

EAST SUSSEX COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984, ROAD TRAFFIC ACT 1991 & TRAFFIC MANAGEMENT ACT 2004

The East Sussex (Borough of Hastings) (Traffic Regulation) (Consolidation) Order 2007 (Amendment) Order 2009 No.7

NOTICE is hereby given that Hastings Borough Council as agent to East Sussex County Council propose to make an Order under Sections 1(1), 2(1) to (4), 3(2), 4(2), 32, 35(1) and (3), 45, 49, 51, 52 and 53 of, and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 (“the Act”), as amended, the Road Traffic Act 1991, as amended, Part 6 of the Traffic Management Act 2004, 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 which would introduce new or changed restrictions along the roads or parts of the roads described below:-

The change to **Prohibition of Waiting At Any Time** in the following roads:
East Beach Street, East Parade, Falaise Road, Marine Parade, Marine Parade Service Road, Rock-A-Nore Road

The introduction of **Prohibition of Loading At Any Time** in the following roads:
Marine Parade, Marine Parade Service Road

The change to **Residents Parking Places for Residents Permit Holders, Residents Visitors, & Business User Permit Holders Only, 9.00am to 8.00pm On All Days** in the following roads:
East Parade, Marine Parade, Marine Parade Service Road, Rock-A-Nore Road

The introduction of **On-Street Pay And Display Parking Places At Hastings Waiting Area Limited To Thirty Minutes In Any Period Of Two Hours and Thirty Minutes, 9.00am to 6.00pm On All Days** in the following road:
Rock-A-Nore Road

The change to **On Street Pay ad Display Parking Places At Hastings, Waiting Area Limited to Four Hours in any Period of Eight Hours, 9.00am to 6.00pm On All Days** in the following roads:
East Beach Street, East Parade

The change to **Parking Places at Hastings for Cars, Light Vans, and Motorcycles Only At Any Time On All Days** in the following road:
Sea Road

The introduction of **Disabled Persons Parking Places** in the following roads:
Rock-A-Nore Road, Sea Road

The removal of **No Stopping Except for Licensed Taxis At Any Time** in the following road:
Rock-A-Nore Road

The removal of **Bus/Public Service Vehicle Parking Places Waiting Limited to Two Hours in any Period of Four Hours On All Days** in the following roads:
Falaise Road, Sea Road

The introduction of **Bus/Public Service Vehicle Parking Places Between the Hours of 8.00 am and 6.00 pm On All Days** in the following road:
Sea Road

The removal of **Bus/Public Service Vehicle Parking Places Between the hours of 8.00 am and 7.00 pm** in the following roads:
East Parade

The introduction of **On-Street Pay And Display Parking Places At Hastings for Buses and Public Service Vehicles Only, Waiting Area Limited To Thirty Minutes In Any Period Of Two Hours and Thirty Minutes, 8.00 am to 6.00 pm On All Days** in the following roads:
East Beach Street, East Parade

The introduction of **Bus/Public Service Vehicles Parking Places, Pay and Display 8.00 am-6.00 pm, Bus/Public Service Vehicles Only 6.00 pm-8.00 am On All Days** in the following road:
Falaise Road

The introduction of **Police Parking Places** in the following road:
East Beach Street

The introduction of **One Way Traffic** in the following roads:
East Beach Street, Falaise Road

The introduction of **Prohibition of Stopping on the Footway or Verge At Any Time** in the following roads:
East Beach Street, Rock-A-Nore Road

A copy of the Traffic Regulation Order in draft form, plans showing the lengths of roads affected and a statement of the Council's reasons for proposing to make the Order, may be examined at the Hastings Information Centre, Queens Square, Priory Meadow, Hastings, between the hours of 8.30am and 5pm Mondays to Fridays and between 10 am and 4.30 pm on Saturdays and Sundays.

Any further information may be obtained from Hastings Borough Council's Traffic Section by telephoning 01424 783350

Any objection to the proposals, together with the grounds on which it is made, should be sent in writing to the Traffic Section at the address below by 9 October 2009

Rasoul Shahilow, Head of Parking and Highways, Aquila House, Breeds Place, Hastings, East Sussex, TN34 3UY

11 September 2009

Statement of Reasons

The Destination Stade Transport Improvements Scheme will improve the safety for all road users, in particular pedestrians, and enhance the urban environment at the A259/ Rock-A-Nore junction. In addition, the relocation of coach parking in Hastings will enable the proposed Destination Stade and Jerwood Art Gallery to progress.

In order to improve safety, changes to Prohibition Of Waiting At Any time are proposed in East Beach Street, East Parade, Falaise Road, Marine Parade, Marine Parade Service Road, and Rock-A-Nore Road

In order to provide a drop-off and pick-up point a 30 minute Bus and Public Service Vehicle (PSV) Parking Place is proposed in East Parade and East Beach Street

In order to provide a short term parking place for local customers, a 30 minute parking place is proposed in Rock-A-Nore Road

In order to provide long term parking places for Buses and PSVs, parking places with no time limit are proposed in Falaise Road and Sea Road

In order to offset the loss of and provide additional Residents Parking, Permit Holder Parking Places are proposed in Marine Parade and East Parade

In order to provide a local space for police vehicles, a Police Parking Place is proposed in East Beach Street

In order to improve visibility and safety, a 24 hour loading ban is proposed in Marine Parade.

In order to provide designated parking places for Blue Badge Holders, Disabled Parking Places are proposed in Rock-A-Nore Road

In order to maintain and improve safety, a One Way traffic flow is proposed in Falaise Road and East Beach Street

In order to prevent vehicle parking on the widened footway, a Prohibition of Parking on the Footway or Verge is proposed in East Beach Street and Rock-A-Nore Road

EAST SUSSEX COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984, ROAD TRAFFIC ACT 1991 & TRAFFIC MANAGEMENT ACT 2004

THE EAST SUSSEX (BOROUGH OF HASTINGS) (TRAFFIC REGULATION) (CONSOLIDATION) ORDER 2007 (AMENDMENT) ORDER 2009 No 7

Hastings Borough Council as agent to East Sussex County Council, in exercise of their powers under Sections 1(1), 2(1) to (4), 3(2), 4(2), 32, 35(1) and (3), 45, 49, 51, 52 and 53 of, and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 (“the Act”), as amended, the Road Traffic Act 1991, as amended, Part 6 of the Traffic Management Act 2004, 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 make the following Order:-

1. When this Order comes into effect

(a) The East Sussex (Borough of Hastings) (Traffic Regulation) (Consolidation) Order 2007, as amended, shall have effect except as hereinafter contained.

(b) References to "Century House, 100 Menzies Road, St Leonards On Sea, TN38 9BB" referred to hereinbefore shall henceforth be regarded as "Aquila House, Breeds Place, Hastings, TN34 3UY" to reflect the new address of Hastings Borough Council's Highways and Parking Services Department

(i) Interpretation

1 In the Interpretation, delete the definition for "Charging Hours" and insert the definition for "Charging Hours" as follows:

"Charging Hours" means between the hours of 9.00am and 6.00pm on all days, except where otherwise specified in this Order;

(ii) Schedule One. Prohibition of Waiting At Any Time, that this Schedule be amended as follows:

1 Delete item 115 and insert item 115 as follows:

115	East Beach Street	(a)	North Side	1	From its junction with High Street, eastwards for a distance of 13 metres
115	East Beach Street	(a)	North Side	2	From its junction with The Bourne, eastwards for a distance of 5 metres
115	East Beach Street	(b)	North-west Side	1	From its junction with The Bourne, south-westwards to a point 4 metres east of the boundary of No 3 and The London Trader public house

115	East Beach Street	(c)	South Side	1	From its junction with The Bourne, eastwards for a distance of 3 metres
115	East Beach Street	(c)	South Side	2	From its junction with All Saints Street, westwards for a distance of 3 metres
115	East Beach Street	(d)	East and South-east Side	1	From its junction with The Bourne, south-westwards to a point 9 metres west of the access road to the Lifeboat Station

2 Delete item 118 and insert item 118 as follows:

118	East Parade	(a)	North-west Side	2	From its junction with Marine Parade, north eastwards for a distance of 10 metres
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3 Delete item 136 and insert item 136 as follows:

136	Falaise Road	(a)	North-east Side	1	From its junction with St Margaret's Road, north-westwards for a distance of 16 metres
136	Falaise Road	(a)	North-east Side	2	From a point 7 metres south-east of the exit from Falaise Hall Car Park, north-westwards to a point 15 metres north-west of the exit from Falaise Hall Car Park
136	Falaise Road	(b)	North-west Side	1	From its junction with Bohemia Road, south-westwards for a distance of 10 metres
136	Falaise Road	(b)	North-west Side	2	From a point 40 metres south-west of its junction with Bohemia Road, south-westwards and southwards to a point 10 metres south of the entrance to Falaise Road Car Park
136	Falaise Road	(c)	South-east Side	1	From its junction with Bohemia Road, south-westwards for a distance of 10 metres

136	Falaise Road	(c)	South-east Side	2	From a point 45 metres south-west of its junction with Bohemia Road, south-westwards for a distance of 10 metres
136	Falaise Road	(d)	South-west Side	1	From a point 58 metres south-east of the entrance to Falaise Road Car Park, south-eastwards to a point 4 metres south-east of the exit from Falaise Road Car Park
136	Falaise Road	(d)	South-west Side	2	From a point 3 metres north-west of the Access Road serving the tennis courts and putting green, south-eastwards to a point 7 metres south-east of that access road
136	Falaise Road	(d)	South-west Side	3	From its junction with St Margaret's Road, north-westwards for a distance of 7 metres

4 Delete item 212 (a) and insert item 212 (a) as follows:

212	Marine Parade	(a)	North Side	1	From its western junction with Marine Parade Service Road, eastwards for a distance of 5 metres
212	Marine Parade	(a)	North Side	2	From a point 15 metres west of its eastern junction with Marine Parade Service Road, eastwards to its eastern junction with Marine Parade Service Road

5 Delete item 213 (c) and insert item 213 (c) as follows:

213	Marine Parade Service Road	(c)	South Side	1	From its eastern junction with Marine Parade, westwards for a distance of 2 metres
213	Marine Parade Service Road	(c)	South Side	2	From its western junction with Marine Parade, eastwards for a distance of 3 metres

6 Delete item 287 and insert item 287 as follows:

287	Rock-a-nore Road	(a)	North Side	1	From its junction with East Beach Street, eastwards to a point 10 metres east of its junction with All Saints Street
287	Rock-a-nore Road	(a)	North Side	2	From a point 43 metres east of its junction with All Saints Street eastwards to the western boundary of No. 15
287	Rock-a-nore Road	(a)	North Side	3	From a point 9 metres east of the eastern house wall of No.22 eastwards to the western boundary of No. 23
287	Rock-a-nore Road	(a)	North Side	4	From a point 20 metres east of the western boundary of no.23, eastwards to the eastern boundary of No. 31
287	Rock-a-nore Road	(a)	North Side	5	From a point 25 metres east of the eastern boundary of No. 31, eastwards to its eastern end
287	Rock-a-nore Road	(b)	South Side	1	From its junction with East Beach Street, eastwards to a point 30 metres east of the prolongation of the western boundary of No. 23

(iii) Schedule Ten A, Prohibition of Loading At Any Time, that this Schedule be amended as follows:

1 Insert before item 0.5, items 0.2 and 0.3 as follows:

0.2	Marine Parade	(a)	North Side	1	From its western junction with Marine Parade Service Road, eastwards for a distance of 5 metres
0.2	Marine Parade	(a)	North Side	2	From its eastern junction with Marine Parade Service Road, westwards for a distance of 15 metres
0.3	Marine Parade Service Road	(a)	South Side	1	From its western junction with Marine Parade, eastwards for a distance of 3 metres

0.3	Marine Parade Service Road	(a)	South Side	2	From its eastern junction with Marine Parade, westwards for a distance of 2 metres

(iv) Schedule Twelve, Residents Parking Places for Residents Permit Holders, Residents Visitors, & Business User Permit Holders Only, 9.00am to 8.00pm On All Days, that this Schedule be amended as follows:

1 Area F Old Town – Delete item 5 (a) 1 and 2 and insert item 5 (a) 1 as follows:

5	East Parade	(a)	North-west Side	1	From a point 10 metres north-east of its junction with Marine Parade, north-eastwards for a distance of 45 metres
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2 Area F Old Town - Delete items 9, 10, and 11 and insert items 9 and 10 as follows:

9	Marine Parade	(a)	North Side	1	From a point 5 metres east of its western junction with Marine Parade Service Road, eastwards to a point 15 metres west of its eastern junction with Marine Parade Service Road
10	Marine Parade Service Road	(a)	North Side	1	From a point 3 metres east of the western boundary of No.6, eastwards to the boundary of Nos. 2/3
10	Marine Parade Service Road	(b)	East Side	2	From a point 5 metres north of its junction with East Parade, northwards for a distance of 9 metres
10	Marine Parade Service Road	(c)	South Side	1	From a point 3 metres east of its western junction with Marine Parade, eastwards to a point 2 metres west its eastern junction with Marine Parade

3 Delete item 12 Rock-A-Nore Road

(v) Insert a new Section and Schedule Sixteen A as follows:

**Section Sixteen A On-Street Pay And Display Parking Places At Hastings
Waiting Area Limited To Thirty Minutes In Any Period Of Two Hours and Thirty
Minutes, 9.00am to 6.00pm On All Days**

1	Each area on a highway in the Borough of Hastings which is specified in the Schedule to this Section is hereby designated as a parking place.
2	The limits of each parking place, and the limits of parking space in a parking place, shall be indicated in such manner as Hastings Borough Council may determine.
3	Each parking place may be used, in accordance with and subject to the provisions of this Section, for the leaving during the charging hours of passenger vehicles, goods vehicles, disabled persons' vehicles, dual purpose vehicles, invalid carriages, motorcycles or motor tricycles.
4	Where, in the Schedule to this Section, a parking place or any part thereof is described as being available for use by vehicles of a specified class or in a specified position, the driver of a vehicle shall not permit it to wait in that parking place:-
	(a) unless it is one of the specified classes described in Article 3 above; or
	(b) in a position other than that specified.
5	When a vehicle is left in a parking place during the charging hours, whether or not the vehicle was brought into the parking place during those hours, the driver thereof shall pay a charge (hereinafter referred to as the 'minimum parking charge') in accordance with the following provisions of this Section.
6	Notwithstanding any other provision in this Section, in all cases, for any vehicle left during the charging hours in a parking place specified in the Schedule to this Section:
	(a) The minimum parking charge payable shall be as set in the Structure of Tariffs contained elsewhere in this Order, or any other amount made by any subsequent Notice of Variation or Order made by Hastings Borough Council
	(b) The minimum parking charge payable shall be payable for an initial duration of waiting which does not exceed the period shown in the Structure of Tariffs.
	(c) The maximum period of waiting shall not exceed thirty minutes..
	(d) The maximum charge payable for a motor-cycle or motor-tricycle shall not exceed the equivalent thirty minute rate applicable to the parking place where the motor-cycle or motor-tricycle is waiting.

7	The minimum parking charge payable shall be payable, on the leaving of the vehicle in a parking place specified in the Schedule to this Section, by the insertion in the ticket machine relating to the parking place in which the vehicle is left coins of the denomination of 5p, 10p, 20p, 50p, £1 or £2 or, by such other method as the Council may authorise, to make up the amount of the minimum parking charge for the period for which payment is being made; and where more coins than one are required, they shall be inserted in the ticket machine immediately one after the other.	
8	Upon payment of the minimum charge for the vehicle, the driver thereof shall exhibit on that vehicle, in accordance with the provisions of Article 9 of this Section, a ticket issued by a ticket machine relating to the parking place in which the vehicle is left.	
9	The ticket referred to in Article 8 above shall be clearly and continuously exhibited on the vehicle:-	
	(a)	where the vehicle is fitted with a front glass windscreen extending across the vehicle to the near side: facing forwards on the near side of the glass of such windscreen, behind the glass; or
	(b)	where the vehicle is not fitted with a front glass windscreen: on the near side of the vehicle, facing towards the near side of the road;
	but in all cases so that the time shown on the ticket is clearly visible to a person standing at the near side of the vehicle.	
10	No vehicle which has been taken away from a parking place after the minimum charge had been incurred shall, until the expiration of two hours from the time it was taken away, again be left in that parking place during the charging hours.	
11	If, at any time while a vehicle is left in a parking place during the charging hours, no ticket is exhibited on that vehicle in accordance with the provisions of Article 9 of this Section, and a Civil Enforcement Officer has reason to believe that the minimum charge has not been duly paid, or if the vehicle has been left otherwise than authorised by another Article within this Section in a designated parking place, or beyond the period of parking which has been paid for, he may:-	
	(a)	fix a penalty charge notice to the vehicle (hereinafter referred to as 'the penalty charge'); or
	(b)	give such a notice to the person appearing to him to be in charge of the vehicle; and
	(c)	arrange for the vehicle to be removed from the parking place by any person duly authorised by Hastings Borough Council, who shall provide for the safe custody of the vehicle where it is so removed; or
	(d)	cause to be altered the position of the vehicle in order that its position shall comply with those provisions; or

	(e)	in the case of emergency cause to be moved any vehicle left in a parking place to any place he thinks fit.
12		In the case of a vehicle in respect of which a penalty charge may have been incurred, a Civil Enforcement Officer shall have the power to attach to the vehicle in a conspicuous position a penalty charge notice
13		The period for which a vehicle may be left in a parking place during the charging hours after the penalty charge has been incurred shall not exceed two hours.
14		Where a notice has been attached to a vehicle in accordance with the provisions of Article 12 of this Section, no person (not being the driver of the vehicle, or a person duly authorised by Hastings Borough Council) shall remove the notice from the vehicle unless authorised to do so by the driver.
15		The penalty charge shall be paid to the Council either by cheque, bankers draft, money order or postal order which shall be delivered or sent by post so as to reach the offices of Parking Services at Aquila House, Breeds Place, Hastings, East Sussex, TN34 3UY, not later than the 28th day following the day on which the penalty charge was incurred, or in cash in person at the said Department or by electronic payment by credit or debit card, made to the said office in person, by telephone or via the Council Web Site at www.hastings.gov.uk/parking not later than as aforesaid.
16		The Council shall -
	(a)	cause the limits of the parking places to be indicated on the carriageway by placing and maintaining thereof the appropriate traffic signs;
	(b)	place and maintain on or in the vicinity of each parking place appropriate traffic signs for indicating that such parking places may be used for the leaving of the appropriate vehicles specified in Article 3 of this Section;
	(c)	install ticket machines at or in the vicinity of the parking places in such positions as Hastings Borough Council think fit, and the Borough Council, or any other person who is duly authorised by them, shall carry out such other works and maintenance, as is reasonably required for the purposes of the satisfactory operation of the parking places; and
	(d)	carry out such other work as is reasonably required for the purposes of the satisfactory operation of a parking place.
17	(a)	Any vehicle which clearly and continuously displays a disabled person's badge issued by any local authority such that;
	(i)	in the case of a vehicle fitted with a dashboard or facia panel, the badge is exhibited thereon so that Part 1 of the badge is legible from the outside of the vehicle; or

	(ii)	in the case of a vehicle not fitted with a dashboard or fascia panel, the badge is exhibited in a conspicuous position on the vehicle so that Part 1 of the badge is legible from the outside of the vehicle; and
		the vehicle is left in a parking place that is subject to the provisions of this Section, shall be exempt from the payment of any charge, and from any time limit, specified in the foregoing provisions of, and Schedule to this Section.
	(b)	Any vehicle which clearly and continuously displays a Waiver Certificate issued by Hastings Borough Council, such that;
	(i)	the Waiver Certificate is displayed in the windscreen of the vehicle to which it relates in such a manner that the details of the vehicle, location and purposes for which it has been issued are clearly visible from the outside of the vehicle; and
		the vehicle is left in a parking place that is subject to the provisions of this Section, shall be exempt from the payment of any charge, and from any time limit, specified in the foregoing provisions of, and Schedule to this Section.
	(c)	Without prejudice to the generality of this Article, a vehicle to which this Article applies shall stand in a parking place in accordance with Article 18 of this Section.
18		A person causing or permitting any vehicle to wait in a parking place in accordance with the foregoing provisions of this Section and those of Article 23 (a) and (b) (iv), (v), (vi), (vii), (viii) (ix), or (x) shall take all such steps as are necessary so that the vehicle shall stand:
	(a)	(i) If the parking place is not in a one-way street, in single line parallel to the edge of the carriageway;
		(ii) If the parking place is in a one-way street, that the left or nearside of a vehicle is adjacent to the left hand edge of the carriageway of that the right or off-side of the vehicle is adjacent to the right hand edge of the carriageway;
		(iii) That the distance between the edge of the carriageway and the nearest wheel of the vehicle is not more than 300mm (twelve inches); and
	(b)	that every part of the vehicle is within the limits of a parking space; or
	(c)	wholly within the limits of the parking place in echelon at the angle indicated by lines marking out the position of each parking space.

19	Where any vehicle is standing in a parking place in contravention of any of the provisions contained within this Section and a Civil Enforcement Officer has reason to believe that a penalty charge is payable he will act in accordance with the provisions set out in Article 11 of this Section.	
20	(a)	Any person duly authorised by either East Sussex County Council or Hastings Borough Council may suspend the use of a parking place, or any part thereof, whenever such suspension is reasonably considered necessary:-
	(i)	for the purpose of facilitating the movement of traffic or promoting its safety;
	(ii)	for the purpose of enabling a bus or public service vehicle to wait there; or
	(iii)	for the maintenance improvement or reconstruction of the road or the cleaning of gullies in or adjacent to 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 or supply of gas, water or electricity or of any telecommunications apparatus as defined in the Telecommunications Act 1984 or the placing, maintenance or removal of any traffic sign, or of a local authority which is being used in pursuance of statutory powers or duties;
	(b)	Any person duly authorised by the Council may suspend for not longer than twenty-four hours the use of a parking place or any part thereof whenever he considers such suspension reasonably necessary:
	(i)	for any of the purposes referred to in sub-paragraphs (i), (ii) or (iii) of paragraph (a) of this Article;
	(ii)	for the convenience of occupiers of premises adjacent to the parking place on any occasion of the removal of furniture to or from one office or dwelling house adjacent to the parking place from or to a depository, another office or dwelling house;
	(iii)	on any occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed; or
	(iv)	for the convenience of occupiers of premises adjacent to the parking place at times of weddings, funerals, or on other special occasions.
	(c)	A duly authorised person suspending the use of a parking place or a part thereof in accordance with the provisions of paragraph (a) or, as the case may be, paragraph (b) of this Article shall thereupon place or cause to be placed in or adjacent to that parking place, or as the case may be, that part thereof and the use of which is suspended a traffic sign indicating that waiting by vehicles is prohibited.

