

# Cabinet



SOUTH  
KESTEVEN  
DISTRICT  
COUNCIL



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Tuesday, 11 July 2023 at 2.00 pm  
Council Chamber - South Kesteven House, St. Peter's  
Hill, Grantham. NG31 6PZ

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## Background Papers

7. **South Kesteven District Council (Off-Street Parking Places) (Civil Enforcement) Order 2023** (Pages 3 - 17)

This report presents the draft South Kesteven District Council (Off-Street Parking Places) (Civil Enforcement) Order 2023 for consideration.

Background papers are available online as part of this pack and also at the following link -

<http://moderngov.southkesteven.gov.uk/ecCatDisplay.aspx?sch=doc&cat=13908>

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WHEREAS in pursuance of the powers conferred upon them by Section 28 of the Road Traffic Regulation Act 1967 South Kesteven District Council (hereinafter referred to as "the Council") have provided a parking place (hereinafter referred to as "the parking place") for vehicles in North Street bounded on the east by North Street, on the north by St. Gilbert's Road, on the west by the eastern boundary of St. Gilbert's Church and on the south by the northern boundary of number 55 North Street, Bourne:-

NOW, THEREFORE, the Council in exercise of their powers under Section 31(1) of the Road Traffic Regulation Act 1967 as amended by Part IX of the Transport Act 1968 and of all other powers them enabling in that behalf, and after consultation with the Chief Officer of Police in accordance with the provisions of Section 84C(1) of the said Act of 1967 amended as aforesaid, hereby make the following Order:-

1. This Order shall come into operation on the 8th May 1981 and may be cited as the North Street, Bourne (Off-Street Parking Place) Order 1981

2. (1) In this Order:-

"driver", in relation to a vehicle waiting in the parking place, means the person driving the vehicle at the time it was left in the parking place;

"public service vehicle" shall have the same meaning as in Section 117 of the Road Traffic Act 1960 as amended by Section 2 of the Transport Act 1980

"motor cycle" shall have the same meaning as in Section 99(4) of the Act of 1967

"motor vehicles" shall have the same meaning as in Section 99(1) of the Act of 1967

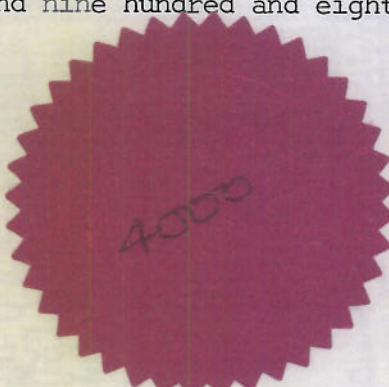
(2) The Interpretation Act 1889 as amended shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament

3. The parking place shall be used only by public service vehicles.
4. The driver of a motor vehicle shall not permit it to wait in the parking place unless it is a public service vehicle.
5. When a motor cycle or motor vehicle is left in the parking place in contravention of the provisions of Articles 3 and 4 of this Order, a person authorised in that behalf by the Council may remove the vehicle or arrange for it to be removed from the parking place.
6. Any person removing a vehicle by virtue of the last preceding Article of this Order may do so by towing or driving the vehicle or in such other manner as he may think necessary and may take such measures in relation to the vehicle as he may think necessary to enable him to remove it as aforesaid.
7. When a person authorised by the Council removes or makes arrangements for the removal of a vehicle from a parking place by virtue of Article 5 of this Order, he shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.

Given under the Common Seal of South Kesteven District Council this  
Twenty ninth day of April One thousand nine hundred and eighty-one

The Common Seal of )  
SOUTH KESTEVEN DISTRICT )  
COUNCIL was hereunto )  
affixed in the presence of: )

*CD Tolman*  
Secretary.





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SOUTH KESTEVEN DISTRICT COUNCIL

SHEEP MARKET STAMFORD (OFF-STREET PARKING PLACE) ORDER 1993

R S Stahel Esq  
Solicitor  
South Kesteven District Council  
Council Offices  
St. Peter's Hill  
Grantham  
Lincolnshire  
NG31 6PZ

SOUTH KESTEVEN DISTRICT COUNCIL

SHEEP MARKET STAMFORD (OFF-STREET PARKING PLACE) ORDER 1993

WHEREAS in pursuance of the powers conferred upon them by Section 32 of the Road Traffic Regulation Act 1984 (hereinafter called "the Act") South Kesteven District Council (hereinafter called "the Council") have provided a parking place (hereinafter called "the parking place") for vehicles off the Sheep Market Stamford bounded on the north and east by the Sheep Market, on the west by St Peter's Hill and on the south by Bath Row as the same is more particularly delineated and edged red on the map annexed hereto:-

