

SLIGO BOROUGH COUNCIL

DRAFT PARKING PLACES BYE-LAWS 2010

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PARKING PLACES BYE-LAWS 2010

Sligo Borough Council in exercise of the powers vested in them by Section 36 of the Road Traffic Act, 1994, (No. 7 of 1994) and having consulted with the Commissioner of An Garda Siochana, hereby makes the following Bye-Laws :-

1. These Bye Laws may be cited as the Sligo Borough Council Parking Places Bye Laws **2010**.
2. These Bye-Laws apply to the area comprising the administrative area of Sligo Borough Council.
3. The Sligo Borough Parking Places Bye-Laws **2008** are hereby revoked.

In these Bye-Laws :-

“Holiday” means Good Friday or any day that is a public holiday for the purposes of the Holidays (Employees) Act, 1973 (No. 25 of 1973) as amended.

“Business Hours” With respect to any Monday, Tuesday, Wednesday, Thursday, Friday or Saturday which is not a holiday, the period commencing at 8.30 a.m. and terminating at 6.30 p.m. and any Sunday, the period commencing at 12.00 noon and terminating at 6.00pm. and any day that is a public holiday, the period commencing 12.00 noon. and terminating at 6.00 pm.

“Casual Trading Hours” are the hours assigned in the Casual Trading Act 1995 – Byelaws 2008.

“Pay and Display Parking Area” has the meaning assigned in Article 3 of the Regulations of 1997

“Goods Vehicle” has the meaning assigned to it in article 3 of the Regulations of 1997.

“Owner” means a resident by whom a vehicle is habitually kept and used.

“Parking Bay” has the meaning assigned to it in Article 18 of the Regulations of 1997.

“Holiday” means Good Friday or any day that is a public holiday for the purposes of the Holidays (Employees) Act, 1973 (No. 25 of 1973) as amended.

“Parking ticket” means a ticket issued by Sligo Borough Council by means of a parking ticket issuing machine, which indicates the date of issue of the ticket and time at which it ceases to be valid.

“Valid Parking Ticket” means a parking ticket:

- a) which has been issued by Sligo Borough Council by means of the parking ticket machine, which clearly indicates the minute of the hour of commencement of parking of the vehicle and the time at which the parking period expires and the parking ticket shall be so exhibited in accordance with these Bye-Laws
- b) which indicates no other year, month, date or minute and, indicates that the vehicle is so parked for a period not exceeding the period for which it may be parked in a pay and display parking place in accordance with these Bye-Laws.

“visitor” means one who visits, calls on, or makes a stay with the resident or is engaged by the resident to carry out works on the dwelling;

“visitor parking permit” means a visitor-parking permit issued by Sligo Borough Council, its agents or authorised officers only containing the particulars in Bye-Law No. 21.

“carer” means a person who is providing care to a Resident who requires on-going daily care for a chronic illness.

“carer's parking permit” means a document issued by Sligo Borough Council which fulfils the purpose of Bye-Laws Nos. 22 – 26.

“Resident” means a person whose normal residence is at premises situated in a street containing a pay and display area .

“Resident’s Parking Permit” means a document issued by Sligo Borough Council for the purposes of Bye-Laws 16 to 20 and containing the particulars specified in Bye-Law 16.

“Resident Only Area” means a parking area designated for use only by residents holding a valid residents parking permit.

“Valid Resident’s Parking Permit” means a resident’s parking permit which relates to a particular pay and display area(s) and to a period which has not expired and which is issued by Sligo Borough Council in respect of the pay and display area(s) on which the vehicle is parked.

“Vehicle” means a private motor car, a station wagon or a passenger vehicle having accommodation for not more than seven passengers excluding the driver.

“Contractor’s Permit” means a valid contractor’s permit issued by Sligo Borough Council to a Contractor who is performing work in the pay and display area or within a restricted area of the Borough Council.

“The Regulations of 1997” means the Road Traffic (Signs) Regulations 1997 (S.I. No. 181 of 1997).

