

ROAD TRAFFIC REGULATION ACT 1984

MONMOUTHSHIRE COUNTY COUNCIL

MONMOUTHSHIRE COUNTY COUNCIL TRAFFIC REGULATION, SPEED LIMITS AND PARKING REGULATIONS (MISCELLANEOUS AMENDMENTS) ORDER 2021

Monmouthshire County Council (the Council") in exercise of their powers under 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 and Part IV of Schedule 9 of the Act hereby make the following Order:-

1. The Order shall come into operation on the Fifteenth day of December 2021 and may be cited as the "Monmouthshire County Council Traffic Regulation, Speed Limits and Parking Regulations (Miscellaneous Amendments) Order 2021"
2. The Monmouthshire County Council (Traffic and Speed Limit) Consolidation Order 2019 ("the Consolidation Order") is amended as set out in Schedule A to this Order
3. The Monmouthshire County Council Traffic and Speed Limit Consolidation Order 2019 (Amendment No. 1) Part 1 is amended as set out in Schedule B to this Order.

SCHEDULE A

1. For the title "Monmouthshire County Council Traffic Regulation and Restriction Consolidation Order 2019" substitute "Monmouthshire County Council Traffic Regulation, Speed Limits and Parking Regulations Consolidation Order 2019"

2. In Article 1.9

(a) in the definition of "Charging Car Park" for "Column 6" substitute "Column 5"

(b) Under the definition of "Order plans" for "Schedule 4" substitute "Schedule 3"

(c) Insert the following definitions in the appropriate place:-

"Parking Place" means any area provided by the Council for the parking of vehicles;

"Penalty Charge" and "Reduced Penalty Charge" mean charges set by the Council under Section 77 and Schedule 9 of the Traffic Management Act 2004 in accordance with the relevant statutory regulations or guidance given by the Welsh Ministers to be paid in the manner prescribed in the Penalty Charge Notice;

"On Street Facility" means any Parking Place provided by the Council that forms part of the public highway;

"Off Street Facility" means any Parking Place provided by the Council that does not form part of the public highway and

"Special Event" means any sporting event, social event or entertainment that is held on a road

3. In Article 1.14 after "the Act" insert "of 1984";
4. In Articles 6.10 and 7.2.8(e) for 8.1 substitute 9.1.
5. In Articles 8.1.1 for "Single Resident Permit" substitute "Single Resident Car Park Place Permit"
6. In Articles 8.1.2 and 8.1.4 for "principle" substitute "principal"
7. In Article 9 for the title "Waiver (Dispensation) Certificate and suspension of parking places" substitute "Dispensation Certificates and Suspension of Parking Places" and for "Waiver (Dispensation) Certificates" substitute "Dispensation Certificates"
8. In Article 9.1 at the end insert:
"Each application for a dispensation certificate will be assessed on its own merits and may for example include construction vehicles or vehicles associated with removals."
9. In Article 9.2 for "supervision" substitute "suspension"
10. In Schedule 3, in the headings of the columns –
for "Title" substitute "Plans",
for "Revision" substitute "Roads" and
for "Date" substitute "Details".
11. After Article 9.3 for "Given under the common seal of Monmouthshire County Borough Council" substitute "Given under the common seal of Monmouthshire County Council"

Schedule B

In the Third Column of Schedule 1 at 1822 for "Motor Vehicles" substitute "Driving"

GIVEN under the Common seal of Monmouthshire County Council this 7th day of December 2021

The Common Seal of
MONMOUTHSHIRE COUNTY COUNCIL
was hereunto affixed in the presence of:


Head of Commercial Law/Solicitor

