

**OXFORDSHIRE COUNTY COUNCIL
(OXFORD CITY) (DESIGNATION AND REGULATION OF
PAY AND DISPLAY PARKING PLACES)
(VARIATION No.5) ORDER 20****

The Oxfordshire County Council (“the Council”) in exercise of its powers under Sections 32, 45 and 46 of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 (“the Act”) and all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of schedule 9 to the Act, make the following Order.

1. This Order may be cited as the Oxfordshire County Council (Oxford City) (Designation and Regulation of Pay and Display Parking Places) (Variation No.5) Order 20** shall come into force on the day of 20**.

2.
 - (1) Any reference in this Order to any enactment (meaning any act and any subordinate legislation as defined in the Interpretation Act 1978) shall be construed as a reference to that enactment as amended or replaced by any subsequent enactment

 - (2) Words importing the masculine gender shall also include the feminine gender and words in the singular include the plural and vice versa

 - (3) The restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any other enactment

3. The Oxfordshire County Council (Oxford City) (Designation and Regulation of Pay and Display Parking Places) Order 2017 (“the 2017 Order”) as amended by the Oxfordshire County Council (Oxford City) (Designation and Regulation of Pay and Display Parking Places) (Variation No.1) Order 2018, the Oxfordshire County Council (Oxford City) (Designation and Regulation of Pay and Display Parking Places) (Variation No.2) Order 2019, and the Oxfordshire County Council (Oxford City) (Designation and Regulation of Pay and Display Parking Places) (Variation No.3) Order 2019, and the Oxfordshire County Council (Oxford City) (Designation and Regulation of Pay and Display Parking Places) (Variation No.4) Order 2020 (“the 2017 Order”) is hereby amended in the manner and to the extent specified in the Schedule to this Order.

GIVEN UNDER the Common Seal of the Oxfordshire County Council

this day of 20**.

SCHEDULE

Amendments to the articles.

1.) Definitions

The below definition is extended as follows:

“Parking Ticket” means the ticket issued by a Ticket Machine or any authorised officer pursuant to article 15 of this Order and indicating the payment of a Parking Charge, the period in respect of which that charge has been paid, and the time of the beginning or end of that period; **and includes a Virtual Parking Ticket;”**

2.)

New definition is to be added:

“Virtual Parking Ticket” means a permission to park obtained by means of connectivity to the intranet or an appropriate application (‘App’) via a mobile phone, or similar method (without the need to display a ticket) which gives the same rights and responsibilities as the issue of a ticket for display;”

3.)

Article 13 is amended as follows:

“Restriction on Parking – Parking Ticket

13. Save as provided in Articles 6, 7 and 14 no person is to cause or permit any vehicle to wait in a Parking Place during the Charging Hours, except upon the direction or with the permission of a Civil Enforcement Officer, the Council or a police constable in uniform:

(1) Unless, there has been paid in accordance with Article 15 the Parking Charge selected according to the expected duration of the period of stay and the Parking Ticket obtained for the vehicle is:

- (a) displayed in the Relevant Position on the vehicle; or***
- (b) is a Virtual Parking Ticket***

(2) the Parking Period designated by that Parking Ticket has not expired.”

4.)

~~Article 15 is deleted (duplicated – as article 13)~~

Article 15 is deleted and replaced as follows:

“15 The Parking Charge shall be paid and

(1) a Parking Ticket shall be obtained by the insertion into a Ticket Machine at or near the Pay and Display Parking Place (or, if such machine is for the time being defective, at another machine at or near the Pay and Display Parking Place) a coin or coins, of appropriate denomination, to the amount of the Parking Charge or by such other payment method as specified on a Ticket Machine; or

(2). A Virtual Parking Ticket (which will not be displayed) may be obtained by payment via internet connectivity, mobile telephone App or other means authorised by the Council.

provided that if for the time being a notice is displayed at the Parking Place so requiring, the Parking Charge shall be paid to, and a Parking Ticket obtained from, a Parking Attendant.”

5.)

Article 16 is deleted and replaced as follows:

“Evidence of Period of Stay

16. (1) For the purpose of ascertaining whether any Parking Period, in respect of which a vehicle left in a Parking Place during the Charging Hours has expired, the **following** information ~~on the Parking Ticket displayed on the vehicle~~ as to the time of the beginning or end of the Parking Period in respect of which the Parking Charge has been paid shall (without prejudice to any contrary evidence) be evidence of, as a case may be, the time of the beginning of the period of stay of that vehicle or the time of the expiry of the Parking Period,

(1) in the case of a Parking Ticket issued from a Ticket Machine the information on the Parking Ticket, provided that the information on the Parking Ticket shall be compared to the time shown on the clock of the Ticket Machine from which the Parking Ticket was issued, or

(2) in the case of a Virtual Parking Ticket the information taken by an enforcement officer from any connectivity method used for the enforcement of Virtual Parking Tickets.”

**THE COMMON SEAL of THE
OXFORDSHIRE COUNTY COUNCIL**

was hereunto affixed in the presence of:

Solicitor / Designated