

WARWICKSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

THE WARWICKSHIRE COUNTY COUNCIL
(DISTRICT OF STRATFORD ON AVON)
(STRATFORD PARKWAY / PARK & RIDE)
(OFF-STREET PARKING PLACES) ORDER 2016

The Warwickshire County Council (hereinafter referred to as "the Council") in exercise of the powers conferred by Sections 32, 33, 35, 35A and 38 of, and Part IV of Schedule 9 to, the Road Traffic Regulation Act 1984 (hereinafter referred to as "the Act") the Traffic Management Act 2004 as amended 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 makes the following Order:-

PART 1
COMMENCEMENT, CITATION AND INTERPRETATION

1. This Order shall come into operation on the Twenty-Seventh day of June Two thousand and sixteen and may be cited as The Warwickshire County Council (District of Stratford on Avon) (Stratford Parkway / Park & Ride) (Off-Street Parking Places) Order 2016.
2. In this Order, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:-
 - “authorised bus” means a public service vehicle provided by the authorised operator for the purposes of operating the park and ride bus service;
 - “authorised operator” means the operator appointed by or on behalf of the Council for the purposes of undertaking the operation of the park and ride bus service;
 - “bus stop areas” means areas within the parking place intended for the waiting of public service vehicles and which are marked thereon with the words “Bus Stop”
 - “charge for parking” means the charges described in the Schedule to this Order;
 - “charge certificate” means a statement that the penalty charge has been increased by fifty percent in accordance with Regulation 21 of the 2007 Regulations;
 - “civil enforcement officer” means an individual employed by the Council (or employed by an agent appointed to act on the Council’s behalf) in accordance with section 76 of the 2004 Act to enforce road traffic contraventions or a civil enforcement officer appointed by the Council (or appointed by an agent acting on the Council’s behalf) in accordance with section 63A of the 1984 Act to supervise and carry out enforcement in respect of this Order;”

“disabled badge holder’s bay” means a parking space (including a drop off / pick up bay) which is provided for the leaving of a vehicle displaying in the relevant position a valid disabled person’s badge and indicated by markings on the surface of the parking space or signed or otherwise indicated by signs or any other structure placed or erected in the parking place;

“disabled person’s badge” has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000;

“disabled person’s vehicle” has the same meaning as in The Motor Vehicles (Approval) (Amendment) Regulations 2004;

“driver” in relation to a vehicle waiting in the parking place, means the person driving or riding the vehicle at the time it was left in the parking place;

“drop off / pick up bay” means a parking space which is provided for a motor car or light commercial vehicle, an electric vehicle or a motor cycle to wait whilst the driver drops off or picks up a passenger who is using the Stratford Parkway railway station and which bay is indicated by markings on the surface thereof or signed or otherwise indicated by signs or any other structure placed or erected in the parking place;

“electric vehicle charging point” means a point to which an electric vehicle can connect to in order to recharge;

“electric vehicle” means an electrically propelled vehicle the unladen weight of which does not exceed thirty hundred weight, which is either:-

- (i) constructed solely for the carriage of not more than twelve passengers and their effects exclusive the driver;
- (ii) constructed for the conveyance of goods or burden of any description;

“electric vehicle bay” means a parking space which is provided for the leaving of an electric vehicle when such vehicle is connected to an electric vehicle charging point and where such vehicle is also permitted to be so connected.

“enactment” means any enactment, whether public general or local, and includes any order, byelaw, rule, regulation, scheme or other instrument having effect by virtue of an enactment and any reference in this Order 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;

“enforcement authority” means Warwickshire County Council;

“hours of operation” means the times during which the parking place is open and being 24 hours daily every day with the exception of Christmas Day;

“motor car or light commercial vehicle” means a mechanically propelled vehicle the unladen weight of which does not exceed thirty hundred weight, and shall include a motor cycle but only when that motor cycle has a sidecar attached, which is either:-

- (i) constructed solely for the carriage of not more than twelve passengers and their effects exclusive of the driver;
- (ii) constructed for the conveyance of goods or burden of any description;

and for the avoidance of doubt the definition of “motor car or light commercial vehicle” does not include a vehicle which is either a motor home or a camper van

“motor car bay” means a parking space which is provided for the leaving of a motor car or light commercial vehicle, an electric vehicle or a motor cycle, and indicated by markings on the surface of the parking space or signed or otherwise indicated by signs or any other structure placed or erected in the parking place;

