1982 No. 309

ROAD TRAFFIC AND VEHICLES

Off-Street Parking (Amendment No. 4) Bye-Laws (Northern Ireland) 1982

Made . . . . . *27th September 1982*

Coming into operation . . . *18th October 1982*

The Department of the Environment in exercise of the powers conferred on it by Article 105(1) of the Road Traffic (Northern Ireland) Order 1981(**a**) and of all other powers enabling it in that behalf hereby makes the following Bye-Laws:—

Citation and commencement

1. These Bye-Laws may be cited as the Off-Street Parking (Amendment No. 4) Bye-Laws (Northern Ireland) 1982 and shall come into operation on 18th October 1982.

Bye-Laws amended

2. The Off-Street Parking Bye-Laws (Northern Ireland) 1976(**b**) shall be amended by:—

(1) inserting in Bye-Law 1(2) immediately after the definition of ''parking bay'' the following definition:—

''''pay and display machine'' means an apparatus approved by the Department for the purposes of these Bye-Laws being an apparatus designed to issue a ticket indicating the day and time at which it was issued and the number of hours for which it is valid;'';

(2) inserting after Bye-Law 6 the following Bye-Laws:—

''6A.—(1) In a parking place where charges are collected by means of a pay and display machine payment shall be made on parking the vehicle, by inserting into the machine a coin of the denomination of 5p, 10p or 50p or any combination of coins of such denominations in payment of the charge relative to the period of time then chosen for which the machine will issue a ticket indicating the date and time of payment and the number of hours for which it is valid.

(2) The driver of a vehicle shall not permit it to wait in a parking place longer than the period of time for which payment has been made in accordance with paragraph (1) unless a further payment is made in accordance with that paragraph.

6B. The driver shall attach the ticket issued in accordance with Bye-Law 6A on the vehicle in the following manner:—

(*a*) in the case of a motor car on the nearside of the inside surface of the windscreen so that the particulars recorded on the front of the ticket are clearly visible to a person standing at the front of the vehicle; and

(*b*) in the case of any other vehicle in a conspicuous position on the nearside of the vehicle in front of the driving seat.

6C. Where a vehicle is left parked in a car park where charges are collected by means of a pay and display machine and the particulars on the ticket displayed on

---

(**a**) S.I. 1981/154 (N.I. 1)

(**b**) S.R. 1976 No. 332 as amended. The amendments provided for the addition and substitution of car parks and scales of charges

the vehicle in accordance with the provisions of Bye-Law 6B indicate that the period in respect of which payment was made has expired, for the purposes of any proceedings for an offence under Bye-Law 20 it shall be presumed, unless the contrary is proved, that said particulars are accurate;";

(3) deleting the words "a vehicle while it is in" from Bye-Law 8;

(4) inserting after Bye-Law 17 the following Bye-Law:—

"17A.—(1) No person shall cause or permit a supermarket trolley to enter a parking place in or under a building and any trolley so left may be removed by a person authorised by the Department.

(2) A person authorised by the Department may remove a supermarket trolley from any other parking place if he considers that it is in such a position as to cause or to be likely to cause any obstruction or danger.".

Sealed with the Official Seal of the Department of the Environment for Northern Ireland on 27th September 1982.

(L.S.) *T. J. McCormick*
Under Secretary

EXPLANATORY NOTE

(This note is not part of the Bye-Laws.)

These Bye-Laws amend the Off-Street Car Parking Bye-Laws (Northern Ireland) 1976 by:—

(1) Prescribing the method of operation of pay and display machines for collecting charges in car parks. The main provisions are (Bye-Law 2(2)):—

(*a*) New Bye-Law 6A(1) prescribes the denomination of coin to be inserted in the machine and the receipt of a ticket for the period of time for which payment is made.

(*b*) New Bye-Law 6A(2) makes it an offence to wait for longer than that period of time unless further payment is made.

(*c*) New Bye-Law 6B describes how the ticket is to be displayed on the vehicle.

(*d*) New Bye-Law 6C states that for the purpose of court proceedings the indications given by a ticket shall be presumed to be accurate unless the contrary is proved.

(2) making it an offence to trade in a car park (Bye-Law 2(3));

(3) prohibiting supermarket trolleys from multi-storey car parks (Bye-Law 2(4) — new Bye-Law 17A(1));

(4) authorising the removal of a supermarket trolley from a car park where it is causing danger or obstruction (Bye-Law 2(4) — new Bye-Law 17A(2)).