“The Traffic & Parking Regulations of 1997” means the Road Traffic (Traffic & Parking) Regulations 1997 (S.I. No. 182 of 1997).

4. Where a vehicle is parked on-street in a pay and display area during business hours it shall display:
 1. a valid parking ticket or
 2. a valid residents parking permit or
 3. a valid visitors permit or
 4. a valid carer’s permit

such that for each daily, hourly, part of an hour (minimum period of 20 minutes increasing at five minute intervals up to one hour) or two hourly period as appropriate during which it is so parked :

- (a) In the case of 2, 3 and 4 above markings indicating the year, month, day in the month, when the parking commences shall be made on a parking permit at such commencement in respect of on-street parking in pay and display area.

In the case of 1 above, a valid Parking Ticket which clearly indicates the minute of the hour of commencement of parking of the vehicle and the time at which the parking period expires in respect of on-street parking in a pay and display area.

- (b) A valid parking ticket shall be so exhibited in the interior of the Vehicle that an Officer of Sligo Borough Council outside the vehicle can ascertain by reference to the markings when the parking commenced,
- (c) A valid parking ticket, valid residents parking permit, valid visitors permit or a valid carer's permit shall be exhibited in accordance with this Bye Law in respect of each hour or day as appropriate for so long as the vehicle is parked on-street during business hours

- 5. Where a vehicle being parked in a pay and display parking area during business hours is a goods vehicle being so parked solely for the loading or unloading of goods, paragraph 4 (1) (a) of this Bye-Law shall not apply until the expiration of 30 minutes after the commencement of the parking.
- 6. Where a vehicle which had been parked in a pay and display parking area for a period less than the maximum parking period in accordance with Bye-Law 7 of these Bye-Laws for that pay and display parking area, is subsequently lawfully parked in another pay and display parking area on the same day, it shall not be necessary, subject to compliance with paragraph 4 (1) (b) and 4 (1)(c) of this Bye-Law, to comply with paragraph 4 (1)(a) of this Bye Law.
- 7. (1) A vehicle parked in a pay and display parking area during business hours shall not be so parked for longer than the period indicated as the maximum parking period for that pay and display parking area by means of an authorised information plate accompanying traffic sign Number RUS-018 authorised by the Regulations of 1997.

- (2) Where a vehicle which had been lawfully parked in a pay and display , is subsequently lawfully parked in another pay and display parking area, the period to which the subsequent parking is restricted by paragraph 7 (1) of this Bye-Law shall be reduced by a period equal to the period from the time indicated on the parking ticket to the time when the subsequent parking commenced.
8. Where a vehicle is parked in a pay and display parking area during business hours a person shall not interfere with a parking ticket exhibited in the vehicle.
9. A vehicle parked in a pay and display parking area at a time which is not during business hours shall be removed from the pay and display parking area when a period of business hours commences, unless at such commencement and during the remainder of the period of parking, a valid parking ticket is exhibited in the interior of the vehicle in accordance with Bye-Law 4(1)(b) of these Bye-Laws and Bye-Law 4(1)(c) of these Bye-Laws shall apply from such commencement in respect of such parking.
10. A vehicle which had been parked in a pay and display parking area shall not be parked again in a pay and display parking area in the public road in which that pay and display parking area is situated until at least one hour after the vehicle last vacated that pay and display parking area.
11. Parking Tickets shall be issued by the parking ticket machine provided
12. The minimum parking period will be 20 minutes. The fee for a parking ticket shall be 40 cents for twenty minutes. Parking period will increase at 5 minute intervals and the fee per 5 minute interval will be 10 cents. The fee for a parking ticket shall be €1.20 for one full hour
13. A vehicle which is parked in a pay and display parking area during business hours shall, where parking bays are provided at that pay and display parking area be parked within the area comprising a parking bay.

A motor cycle or a pedal cycle shall not be parked during business hours in a pay and display parking area.