“motor coach or bus” means a motor vehicle constructed for the carriage of passengers and which does not fall within the definitions of “motor car or light commercial vehicle” or “motor cycle” in this Article;

“motor cycle” has the same meaning as in Section 136 of the Act;

“motor cycle area” means an area which is provided for the leaving of a motor cycle on the station forecourt and indicated by markings on the surface of the parking place or signed or otherwise indicated by signs or any other structure placed or erected in the parking place;

“owner” in relation to a vehicle means the person by whom such vehicle is kept and used;

“park & ride bus service” means the bus service provided from and to the parking place, to and from Stratford upon Avon Town Centre;

“parking space” means any area of the parking place which is provided for the leaving of a vehicle of the class specified in this Order and indicated by markings on the surface of the parking space or signed or otherwise indicated by signs or any other structure placed or erected in the parking place, and this definition shall include disabled badge holders’ bays, drop off / pick up bays, electric vehicle bays, motor car bays, taxi bays and the motor cycle and pedal cycle areas;

“parking place” means the Stratford Parkway Car Park (including the station forecourt) bounded by Bishopton Lane on its eastern side and the A46 on its north-western side as shown edged red on the plan attached hereto, and for the avoidance of doubt includes any private approach roads/access areas leading thereto and therefrom;

“penalty charge” means the charges set by the enforcement authority in accordance with the 2007 Order which are to be paid not later than the last day of the period of 28 days beginning with the date on which the penalty charge notice was served;

“penalty charge notice” means a notice served by a civil enforcement officer or by (or on behalf of) the enforcement authority in accordance with Regulations 9 or 10 of the 2007 Regulations;

“pedal cycle” has the same meaning as in the 2002 Regulations;

“pedal cycle area” means a parking space which is provided for the leaving of a pedal cycle and indicated by markings on the surface of the parking space or signed or otherwise indicated by signs or any other structure placed or erected in the parking place;

“public service vehicle” has the meaning given in Section 1 of the Public Passenger Vehicles Act 1981;

“reduced penalty charge” means the charges set by the enforcement authority in accordance with the 2007 Order which are to be paid not later than the last day of the period of 14 days beginning with the date on which the penalty charge notice was served;

“relevant date” means the date upon which a vehicle is or was parked or left in the parking place or upon which an event occurs or occurred in breach of any of the provisions of this Order or to which this Order relates;

“relevant position” has the same meaning as in The Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;

“season ticket” means either a weekly, monthly, quarterly or annual season ticket issued under the provisions of Article 48 for use within the parking place;

“season ticket holder” means a person to whom a season ticket has been issued;

“staff parking bay” means a parking space on the station forecourt which is reserved for use by rail industry staff displaying a valid staff permit and indicated by markings on the surface of the parking space or signed or otherwise indicated by signs or any other structure placed or erected in the parking place;

“staff permit” means a permit issued by the Council to rail industry staff for use in a staff parking bay;

“station forecourt” means the area within the parking place fronting the Stratford Parkway railway station and which includes the drop off / pick up bays, motor cycle area, staff parking bays and taxi bays;

“Stratford Parkway railway station” means the railway station adjacent to the parking place;

“taxi” has the same meaning as Regulation 4 of the 2002 Regulations;