	(d)	Save as provided by Article 23 (b) (i), (ii), (iii), or (iv), and to anything done with the permission of the person suspending the use of the parking place or part thereof in pursuance of paragraph (a) of this Article, the provisions of Article 11 will apply to any person who caused or permits a vehicle to wait in any part of a parking place during such period as there is in or adjacent to that part of the parking place a traffic sign placed in pursuance of paragraph (c) of this Article.
	(e)	(i) Where a parking space or any part thereof is suspended for any of the purposes specified in sub-paragraph (iii) of paragraph (a) of this Article, a charge for the use of that parking space or part thereof to allow for the siting of plant, skips, contractor vehicles, scaffold and related equipment, shall be levied by the Council at the appropriate rate for each day of occupancy as set out in sub-paragraph (ii) of this Article
		(ii) The appropriate rate levied by the Council for the use of any suspended parking space or part thereof as specified in sub-paragraph (i) of this Article will be not more than the maximum daily income from a standard pay and display bay.
21		Where a traffic sign indicating the suspension of a parking place or any part thereof has been left in accordance with the provision of paragraph (c) of Article 20 of this Section, no person except a Civil Enforcement Officer or other person duly authorised by the Council shall remove that sign.
22	(a)	While any vehicle is in a parking place, no person shall use the vehicle in connection with the sale of any article to any person in or near the parking place or in connection with the selling or offering for sale of his skill or services;
		Provided that nothing in this Article shall prevent the sale of goods from a vehicle -
		(i) if the vehicle is a passenger vehicle, and the goods are immediately delivered at or taken into premises adjacent to the vehicle from which the sale is effective; or
		(ii) if the vehicle is one to which the provisions of Article 23 (b) (viii) of this Section apply; or
	(b)	The driver of a vehicle using a parking place shall stop the engine of the vehicle as soon as the vehicle is in the proper position in the parking place and shall not start the engine except when about to change the position of the vehicle in or to depart from the parking place.
23	(a)	Notwithstanding the foregoing provisions of this Section, any vehicle may wait without charge in any of the parking places specified in the Schedule to this Section (other than a parking place or part of a parking place the use of which has been suspended under Article 20 of this Section) if the vehicle is waiting for any of the reasons specified in paragraph (b) of this Article below;

	(b)	Nothing in respect of paragraph (a) above shall apply to any vehicle waiting in any parking place or on any length of carriageway specified in this Section (other than in a parking place or part of a parking place the use of which has been suspended under Article 20 of this Section) for so long as may be necessary to enable:
	(i)	A vehicle to wait owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accident;
	(ii)	A vehicle to be used for police, fire brigade or ambulance purposes, or is a vehicle (other than a passenger vehicle) in the service of a local authority being used in pursuance of statutory powers or duties;
	(iii)	A vehicle to wait to while it is used in connection with the removal of any obstruction to traffic;
	(iv)	a vehicle of (and bearing a livery used by) a universal service provider within the meaning ascribed by the Postal Services Act 2000 to be used for the purpose of delivering or collecting postal packets in the course of the provisions of a universal postal service as defined in that Act or, to any vehicle being used in connection with the servicing or cleaning of telephone kiosks;
	(v)	a person to board or alight from a vehicle;
	(vi)	the vehicle is a security vehicle being used to transport cash or bullion;
	(vii)	a vehicle (not being a passenger vehicle) to wait to enable it to be used for any purpose specified in Article 20 (a) (iii) of this Section, whether or not the parking place has been suspended;
	(viii)	The vehicle is waiting for the purpose of goods being sold or offered for sale from the vehicle by a person who is licensed to sell goods from a stationary pitch situated in the parking place;
	(ix)	The vehicle is waiting to enable it to be used in connection with posting or removing advertising materials in the form of posters on or from, or cleaning windows or chimneys in, premises adjacent to the parking place or length of carriageway in which the vehicle is waiting;
	(x)	In any other case if the vehicle is waiting for the purpose of delivering or collecting goods or merchandise, or for loading or unloading at premises adjacent to the parking place.
	(c)	Except as provided by Article 17 and in the foregoing provisions of this Article, the driver of a vehicle shall not cause or permit the vehicle to wait in a parking place during the charging hours without payment of the minimum parking charge.

	(d)	Nothing in the foregoing provisions of this Article shall be taken as authorising anything which would be a contravention of any regulations made or having effect as if made under Section 45 of the Act of 1984.
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**Schedule Sixteen A On-Street Pay And Display Parking Places At Hastings
Waiting Area Limited To Thirty Minutes In Any Period Of Two Hours and Thirty
Minutes, 9.00am to 6.00pm On All Days**

1	Rock-A-Nore Road	(a)	North Side	1	From a point 10 metres east of its junction with All Saints Street, eastwards to a point 28 metres east of its junction with All Saints Street
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(vi) Schedule Seventeen, On Street Pay and Display Parking Places At Hastings, Waiting Area Limited to Four Hours in any Period of Eight Hours, 9.00am to 6.00pm On All Days, that this Schedule be amended as follows:

1 Delete item 4 East Beach Street and insert item 4 as follows:

4	East Beach Street	(a)	North Side	1	From a point 32 metres east of its junction with High Street eastwards to a point 4 metres east of the boundary between No.3 and the London Trader public house
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2 Delete item 5 East Parade and insert item 5 as follows:

5	East Parade	(a)	South-east Side	1	From its junction with Marine Parade, north-eastwards for a distance of 98 metres
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(vii) Schedule Eighteen B, Parking Places at Hastings for Cars, Light Vans, and Motorcycles Only At Any Time On All Days, that this Schedule be amended as follows:

1 Delete item 3 and insert item 3 as follows:

3	Sea Road	(a)	North Side	1	From a point 10 metres east of its junction with Grosvenor Gardens, eastwards for a distance of 65 metres
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3	Sea Road	(a)	North Side	2	From a point 228 metres east of its junction with Grosvenor Gardens, eastwards to a point 23 metres south-west of its junction with Marina
3	Sea Road	(b)	South Side	1	From a point 28 metres east of its junction with Grosvenor Gardens, eastwards for a distance of 25 metres
3	Sea Road	(b)	South Side	2	From a point 60 metres east of its junction with Grosvenor Gardens, eastwards to a point 104 metres south-west of its junction with Marina
3	Sea Road	(b)	South Side	3	From a point 95 metres south-west of its junction with Marina, eastwards to a point 29 metres south-west of its junction with Marina

(viii) Schedule Nineteen, Disabled Persons Parking Places, that this Schedule be amended as follows:

1 Insert after item 46, item 46. 2 as follows:

46.2	Rock-A-Nore Road	(a)	North Side	1	From a point 28 metres east of its junction with Rock-A-Nore Road, eastwards for a distance of 15 metres
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2 Insert item 48 (a) 2 as follows:

48	Sea Road	(a)	South Side	2	From a point 104 metres south-west of its junction with Marina, eastwards for a distance of 7.2 metres
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(ix) Schedule Twenty-Two, No Stopping Except for Licensed Taxis At Any Time, that this Schedule be amended as follows:

1 Delete item 4 Rock-A-Nore Road

(x) Schedule Twenty-Five, Bus/Public Service Vehicle Parking Places Waiting Limited to Two Hours in any Period of Four Hours On All Days, that this Schedule be amended as follows:

1 Delete item 1 Falaise Road

2 Delete item 3 Sea Road

(xi) Insert a new Section and Schedule Twenty-Five A as follows:

**Section Twenty-Five A
Bus/Public Service Vehicle Parking Places
Between the Hours of 8.00 am and 6.00 pm On All Days**

1	Those lengths of road specified in the Schedule to this Section, designated by the word “buses” marked on the carriageway adjacent to the bay, bounded on one side by the edge of the carriageway and defined by line markings on the other three sides, or where a different width or position is stated in which vehicles are obliged to wait, are hereby authorised to be used individually, subject to the provisions of this Section, as parking places (hereinafter referred to as “the parking places”) by any bus or public service vehicle used for the provision of local services or scheduled express services.	
2	Save as provided by Article 1 and by the following provisions of this Section, no person shall cause or permit any vehicle, to wait between the hours of 8.00 am and 6.00 pm on any day in any of the parking places.	
3	The Council shall -	
	(a)	cause the limits of the parking places to be indicated on the carriageway by placing and maintaining thereof the appropriate traffic signs;
	(b)	place and maintain on or in the vicinity of each parking place appropriate traffic signs for indicating that such parking places may be used for the leaving of vehicles; and
	(c)	carry out such other work as is reasonably required for the purposes of the satisfactory operation of a parking place.
4	(a)	Any person duly authorised by East Sussex County Council or Hastings Borough Council may suspend the use of the parking place or any part thereof whenever that person considers such suspension reasonably necessary:-
	(i)	for the purpose of facilitating the movement of traffic or promoting its safety; or

	(ii)	for the purpose of the maintenance improvement or reconstruction of the road or the cleansing of gullies in or adjacent to 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 or supply of gas, water or electricity or of any telecommunications apparatus as defined in the Telecommunications Act 1984 or the placing, maintenance or removal of any traffic sign, or a vehicle (other than a passenger vehicle) in the service of a local authority which is being used in pursuance of statutory powers or duties;
	(b)	Any person duly authorised by the Council may suspend for not longer than twenty-four hours the use of a parking place or any part thereof whenever he considers such suspension reasonably necessary:
	(i)	for any of the purposes referred to in sub-paragraphs (i) or (ii) of paragraph (a) of this Article;
	(ii)	for the convenience of occupiers of premises adjacent to the parking place on any occasion of the removal of furniture to or from one office or dwelling house adjacent to the parking place from or to a depository, another office or dwelling house;
	(iii)	on any occasion for preventing obstruction of the streets, by Order on the occasion of any public procession, rejoicing or illumination, or where it is likely by reason of some special attraction that the streets are thronged or liable to be obstructed, to close any or all of the parking places.
	(c)	A duly authorised person suspending the use of a parking place or any part thereof in accordance with the provisions of paragraph (a) or, as the case may be, paragraph (b) of this Article shall thereupon place or cause to be placed in or adjacent to that parking place, or as the case may be, that part thereof and the use of which is suspended a traffic sign indicating that waiting by vehicles is prohibited.
	(d)	Save as provided by Article 7 (b) (i), (ii), (iii) or (iv) or Article 8, and to anything done with the permission of the person suspending the use of the parking place or part thereof in pursuance of paragraph (a) of this Article, the provisions of Article 9 will apply to any person who causes or permits a vehicle to wait in any part of a parking place during such period as there is in or adjacent to that part of the parking place a traffic sign placed in pursuance of paragraph (c) of this Article.
5		Where a traffic sign indicating the suspension of a parking place or any part thereof has been left in accordance with the provision of paragraph (c) of Article 4 of this Section, no person except a Civil Enforcement Officer or other person duly authorised by the Council shall remove that sign.
6	(a)	While any vehicle is in a parking place, no person shall use the vehicle;