NOW THEREFORE the Council in exercise of their powers under Section 35 (1) of the Road Traffic Regulation Act 1984 and of all other powers enabling them in that behalf, and with the consent of the Lincolnshire County Council given under Section 39(3) of the Act and after consultation with the Chief Officer of Police in accordance with the provisions of Part III Schedule 9 of the Act of 1984 hereby make the following Order:-

1. This Order shall come into operation on the 17<sup>th</sup> day of September 1993 and may be cited as the South Kesteven District Council Sheep Market Stamford (Off-Street Parking Place) Order 1993

2. (1) In this Order:-

"driver", in relation to a vehicle waiting in the parking place means the person driving the vehicle at the time it was left in the parking place;

"public service vehicle" shall have the same meaning as in Section 1 of the Public Passenger Vehicles Act 1981;

"motor-cycle" shall have the same meaning as in Section 136 (4) of the Act;

"motor vehicles" shall have the same meaning as in Section 136 (2) of the Act;

(2) The Interpretation Act 1978 shall apply to the interpretation of this Order as it applies for the interpretation of an Act of Parliament

3. The parking place shall be used only by public service vehicles

4. The driver of a motor vehicle shall not permit it to wait in the parking place unless it is a public service vehicle

5. The area more particularly delineated and coloured yellow on the map annexed hereto is excepted from the general control of this Order to the extent that the driver of a public service vehicle and any other person so authorised in writing by the Council may park a motor vehicle or motor-cycle thereon PROVIDED always that the parking is made pursuant to the persons employment as the driver of a public service vehicle or pursuant to the persons employment in the management or administration of the operation of public service vehicles using the parking place and for this purpose only the person is permitted access to and from the parking place

6. When a motor vehicle or motor-cycle is left in the parking place in contravention of the provision of Articles 3 and 4 of this Order, but subject to Article 5, a person authorised in that behalf by the Council may remove the vehicle or arrange for it to be removed from the parking place

7. Any person removing a vehicle by virtue of the last preceding Article of this Order may do so by towing or driving the vehicle or in such other manner as he may think necessary and may take such measures in relation to the vehicle as he may think necessary to enable him to remove it as aforesaid

8. When a person authorised by the Council removes or makes arrangements for the removal of a vehicle from a parking place by virtue of Article 6 of this Order, he shall make such arrangement as may be reasonably necessary for the safe custody of the vehicle

Given under the Common Seal of South Kesteven District Council this 10<sup>th</sup> day of September 1993

The Common Seal of )  
South Kesteven District )  
Council was hereunto )  
affixed in the presence )  
of:- )

*J. B. B. B.*  
Head of Administration





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DATED

21st

February

1994

SOUTH KESTEVEN DISTRICT COUNCIL

WHARF ROAD GRANTHAM (OFF STREET PARKING PLACE) ORDER 1993

R S Stahel Esq.

Solicitor to the Council

South Kesteven District Council

Council Offices

St. Peter's Hill

Grantham

Lincolnshire

NG31 6PZ

SOUTH KESTEVEN DISTRICT COUNCIL

WHARF ROAD GRANTHAM (OFF-STREET PARKING PLACE) ORDER 1993

WHEREAS in pursuance of the powers conferred upon them by Section 32 of the Road Traffic Regulation Act 1984 (hereinafter called "the Act") South Kesteven District Council (hereinafter called "the Council") have provided a parking place (hereinafter called "the parking place") for vehicles in Wharf Road Grantham bounded on the South by Wharf Road, on the east by Bath Street, and on the north and west by the southern boundary of the Isaac Newton Shopping Centre Precinct as the same is more particularly delineated and edged red on the map annexed hereto:-

NOW THEREFORE the Council in exercise of their powers under Section 35 (1) of the Road Traffic Regulation Act 1984 and of all other powers enabling them in that behalf, and with the consent of the Lincolnshire County Council given under Section 39 (3) of the Act and after consultation with the Chief Officer of Police in accordance with the provisions of Part III Schedule 9 of the Act hereby make the following Order:-

1. This Order shall come into operation on the 24th day of February 1994 and may be cited as the South Kesteven District Council Wharf Road Grantham (Off-Street Parking Place) Order 1993

2. (1) In this Order:-

"driver", in relation to a vehicle waiting in the parking place means the person driving the vehicle at the time it was left in the parking place;

"public service vehicle" shall have the same meaning as in Section 1 of the Public Passenger Vehicles Act 1981;

"motor-cycle" shall have the same meaning as in Section 136 (4) of the Act;

"motor vehicles" shall have the same meaning as in Section 136 (2) of the Act;

(2) The Interpretation Act 1978 shall apply to the interpretation of this Order as it applies for the interpretation of an Act of Parliament