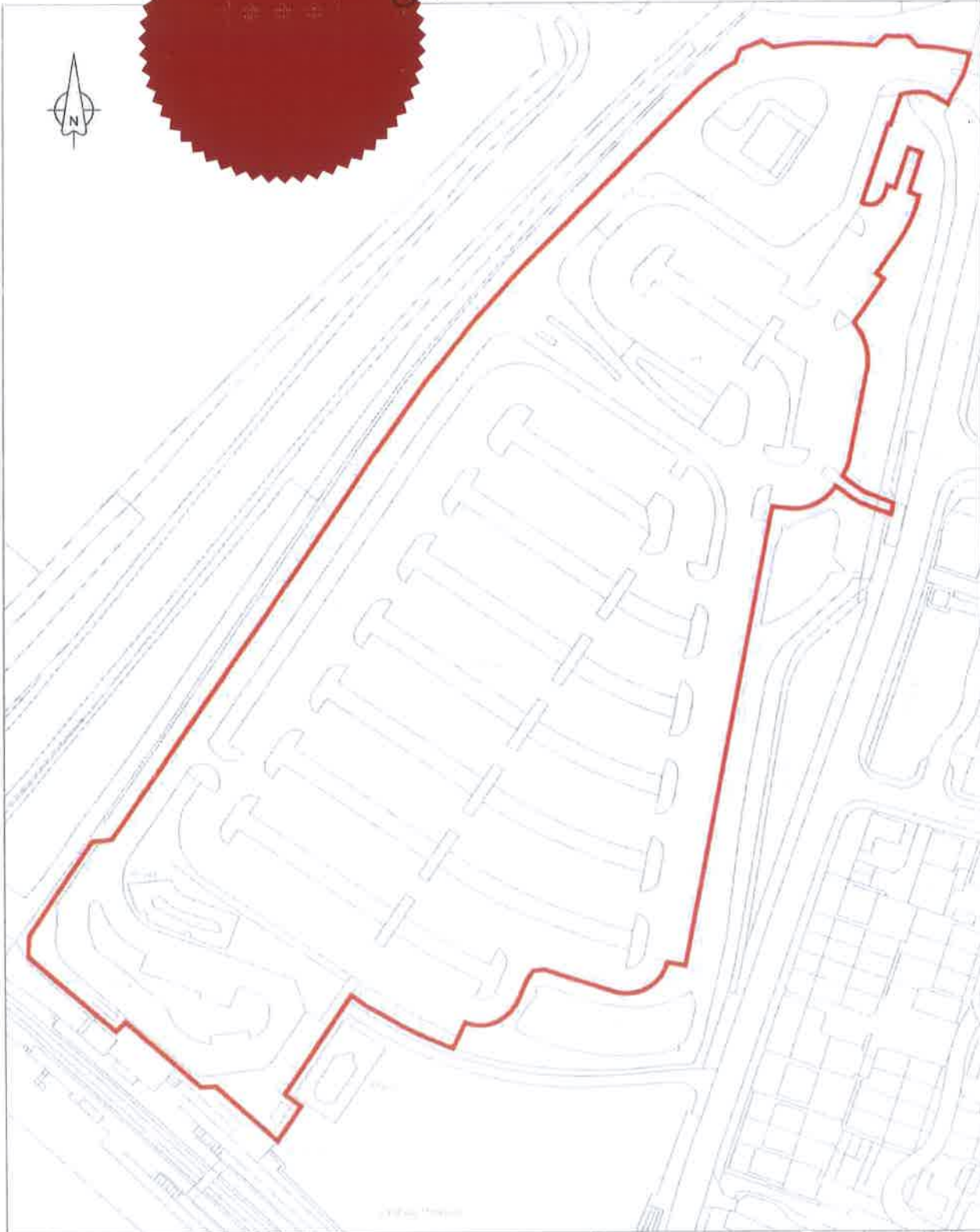
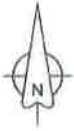
“taxi bay” means a parking space which is provided for taxis on the station forecourt whilst the driver drops off or picks up a passenger who is using the Stratford Parkway railway station and which bay is indicated by markings on the surface thereof or signed or otherwise indicated by signs or any other structure placed or erected in the parking place;

“ticket machine” means apparatus or devices of a type and design approved by the appropriate Minister in accordance with Section 35(3) of the Act;

“telephone payment” means a scheme which enables a driver to pay the charge for parking or purchase a season ticket via a telephone payment system;

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Added.



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Drawing title

**The Warwickshire County Council
(District of Stratford on Avon)
(Stratford Parkway/Park and Ride)
(Off Street Parking Places) Order**

Project title

Stratford Parkway/Park and Ride

Drawn by / Checked by

Date
2016

Scale
NTS @ A4P

Drawing number

“the 2002 Regulations” means the Traffic Signs Regulations and General Directions 2002;

“the 2004 Act” means the Traffic Management Act 2004;

“the 2007 Order” means The Civil Enforcement of Parking Contraventions (Guidelines on Levels of Charges) (England) Order 2007;

“the 2007 Regulations” means The Civil Enforcement of Parking Contraventions (England) General Regulations 2007;

“tourist bus” means a public service vehicle used for the purposes of operating a tour bus service within the town of Stratford upon Avon; and

“traffic sign” means a sign of any size, colour and type prescribed or authorised pursuant to or having the effect as though prescribed or authorised pursuant to Section 64 of the Act of 1984;

“virtual season ticket” means a season ticket which has been issued virtually;

3. Except where otherwise stated, any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order;
4. The prohibitions imposed by this Order shall be in addition to and not in derogation of any restriction, prohibition or requirement imposed by any Regulations or Orders made or having effect as if made under the Act of 1984, or by or under any other enactment.
5. Save where the contrary is indicated, any reference in this Order to:-
 - (a) this Order or another Order shall be construed as such a reference to this Order or, as the case may be, such other Order, as the same may have been or may from time to time be amended, varied or supplemented;
 - (b) a Statute or Regulation shall be construed as reference to such Statute or Regulations as the same may have been, or may from time to time be amended or re-enacted.