		(i)	so as unreasonably to prevent access to any premises adjoining the road, or the use of the road by other persons, or so as to be a nuisance;
		(ii)	when for preventing obstruction of the streets East Sussex County Council or Hastings Borough Council have by Order made on the occasion of any such public procession, rejoicing, illumination or when the streets are thronged or liable to be obstructed, have closed any or all of the parking places and exhibited notice of such closing on or near each parking place;
		(iii)	to carry out or permit the carrying out of any repairs or other work to the vehicle except such as may be necessary to enable the vehicle to be moved from its parking place; or
		(iv)	in connection with the sale of any article to any person in or near the parking place or in connection with the selling or offering for sale of his skill or services;
	(b)		The driver of a vehicle using a parking place shall stop the engine of the vehicle as soon as the vehicle is in the proper position in the parking place and shall not start the engine except when about to change the position of the vehicle in or to depart from the parking place.
7	(a)		Notwithstanding the foregoing provisions of this Section, any vehicle may wait in any of the parking places specified in the Schedule to this Section (other than a parking place or part of a parking place the use of which has been suspended under Article 4 of this Section), if the vehicle is waiting for any of the reasons referred to in paragraph (b) of this Article below;
	(b)		Nothing in respect of paragraph (a) above shall apply to any vehicle waiting in any parking place or on any length of carriageway specified in this Section (other than in a parking place or part of a parking place the use of which has been suspended under Article 5 of this Section) for so long as may be necessary to enable:
		(i)	a vehicle to wait owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid an accident;
		(ii)	a vehicle to be used for police, fire brigade or ambulance purposes;
		(iii)	a vehicle to wait while it is used in connection with the removal of any obstruction to traffic;

	(iv)	a vehicle of (and bearing a livery used by) a universal service provider within the meaning ascribed by the Postal Services Act 2000 to be used for the purpose of delivering or collecting postal packets in the course of the provisions of a universal postal service as defined in that Act or, to any vehicle being used in connection with the servicing or cleaning of telephone kiosks;
	(v)	a person to board or alight from a vehicle;
	(vi)	a vehicle (not being a passenger vehicle) to wait to enable it to be used for any purpose specified in Article 4 (a) (ii) of this Section, whether or not the parking place has been suspended;
	(vii)	the vehicle (not being a passenger vehicle) is in actual use in connection with the removal of furniture from one office or dwelling house adjacent to the parking place to another office or dwelling house, or the removal of furniture from such premises to a depository or to such premises from a depository;
	(vii)	the vehicle is waiting to enable it to be used in connection with posting or removing advertising material in the form of posters on or from, or cleaning windows or chimneys in, premises adjacent to the parking place or length of carriageway in which the vehicle is waiting;
8	Nothing in respect of paragraph 7 (a) above shall apply to any vehicle waiting in any parking place or on any length of carriageway specified in this Section (other than in a parking place or part of a parking place the use of which has been suspended under Article 5 of this Section) which clearly and continuously displays a Waiver Certificate such that;	
	(a)	the Waiver Certificate is displayed in the windscreen of the vehicle to which it relates in such a manner that the details of the vehicle, location and purposes for which it has been issued are clearly visible from the outside of the vehicle;
	provided that the Waiver Certificate has not been defaced or altered. Any alterations to or defacement of the Waiver Certificate shall render it invalid and render the use of the vehicle liable to the restrictions applicable to the location.	
9	Where a vehicle is left in a parking place in contravention of any of the provisions contained within this Section, and a Civil Enforcement Officer has reason to believe that a penalty charge is payable, he may:-	
	(a)	fix a penalty charge notice to the vehicle; or
	(b)	give such a notice to the person appearing to him to be in charge of the vehicle; and
	(c)	arrange for the vehicle to be removed from the parking place by any person duly authorised by Hastings Borough Council, who shall provide for the safe custody of the vehicle where it is so removed; or

	(d)	cause to be altered the position of the vehicle in order that its position shall comply with those provisions; or
	(e)	in the case of an emergency cause to be moved any vehicle left in a parking place to any place he thinks fit.

**Section Twenty-Five A
Bus/Public Service Vehicle Parking Places
Between the Hours of 8.00 am and 6.00 pm On All Days**

1	Sea Road	(a)	North Side	1	From a point 75 metres east of its junction with Grosvenor Gardens, eastwards to a point 228 metres east of its junction with Grosvenor Gardens
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(xii) Schedule Twenty-Six, Bus/Public Service Vehicle Parking Places Between the hours of 8.00 am and 7.00 pm, that this Schedule be amended as follows:

1 Delete item 1 East Parade

(xiii) Insert a new Section and Schedule Twenty-Six A as follows:

**Section Twenty-Six A
On-Street Pay And Display Parking Places At Hastings for Buses and Public
Service Vehicles Only
Waiting Area Limited To Thirty Minutes In Any Period Of Two Hours and Thirty
Minutes, 8.00am to 6.00pm On All Days**

1	Each area on a highway in the Borough of Hastings which is specified in the Schedule to this Section is hereby designated as a parking place.	
2	The limits of each parking place, and the limits of parking space in a parking place, shall be indicated in such manner as Hastings Borough Council may determine.	
3	(a)	Each parking place may be used, in accordance with and subject to the provisions of this Section, for the leaving during the charging hours of any bus or public service vehicle used for the provision of local services or scheduled express services.
	(b)	“Charging Hours” for the purpose of this Section, means between the hours of 8.00am and 6.00pm on all days.

4	Where, in the Schedule to this Section, a parking place or any part thereof is described as being available for use by vehicles of a specified class or in a specified position, the driver of a vehicle shall not permit it to wait in that parking place:-
	(a) unless it is one of the specified classes described in Article 3 above; or
	(b) in a position other than that specified.
5	When a vehicle is left in a parking place during the charging hours, whether or not the vehicle was brought into the parking place during those hours, the driver thereof shall pay a charge (hereinafter referred to as the 'minimum parking charge') in accordance with the following provisions of this Section.
6	Notwithstanding any other provision in this Section, in all cases, for any vehicle left during the charging hours in a parking place specified in the Schedule to this Section:
	(a) The minimum parking charge payable shall be as set in the Structure of Tariffs contained elsewhere in this Order, or any other amount made by any subsequent Notice of Variation or Order made by Hastings Borough Council
	(b) The minimum parking charge payable shall be payable for an initial duration of waiting which does not exceed the period shown in the Structure of Tariffs.
	(c) The maximum period of waiting shall not exceed thirty minutes..
7	The minimum parking charge payable shall be payable, on the leaving of the vehicle in a parking place specified in the Schedule to this Section, by the insertion in the ticket machine relating to the parking place in which the vehicle is left coins of the denomination of 5p, 10p, 20p, 50p, £1 or £2 or, by such other method as the Council may authorise, to make up the amount of the minimum parking charge for the period for which payment is being made; and where more coins than one are required, they shall be inserted in the ticket machine immediately one after the other.
8	Upon payment of the minimum charge for the vehicle, the driver thereof shall exhibit on that vehicle, in accordance with the provisions of Article 9 of this Section, a ticket issued by a ticket machine relating to the parking place in which the vehicle is left.
9	The ticket referred to in Article 8 above shall be clearly and continuously exhibited on the vehicle:-
	(a) where the vehicle is fitted with a front glass windscreen extending across the vehicle to the near side: facing forwards on the near side of the glass of such windscreen, behind the glass; or
	(b) where the vehicle is not fitted with a front glass windscreen: on the near side of the vehicle, facing towards the near side of the road;

	but in all cases so that the time shown on the ticket is clearly visible to a person standing at the near side of the vehicle.
10	No vehicle which has been taken away from a parking place after the minimum charge had been incurred shall, until the expiration of two hours from the time it was taken away, again be left in that parking place during the charging hours.
11	If, at any time while a vehicle is left in a parking place during the charging hours, no ticket is exhibited on that vehicle in accordance with the provisions of Article 9 of this Section, and a Civil Enforcement Officer has reason to believe that the minimum charge has not been duly paid, or if the vehicle has been left otherwise than authorised by another Article within this Section in a designated parking place, or beyond the period of parking which has been paid for, he may:-
	(a) fix a penalty charge notice to the vehicle (hereinafter referred to as 'the penalty charge'); or
	(b) give such a notice to the person appearing to him to be in charge of the vehicle; and
	(c) arrange for the vehicle to be removed from the parking place by any person duly authorised by Hastings Borough Council, who shall provide for the safe custody of the vehicle where it is so removed; or
	(d) cause to be altered the position of the vehicle in order that its position shall comply with those provisions; or
	(e) in the case of emergency cause to be moved any vehicle left in a parking place to any place he thinks fit.
12	In the case of a vehicle in respect of which a penalty charge may have been incurred, a Civil Enforcement Officer shall have the power to attach to the vehicle in a conspicuous position a penalty charge notice
13	The period for which a vehicle may be left in a parking place during the charging hours after the penalty charge has been incurred shall not exceed two hours.
14	Where a notice has been attached to a vehicle in accordance with the provisions of Article 12 of this Section, no person (not being the driver of the vehicle, or a person duly authorised by Hastings Borough Council) shall remove the notice from the vehicle unless authorised to do so by the driver.

15	The penalty charge shall be paid to the Council either by cheque, bankers draft, money order or postal order which shall be delivered or sent by post so as to reach the offices of Parking Services at Aquila House, Breeds Place, Hastings, East Sussex, TN34 3UY, not later than the 28th day following the day on which the penalty charge was incurred, or in cash in person at the said Department or by electronic payment by credit or debit card, made to the said office in person, by telephone or via the Council Web Site at www.hastings.gov.uk/parking not later than as aforesaid.	
16	The Council shall -	
	(a)	cause the limits of the parking places to be indicated on the carriageway by placing and maintaining thereof the appropriate traffic signs;
	(b)	place and maintain on or in the vicinity of each parking place appropriate traffic signs for indicating that such parking places may be used for the leaving of the appropriate vehicles specified in Article 3 of this Section;
	(c)	install ticket machines at or in the vicinity of the parking places in such positions as Hastings Borough Council think fit, and the Borough Council, or any other person who is duly authorised by them, shall carry out such other works and maintenance, as is reasonably required for the purposes of the satisfactory operation of the parking places; and
	(d)	carry out such other work as is reasonably required for the purposes of the satisfactory operation of a parking place.
17	(a)	Any vehicle which clearly and continuously displays a Waiver Certificate issued by Hastings Borough Council, such that;
	(i)	the Waiver Certificate is displayed in the windscreen of the vehicle to which it relates in such a manner that the details of the vehicle, location and purposes for which it has been issued are clearly visible from the outside of the vehicle; and
		the vehicle is left in a parking place that is subject to the provisions of this Section, shall be exempt from the payment of any charge, and from any time limit, specified in the foregoing provisions of, and Schedule to this Section.
	(b)	Without prejudice to the generality of this Article, a vehicle to which this Article applies shall stand in a parking place in accordance with Article 18 of this Section.
18	A person causing or permitting any vehicle to wait in a parking place in accordance with the foregoing provisions of this Section and those of Article 23 (a) and (b) (iv), (v), (vi), (vii), (viii) (ix), or (x) shall take all such steps as are necessary so that the vehicle shall stand:	
	(a)	(i) If the parking place is not in a one-way street, in single line parallel to the edge of the carriageway;

