

WARWICKSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

THE WARWICKSHIRE COUNTY COUNCIL
(BOROUGH OF NORTH WARWICKSHIRE)
(WAITING RESTRICTIONS AND ON-STREET PARKING PLACES)
(CONSOLIDATION) (VARIATION NO.3 (ELECTRIC VEHICLES)) ORDER 2021

The Warwickshire County Council (hereinafter referred to as "the Council") in exercise of the powers conferred by sections 1(1), 2(1) to (3), 4(2), 32, and 35 of, and Part IV of Schedule 9 to, the Road Traffic Regulation Act 1984, (hereinafter referred to as "the 1984 Act") and of all other enabling powers, hereby make the following Order:-

PART I
CITATION AND INTERPRETATION

1. The Warwickshire County Council (Borough of North Warwickshire) (Waiting Restrictions and On-Street Parking Places) (Consolidation) Order 2017 (which said Order of 2017 as varied is hereinafter referred to as 'the Principal Order') is hereby further varied in the manner and to the extent hereinafter provided.
2. In Article 2 to the Principal Order, prior to the definition of "Authorised Cab Rank", insert the following definition:-

"“All-Electric Vehicle” means an electrically propelled vehicle where the battery is the only power source which is adapted or suitable for use on a road;”
3. In Article 2 to the Principal Order, after the definition of "Carriageway", insert the following definition:-

"“Charge Point” has the same meaning as in the Automated and Electric Vehicles Act 2018;”
4. In Article 2 to the Principal Order, after to the definition of "Driver" insert the following definition:-

"“Electric Vehicle Parking Place” means a road or length of road designed as a Parking Place for All-Electric Vehicles and Plug-In Hybrid Vehicles by Article 15;”

5. In Article 2 to the Principal Order, delete the definition of “plans” entirely, and replace with the following definitions:-

““Parking Space” means a space within either a Disabled Person’s Parking Place or an Electric Vehicle Parking Place which is provided for the leaving of a vehicle and marked on the surface of the parking place by painted white lines which comply with either the 2016 Regulations or the 2002 Regulations;

“Plans” means the plans attached to this Order and listed in Schedule 1;

“Plug-In Hybrid Vehicle” means a hybrid vehicle which can switch between running on electricity or fossil fuels and which is capable of connecting via a lead to a Charge Point;”

6. In Article 7 to the Principal Order, after the words “no waiting”, insert the words “or “limited waiting””.

7. In Part II to the Principal Order, delete Article 8 entirely, and replace with:-

“8. Save as provided within Article 9, no person shall, except upon the direction or with the permission of a police constable in uniform or a traffic warden, cause or permit a vehicle to wait:-

(a) in those lengths of road identified on the Plans as “No Waiting” during the periods of time identified on the Plans in relation to that length of road; or

(b) in the case of a length of road identified on the Plans as “Limited Waiting”, for longer than the maximum period specified on the Plans in relation to that length of road and provided that the number of hours specified on the Plans for returning to wait in that length of road has elapsed since the termination of the last period of waiting (if any) by that vehicle on that length of road.”

8. After Article 9(2) to the Principal Order, insert:-

“(3) Nothing in Article 8 shall render it unlawful to cause or permit a Disabled Person’s Vehicle which displays in the Relevant Position a Disabled Person’s Badge to wait in the lengths of road identified on the Plans as “Limited Waiting”.”

9. In Article 12(2) to the Principal Order, replace the term “parking space” with the term “Parking Space” where it appears twice.

10. After Article 14 to the Principal Order, insert a new Part IV as follows:-

**“PART IV
AUTHORISATION AND USE OF PARKING PLACES
FOR ELECTRIC VEHICLES**

15. Subject to the following provisions of Articles 16 to 19 inclusive, those lengths of road identified on the Plans as *“Electric Vehicle Charging Bay / Electric Vehicle Recharging Point”* are authorised to be used as an Electric Vehicle Parking Place.
16. Save as provided in Article 15 the driver of a vehicle shall not permit it to wait in an Electric Vehicle Parking Place unless it is an All-Electric Vehicle or a Plug-In Hybrid Vehicle and that vehicle is connected to the Charge Point via a charging lead for the purposes of recharging the battery of the All-Electric Vehicle or Plug-In Hybrid Vehicle.
17. (1) No vehicle shall wait in an Electric Vehicle Parking Place for longer than the maximum period permitted for waiting specified on the Plans in relation to that Electric Vehicle Parking Place.
- (2) Where a vehicle has been left in an Electric Vehicle Parking Place, after waiting thereon the driver thereof shall not permit the vehicle to wait upon that Electric Vehicle Parking Place, or upon any other Electric Vehicle Parking Place in the same street, until the number of hours specified on the Plans for not returning to wait in that Electric Vehicle Parking Place have elapsed following the termination of the last period of waiting (if any) by that vehicle on that Electric Vehicle Parking Place.
18. (1) The driver of a vehicle using an Electric Vehicle Parking Place shall stop the engine as soon as the vehicle is in position in the Electric Vehicle Parking Place and shall not start the engine except when about to change the position of the vehicle or depart.
- (2) Every vehicle left in an Electric Vehicle Parking Place in accordance with this Order shall stand so that every part of the vehicle is wholly within the limits of a marked Parking Space or, in the case of an Electric Vehicle Parking Place in which there are no marked Parking Spaces, so that the distance between the edge of the Carriageway and the nearest wheel of the vehicle shall not be greater than 300 millimetres.
19. No person shall use a vehicle while it is in an Electric Vehicle Parking Place in connection with the sale of any article to persons in or near the Electric Vehicle Parking Place or in connection with the selling or offering for hire of his skills or services.”

11. In the Principal Order, amend "Part IX" to read "Part V" and amend the previous Article number "15" in the Principal Order, to Article number "20".
12. In Schedule 1 to the Principal Order, after plan title "CI37", replace the revision number "1" with the revision number "2".
13. In Schedule 1 to the Principal Order, after plan title "CJ37", replace the revision number "1" with the revision number "2".
14. In the Principal Order, replace the plans attached thereto which are listed in column 1 below, with the plans attached hereto and listed in column 2 below:-

Column 1	Column 2
CI37 Revision No. 1	CI37 Revision No. 2
CJ37 Revision No. 1	CJ37 Revision No. 2

15. This Order shall come into operation on the day of Two thousand and twenty-one and may be cited as "The Warwickshire County Council (Borough of North Warwickshire) (Waiting Restrictions and On-Street Parking Places) (Consolidation) (Variation No. 3 (Electric Vehicles)) Order 2021".

SIGNED by the Proper Officer
for and on behalf of The Warwickshire County Council

on the day of Two thousand and twenty-one

Authorised by Initials.....

DATED

2021

WARWICKSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

THE WARWICKSHIRE COUNTY COUNCIL
(BOROUGH OF NORTH WARWICKSHIRE)
(WAITING RESTRICTIONS AND ON-STREET
PARKING PLACES) (CONSOLIDATION)
(VARIATION NO. 3 ELECTRIC VEHICLES)
ORDER 2021