3. The parking place shall be used only by public service vehicles

4. The driver of a motor vehicle shall not permit it to wait in the parking place unless it is a public service vehicle

5. When a motor vehicle or motor-cycle is left in the parking place in contravention of the provision of Articles 3 and 4 of this Order, a person authorised in that behalf by the Council may remove the vehicle or arrange for it to be removed from the parking place

6. Any person removing a vehicle by virtue of the last preceding Article of this Order may do so by towing or driving the vehicle or in such other manner as he may think necessary and may take such measures in relation to the vehicle as he may think necessary to enable him to remove it as aforesaid

7. When a person authorised by the Council removes or makes arrangements for the removal of a vehicle from a parking place by virtue of Article 5 of this Order, he shall make such arrangement as may be reasonably necessary for the safe custody of the vehicle

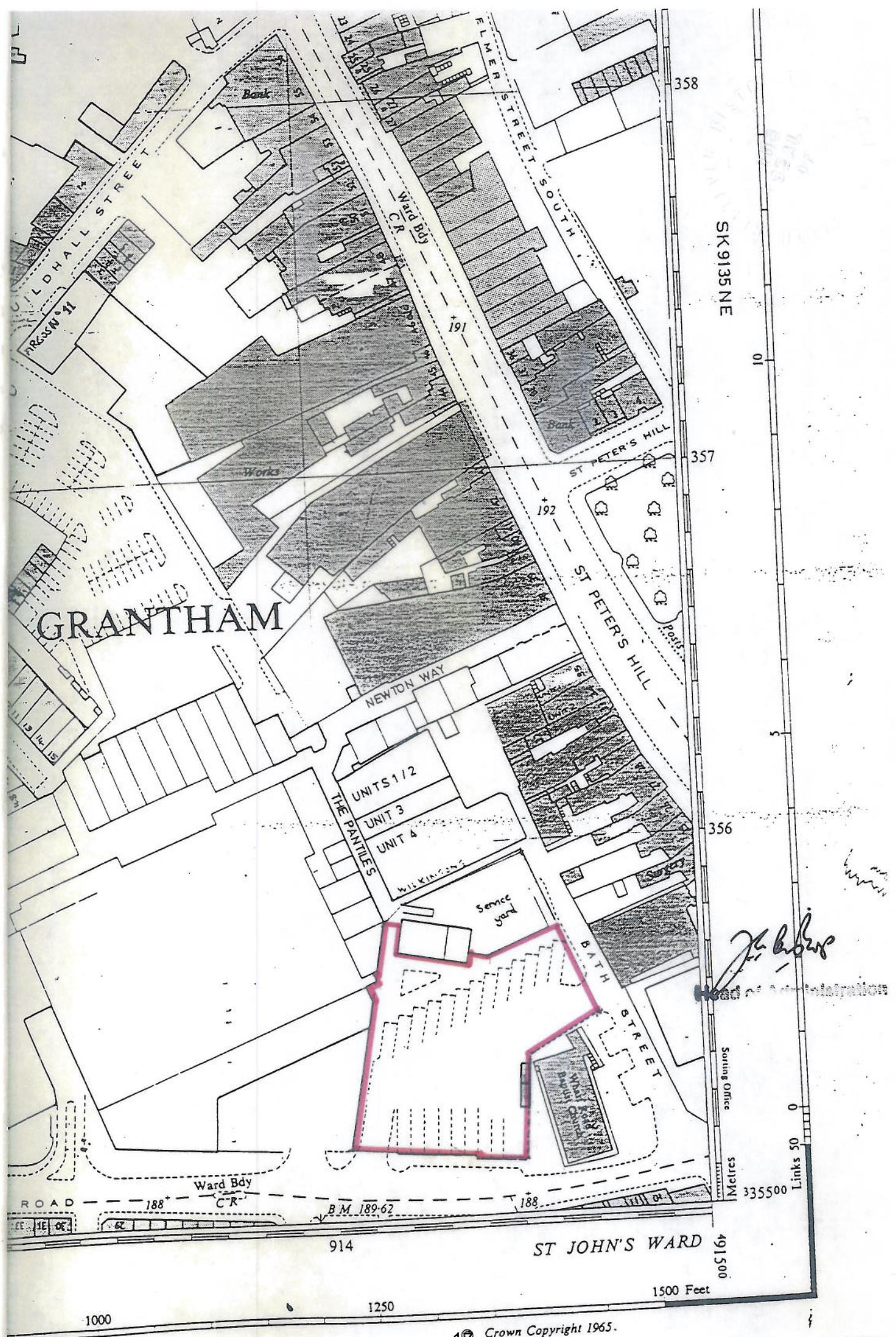
Given under the Common Seal of South Kesteven District Council  
this 21<sup>st</sup> day of February 1994

The Common Seal of )  
South Kesteven District )  
Council was hereunto )  
affixed in the presence )  
of:- )

*J. R. B. B.*

Head of Administration





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