	(ii)	If the parking place is in a one-way street, that the left or nearside of a vehicle is adjacent to the left hand edge of the carriageway of that the right or off-side of the vehicle is adjacent to the right hand edge of the carriageway;
	(iii)	That the distance between the edge of the carriageway and the nearest wheel of the vehicle is not more than 300mm (twelve inches); and
	(b)	that every part of the vehicle is within the limits of a parking space; or
	(c)	wholly within the limits of the parking place in echelon at the angle indicated by lines marking out the position of each parking space.
19		Where any vehicle is standing in a parking place in contravention of any of the provisions contained within this Section and a Civil Enforcement Officer has reason to believe that a penalty charge is payable he will act in accordance with the provisions set out in Article 11 of this Section.
20	(a)	Any person duly authorised by either East Sussex County Council or Hastings Borough Council may suspend the use of a parking place, or any part thereof, whenever such suspension is reasonably considered necessary:-
	(i)	for the purpose of facilitating the movement of traffic or promoting its safety;
	(ii)	for the purpose of enabling a bus or public service vehicle to wait there; or
	(iii)	for the maintenance improvement or reconstruction of the road or the cleaning of gullies in or adjacent to 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 or supply of gas, water or electricity or of any telecommunications apparatus as defined in the Telecommunications Act 1984 or the placing, maintenance or removal of any traffic sign, or of a local authority which is being used in pursuance of statutory powers or duties;
	(b)	Any person duly authorised by the Council may suspend for not longer than twenty-four hours the use of a parking place or any part thereof whenever he considers such suspension reasonably necessary:
	(i)	for any of the purposes referred to in sub-paragraphs (i), (ii) or (iii) of paragraph (a) of this Article;
	(ii)	for the convenience of occupiers of premises adjacent to the parking place on any occasion of the removal of furniture to or from one office or dwelling house adjacent to the parking place from or to a depository, another office or dwelling house;

		(iii)	on any occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed; or
		(iv)	for the convenience of occupiers of premises adjacent to the parking place at times of weddings, funerals, or on other special occasions.
	(c)		A duly authorised person suspending the use of a parking place or a part thereof in accordance with the provisions of paragraph (a) or, as the case may be, paragraph (b) of this Article shall thereupon place or cause to be placed in or adjacent to that parking place, or as the case may be, that part thereof and the use of which is suspended a traffic sign indicating that waiting by vehicles is prohibited.
	(d)		Save as provided by Article 23 (b) (i), (ii), (iii), or (iv), and to anything done with the permission of the person suspending the use of the parking place or part thereof in pursuance of paragraph (a) of this Article, the provisions of Article 11 will apply to any person who caused or permits a vehicle to wait in any part of a parking place during such period as there is in or adjacent to that part of the parking place a traffic sign placed in pursuance of paragraph (c) of this Article.
20	(e)	(i)	Where a parking space or any part thereof is suspended for any of the purposes specified in sub-paragraph (iii) of paragraph (a) of this Article, a charge for the use of that parking space or part thereof to allow for the siting of plant, skips, contractor vehicles, scaffold and related equipment, shall be levied by the Council at the appropriate rate for each day of occupancy as set out in sub-paragraph (ii) of this Article
		(ii)	The appropriate rate levied by the Council for the use of any suspended parking space or part thereof as specified in sub-paragraph (i) of this Article will be not more than the maximum daily income from a standard pay and display bay.
21			Where a traffic sign indicating the suspension of a parking place or any part thereof has been left in accordance with the provision of paragraph (c) of Article 20 of this Section, no person except a Civil Enforcement Officer or other person duly authorised by the Council shall remove that sign.
22	(a)		While any vehicle is in a parking place, no person shall use the vehicle in connection with the sale of any article to any person in or near the parking place or in connection with the selling or offering for sale of his skill or services;
			Provided that nothing in this Article shall prevent the sale of goods from a vehicle -
		(i)	if the vehicle is a passenger vehicle, and the goods are immediately delivered at or taken into premises adjacent to the vehicle from which the sale is effective; or

		(ii)	if the vehicle is one to which the provisions of Article 23 (b) (viii) of this Section apply; or
	(b)		The driver of a vehicle using a parking place shall stop the engine of the vehicle as soon as the vehicle is in the proper position in the parking place and shall not start the engine except when about to change the position of the vehicle in or to depart from the parking place.
23	(a)		Notwithstanding the foregoing provisions of this Section, any vehicle may wait without charge in any of the parking places specified in the Schedule to this Section (other than a parking place or part of a parking place the use of which has been suspended under Article 20 of this Section) if the vehicle is waiting for any of the reasons specified in paragraph (b) of this Article below;
	(b)		Nothing in respect of paragraph (a) above shall apply to any vehicle waiting in any parking place or on any length of carriageway specified in this Section (other than in a parking place or part of a parking place the use of which has been suspended under Article 20 of this Section) for so long as may be necessary to enable:
		(i)	A vehicle to wait owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accident;
		(ii)	A vehicle to be used for police, fire brigade or ambulance purposes, or is a vehicle (other than a passenger vehicle) in the service of a local authority being used in pursuance of statutory powers or duties;
		(iii)	A vehicle to wait to while it is used in connection with the removal of any obstruction to traffic;
		(iv)	a vehicle of (and bearing a livery used by) a universal service provider within the meaning ascribed by the Postal Services Act 2000 to be used for the purpose of delivering or collecting postal packets in the course of the provisions of a universal postal service as defined in that Act or, to any vehicle being used in connection with the servicing or cleaning of telephone kiosks;
		(v)	a person to board or alight from a vehicle;
		(vi)	the vehicle is a security vehicle being used to transport cash or bullion;
		(vii)	a vehicle (not being a passenger vehicle) to wait to enable it to be used for any purpose specified in Article 20 (a) (iii) of this Section, whether or not the parking place has been suspended;
		(viii)	The vehicle is waiting for the purpose of goods being sold or offered for sale from the vehicle by a person who is licensed to sell goods from a stationary pitch situated in the parking place;

	(ix)	The vehicle is waiting to enable it to be used in connection with posting or removing advertising materials in the form of posters on or from, or cleaning windows or chimneys in, premises adjacent to the parking place or length of carriageway in which the vehicle is waiting;
	(x)	In any other case if the vehicle is waiting for the purpose of delivering or collecting goods or merchandise, or for loading or unloading at premises adjacent to the parking place.
	(c)	Except as provided by Article 17 and in the foregoing provisions of this Article, the driver of a vehicle shall not cause or permit the vehicle to wait in a parking place during the charging hours without payment of the minimum parking charge.
	(d)	Nothing in the foregoing provisions of this Article shall be taken as authorising anything which would be a contravention of any regulations made or having effect as if made under Section 45 of the Act of 1984.

Section Twenty-Six A
On-Street Pay And Display Parking Places At Hastings for Buses and Public
Service Vehicles Only
Waiting Area Limited To Thirty Minutes In Any Period Of Two Hours and Thirty
Minutes, 8.00am to 6.00pm On All Days

1	East Beach Street	(a)	South-East Side	1	From its junction with the prolongation of the western kerbline of High Street, eastwards to a point 19 metres west of its junction with the access road to the LifeBoat Station
2	East Parade	(a)	North-west Side	1	From a point 55 metres east of its junction with Marine Parade, eastwards to its junction with Sun Lane

(xiv) Insert a new Section and Schedule Twenty-Six B as follows:

Section Twenty-Six B
Bus/Public Service Vehicles Parking Places, Pay and Display 8am-6pm,
Bus/Public Service Vehicles Only 6.00 pm-8.00 am

1	Each area on a highway in the Borough of Hastings which is specified in the Schedule to this Section is hereby designated as a parking place.
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2		The limits of each parking place, and the limits of parking space in a parking place, shall be indicated in such manner as Hastings Borough Council may determine.
3	(a)	Each parking place may be used, in accordance with and subject to the provisions of this Section, for the leaving during the hours of 6.00pm and 8.00am of any bus or public service vehicle used for the provision of local services or scheduled express services.
	(b)	Each parking place may be used, in accordance with and subject to the provisions of this Section, for the leaving during the charging hours of any bus or public service vehicle used for the provision of local services or scheduled express services.
	(c)	“Charging Hours” for the purpose of this Section, means between the hours of 8.00am and 6.00pm on all days.
4		Where, in the Schedule to this Section, a parking place or any part thereof is described as being available for use by vehicles of a specified class or in a specified position, the driver of a vehicle shall not permit it to wait in that parking place:-
	(a)	unless it is one of the specified classes described in Article 3 above; or
	(b)	in a position other than that specified.
5		When a vehicle is left in a parking place during the charging hours, whether or not the vehicle was brought into the parking place during those hours, the driver thereof shall pay a charge (hereinafter referred to as the ‘minimum parking charge’) in accordance with the following provisions of this Section.
6		Notwithstanding any other provision in this Section, in all cases, for any vehicle left during the charging hours in a parking place specified in the Schedule to this Section:
	(a)	The minimum parking charge payable shall be as set in the Structure of Tariffs contained elsewhere in this Order, or any other amount made by any subsequent Notice of Variation or Order made by Hastings Borough Council
	(b)	The minimum parking charge payable shall be payable for an initial duration of waiting which does not exceed the period shown in the Structure of Tariffs.
7		The minimum parking charge payable shall be payable, on the leaving of the vehicle in a parking place specified in the Schedule to this Section, by the insertion in the ticket machine relating to the parking place in which the vehicle is left coins of the denomination of 5p, 10p, 20p, 50p, £1 or £2 or, by such other method as the Council may authorise, to make up the amount of the minimum parking charge for the period for which payment is being made; and where more coins than one are required, they shall be inserted in the ticket machine immediately one after the other.

