

BIRMINGHAM CITY COUNCIL  
(PARKING PLACES AND CONTROLLED PARKING ZONE) (BIRMINGHAM)  
(CONSOLIDATION) (VARIATION) (No.90)  
ORDER 2014

Birmingham City Council ("the Council") in exercise of its powers under Sections 1(1) and (2), 2(1) to (3), 4(2), 32(1), 35(1), 45, 46, 49, 53, 101 and 102 of the Road Traffic Regulation Act 1984 (as amended) ("the Act") and of Part IV of Schedule 9 to the Act and of all other enabling powers and after consulting the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act hereby makes the following Order:

1. This Order shall come into operation on the 2<sup>nd</sup> day of April Two Thousand and fourteen and may be cited as the "Birmingham City Council (Parking Places and Controlled Parking Zone) (Birmingham) (Consolidation) (Variation) (No.90) Order 2014".
2. The "Birmingham City Council (Parking Places and Controlled Parking Zone) (Birmingham) (Consolidation) Order 1995" (as amended) shall continue in full force subject to the variations specified in the First Schedule to this Order:

FIRST SCHEDULE (Article 2)

Variations to "Birmingham City Council (Parking Places and Controlled Parking Zone) (Birmingham) (Consolidation) Order 1995" (as amended)

1. In Article 2(1) the reference to "parking place" shall be deleted and replaced with the following.  
  
"Parking Place" means an area on a highway designated as a Parking Place. Where the context so permits all references in this Order to a "Parking Place" shall include reference to a Bus Parking Place, Car Club Parking Place, Disabled Person's Parking Place, Electric Vehicle Parking Place, Motor Cycle Parking Place, Parking Place with Payment, Parking Place without Payment, Police Parking Place, Special Permit Parking Place, or a Loading Bay;
2. In Article 2(1)
  - a. in the reference to "restricted hours" after part (e) the following shall be inserted
  - (f) in relation to any Restricted Road specified in Part V (A) of Schedule 2 to this Order the periods between midnight and 0800 hours and 1800 hours to midnight
  - b. in the reference to "restricted hours" after part (iv) the following shall be inserted
  - (v) any Restricted Road or part of a Restricted Road which is specified in Part V (A) of Schedule 2 to this Order shall be subject to the restricted hours as defined at item (f)
3. In Article 2(1) the reference to "restricted road" shall be deleted and replaced with the following.

"Restricted Road" means any road or part of a road specified in Parts I, II, III, IV, V or V(A) of Schedule 2 to this Order provided that the expression "Restricted Road" shall not for the purposes of Articles 34, 35 or 36 of this Order include any Parking Place;

4. In Part II the heading "Parking Places with Ticket Machines" shall be deleted and replaced with the following.

"Parking Place with Payment"

5. Article 4 shall be deleted and replaced with the following.

4 Each area of road specified in Schedule 1 to this Order is authorised to be used, subject to the following provisions of this Order, as a Parking Place with Payment.

6. In Articles 5, 6, 7, 8, 9a, 9b, 9c, 13, 17, 18, 18A, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, and 33 the references to "Parking Place" and "Parking Places" shall be deleted and replaced with "Parking Place with Payment" or "Parking Places with Payment" respectively.

7. In Article 35 (i) "Part VI, VII or VIII" shall be deleted and replaced with "Part V1, VI (A), VII or VIII".

8. In Article 35 (j) after part (c) the following shall be inserted

(d) during the period between 1800 hours and 0800 hours in any Restricted Road specified in Part VI (A) of Schedule 2 to this Order.

9. In Article 36 after (1) (b) (ii) the following shall be inserted

(iii) between 1800 hours and 0800 hours so far as any such period falls within the restricted hours in any part of a Restricted Road specified in Part VI (A) to this Order.

10. Article 87 shall be deleted and replaced with the following.

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Designation of Bus Parking Place

- 87 Each area on a highway in the City of Birmingham which is described in Column (2) of Schedule 9 is designated as a Bus Parking Place.

11. Article 88 shall be deleted and replaced with the following.

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Restriction of waiting in Bus Parking Place

- 88 No person shall leave a vehicle in a Bus Parking Place other than a bus.

12. Article 89 shall be deleted and replaced with the following.

Manner of standing in a Bus Parking Place

- 89A Every vehicle left in a Bus Parking Place shall stand in accordance with the

provisions as to the manner of standing specified in Column 3 of Schedule 9 to this Order.

#### Duration of stay

89B Within the length(s) of a Bus Parking Place it shall be permitted to set aside a part or parts or the whole of the Bus Parking Place for waiting of a maximum duration as indicated in Column 4 of Schedule 9.

89C Where a part, parts or the whole of a Bus Parking Place has been set aside, with the appropriate Traffic Signs, for waiting of a maximum duration as indicated in Column 4 of Schedule 9 the Driver of a vehicle shall not permit it to wait in that Bus Parking Place for longer than the duration permitted for waiting as indicated in Column 4 of Schedule 9.

89D When a vehicle has left a Bus Parking Place after waiting thereon the Driver thereof shall not permit it to wait again in that Bus Parking Place before the no return period, if applicable, as indicated in Column 5 of Schedule 9 has elapsed.

13. In Articles 90, 91, 92, 93, 94, 95, 96, 97, 98, 98A, 98B, reference to "bus parking place" shall be deleted and replaced with "Bus Parking Place".

14. Article 115 shall be deleted and replaced with the following.

#### Manner of standing in a Loading Bay

115A Every vehicle left in a Loading Bay shall stand in accordance with the provisions as to the manner of standing specified in Column 2 of Schedule 11 to this Order.

#### Duration of stay

115B Within the length(s) of a Loading Bay it shall be permitted to set aside a part or parts or the whole of the Loading Bay for loading of a maximum duration as indicated in Column 3 of Schedule 11.

115C Where a part, parts or the whole of a Loading Bay has been set aside, with the appropriate Traffic Signs, for loading of a maximum duration as indicated in Column 3 of Schedule 11 the Driver of a vehicle shall not permit it to load in that Loading Bay for longer than the duration permitted for loading as indicated in Column 3 of Schedule 11.

115D When a vehicle has left a Loading Bay after loading thereon the Driver thereof shall not permit it to load again in that Loading Bay before the no return period, if applicable, as indicated in Column 4 of Schedule 11 has elapsed.

15. In Articles 114, 116, 117, 118 119, 120, 121, 122, 123, 124 and 125 reference to "loading bay" shall be deleted and replaced with "Loading Bay".

16. In Article 119 the reference to "Article 115" shall be deleted and replaced with "Article 115A".

17. In Article 121 the reference to "Article 117" shall be deleted and replaced with "Article 115A".

18. All references to BARTHOLOMEW STREET shall be deleted.

GIVEN under the COMMON SEAL of BIRMINGHAM CITY COUNCIL the

1<sup>st</sup> day of April Two Thousand and fourteen

THE COMMON SEAL of BIRMINGHAM CITY COUNCIL  
was hereunto affixed to this deed in the presence of:-

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A handwritten signature in black ink, consisting of a series of loops and a long horizontal stroke.

Authorised Signatory

