



NAVAN TOWN COUNCIL
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PARKING CONTROLS FOR CAR PARKS BYE-LAWS 2011

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Navan Town Council (hereinafter referred to as 'the Council') in exercise of the powers vested in them by Section 101 of the Road Traffic Act, 1961 as amended, hereby make the following bye-laws:

PART I

Preliminary

Citation: 1. These bye-laws may be cited as the Navan Town Council Parking Controls for Car Parks Bye-laws 2010.

Commencement: 2. These bye-laws shall come into operation on the **DATE**.

Interpretation: 3. In these bye-laws:
"agent of the Council" means any person employed by Navan Town Council or any other person authorised by the Council to carry out functions under these bye-laws and, for the purposes of these bye-laws, includes an authorised person **and/or** traffic warden;

"appropriate parking fee" means the fee prescribed in these bye-laws for the pay parking **place** in which the vehicle is parked;

"authorised person" has the meaning assigned to it by Section 103 (8) of the Road Traffic Act 1961 (as inserted by the Road Traffic Act, 1968) and for the purposes of these bye-laws includes a traffic warden **and/or** an agent of the Council;

"buffer area" means an area between two pay parking bays;

"operational hours" means the periods of operation indicated on the appropriate parking ticket machine, or the appropriate information plate;

"car park" means a place (not being part of a public road) for the parking of mechanically propelled vehicles;

"disabled persons parking permit" means a permit granted in accordance with Article 43 of the Regulations of 1997 and 1998;

"goods vehicle" means a vehicle used exclusively for the carrying of goods and taxed for commercial purposes;

“information plate” means a plate accompanying a traffic sign which indicates the period during which **parking is permitted and including any** restrictions or prohibition indicated by such traffic sign applies;

“loading bay” means that portion of a road indicated by means of a traffic sign No. RRM 009 on which a vehicle, other than a goods vehicle being used for loading or unloading, shall not be parked **during a period which shall be indicated on an information plate;**

“parking fee” means a fee prescribed for the pay parking place in which the vehicle is parked.

“Residents parking permit” means a document issued by the Council or its agents for the purposes of parking in compliance with the Navan Town Council Parking Places Bye-laws, 2011 as amended and containing the particulars specified in the Navan Town Council Parking Places Bye-laws 2003, as amended;

“Pay and Display parking ticket machine” means a Ticket Dispensing Machine which is capable of automatically delivering a pay and display parking ticket when the appropriate parking fee prescribed by these bye-laws is inserted into the machine;

“pay parking car park” means a car park containing pay parking places within the functional area of the Town Council where these Byelaws apply and as specified in Appendix 2 and/or such other car parks as the Council, from time to time, approves.

“pay parking place” means a place, space or bay for the parking of a vehicle in a pay parking car park intended for the parking of mechanically propelled vehicles and where traffic sign number RUS 018 and any one of the following roadway markings RRM 011, RRM 012, RRM 013 or RRM 014 of the Signs Regulations are provided;

“pay and display parking ticket” means a parking ticket which is issued by the County Council by means of a parking ticket machine and which contains the particulars **described in Byelaw No. 11.**

“the Regulations of 1997 and 1998” means the Road Traffic (Signs) Regulations, 1997 (S.I. 191 of 1997), the Road Traffic (Traffic and Parking) Regulations 1997 (S.I. 182 of 1997) and the Road Traffic (Traffic and Parking) Regulations 1998 (S.I. 274 of 1998) and the Road Traffic (Traffic and Parking) (Amendment) (No. 2) Regulations 1998 (S.I. 441 of 1998).

“the Road Traffic Acts” means the Road Traffic Act 1961 as amended from time to time;

“the Road Traffic Regulations” refers to regulations made under the Road Traffic Acts;

“the Signs Regulations” means the Road Traffic (Signs) Regulations 1997 (S.I. 181 of 1997), the Road Traffic (Signs) (Amendment) Regulations 1998 (S.I.273 of 1997) ;

“traffic warden” has the meaning assigned to it by Section 2 of the Local Authorities (Traffic Wardens) Act 1975 as amended.

“valid resident’s parking permit” means a residents parking permit which has not expired and which is issued by the Council or its agents;

“valid pay and display parking ticket” means a pay and display parking ticket which has not expired;

‘vehicle’ means

(a) a passenger vehicle with passenger accommodation for not more than twelve persons excluding the driver and not drawing a trailer or other vehicle;

(b) a goods vehicle whose unladen weight does not exceed 3 tonnes and not drawing a trailer or other vehicle;

‘visitor parking disc’ means a visitor parking disc issued by the County Council, its agents or authorised officers only for the

purposes of and containing the particulars in the *Navan Town Council Parking Places Bye-laws 2010* as amended:

“valid visitor parking disc” means a visitor parking disc which has been validated and which has not expired.

- Area of Application:
4. (a) These byelaws apply to the pay parking car parks in the administrative area of Navan Town Council that are under the control of the Town Council and/or such other additional car parks as the Council, from time to time, approves.
- (b) Maps shall be retained by the Town Council at Town Hall, Watergate St, Navan and in the Meath Co Council Offices, County Hall, Railway St, Navan, Co Meath, for inspection, which maps will show the areas and places in which these byelaws are in operation.