PART II
USE OF PARKING PLACES

- 6(1) (a) The parking place is authorised to be used, subject to the following provisions of this Order, during the hours of operation, as a parking place for motor cars or light commercial vehicles, motor cycles, electric vehicles, and pedal cycles.
- (b) The parking place is authorised to be used, subject to the following provisions of this Order, during the hours of operation, as a parking place for motor coaches or buses with the prior written authority of the Council and upon payment of a fee as may be specified by the Council when giving such written authority PROVIDED ALWAYS that the Council shall retain the absolute discretion as to whether or not to authorise parking by a motor coach or bus and any such vehicle may only be parked or left in the position as directed by or on behalf of the Council or authorised operator;

and, save as provided below, the parking place shall not be used by any other person for any other purpose or at any other times whatsoever.

- 6(2) Any right of passage within the parking place is available only to persons driving or being conveyed in motor vehicles or electric vehicles or riding or being conveyed on other vehicles and does not extend to pedestrians and no rights of way whatsoever over the said parking place other than for the purpose of parking vehicles shall be deemed to have been granted by the Council by virtue of this Order.
- 6(3) No person other than a person authorised by the Council, the driver of or a passenger in a vehicle parked or intended to be parked in the parking place, or other person authorised by such driver or passenger shall enter the parking place for any purpose whatsoever except in connection with the operation or maintenance of the parking place, the park and ride bus service or the Stratford Parkway railway station.
- 6(4) Notwithstanding the provisions of this Order the Council reserves the right to grant upon such terms and conditions as it thinks fit rights of access across the parking place for the purpose of obtaining rear access to any premises adjoining the parking place, in which case the provisions of this Order shall apply to vehicles exercising such rights in accordance with the terms and conditions thereof.
- 7(1) Notwithstanding the provisions of Article 6 above, the parking spaces within the parking place may only be used by the following classes of vehicles:-
- (a) motor cars or light commercial vehicles and electric vehicles are permitted to use motor car bays;
 - (b) motor cars or light commercial vehicles and electric vehicles which have displayed in the relevant position a valid disabled person's badge are permitted to use disabled badge holders' bays;
 - (c) pedal cycles may be left in the pedal cycle area;
 - (d) motor cycles may be left in the motor cycle area;
 - (e) electric vehicles are permitted to use the electric vehicle bays provided that they are connected to an electric vehicle charging point and provided that they are permitted to be so connected;

- (f) motor cars or light commercial vehicles and electric vehicles are permitted to use the drop off / pick up bays EXCEPT where any such bay is indicated by markings on the surface thereof or signed or otherwise indicated by signs that the bay is for use by disabled badge holder's only in which case only such vehicles which have displayed in the relevant position a valid disabled person's badge are permitted to use such drop off / pick up bays;
 - (g) taxis are permitted to use the taxi bays; and
 - (h) motor cars or light commercial vehicles and electric vehicles are permitted to use the staff parking bays provided that a valid staff permit is displayed in the relevant position.
- 7(2) The driver of a vehicle (including a disabled badge holder) shall not permit it to wait in a drop off / pick up bay for longer than 20 minutes and after such period of 20 minutes has elapsed shall not return to wait in a drop off / pick up bay until at least 4 hours have elapsed following the termination of the last period of waiting (if any) by that vehicle in any drop off / pick up bay.
- 8 The parking place is hereby authorised to be used by public service vehicles for the purposes of picking up and setting down passengers within a bus stop area provided always (except in the case of an authorised bus) the operator of the public service vehicle has obtained the prior written consent of the Council so to do.
- 9 Where a sign or notice is displayed prescribing a maximum height, width or length limit for vehicles permitted to use the parking place, no vehicle exceeding that height, width or length may use the parking place.
- 10(1) Except in the circumstances described in Articles 10(3) and 10(4) below, the driver of any vehicle parking that vehicle in the parking place shall pay the appropriate charge for parking.
- 10(2) The charge for parking shall be paid by either:-
- (i) the insertion in the ticket machine of a coin(s) or bank note(s) (if the ticket machine is able to accept bank notes) of the appropriate denomination making up the full amount of the charge for parking; or
 - (ii) using a credit or debit card to make a payment of the full amount of the charge for parking; or
 - (iii) virtually by telephone payment where such facilities exist for the full amount of the charge for parking
- for the entire period in which the vehicle is to be left in the parking place. The driver of the vehicle shall place the ticket issued by the ticket machine pursuant to Articles 10(2)(i) or 10(2)(ii) above in the vehicle in respect of which it was issued and shall ensure that the whole of the front of the ticket is clearly visible from the front of the vehicle during the entire period that the vehicle is waiting in the parking place .
- 10(3) A driver who holds a current and valid season ticket for the parking place shall be exempt from payment of the charge for parking.
- 10(4) A driver of a vehicle who has legally displayed in the relevant position a valid disabled person's badge shall be exempt from payment of the charge for parking .

