

Notice of Making

THE FLINTSHIRE COUNTY COUNCIL (OFF-STREET PARKING PLACES) ORDERS

Notice is hereby given that on the 22nd March 2022, Flintshire County Council (“the Council”) have made Orders in exercise of its powers under the Road Traffic Regulation Act 1984 as amended (‘the 1984 Act’) and The Traffic Management Act 2004 (“the 2004 act”) 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 1984 Act, the effect of which will be to amend :-

- The Flintshire County Council (Off-Street Parking Places – Connah’s Quay) (Revocation) Order 2018
- The Flintshire County Council (Off-Street Parking Places – Holywell) (Revocation) Order 2018
- The Flintshire County Council (Off-Street Parking Places – Queensferry) (Revocation) Order 2018
- The Flintshire County Council (Off-Street Parking Places – Flint) (Revocation) Order 2018
- The Flintshire County Council (Off-Street Parking Places – Mold) (Civil Enforcement) Order 2018
- The Flintshire County Council (Off-Street Parking Places – Buckley) (Revocation) Order 2018
- The Flintshire County Council (Off-Street Parking Places – Tŷ Dewi Sant, Ewloe) (Civil Enforcement) Order 2019
- The Flintshire County Council (Off-Street Parking Places – Buckley) (Amendment) Order 2020

so as to:-

1. Amend the provisions of the use of Electric Vehicle Parking Places and introduce overnight charging.
2. Introduce cashless payments options

And amend:

- The Flintshire County Council (Off-Street Parking Places – Shotton) (Revocation) Order 2018

so as to:-

1. Amend the provisions of the use of Electric Vehicle Parking Places and introduce overnight charging.
2. Introduce cashless payments options
3. The area known as King George Street Car Park shown in Schedule 2 of this Order shall now be known as Charmleys Lane Car Park in Schedule 2A of this Order.

In all other respects the present provisions of the above Orders will remain in force.

And revoke:

- The Flintshire County Council (Off-Street Parking Places – Talacre) Order 2015
- The Flintshire County Council (Off-Street Parking Places – Talacre) (Amendment No 1) Order 2016

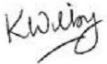
so as to:-

1. Be consistent with the Car Park Orders as above and also
2. Introduce the provisions of the use of Electric Vehicle Parking Places
3. Introduce cashless payments options

In the interests of safety during the COVID-19 Pandemic, should you wish to view a copy of this Notice, the Orders which will come into operation on the 1st April 2022, and a statement of the Council's reasons for the making of the Orders, it is advisable that you view them on our website at www.Flintshire.gov.uk > Resident > Roads, Streets and Travel > Traffic Regulation Orders or you can request a copy of the documents by emailing Streetscene@flintshire.gov.uk or calling 01352701234.

If you wish to question the validity of the Order or any of its provisions on the grounds that any requirements of the Act or any instruments made under it has not been complied with, you may, within 6 weeks from the date on which the Order is made, apply for the purpose to the High Court.

Date: Friday 25th March 2022



Katie Wilby,
Chief Officer (Streetscene and Transportation),
County Hall,
Mold,
Flintshire,
CH7 6NR

DATED

22ND

MARCH

2022

**THE FLINTSHIRE COUNTY COUNCIL
(OFF-STREET PARKING PLACES – QUEENSFERRY)
(ADMENDMENT NO. 1) ORDER 2022**

**Katie Wilby,
Chief Officer
(Streetscene & Transportation),
County Hall,
Mold,
Flintshire,
CH7 6NF**

**THE FLINTSHIRE COUNTY COUNCIL
(OFF-STREET PARKING PLACES – QUEENSFERRY)
(AMENDMENT No. 1) ORDER 2022**

Flintshire County Council (hereinafter called "the Council") in exercise of its powers under Sections 32, 33, 34, 35, 124 (1) and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 as amended ("the 1984 Act"), the Traffic Management Act 2004 ("the 2004 Act") 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 1984 Act hereby makes the following Order:

Commencement and Citation

1. This Order is supplemental to the Flintshire County Council (Off-Street Parking Places – Queensferry) (Revocation) Order 2018 ("the Original Order") which subject as hereinafter mentioned remains in full force and effect.
2. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
3. This Order shall come into operation on 1st April 2022 and may be cited as the Flintshire County Council Off-Street Parking Places – Queensferry (Amendment No. 1) Order 2022 ("the Order").
4. Definitions are set out in the Original Order.

Interpretation

5. The Original Order is hereby amended with the inclusion of the following definitions:

"Virtual parking permit" means an electronic record of parking ticket, parking permit or dispensation issued and confirmed by the Council to exempt a vehicle from a restriction or to make payment other than on site covered in the provisions of this order, under the terms applicable at the time of issue. A virtual parking permit may be obtained by any of the methods provided from time to time by the Council and to be valid must be registered on an account in an electronic database approved by the

Council with an indication that the permit has been issued and validated in accordance with Council procedures

“electric motor cycle” means a motor cycle powered only by electricity and charged by an external source.

“electric motor cycle charging bay” means a parking bay which has been marked and signed exclusively for the use of an electric motor cycle whilst that motor cycle is being charged by means of an electric motor cycle charging point.

“electric motor cycle charging point” means a purpose built unit designed specifically for charging electric motor cycles.

Residents Permit means a permit for residents living in domestic properties within the immediate vicinity of a public car park who do not have adequate on street or off street parking provision. All permit applications must provide proof of residency at an address within the immediate vicinity of the car park and the vehicle must be registered to that address.

Staff Permit means a permit for staff and Councillors employed by the Local Authority working at designated Council office(s). A permit will be issued for a public car park in the immediate vicinity of the workplace.