8	Upon payment of the minimum charge for the vehicle, the driver thereof shall exhibit on that vehicle, in accordance with the provisions of Article 9 of this Section, a ticket issued by a ticket machine relating to the parking place in which the vehicle is left.	
9	The ticket referred to in Article 8 above shall be clearly and continuously exhibited on the vehicle:-	
	(a)	where the vehicle is fitted with a front glass windscreen extending across the vehicle to the near side: facing forwards on the near side of the glass of such windscreen, behind the glass; or
	(b)	where the vehicle is not fitted with a front glass windscreen: on the near side of the vehicle, facing towards the near side of the road;
	but in all cases so that the time shown on the ticket is clearly visible to a person standing at the near side of the vehicle.	
10	(a)	If, at any time, a vehicle, not being a vehicle of any class specified in Article 3 of this Section, is left in a parking place, and a Civil Enforcement Officer has reason to believe the vehicle is in contravention of any of the Articles in this Section, or;
	(b)	If, at any time while a vehicle is left in a parking place during the charging hours, no ticket is exhibited on that vehicle in accordance with the provisions of Article 9 of this Section, and a Civil Enforcement Officer has reason to believe that the minimum charge has not been duly paid, or if the vehicle has been left otherwise than authorised by another Article within this Section in a designated parking place, or beyond the period of parking which has been paid for, he may:-
	(c)	(i) fix a penalty charge notice to the vehicle (hereinafter referred to as 'the penalty charge'); or
		(ii) give such a notice to the person appearing to him to be in charge of the vehicle; and
		(iii) arrange for the vehicle to be removed from the parking place by any person duly authorised by Hastings Borough Council, who shall provide for the safe custody of the vehicle where it is so removed; or
		(iv) cause to be altered the position of the vehicle in order that its position shall comply with those provisions; or
		(v) in the case of emergency cause to be moved any vehicle left in a parking place to any place he thinks fit.
11	In the case of a vehicle in respect of which a penalty charge may have been incurred, a Civil Enforcement Officer shall have the power to attach to the vehicle in a conspicuous position a penalty charge notice	

12	Where a notice has been attached to a vehicle in accordance with the provisions of Article 11 of this Section, no person (not being the driver of the vehicle, or a person duly authorised by Hastings Borough Council) shall remove the notice from the vehicle unless authorised to do so by the driver.	
13	The penalty charge shall be paid to the Council either by cheque, bankers draft, money order or postal order which shall be delivered or sent by post so as to reach the offices of Parking Services at Aquila House, Breeds Place, Hastings, East Sussex, TN34 3UY, not later than the 28th day following the day on which the penalty charge was incurred, or in cash in person at the said Department or by electronic payment by credit or debit card, made to the said office in person, by telephone or via the Council Web Site at www.hastings.gov.uk/parking not later than as aforesaid.	
14	The Council shall -	
	(a)	cause the limits of the parking places to be indicated on the carriageway by placing and maintaining thereof the appropriate traffic signs;
	(b)	place and maintain on or in the vicinity of each parking place appropriate traffic signs for indicating that such parking places may be used for the leaving of the appropriate vehicles specified in Article 3 of this Section;
	(c)	install ticket machines at or in the vicinity of the parking places in such positions as Hastings Borough Council think fit, and the Borough Council, or any other person who is duly authorised by them, shall carry out such other works and maintenance, as is reasonably required for the purposes of the satisfactory operation of the parking places; and
	(d)	carry out such other work as is reasonably required for the purposes of the satisfactory operation of a parking place.
15	(a)	Any vehicle which clearly and continuously displays a Waiver Certificate issued by Hastings Borough Council, such that;
	(i)	the Waiver Certificate is displayed in the windscreen of the vehicle to which it relates in such a manner that the details of the vehicle, location and purposes for which it has been issued are clearly visible from the outside of the vehicle; and
		the vehicle is left in a parking place that is subject to the provisions of this Section, shall be exempt from the payment of any charge, and from any time limit, specified in the foregoing provisions of, and Schedule to this Section.
	(b)	Without prejudice to the generality of this Article, a vehicle to which this Article applies shall stand in a parking place in accordance with Article 16 of this Section.
16	A person causing or permitting any vehicle to wait in a parking place in accordance with the foregoing provisions of this Section and those of Article 21 (a) and (b) (iv), (v), (vi), (vii), (viii) (ix), or (x) shall take all such steps as are necessary so that the vehicle shall stand:	

	(a)	(i)	If the parking place is not in a one-way street, in single line parallel to the edge of the carriageway;
		(ii)	If the parking place is in a one-way street, that the left or nearside of a vehicle is adjacent to the left hand edge of the carriageway of that the right or off-side of the vehicle is adjacent to the right hand edge of the carriageway;
		(iii)	That the distance between the edge of the carriageway and the nearest wheel of the vehicle is not more than 300mm (twelve inches); and
	(b)		that every part of the vehicle is within the limits of a parking space; or
	(c)		wholly within the limits of the parking place in echelon at the angle indicated by lines marking out the position of each parking space.
17			Where any vehicle is standing in a parking place in contravention of any of the provisions contained within this Section and a Civil Enforcement Officer has reason to believe that a penalty charge is payable he will act in accordance with the provisions set out in Article 10 of this Section.
18	(a)		Any person duly authorised by either East Sussex County Council or Hastings Borough Council may suspend the use of a parking place, or any part thereof, whenever such suspension is reasonably considered necessary:-
		(i)	for the purpose of facilitating the movement of traffic or promoting its safety;
		(ii)	for the purpose of enabling a bus or public service vehicle to wait there; or
		(iii)	for the maintenance improvement or reconstruction of the road or the cleaning of gullies in or adjacent to 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 or supply of gas, water or electricity or of any telecommunications apparatus as defined in the Telecommunications Act 1984 or the placing, maintenance or removal of any traffic sign, or of a local authority which is being used in pursuance of statutory powers or duties;
	(b)		Any person duly authorised by the Council may suspend for not longer than twenty-four hours the use of a parking place or any part thereof whenever he considers such suspension reasonably necessary:
		(i)	for any of the purposes referred to in sub-paragraphs (i), (ii) or (iii) of paragraph (a) of this Article;

		(ii)	for the convenience of occupiers of premises adjacent to the parking place on any occasion of the removal of furniture to or from one office or dwelling house adjacent to the parking place from or to a depository, another office or dwelling house;
		(iii)	on any occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed; or
		(iv)	for the convenience of occupiers of premises adjacent to the parking place at times of weddings, funerals, or on other special occasions.
	(c)		A duly authorised person suspending the use of a parking place or a part thereof in accordance with the provisions of paragraph (a) or, as the case may be, paragraph (b) of this Article shall thereupon place or cause to be placed in or adjacent to that parking place, or as the case may be, that part thereof and the use of which is suspended a traffic sign indicating that waiting by vehicles is prohibited.
	(d)		Save as provided by Article 22 (b) (i), (ii), (iii), or (iv), and to anything done with the permission of the person suspending the use of the parking place or part thereof in pursuance of paragraph (a) of this Article, the provisions of Article 10 will apply to any person who caused or permits a vehicle to wait in any part of a parking place during such period as there is in or adjacent to that part of the parking place a traffic sign placed in pursuance of paragraph (c) of this Article.
18	(e)	(i)	Where a parking space or any part thereof is suspended for any of the purposes specified in sub-paragraph (iii) of paragraph (a) of this Article, a charge for the use of that parking space or part thereof to allow for the siting of plant, skips, contractor vehicles, scaffold and related equipment, shall be levied by the Council at the appropriate rate for each day of occupancy as set out in sub-paragraph (ii) of this Article
		(ii)	The appropriate rate levied by the Council for the use of any suspended parking space or part thereof as specified in sub-paragraph (i) of this Article will be not more than the maximum daily income from a standard pay and display bay.
19			Where a traffic sign indicating the suspension of a parking place or any part thereof has been left in accordance with the provision of paragraph (c) of Article 18 of this Section, no person except a Civil Enforcement Officer or other person duly authorised by the Council shall remove that sign.
20	(a)		While any vehicle is in a parking place, no person shall use the vehicle in connection with the sale of any article to any person in or near the parking place or in connection with the selling or offering for sale of his skill or services;
			Provided that nothing in this Article shall prevent the sale of goods from a vehicle -

		(i)	if the vehicle is a passenger vehicle, and the goods are immediately delivered at or taken into premises adjacent to the vehicle from which the sale is effective; or
		(ii)	if the vehicle is one to which the provisions of Article 21 (b) (viii) of this Section apply; or
	(b)		The driver of a vehicle using a parking place shall stop the engine of the vehicle as soon as the vehicle is in the proper position in the parking place and shall not start the engine except when about to change the position of the vehicle in or to depart from the parking place.
21	(a)		Notwithstanding the foregoing provisions of this Section, any vehicle may wait without charge in any of the parking places specified in the Schedule to this Section (other than a parking place or part of a parking place the use of which has been suspended under Article 18 of this Section) if the vehicle is waiting for any of the reasons specified in paragraph (b) of this Article below;
	(b)		Nothing in respect of paragraph (a) above shall apply to any vehicle waiting in any parking place or on any length of carriageway specified in this Section (other than in a parking place or part of a parking place the use of which has been suspended under Article 18 of this Section) for so long as may be necessary to enable:
		(i)	A vehicle to wait owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accident;
		(ii)	A vehicle to be used for police, fire brigade or ambulance purposes, or is a vehicle (other than a passenger vehicle) in the service of a local authority being used in pursuance of statutory powers or duties;
		(iii)	A vehicle to wait while it is used in connection with the removal of any obstruction to traffic;
		(iv)	a vehicle of (and bearing a livery used by) a universal service provider within the meaning ascribed by the Postal Services Act 2000 to be used for the purpose of delivering or collecting postal packets in the course of the provisions of a universal postal service as defined in that Act or, to any vehicle being used in connection with the servicing or cleaning of telephone kiosks;
		(v)	a person to board or alight from a vehicle;
		(vi)	the vehicle is a security vehicle being used to transport cash or bullion;
		(vii)	a vehicle (not being a passenger vehicle) to wait to enable it to be used for any purpose specified in Article 20 (a) (iii) of this Section, whether or not the parking place has been suspended;

		(viii)	The vehicle is waiting for the purpose of goods being sold or offered for sale from the vehicle by a person who is licensed to sell goods from a stationary pitch situated in the parking place;
		(ix)	The vehicle is waiting to enable it to be used in connection with posting or removing advertising materials in the form of posters on or from, or cleaning windows or chimneys in, premises adjacent to the parking place or length of carriageway in which the vehicle is waiting;
		(x)	In any other case if the vehicle is waiting for the purpose of delivering or collecting goods or merchandise, or for loading or unloading at premises adjacent to the parking place.
	(c)	Except as provided by Article 15 and in the foregoing provisions of this Article, the driver of a vehicle shall not cause or permit the vehicle to wait in a parking place during the charging hours without payment of the minimum parking charge.	
	(d)	Nothing in the foregoing provisions of this Article shall be taken as authorising anything which would be a contravention of any regulations made or having effect as if made under Section 45 of the Act of 1984.	