- 10(5) A driver of an electric vehicle which is parked in an electric vehicle bay and which is connected to an electric vehicle charging point shall be exempt from payment of the charge for parking
11. A person shall not drive a vehicle in the parking place at a speed exceeding that officially notified by way of signs or in absence of such signs at a speed exceeding ten miles per hour.
12. A person shall not drive a motor vehicle or an electric vehicle in the parking place unless:-
- (a) he or she is the holder of a licence authorising him or her to drive a motor vehicle of its class or description on a road, or
 - (b) he or she is the holder of a provisional driving licence and is accompanied in the vehicle by a person holding a licence of the type mentioned in (a) above.
13. The driver of a vehicle in the parking place shall comply with any instruction given by or on behalf of the Council, authorised operator or by direction signs or given in any other manner as to the route to be followed within the parking place and shall comply with any other road markings or signs within the parking place and in particular the driver of a vehicle shall not, except in the case of an emergency upon the direction or with the permission of the Council, the authorised operator or a civil enforcement officer, cause or permit a vehicle to wait upon any part of the parking place upon which there has been painted double yellow lines upon the surface thereof.
14. No driver or rider of a vehicle entering the parking place shall use the parking place as a direct means of access for that vehicle from one highway to another unless the vehicle is first parked in a parking space in accordance with the provisions of this Order.
15. Where in the parking place signs are erected or surface markings are laid for the purpose of indicating the entrance to or exit from the parking place, no person shall drive or cause or permit to be driven any vehicle so that it enters the parking place otherwise than by an entrance or leaves the parking place otherwise than by an exit so indicated.
16. No person shall, except with the permission of the Council or authorised operator, drive any vehicle into the park & ride parking area or station parking area where there is exhibited at the entrance thereto a notice indicating that the parking place is full otherwise than to drop off or pick up passengers.
17. Where in this Order a parking space is described as being available to vehicles of a specified class, the driver of a vehicle shall not permit it to wait in that parking space unless it is of the specified class, or unless directed to do so by the Council, authorised operator or by a civil enforcement officer.
18. A driver of a vehicle using the parking place shall not park the vehicle in any position other than within a parking space indicated as being reserved for vehicles of that class and every vehicle parked in a parking space shall so stand so that every part of the vehicle is wholly within the limits of a marked bay.