Part II

Conditions, Requirements, Prohibitions and Restrictions relating to the parking of vehicles in a pay parking car park

- Obligation to display valid pay and display parking ticket:
5. Where a vehicle is parked in a pay parking car park on a day and during a period which is specified on an authorised information plate.
- (a) a valid pay and display parking ticket, subject to Bye-law 8(f), shall be so exhibited in the interior of the vehicle that a person outside the vehicle can see the particulars thereon, and,
- (b) a valid pay and display parking ticket, subject to Bye-law 8(f), shall be exhibited in accordance with paragraph (a) of this bye-law so long as the vehicle is parked in that pay parking car park.
- Vehicles which may be parked in a pay parking car park:
6. Mechanically propelled vehicles of the following classes only may be parked in a pay parking car park during operational hours:
- (a) a passenger vehicle with passenger accommodation for not more than 12 persons excluding the driver and not drawing a trailer

or other vehicle

- (b) a goods vehicle with an unladen weight not exceeding three tonnes and not drawing a trailer or other vehicle;
- (c) pedal cycles in a designated cycle parking area

Vehicles prohibited from parking in a pay parking car park:

7. The following vehicles shall not be parked during operational hours in a **pay parking car park**:

- (a) a passenger vehicle with passenger accommodation of more than 12 persons excluding the driver and/or drawing a trailer or other vehicle
- (b) a goods vehicle with unladen weight exceeding three tonnes and/or drawing a trailer or other vehicle;
- (c) motor cycle;
- (d) trailer;
- (e) caravan
- (f) **boat or boat trailer**

Conditions for parking in a pay parking car park

8. The following provisions shall apply during operational hours to the parking of a vehicle **in a pay parking car park**:-

- (a) a vehicle which is parked **in a pay parking car park** during business hours shall **be parked only within the space designated in the car park for the parking of vehicles**;
- (b) a vehicle shall not be parked in a buffer area
- (c) a person shall not park or cause to be parked in a **pay parking car park** a vehicle in such a position that it, or any portion of it, extends from one parking **place** to another .
- (d) A person shall not park, or cause to be parked in a **pay parking car park** a vehicle in such a position or in such condition or in such circumstances that it would be likely to cause danger to other persons using the **pay parking** car park, or to obstruct the entrance to or exit from the car park or to obstruct the free flow of traffic within the **pay parking** car park.

(e) A person shall not throw, place or leave any bottle or broken glass, nail, litter or other substances in a **pay parking** car park, and no person shall at any time, without the consent in writing of the Council, play ball or any game in a **pay parking** car park.

(f) **Residents Parking permits or visitor parking discs shall not be valid in a pay parking car park where this is indicated on the information plate.**

(g) a person shall not overhaul or carry out repairs to a vehicle while it is parked in a **pay parking car park**, save where it is necessary in order to enable the vehicle to be removed from the **pay parking car park**.

(h) a vehicle, while parked in a **pay parking car park**, shall not be used for the sale of goods in or from the vehicle or as an office; nor shall any such vehicle be offered or displayed for sale or for hire or as a prize. A person shall not make any unnecessary noise by means of, or in relation to, a vehicle while it is parked in a **pay parking car park**, or by means of any equipment, fitting or instruments fitted to or carried on the vehicle or any loud speaker or radio in anyway connected to the vehicle.

Interference:

9. (a) No person shall insert any coin, article, or object, other than the coins specified, or a payment card where appropriate, for the purchase of a pay and display parking ticket in a pay and display parking ticket machine, or interfere in any other way with a parking ticket machine.

(b) No person other than an agent of the Council, a member of Án Garda Síochána, an authorised person or a traffic warden shall interfere in any way with a hood, sign or other device placed on a pay and display parking ticket machine.

(c) Where a vehicle is parked in a **pay parking car park** on a day and during a period which is indicated on an authorised information plate a person shall not **interfere with, alter or deface a valid pay and**

display parking ticket, valid residents parking permit or valid visitor parking disc exhibited in the vehicle.

(d) An agent of the Council, authorised officer or traffic warden shall not be interfered with in any way while performing his/her duties under these bye-laws.

- Non Compliance with Byelaws: 10. Any person in breach of these bye-laws shall be guilty of an offence and shall be subject to a fine as prescribed by the Road Traffic Acts and the Road Traffic Regulations.

PART III Pay and Display Ticket Parking

- Particulars on a pay and display parking ticket: 11. A pay and display parking ticket shall contain the following particulars:
- (a) the words "*Comhairle Bhaile na hUaimhe*" "*Navan Town Council*".
 - (b) the fee paid in respect of the ticket.
 - (c) the date and time of issue of the ticket.
 - (d) the time of expiry of the ticket.
- Appropriate parking fees and minimum payment. 12. (a) The appropriate parking fees payable are shown on the appropriate pay and display parking ticket machine, and as set out in Appendix 1 of these bye-laws.
- (b) The appropriate parking fees payable or such other fee as may be determined by the Council from time to time **(NO REVIEW OF BYE-LAWS REQUIRED)**
- (c) The minimum fee payable shall be as shown on the appropriate parking ticket machine. The period allowed for parking in that pay parking car park shall be in accordance with the amount of parking fee paid and as indicated on the valid pay and display parking ticket.
- Manner of payment of parking fee: 13. (a) The fee for a pay and display parking ticket shall be payable by means of any combination of valid coins, as indicated on the appropriate parking ticket machine **(E.PAYMENTS)**.