Schedule Twenty-Six B
Bus/Public Service Vehicles Parking Places, Pay and Display 8am-6pm,
Bus/Public Service Vehicles Only 6.00 pm-8.00 am

1	Falaise Road	(a)	North-east Side	1	From a point 16 metres north-west of its junction with St Margarets Road, north-westwards to a point 7 metres south-east of the exit from Falaise Hall Car Park
1	Falaise Road	(a)	North-east Side	2	From a point 15 metres north-west of the exit from Falaise Hall Car Park, north westwards to a point 55 metres south-east of its junction with Bohemia Road
1	Falaise Road	(b)	North-west Side	1	From a point 10 metres south-west of its junction with Bohemia Road, south-westwards to a point 10 metres north-east of the entrance to Falaise Road Car Park
1	Falaise Road	(c)	South-east Side	1	From a point 10 metres south-west of its junction with Bohemia Road, south-

					westwards for a distance of 35 metres
1	Falaise Road	(d)	South-west Side	1	From a point 10 metres south-east of the entrance to Falaise Road Car Park, south-eastwards for a distance of 48 metres
1	Falaise Road	(d)	South-west Side	2	From a point 4 metres south-east of the exit from Falaise Road Car Park, south-eastwards to a point 3 metres north-west of the access road serving the tennis courts and putting green
1	Falaise Road	(d)	South-west Side	3	From a point 7 metres south-east of the access road serving the tennis courts and the putting green, south eastwards to a point 7 metres north-west of its junction with St Margarets Road

(xv) Schedule Twenty-One. Police Parking Places, that this Schedule be amended as follows:

1 Insert before item 1, item 0.5 as follows:

0.5	East Beach Street	(a)	South Side	1	From a point 9 metres west of the access road to the Lifeboat Station, westwards for a distance of 10 metres
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(xvii) Schedule Thirty-Seven, One Way Traffic, that this Schedule be amended as follows:

1 Insert after item 27, item 27.5 as follows:

27.5	East Beach Street	(a)	From west to east	1	From its junction with its main A259 section, eastwards to its junction with All Saints Street
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2 Insert after item 27, item 27.5 as follows:

27.5	Falaise Road	(a)	From North to South	1	For its entire length
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(xvii) Schedule Forty-Two, Prohibition of Stopping on the Footway or Verge At Any Time, that this Schedule be amended as follows:

1 Insert before item 21, item 20.5 as follows:

20.5	East Beach Street	(a)	South Side	1	From its junction with the access road to the Lifeboat Station, north-eastwards to its junction with Rock-A-Nore Road
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2 Insert before item 57, item 56.5 as follows:

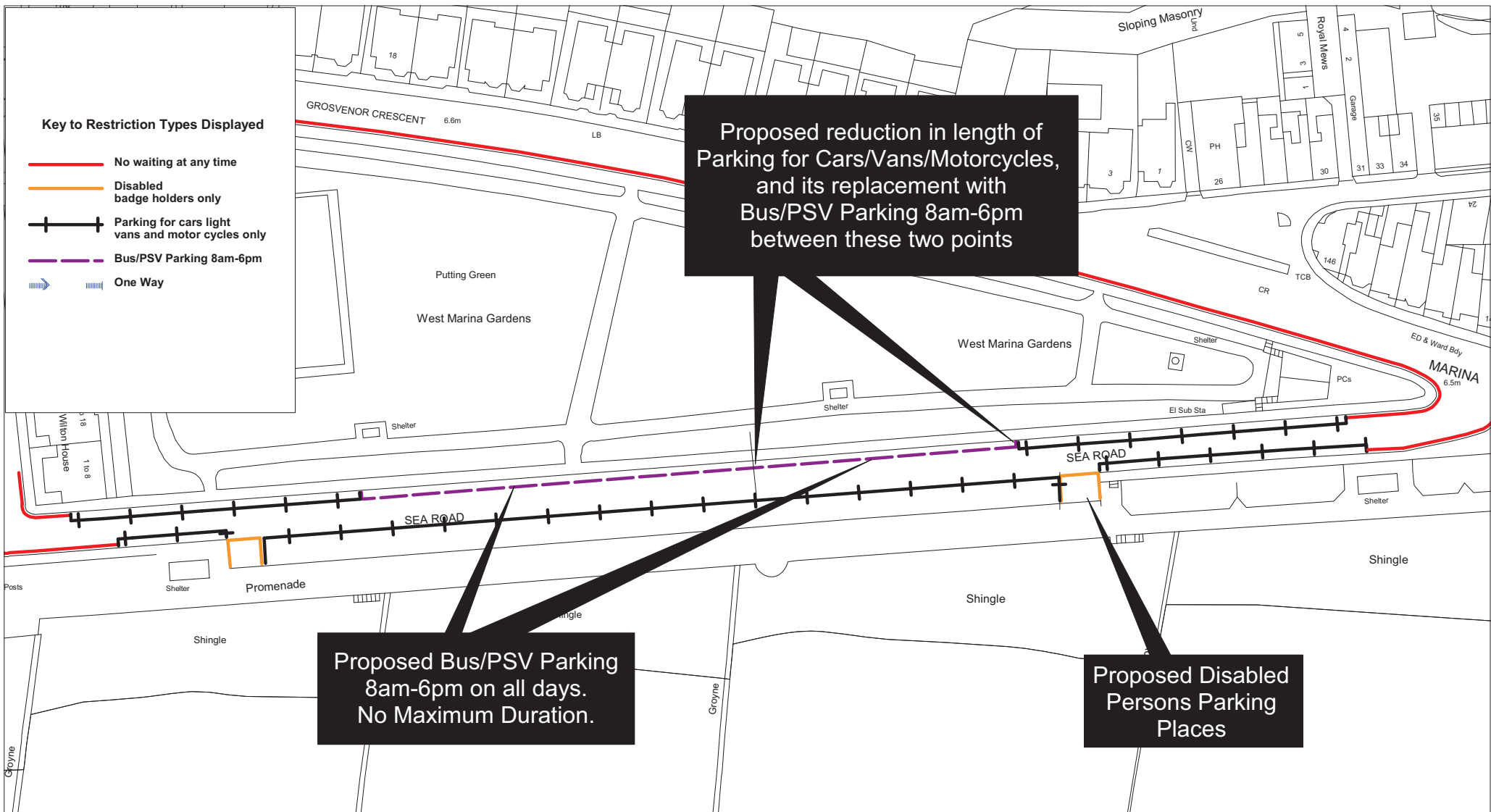
56.5	Rock-A-Nore Road	(a)	South Side	1	From its junction with East Beach Street, eastwards for a distance of 80 metres
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(xvii) Structure of Tariffs, that this be amended to include the following:

Road Name	Minimum Charge	Duration of Waiting (minutes)	Each Subsequent Charge	Each Subsequent Duration of Waiting (minutes)	Maximum Period of Waiting
East Beach Street (Bus/PSV Only)	£0.50	30	N/A	N/A	30 minutes
East Parade (Bus/PSV Only)	£0.50	30	N/A	N/A	30 minutes
Falaise Road (Bus/PSV Only)	£1.00	60	£1.00	60	N/A
Rock-A-Nore Road	£0.50	30	N/A	N/A	30 minutes

2. This Order may be cited as “The East Sussex (Borough of Hastings) (Traffic Regulation) (Consolidation) Order 2007 (Amendment) Order 2009 No.7 and shall come into effect on

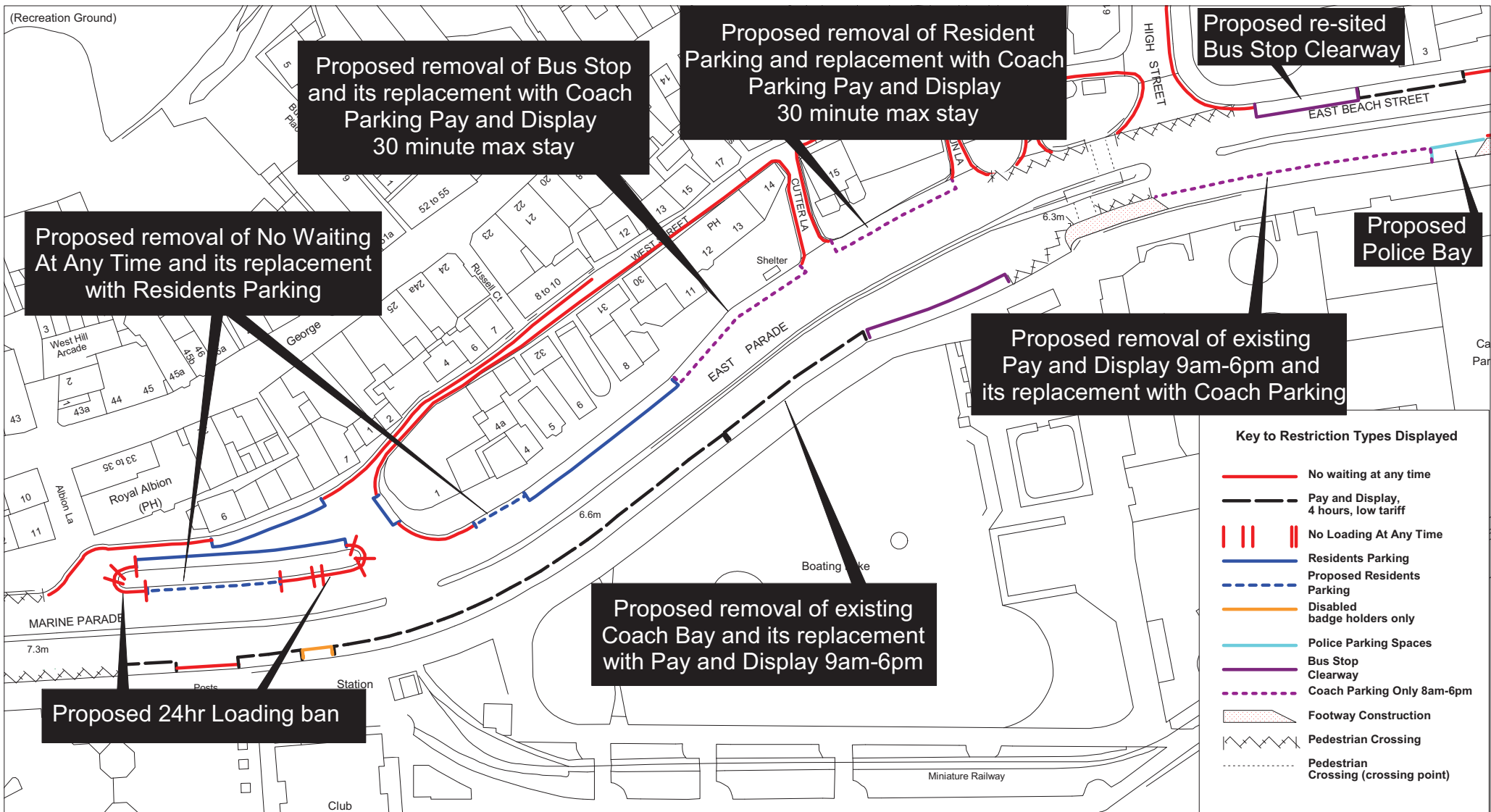
THE COMMON SEAL of HASTINGS)
 BOROUGH COUNCIL as agent to)
 EAST SUSSEX COUNTY COUNCIL)
 was affixed hereto)