19. The driver of a motor vehicle or an electric vehicle using the parking place shall stop the engine as soon as the vehicle is in a position in a parking space and shall not start the engine except when about to change the position of the vehicle or to depart from the parking space.
20. A driver shall not park a vehicle on any parking space indicated by an appropriate marking as being reserved for official use or to be kept clear.
21. Except with the authority of the Council, the driver of a vehicle shall not leave the vehicle or permit the vehicle to be left in the parking place at any time other than during the hours of operation specified in this Order.
22. The driver of a vehicle which is constructed or adapted for drawing a trailer or caravan is not permitted to use the parking place whilst such caravan or trailer is attached to the vehicle except when such vehicle is being used for or in connection with the operation and maintenance of the parking place.
23. No person shall leave or permit to be left in the parking place any vehicle having a secondary generating motor for the purposes of a refrigeration unit or any other purpose unless he ensures that at all times whilst the vehicle is so left the secondary generating motor is not in operation.
24. No person shall permit any vehicle left in the parking place to be used in such a manner so as to generate excessive noise or so as to cause a nuisance whether by fumes or otherwise to other lawful users of the parking place or residents living near to the parking place.
25. No person shall cause or take part in any gathering or demonstration within the parking place, or cause any unreasonable or unnecessary noise.
26. No person shall use the parking place for the playing of any game.
27. No person shall within the parking place, commit any act which if committed on a public highway would constitute an offence under the provisions of the Environmental Protection Act 1990.
28. No person shall leave any trolley, basket on wheels or similar receptacle designed for the carrying of merchandise in the parking place.
29. The driver of a vehicle while it is waiting in the parking place shall not carry out or permit to be carried out any work of cleaning, maintenance or repair to the vehicle except such as may be necessary to enable the vehicle to be moved from the parking place.
30. The draining or replenishing of fuel tanks shall not be carried out in the parking place.
31. No person shall cause or permit the contents of any closet, urinal, lavatory, basin or sink or of any tank into which such a closet, urinal, lavatory, basin or sink drains to be discharged or to leak on to the parking place or into the drainage system of the parking place.
32. No person shall light or cause or permit to be lit any fire in or on the parking place or use any part of the parking place or any vehicle left in the parking place for cooking purposes.

33. No horn or other similar instrument may be sounded on a vehicle using the parking place except when the position of the vehicle in a parking space is about to be changed or the vehicle is about to depart from a parking space.
34.
 - (1) Except with the prior written authority of the Council, no person shall use a vehicle or anything towed by a vehicle while it is in the parking place for domestic or sleeping purposes or as a place of habitation.
 - (2) Except with the prior written authority of the Council, no person shall within the parking place erect or place or cause to be erected or placed, any tent, booth, stand, building or other structure.
35. Unless authorised in writing by the Council so to do, no person shall within the parking place sell or attempt to sell any article to persons in or near the parking place, or sell or offer for hire his skills or services and shall not use a vehicle or anything towed by a vehicle while it is in the parking place or any part of the parking place for such purposes or for the purpose of any exhibition and no vehicle shall be advertised for sale while it is standing in the parking place.
36. Except with the prior written consent of the Council, no person shall affix any advertisement or promotional literature of any kind whatsoever to any part of the parking place or to the exterior of any vehicle (or any part thereof) within the parking place or to the fabric, structure or equipment of the parking place (or any part thereof).
37. No person shall in the parking place use any threatening abusive or insulting language gesture or conduct with intent to put any person in fear or so as to occasion a breach of the peace or whereby a breach of the peace is likely to be occasioned.
38. No person shall do anything to interfere with the use and enjoyment of the parking place by other users of the parking place.
39.
 - (1) If in any case, owing to the presence of a motor vehicle or an electric vehicle in the parking place, an accident occurs whereby personal injury is caused to a person other than the driver of that vehicle or damage is caused to a vehicle other than that vehicle or to any other property whatsoever, the driver of the motor vehicle or electric vehicle shall stop and, if required so to do by an officer or agent of the Council or the authorised operator, or any other person having reasonable grounds for so requiring, give his name and address and also the name and address of the owner and the identification marks of the vehicle.
 - (2) If in the case of such accident as aforesaid, the driver of the motor vehicle or electric vehicle for any reason does not give his name and address to any such persons as aforesaid, he shall report the accident at the Stratford-upon-Avon Police Station or to a police officer as soon as reasonably practicable and in any case within twenty-four hours of the occurrence thereof.
40. Any person who wilfully or carelessly damages in any way or interferes with the fabric or structure or equipment of the parking place shall be guilty of an offence under this Order and in addition to the penalty provided by Section 35A of the Act, shall be liable for the cost of repair of the damage.

41. The Council shall not be responsible for any loss or damage to any vehicle, or to anything contained therein or thereon, from any cause whatsoever whilst any such vehicle is entering, within or leaving the parking place.

