

THE WOLVERHAMPTON CITY COUNCIL

Wolverhampton City Council (hereinafter referred to as the “Council”) in exercise of its powers under Sections 32, 35, 35A and part IV of Schedule 9 of the Road Traffic Regulation Act 1984 (“the 1984 Act”) and all other enabling powers, 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;

Citation and commencement

1. This Order shall come into operation on the _____ 2025 and may be cited as The Wolverhampton City Council (Central Off-Street Parking Places) Amendment No.1 Order 2025.

Interpretation

2. In this Order:

- (i) “Principal Order” shall mean The Wolverhampton City Council (Central Off-Street Parking Place) Order 2022.
- (ii) Except where otherwise stated, any reference to an Article, Schedule or Appendix shall be construed as a reference to that Article, Schedule or Appendix in this Order.
- (iii) Any reference to an enactment shall be construed as a reference to that enactment as amended by a subsequent enactment.

Amendments

3. The Off Street - Car Park Appendix I attached to the Principal Order shall be deleted and replaced with the attached, Off Street - Car Park Appendix I (Amendment 1).

4. Article 3 'Definitions' of the Principal Order shall be amended as follows:

- (i) Before the definition “Appendix I” the following definition shall be inserted, “2022 Regulations” means the Civil Enforcement of Road Traffic Contraventions (Approved Devices, Charging Guidelines and General Provisions) (England) Regulations 2022.
- (ii) The wording within definition “Appendix I” shall be amended by deleting ‘Off Street - Car Park Appendix I’ and replacing with ‘ Off Street - Car Park Appendix I (Amendment 1)’ and ‘after location of Parking Place (s) the words should read as follows ‘, class of vehicle, days and hours of operation of both permit parking and Scale of Charge’ in respect of the Parking Place(s) to which this Order applies and relates.
- (iii) After the definition “Appendix I” the following definition shall be inserted, “Civil Enforcement Officer” means a person authorised by or on behalf of the Council to supervise the Parking Places and to enforce the provisions of this Order pursuant to Section 63A of the 1984 Act.
- (i) The wording in the definition “Disabled Person’s Badge” shall be deleted and replaced with, has the same meaning as in The Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000.
- (iv) After the definition “Disabled Person’s Badge”, the following definition shall be inserted, “Disabled Person’s Vehicle” means a vehicle displaying a valid Disabled Person’s Badge.
- (v) The definition “Parking Place” shall include the wording, by green hatching, after the words ‘identification purposes’ and the word ‘in’ after hatching shall be replaced by ‘on’.
- (vi) The definition ‘Hirer’ shall be deleted.

- (vii) The wording in the definition “Penalty Charge” shall be deleted and replaced with the wording, means the charge set by the Council pursuant to the provisions of Section 77 and Schedule 9 to the 2004 Act and Regulation 26 and Schedule 3 to the 2022 Regulations.’
- (viii) The wording in the definition “Penalty Charge Notice” shall be deleted and replaced with the wording, ‘ and/ or “PCN” means a notice issued by or served by a Civil Enforcement Officer pursuant to, and in accordance with, the provisions of Section 78 of the 2004 Act or the 2022 Regulations or any legislation so enabling’.
- (ix) After the definition “Penalty Charge Notice” the following definition shall be inserted, “Permit Area” means a parking place, bay or space designated for use of permit holders as defined in this Order.
- (x) After the definition “Permit Holder” the following definition shall be inserted, “Permit Holders Vehicle” means a vehicle displaying a valid permit or holding a valid Virtual Permit.
- (xi) The definition wording “Permitted Vehicle” shall be amended to read “Permitted Motor Vehicle”.
- (xii) The wording ‘(Excise) Act 1971’ within the definition “Registered Keeper” shall be deleted and replaced with Excise and Registration Act 1994.
- (xiii) After the definition “RingGo” the following definition shall be inserted, “Scale of Charges” means the charge imposed by the Council for Parking in a Parking Place on any one day and for a specified period of time as is identified in the Scale of Charges specified by notice in the Parking Place and in column ‘Scale of Charges’ in Appendix I to this Order.

- (xiv) The wording within the definition of “Vehicle” shall be amended to read, Permitted Motor Vehicle, Disabled Person’s Vehicle and Permit Holders Vehicle.
- (xv) After the definition “Virtual Parking Ticket” the following definition shall be inserted, “Virtual Permit” means an electronic record of a parking permit that has been registered to a vehicle and issued by the Council (or such other provider of Virtual Permits which the Council may use any time in the future for such purposes);

5. In all other respects the Principal Order shall remain in full force and effect.

THE COMMON SEAL of
Wolverhampton City Council
was hereunto affixed in the
presence of :
Authorised Officer

Dated