STATUTORY RULES OF NORTHERN IRELAND

2012 No. 201

ROAD TRAFFIC AND VEHICLES

The Parking Places on Roads (Coaches) Order (Northern Ireland) 2012

Made - - - -	*17th May 2012*
Coming into operation -	*8th June 2012*

The Department for Regional Development(**a**) makes the following Order in exercise of the powers conferred by Articles 10(4) and 13(1), (13) and (16) of, and paragraph 5 of Schedule 4 to, the Road Traffic Regulation (Northern Ireland) Order 1997(**b**) and now vested in it(**c**).

It appears to the Department to be necessary to provide suitable parking places for vehicles on the lengths of the roads specified in Schedules 1 to 5.

The Department has consulted such persons as it considered appropriate in compliance with paragraphs 1 and 2 of Schedule 4 to the Road Traffic Regulation (Northern Ireland) Order 1997.

The Department has published a notice in compliance with paragraphs 1 and 3 of that Schedule.

The Department, in compliance with paragraph 3(4) of that Schedule, has taken such other steps as appear to the Department reasonably practicable for the purpose of bringing specifically to the knowledge of the occupiers of land adjacent to the parking places the particulars specified in paragraph 3(2) of that Schedule.

Two objections were received and subsequently withdrawn. One objection was received and duly considered.

The Department has modified the draft Order.

Citation, commencement and interpretation

1.—(1) This Order may be cited as The Parking Places on Roads (Coaches) Order (Northern Ireland) 2012 and shall come into operation on 8th June 2012.

(2) In this Order—

(**a**) S.I. 1999/283 (N.I. 1) Article 3(1)
(**b**) S.I. 1997/276 (N.I. 2)
(**c**) S.R. 1999 No. 481 Article 6(d) and Schedule 4 Part IV

"coach" means a motor vehicle with a maximum speed exceeding 60 miles per hour which is constructed or adapted to carry more than 16 seated persons in addition to the driver, and which is not used for the provision of a scheduled local service.

"medical practitioner" means a registered person within the meaning of the Medical Act 1983(**a**)

"parking place" means a length of road authorised by Article 2 to be used as a parking place;

"parking space" means a space which is marked out in a parking place for the leaving of a vehicle;

"postal packet" means a letter, parcel, packet or other article transmissible by post as defined in section 125 of the Postal Services Act 2000(**b**);

"universal service provider" has the same meaning as in section 4(3) and (4) of the Postal Services Act 2000.

Authorisation of a parking place

2. The use as parking places of the lengths of road specified in Schedules 1 to 5 is authorised.

Use of a parking place

3. Subject to Article 6, a vehicle other than a coach —

(a) shall not wait in a parking place specified in Schedule 1 at any time;

(b) shall not wait in a parking place specified in Schedule 2 between the hours from 9.00 a.m. to 5.00 p.m. on Monday to Saturday inclusive;

(c) shall not wait in a parking place specified in Schedule 3 between the hours from 8.00 a.m. to 6.00 p.m. on Monday to Saturday inclusive;

(d) shall not wait in a parking place specified in Schedule 4 between the hours from 9.30 a.m. to 7.00 p.m. on Monday to Saturday inclusive;

(e) shall not wait in a parking place specified in Schedule 5 between the hours from 10.00 a.m. to 6.00 p.m. on Monday to Saturday inclusive.

Maximum period of waiting and further use of a parking place

4. Save as provided in Article 6—

(a) a person shall not leave or cause

(i) a coach to be left in a parking place specified in Schedule 1 or Schedule 3 for longer than 20 minutes.

(ii) that coach to be left again in that parking place until the expiration of 1 hour from the time that coach is removed from that parking place.

(b) a person shall not leave or cause—

(i) a coach to be left in a parking place specified in Schedule 4 for longer than 4 hours.

(ii) that coach to be left again in that parking place until the expiration of 1 hour from the time that coach is removed from that parking place.

(c) a person shall not leave or cause

(i) a coach to be left in a parking place specified in Schedule 5 for longer than 30 minutes.

(ii) that coach to be left again in that parking place until the expiration of 30 minutes from the time that coach is removed from that parking place.

(**a**) 1983 c. 54
(**b**) 2000 c. 26

Position within a parking place

5. Save as provided in Article 6, a person shall not leave or cause a vehicle to be left in a parking place unless it is wholly within a parking space where such has been marked out.

Exceptions

6. Nothing in Articles 3 or 4 shall render it unlawful to leave or cause a vehicle to be left in a parking place during the specified hours where the person in control of it is acting upon the direction or with the permission of a constable in uniform or is prevented from proceeding by circumstances beyond that person's control or to avoid an accident or for so long as may be reasonably necessary to enable—

(a) a person to board or alight from a vehicle provided that such boarding or alighting does not cause that vehicle to be left in that parking place for more than 2 minutes;

(b) the vehicle to be used in an emergency by a medical practitioner, or for fire and rescue, ambulance, police or customs purposes or for the purposes of the security forces;

(c) the vehicle to be used by or on behalf of a universal service provider for the purposes of the delivery to, or collection from, premises situated adjacent to the parking place of postal packets;

(d) the vehicle, if it cannot reasonably be used for such purpose outside that parking place, to be used—

(i) in connection with any building, repair or demolition operations;

(ii) in connection with the removal of any obstruction to traffic;

(iii) by or on behalf of a district council or a government department in pursuance of statutory powers or duties;

(iv) by or on behalf of a sewerage undertaker or a water undertaker in connection with the discharge of that undertaker's functions;

(v) in connection with the discharge of the functions of the holder of a licence granted under Article 10 of the Electricity (Northern Ireland) Order 1992(**a**) or of a licence granted under Article 8 of the Gas (Northern Ireland) Order 1996(**b**); or

(vi) in connection with the laying, erection, alteration or repair of any electronic communications apparatus as defined in Schedule 2 to the Telecommunications Act 1984(**c**).

Suspension of the use of a parking place

7. The Department may suspend the use of a parking place or any part of it for so long as may be necessary for the purpose of enabling—

(a) a vehicle, if it cannot conveniently be used for such purpose outside the parking place, to be used in connection with any of the following purposes:

(i) building, repair or demolition operations, including works to property adjacent to a parking place;

(ii) the removal of any obstruction to traffic;

(iii) the cleansing, maintenance, improvement or reconstruction of the road; or

(iv) the laying, erection, alteration or repair in, or in land adjacent to the road, of any sewer, main, pipe or apparatus for the supply of gas, water or electricity or of electronic communications apparatus as defined in Schedule 2 to the Telecommunications Act 1984;

(**a**) S.I. 1992/231 (N.I. 1)
(**b**) S.I. 1996/275 (N.I. 2)
(**c**) 1984 c. 12 as amended by 2003 c. 21 Sch. 3 para. 2(2)