PART III
SUSPENSION OF PARKING PLACES

42. Any person authorised by the Council may suspend the use of the parking place or any part thereof whenever he consider such suspension reasonably necessary for the purposes of:-
- (a) facilitating the movement of traffic or promoting its safety;
 - (b) any building operation, demolition or excavation in or adjacent to the parking place or the maintenance improvement or reconstruction of the parking place, the laying, erection, alteration, removal or repair in or adjacent to the parking place of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus or traffic sign;
 - (c) on any occasion on which it is likely by reason of some special attraction or event that the parking place or a street will be thronged or obstructed;
 - (d) to enable the parking place to be used for or in connection with civic ceremonies or for road safety, religious, charitable, sporting or educational purposes;
 - (e) for the purposes of holding thereon a pleasure fair;
 - (f) for any other purpose which the Council thinks fit.
43. A police constable in uniform may suspend for not longer than twenty-four hours the use of the parking place or any part thereof whenever he considers such suspension reasonably necessary for the purpose of facilitating the movement of traffic or promoting its safety.
44. Any person suspending the use of the parking place or any part thereof in accordance with the provisions of Articles 42 or 43 above shall thereupon place or cause to be placed in or adjacent to that parking place or the part thereof the use of which is suspended, a notice or traffic sign indicating that the use of that parking place or part thereof is suspended and that parking by vehicles is prohibited.
45. The Council at its discretion may suspend the use of any part of the parking place and thereafter may designate that part of such parking place be reserved for the parking of vehicles used by or engaged in the operations of the Council, Stratford on Avon District Council, the Police or other organisation, or in connection with the operation and maintenance of the parking place, and any part of the parking place so designated shall be marked so as to identify that it is reserved for vehicles engaged in such operations.
46. No person shall cause or permit a vehicle to be left in any parking space or any part thereof during such period as there is in or adjacent to that parking space a notice or traffic sign placed in pursuance of Articles 44 or 45 above.

**PART III
SEASON TICKETS**

- 47.(1) The owner of a motor car or light commercial vehicle or an electric vehicle or a motor cycle may purchase from the ticket machine or via telephone payment either a weekly or monthly season ticket for the parking of that vehicle in the parking place and the relevant fees in respect of such season tickets are specified in the Schedule to this Order
- 47.(2) The owner of a motor car or light commercial vehicle or an electric vehicle or a motor cycle may apply to the Council (or to an agent acting on behalf of the Council) for the issue of either a quarterly or annual season ticket for the parking of that vehicle in the parking place and any such application shall be made on a form issued by and obtainable from the Council or as otherwise specified by the Council or by an agent acting on behalf of the Council, and shall be accompanied by the appropriate remittance for that season ticket as specified in the Schedule of this Order.
48. On receipt of an application made under paragraph 47(2) of this Article, and of the relevant fee the Council shall issue to the applicant a season ticket (or virtual season ticket) for the parking of the vehicle specified on the application in the parking place by the owner of such vehicle, or by any person using such vehicle with the consent of the owner other than a person to whom such vehicle has been let for hire or reward.
49. The Council may at any time require an applicant for a season ticket, or a season ticket holder, to produce to an officer of the Council such evidence in respect of such application or season ticket as it may reasonably require to verify any information given to it.
50. (1) A season ticket holiday may surrender a season ticket to the Council at any time and shall surrender a season ticket to the Council on the occurrence of any of the events set out in paragraph (3) of this Article.
- (2) The Council may by notice in writing served on the season ticket holder at the address shown by that person on the application for the season ticket or at any other address believed to be that person's residence, withdraw a season ticket if it appears to the Council that any one of the events set out in paragraph (3) of this Article has occurred and the season ticket holder shall surrender the season ticket to the Council within 48 hours of the receipt of such notice.
- (3) The events referred to in the foregoing provisions of this Article are:-
- (i) the vehicle in respect of which such season ticket was issued being adapted or used in such a manner that it is no longer falls within the definition of motor car or light commercial vehicle, electric vehicle or motor cycle in this Order;
 - (ii) the issue of a duplicate season ticket by the Council under the provisions of Article 51;
 - (iii) the season ticket being used in such a manner which contravenes the provisions of this Order.