Annual Permits means a parking permit issued to a vehicle for the purposes of parking in a public car park on multiple occasions throughout a year period. The annual permit provides a convenient method of payment for individuals utilising the parking places on a frequent basis.

The below shall be deleted from the Original Order :-

“parking permit” means a season ticket, contract permit, business permit or staff permit of a type and designs issued by the Council on such terms and conditions as it may determine, providing an entitlement to use of the parking place;

And shall be replaced with:-

"parking permit" means any type of permit or virtual permit of a type and design issued by the Council for the purpose of authorising parking in accordance with the provisions of this order.

6. Schedule 2 in the Original Order shall be deleted and replaced with Schedule 2A.
7. Any reference to Schedule 2 within the Original Order shall now be replaced with Schedule 2A.

Exemptions from Parking Charge

8. Article 9 in the Original Order shall be amended as follows:-
9. Within the parking places specified in column 1 of Schedule 2A to this Order where parking charges or parking permits are specified in column 8 and column 9 of Schedule 2A to this Order, no person shall, except upon the direction or permission of a police constable in uniform or civil enforcement officer, cause or permit any vehicle to wait in the parking places specified in column 1 of Schedule 2A to this Order unless that vehicle is displaying in the relevant position:

(d) Or has a valid virtual parking permit, where no ticket is required to be displayed.

Restrictions of use of the Parking Place

10. Article 27 in the Original Order shall be amended as follows:-

27. No electric vehicle shall remain in an electric vehicle recharging parking bay within a parking place specified in column 1 of Schedule 2A to this Order for a period in excess of 3 hours and such electric vehicles shall not be left again in an electric vehicle recharging parking bay in that parking place until 3 hours have elapsed from the time at which the said electric vehicle was taken away from that parking place within the hours specified in Column 7. No electric vehicle shall remain within a recharging bay parking bay unless the

vehicle is plugged in and charging. Duration of stay for overnight charging is unlimited between the hours of 5pm -8am.

Indications of Payment of Parking Charge as Evidence

11. Article 47 in the Original Order shall be amended as though the following is added:

(4) If at any time while a vehicle is parked in a parking place, no ticket is displayed on that vehicle in the relevant position and in accordance with the provisions of this order, it shall be deemed that the charge has not been paid unless the vehicle has a valid virtual parking permit.

Valid Virtual Parking Permit

47A. Where arrangements to pay the daily charge have been made by obtaining a valid virtual parking permit, and no pay and display ticket is produced by following the process, the driver of a vehicle shall be exempt from the requirement to display such a ticket.

THE COMMON SEAL of)
FLINTSHIRE COUNTY COUNCIL)
was hereunto affixed)
this 22nd day of March 2022)
in the presence of:-)



CHAIRMAN

A handwritten signature in black ink, appearing to be "A. J. ...".

LEGAL SERVICES MANAGER

A handwritten signature in black ink, appearing to be "C. ...".

~~CHIEF OFFICER (GOVERNANCE)~~

SCHEDULE 2A

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7	Column 8	Column 9
Name of Parking Place	Classification of Parking Place	Class of Vehicle	Position in Which Vehicle may Wait	Chargeable Days and hours of Parking Places	Operational days and hours	Maximum Period for which Vehicles may stay	Scale of charges	Permit Type
Station Road, Queensferry, as shown edged red on Plan 1 attached to this Order	Pay & Display, Parking Permits	All Vehicles (not having a trailer attached) not exceeding 3.5 tonnes	Wholly within a parking bay.	Monday to Saturday 08:00 to 17:00	All Days All hours	All Day	30p for up to 1 hour 50p for up to 2 hours £1.50 for up to 9 hours Resident permit £25 per annum Annual permit £48 per annum Staff permit £48 per annum	Valid Parking Permit
	Electric vehicles Recharging parking bay	Electric vehicles Electric motor cycles	Wholly within an electric vehicle parking bay	None	All Days All hours	3 hours no return within 3 hours Monday to Sunday 08:00 to 17:00 17.00 to 08.00 no limit	Free Parking	
Pierce Street, Queensferry, as shown edged red on Plan 2 attached to this Order	Pay & Display, Parking Permits	All Vehicles (not having a trailer attached) not exceeding 3.5 tonnes	Wholly within a parking bay.	Monday to Saturday 08:00 to 17:00	All Days All hours	All Day	30p for up to 1 hour 50p for up to 2 hours £1.50 for up to 9 hours Resident permit £25 per annum	Valid Parking Permit

	Electric vehicles Recharging parking bay	Electric vehicles Electric motor cycles	Wholly within an electric vehicle parking bay	None	All Days All hours	3 hours no return within 3 hours Monday to Sunday 08:00 to 17:00 17.00 to 08.00 no limit	Annual permit £300 per annum Staff permit £48 per annum	
							Free Parking	

THE FLINTSHIRE COUNTY COUNCIL
(OFF-STREET PARKING PLACES – QUEENSFERRY)
(AMENDMENT NO. 1) ORDER 20XX

STATEMENT OF REASONS

Flintshire County Council, in accordance with the provisions of the Road Traffic Regulation Act 1984, and other enabling enactments, makes provision for off-street parking places.

The Council now proposes to amend the existing Flintshire County Council (Off-Street Parking Places – Queensferry) (Revocation) Order 2018 by:

1. Introducing a cashless payment solution for chargeable car parks to supplement the coin only option at the Pay and Display Machines. This proposal supports the Councils digital strategy commitments and offers a flexible and convenient payment method for taking car parking payments.
2. Formalising the length of stay, types of vehicles and the charging structure for vehicles parking within electric vehicle charging spaces in public car parks and introduce overnight charging. This proposal supports the Councils commitment to introducing infrastructure and provision of Ultra-Low Emission Vehicles.

The proposals are detailed in the Public Notice and are contained in the proposed draft order