Amendment Order 2009 07

Sea Road

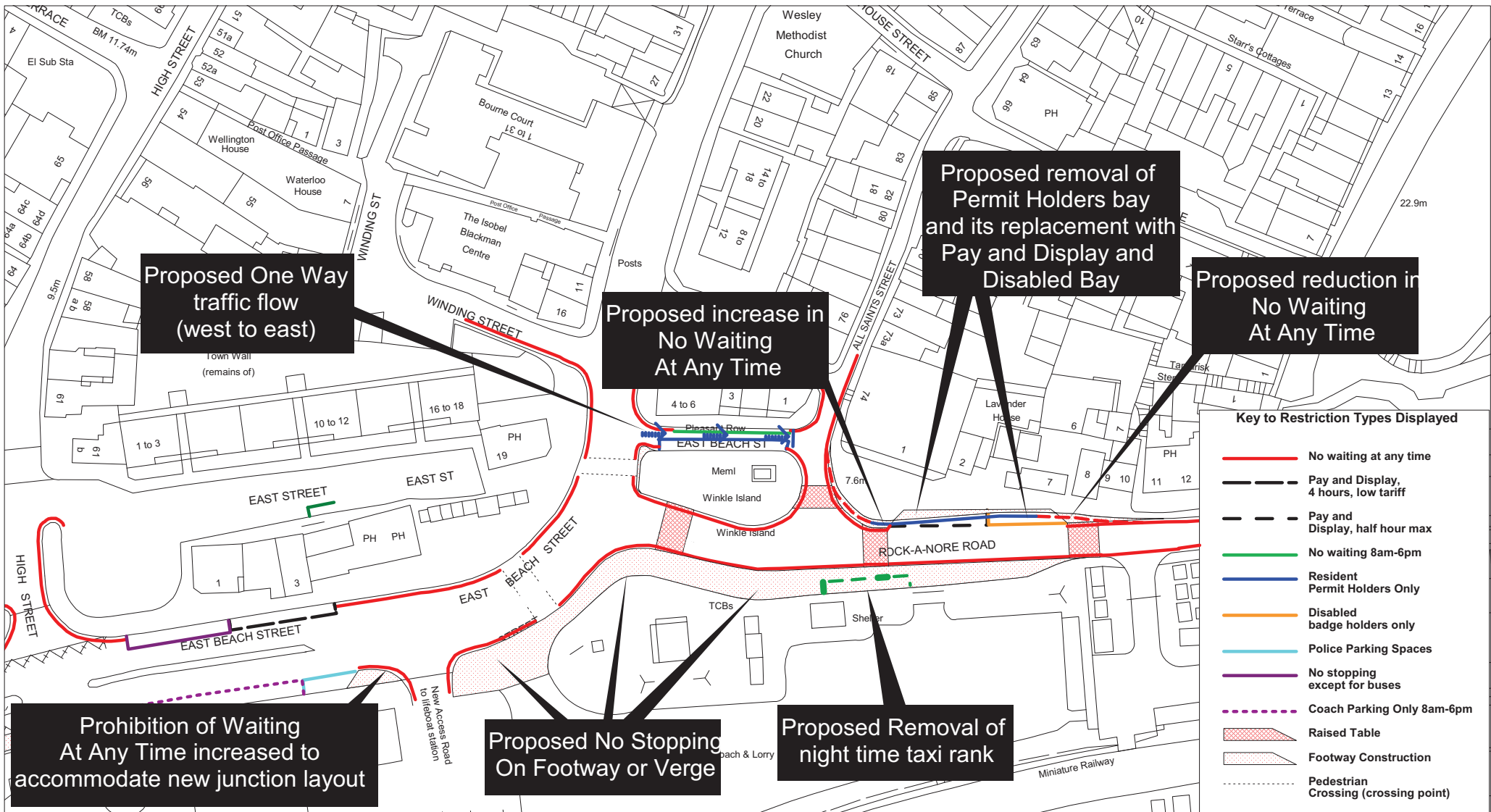
Date	Scale	Dwg. No.
05/08/2009	1 : 1250	E4 429 01
Highway Manager Century House 100 Menzies Road St Leonards on Sea East Sussex TN38 9BB		



Amendment Order 2009 07

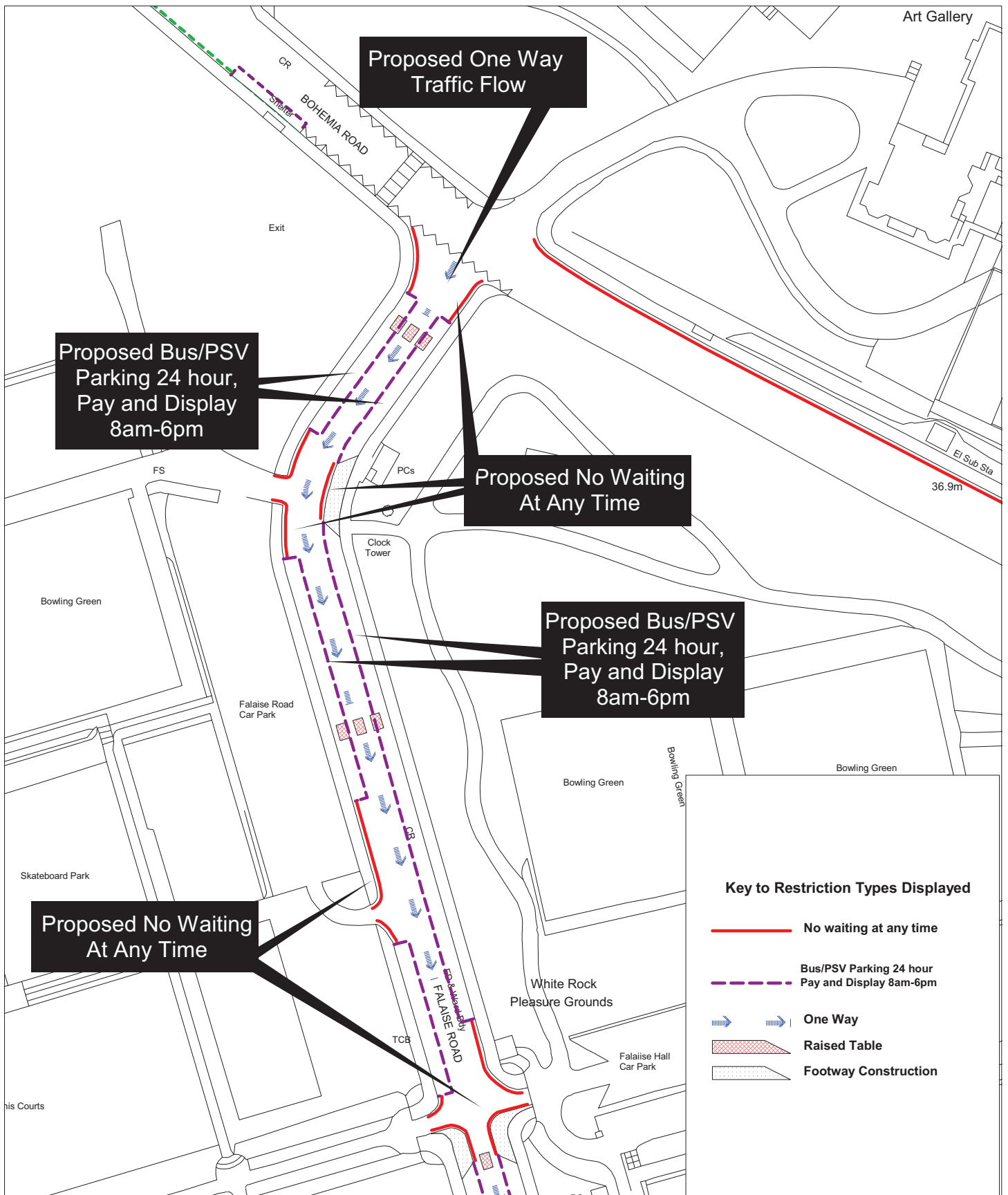
Marine Parade, East Parade
East Beach Street

Date	Scale	Dwg. No.
06/08/2009	1 : 1000	E4 429 02
Highway Manager Aquila House Breeds Place Hastings East Sussex TN34 3UY		



Amendment Order 2009 07
 East Beach Street, Rock A Nore Road

Date 17/08/2009	Scale 1 : 1000	Dwg. No. E4 429 03
Highway Manager Aquila House Breeds Place Hastings East Sussex TN34 3UY		



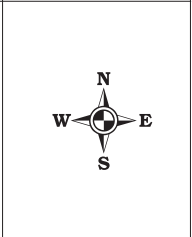
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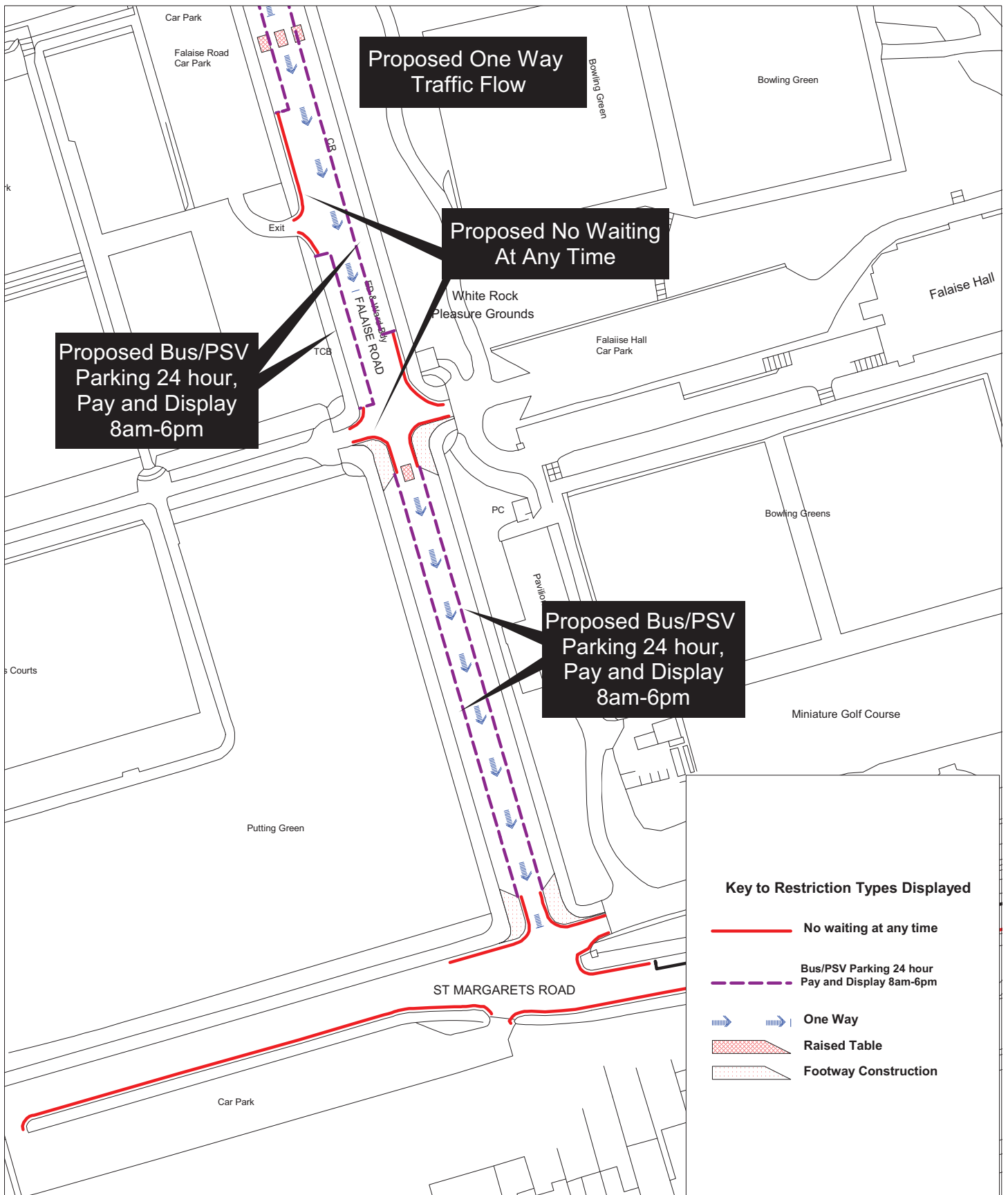
Amendment Order 2009 07
 Falaise Road

Date 10/08/2009
 Scale 1 : 1000

Dwg. No. E4 429 04

Highway Manager
 Aquila House
 Breeds Place
 Hastings
 East Sussex
 TN34 3UY





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Amendment Order 2009 07

Falaise Road

Date	Scale	Dwg. No.
10/08/2009	1 : 1000	E4 429 05
Highway Manager Aquila House Breeds Place Hastings East Sussex TN34 3UY		