- (4) A season ticket shall cease to be valid on the day following the expiry date specified thereon or on the occurrence of any one of the events set out in paragraph (3) of this Article, whichever is the earlier.
- (5) Where a season ticket is issued to any person upon receipt of a cheque and the cheque is subsequently dishonoured, the season ticket shall cease to be of any effect and the Council shall by notice in writing served on the person to whom such season ticket was issued by sending the same by the recorded delivery service to the season ticket holder at the address shown by that person on the application for the season ticket or at any other address believed to be that person's place of residence, require that person to surrender the season ticket to the Council within 48 hours of the receipt of the aforementioned notice.
51. (1) If a season ticket (other than a virtual season ticket) is lost, mutilated or defaced or the figures or particulars on it have become illegible or the colour of the season ticket has become altered by fading or otherwise, the season ticket holder shall (unless lost) surrender it to the Council and may apply to the Council (or to an agent acting on behalf of the Council) for the issue to him of a duplicate season ticket and the Council (or its agent), upon the receipt of the season ticket if such receipt is accompanied by an application for a duplicate season ticket, shall issue a duplicate season ticket so marked.
- (2) The provisions of this Order shall apply to a duplicate season ticket and an application for a duplicate season ticket as if it were a season ticket or, as the case may be, an application therefor.
52. A season ticket shall be in writing (with the exception of a virtual season ticket) and shall include the following particulars:-
- (i) an authentication that the season ticket has been issued by the Council;
 - (ii) the date on which, subject to the provisions of Article 50(4), the season ticket expires.
53. At all times in which a vehicle is left in a parking place by or with the permission of a season ticket holder, there shall be displayed on the front of the vehicle the valid season ticket (except in the case of a virtual season ticket) issued in respect of that vehicle so that all the particulars referred to in Article 52 are readily visible from the front of the vehicle.
54. Where a season ticket has been displayed on a vehicle in accordance with the provisions of Article 53 no person, other than the season ticket holder, shall remove the season ticket from the vehicle unless authorised to do so by the season ticket holder.

PART IV
CONTRAVENTION OF ORDER

55. (1) If a vehicle is left in the parking place in contravention of any provision of this Order, a penalty charge shall be payable and/or the vehicle may be removed from that location.
- (2) In the case of a vehicle in respect of which a penalty charge is payable, a penalty charge notice showing the information required by the Schedule to the 2007 Regulations may then be served by a civil enforcement officer in accordance with Regulation 9 of the 2007 Regulations or by (or on behalf of) the enforcement authority in accordance with Regulation 10 of the 2007 Regulations.
- (3) When a penalty charge notice has been issued in accordance with the foregoing provisions of this Order, no person other than a civil enforcement officer or a person authorised by the Council in that behalf or the owner or driver or a person authorised by the owner or driver in that behalf, shall remove the penalty charge notice from the vehicle.
- (4) Save as provided in paragraph (5) of this Article, where a civil enforcement officer has removed or caused to be removed a vehicle in accordance with paragraph (1) of this Article:-
- (a) he shall provide for the safe custody of the vehicle;
- (b) the enforcement authority shall be entitled to recover from the person responsible such charges in respect of the removal, storage, and disposal of the vehicle as prescribed in Regulation 3 of the 2007 Order;
- (c) if it appears to the enforcement authority to have been abandoned, the enforcement authority may sell or otherwise dispose of the vehicle after having made reasonable enquiry to ascertain the name and address of the owner of the vehicle provided that the enforcement authority shall be deemed to have made reasonable enquiry to ascertain the name and address of the owner of the vehicle if it has taken in relation to that vehicle such steps as may be prescribed by any regulations from time to time being in force by virtue of the Act for authorising the enforcement authority to sell or otherwise dispose of the vehicle had it been abandoned on a road.”
- (5) Nothing in paragraph (4) of this Article shall apply in respect of a vehicle displaying in the relevant position a valid disabled person’s badge issued by any Local Authority.

PART V
REVOCATION OF ORDERS

56. The Warwickshire County Council (District of Stratford on Avon) (Stratford Parkway / Park & Ride) (Off-Street Parking Places) Order 2013 is hereby revoked.

SCHEDULE
Charges for Station Parking

Period Charges Apply	Charge for Parking
Daily	£3.00 before 0859 hours (0000 to 2359 hours) £1.00 after 0900 hours (0900 to 2359 hours)
Overnight parking	£6.00 before 0859 hours (0000 to 2359 hours the next day) £4.00 after 0900 hours (09.00 to 2359 hours the next day)
Weekly Season Ticket	£11.50
Monthly Season Ticket	£39.50
Quarterly Season Ticket	£99.00
Annual Season Ticket	£349.00

GIVEN under the Seal of the Warwickshire County Council the *14th* day of June Two thousand and sixteen

The COMMON SEAL of the
Warwickshire County Council
was hereunto affixed in the
presence of:)
)
)
)



Designated Officer



739/16

DATED 14th June 2016

WARWICKSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

THE WARWICKSHIRE COUNTY COUNCIL
(DISTRICT OF STRATFORD ON AVON)
(STRATFORD PARKWAY / PARK & RIDE)
(OFF-STREET PARKING PLACES) ORDER 2016