(b) Payment shall be made by inserting the appropriate fee for the parking time required into the appropriate pay and display parking ticket machine and following the instructions on the pay and display parking ticket machine in order to obtain a valid pay and display parking ticket.

(c) The valid pay and display parking ticket shall be displayed immediately on parking during operational hours **in accordance with Bye-law No. 5.**

Period of parking in
a pay parking car park:

14. (a) A vehicle parked in a pay parking **car park** during operational hours shall not be so parked for a period longer than the period indicated on the appropriate valid pay and display parking ticket, and shall not exceed the period specified on the information plate as the maximum period for which parking is permitted on that day in that pay parking **car park**.

(b) a vehicle which had been parked in a pay parking **car park** for the maximum period permitted in that pay parking **car park**, as indicated on the appropriate parking ticket machine or information plate in accordance with bye-law 14(a), shall not be parked again in **that pay parking car park** until at least one hour has elapsed since the vehicle was last parked in that pay parking **car park**.

Removal of vehicle:

15. A vehicle parked in a pay parking **car park** at a time which is not during operational hours shall be removed from the pay parking **car park** when a period of operational hours commences, unless at such commencement and during the remainder of the period of parking, a valid pay and display parking ticket, valid residents **parking permit or valid visitor parking disc subject to bye-law 8(f)** is exhibited in the interior of the vehicle in accordance with bye-law 5.

PART VI

PERMISSION FOR NON-OPERATION OF PAY AND DISPLAY PARKING TICKET MACHINE(S) AND/OR PAY PARKING PLACE(S) IN A PAY PARKING CAR PARK

Application:	16. Application for permission for the non-operation of a pay and display parking ticket machine(s) or a pay parking place(s) in a pay parking car park must be made in writing for the following: <ul style="list-style-type: none"> (a) placement of a skip; (b) placement of a cherry picker; (c) placement of a crane; (d) placement of vehicle over 3 tonnes; (e) filming purposes and/or associated vehicles; (f) utilities works and/or vehicles; (g) opening of access to the public road; and (h) any other circumstances at the discretion of the Town Clerk, Navan Town Council, Townhall Watergate St, Navan, Co Meath.
Conditions of Permission:	17. The permission, if granted, shall be subject to any conditions which will be specified in writing by the Council, including the payment of a fee/fees by the person requesting the permission.
Appropriate fees:	18. The appropriate fees payable for permission shall be as agreed in the particular circumstances.
Issue of Permission:	19. The permission, if granted, will issue in writing together with notification to the Gardai of the details of the permission.
Breach of Condition:	20. It shall be an offence to breach a condition specified in writing in the permission.

PART VI

Miscellaneous

Non-application of Bye-laws:	21. Bye-law No. 5 of these bye-laws shall not apply to <ul style="list-style-type: none"> (a) a vehicle being used in connection with the removal of an obstruction to traffic, the removal of a vehicle pursuant to Section 97 of the Road Traffic Act, 1961, as amended, the immobilisation and release of vehicles, the maintenance, improvement or reconstruction of a pay parking car park, the provision, alteration or repair of a main drain,
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pipe or apparatus for the supply of gas, oil, water or electricity or of a telephone line or the provision of a traffic sign,

(b) a fire brigade vehicle, an ambulance or a vehicle being used by a traffic warden, an authorised person or a member of Án Garda Síochána or the Defence Forces in the performance of his/her duties;

(c) a vehicle in which a valid disabled persons permit is displayed and to whom that permit was granted, if the permit is prominently displayed on the vehicle when that vehicle is parked in a pay parking **car park**, on a day and during a period which is indicated on an authorised information plate accompanying traffic sign number RUS 018 **and any one of the following roadway markings** RRM 011, RRM 012, RRM 013 or RRM 014 of the Signs Regulations are provided;

(d) where a vehicle being parked in a pay parking **car park** during operational hours is a goods vehicle parked while goods are being actively loaded in or on to it or unloaded from it, bye-law 5 shall not apply until the expiration of 30 minutes after the commencement of the parking.

Disclaimer:

22. In accordance with Section 36(13) of the Road Traffic Act, 1994, the performance by the Town Council or its agents of their functions under these bye-laws shall not render the Council subject to any liability in respect of loss of or damage to any vehicle in a pay parking car park or the contents of such vehicle.

APPENDIX 1

The fees for parking in pay parking car parks in respect of all car parks under the control of Navan Town Council are as follows:-

Long Stay Car Parks:

€2 per day or any part thereof (exclusive of VAT)

Short Stay Car Parks:

Kennedy Place

€1.20 per hour or any part thereof (exclusive of VAT)

All other CAR PARKS at €1.00 per hour (exclusive of VAT)