) by that vehicle on the sides of the length of road.

4. Save as provided in Articles 8 and 10 no person shall except upon the direction or with the permission of a police constable or traffic warden in uniform, cause or permit any vehicle to wait between the hours of 8.30 a.m. and 5.00 p.m. on any day other than a Sunday in a disc parking space on the sides of the road specified in Schedule 2.

(a) for a period longer than 2 hours;

(b) for vehicles displaying a valid Disabled Persons badge for a longer period than 4 hours; or

(c) if a period of less than 2 hours has elapsed since the termination of the last period of waiting (if any) by that vehicle on the sides of the length of road.

Exhibit of Parking Disc

5. The driver of a vehicle shall, on arrival of the vehicle on the sides of the lengths of roads specified in Schedules 1 and 2 and during the hours prescribed in Articles 3 and 4 exhibit a parking disc in the relevant position on the vehicle.

Indication of Arrival Time

6. The driver of a vehicle shall on exhibiting the parking disc on the vehicle in accordance with Article 5 set the disc so that it indicates the five minute period during which the vehicle arrived on the sides of the lengths of roads specified in Schedules 1 and 2.

Exemptions

7. Nothing in Articles 3 and 4 shall render it unlawful to cause or permit any vehicle to wait on the sides of the lengths of roads referred to therein for so long as may be necessary to enable :-

(a) a person to board or alight from the vehicle;

(b) the vehicle, if it cannot be used for such purposes in any other road, to be used in connection with any of the following operations :-

(i) building or demolition operations;

(ii) the maintenance, improvement or reconstruction of the said sides of the lengths of the road;

(iii) the laying, erection, alteration or repair in, or in land adjacent to the said sides of the lengths of road for the supply of gas, water or electricity or of any telecommunications apparatus;

(c) the vehicle if it cannot conveniently be used for such purpose in any other road, to be used in the service of a Statutory Board or local authority in pursuance of statutory powers or duties; or

(d) the vehicle to be used for fire brigade, ambulance, police or other emergency purposes.

Evidence of Facts

8. (1) The driver of a vehicle shall not permit it to wait on the sides of the lengths of road specified in Schedules 1 and 2 for longer than the maximum periods specified in Articles 3 and 4 such periods being calculated as commencing from the later time indicated on the parking disc set in accordance with the provision of Article 6.

(2) When a parking disc exhibited in pursuance of this Order on a vehicle waiting on the sides of the lengths of road specified in Schedules 1 and 2 is showing a five minute period, the later time indicated by the disc showing the end of that period shall be treated as evidence that the vehicle has been waiting on the sides of the lengths of road specified in Schedules 1 and 2 since the later time in any proceedings for a contravention of paragraph (1).

(3) Where in any proceedings for a contravention of paragraph (1) it is not proved that the offence had been committed, but it is proved that the parking disc had not been set in accordance with Article 6, the defendant may be convicted of an offence consisting of a contravention of that Article.

Offences relating to Discs

9. No person shall :-

(a) after the parking disc exhibited on a vehicle has been set in accordance with Article 6 alter the indications given by that parking disc whilst that vehicle remains in the disc parking space;

(b) knowingly exhibit on any vehicle any parking disc which has

been altered, defaced, mutilated or added to or upon which the figures have become illegible.

Arrangements for Special Permit Holders

10. Nothing in Article 4 shall render it unlawful for any person to cause or permit any vehicle to wait on the sides of the lengths of the road referred to in Schedule 2 during the permitted hours where that vehicle is displaying in the manner specified in Article 11 a special permit issued by the Department in respect of that vehicle.

Display of Permits

11. At all times during which a vehicle is waiting on the sides of the lengths of the road referred to in Schedule 1 during the permitted hours there shall be exhibited on the vehicle the special permit issued in respect of the vehicle so that the particulars on the permit are readily visible from the front or near side of the vehicle.

Offences relating to Special Permits

12. No person shall knowingly exhibit on any vehicle any special permit which has been altered, defaced, mutilated or added to or upon which the details have become illegible.

13. No vehicle is to be permitted to wait in the same place on the sides of the lengths of the road specified in Schedule 2 for a continuous period exceeding 24 hours.

Revocation

14. The Public documents mentioned in Schedule 3 are revoked to the extent specified in the third column of that Schedule.

Article 3

SCHEDULE 1

Lengths and sides of the Road in the Town of Peel

Atholl Place

North side

from a point approximately 7 metres west of its junction with Bridge Street westwards for a distance of approximately 40 metres.

South side

from a point approximately 7 metres west of its junction with Atholl Street westwards for a distance of approximately 10 metres.

Derby Road

South side

(i) from a point approximately 57 metres east of its junction with Atholl Place eastwards from a distance of approximately 28 metres.

(ii) from a point approximately 104 metres east of its junction with Atholl Place eastwards for a distance of approximately 8 metres.

Market Place

West side

from a point approximately 7 metres north of its junction with Lake Lane northwards for a distance of approximately 43 metres.

East side

(i) from a point approximately 7 metres north of the entrance to Market Place car park northwards for a distance of approximately 17 metres.

(ii) the angled parking bays sited outside of the Post Office but excluding those marked for "Post Office vehicles only."

North side

from its junction with Castle Street eastwards to its junction with Market Street and marked as angled parking bays.

Patrick Street

West side

from a point approximately 7 metres north of its junction with Station Road northwards for a distance of approximately 8 metres.

Article 4

SCHEDULE 2

Atholl Street

West side

(i) from a point approximately 37 metres south of the junction with Atholl Place southwards for a distance of approximately 15 metres.

(ii) from a point approximately 58 metres south of its junction with Atholl Place southwards for a distance of approximately 36 metres.

(iii) from a point approximately 107 metres south of its junction with Atholl Place southwards for a distance of approximately 20 metres.

Bridge Street

West side

from a point approximately 7 metres north of its junction with Atholl Place northwards for a distance of approximately 73 metres.

East side

from a point approximately 12 metres south of its junction with Shore Road southwards for a distance of approximately 15 metres.

Mona Street

West side

from a point approximately 7 metres south of its junction with Christian Street southwards for a distance of approximately 57 metres.

Article 13

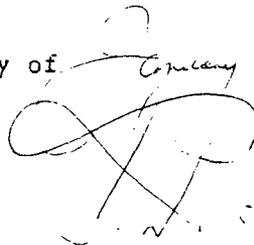
SSCHEDULE 3

<u>Date Made</u>	<u>Title</u>	<u>Revocation</u>	<u>Extent of Revocation</u>
26.4.82	Parking Place (Roads, Streets, and Carriage-ways) Order 1982		In Schedule entries 1 and 5

Made this

30th

day of January 1995



MINISTER
for Transport

Explanatory Note
(This note is not a part of the Order)

The effect of this Order is to introduce disc parking into Peel between the hours of 8.30 a.m. and 5.00 p.m. Monday to Saturday inclusive on the lengths of road specified in the Schedules.

The Order allows for the issue of special permits.