14. Bye-Laws 4 to 13 of these Bye-Laws shall not apply to :-
 - (a) a vehicle being used in connection with the removal of an obstruction to traffic, the maintenance, improvement or reconstruction of a public road, the provision, alteration or repair of a main drain, pipe or apparatus for the supply of gas, oil, water or electricity or of a telegraph or telephone line or the provision of a traffic sign,
 - (b) a fire brigade vehicle an ambulance or a vehicle being used by a member of the Garda Siochana in the performance of his duties as such member.
15. No resident shall be entitled to hold a Residents Parking Permit in respect of more than one vehicle.
16. A resident's parking permit shall contain the following particulars :-
 - (a) The name of the Local Authority by whom it is issued,
 - (b) the make and registration number of the vehicle in respect of which it is issued,
 - (c) the date of issue,
 - (d) The street or streets to which it relates,
 - (e) the period to which it relates, including the date of expiry,
 - (f) A copy of the signature, and the description, of the officer of the Local Authority issuing it.
17. The display, in accordance with Bye-Law 16 of these Bye-Laws of a valid resident's parking permit on the vehicle in respect of which the permit was issued, shall permit the owner of the vehicle (or any person using it with his consent) to park it without limitation as to time in a pay and display parking area in a street to which the permit relates.

18. A valid resident's parking permit shall be so displayed in the interior of the vehicle in respect of which it is issued that it can be read from outside the vehicle.
19. Where a vehicle displaying a resident's parking permit is parked in a pay and display parking area a person shall not interfere with the permit.
 - (1) A resident's parking permit shall be issued by Sligo Borough Council in respect of the parking of a vehicle in a pay and display parking area in its functional area.
 - (2) The fee for a resident's parking permit shall be €50.00.
 - (3) A resident's parking permit shall be issued by Sligo Borough Council in respect of the vehicle of which the resident is the owner and shall be valid for a period of one year from the date of issue, in respect of that vehicle and for the pay and display area to which the permit relates.
20.
 - (1) Where, during the period to which a resident's parking permit relates, the resident to whom it is issued ceases to reside at the address specified on the permit or ceases to be an owner by disposing of the vehicle to which the permit relates, he shall return it (addressed to the person a copy of whose signature appears on it) to Sligo Borough Council.
 - (2) Where, during the period to which a resident's parking permit relates, the resident to whom it is issued disposes of the vehicle to which the permit relates and substitutes another vehicle for the one disposed of, he shall return the permit (addressed to the person a copy of whose signature appears on it) to Sligo Borough Council which, upon payment of a fee of €10.00 by the resident, shall either insert the make and registration number of the substituted vehicle on the permit or issue to the resident a new permit in respect of that vehicle, and such new permit shall be valid for the period specified.
21. A visitor's parking permit shall contain the following particulars:
 - (1) the words Sligo Borough Council /Comhairle Bhuirg Shligigh;
 - (2) the words 'visitor parking permit';
 - (3) the pay and display area(s) to which it relates;

- (4) indicates the year, month, day and hour of the commencement of a period of the parking of the vehicle;
- (5) The vehicle registration number.

Visitor's parking permits may be issued by Sligo Borough Council to a resident in a pay and display area, subject to production of acceptable evidence, in respect of the parking of vehicles which require to be parked temporarily and is ancillary to the use of the applicant's dwelling.

Visitor's parking permits issued under this Bye-Law shall only be valid for use in the pay and display area to which the resident's parking permit relates.

Visitors parking permits issued under this Bye-Law shall permit the vehicle to be parked for a period not in excess of 24 hours from commencement of parking in the pay and display area(s) to which the resident's parking permit relates.

The total number of parking permits for visitors which may be issued to each resident or applicant in accordance with these Bye-Laws is 52 in any 12 month period subject to an overall limit of 104 permits per housing unit.

The fee for each visitor's parking permit shall be €2.50.

The display of a valid visitor parking permit on a vehicle, shall permit the owner of the vehicle (or any person using it with his/her consent) to park it continuously on the date indicated on the displayed visitor parking permit in the pay and display area(s) on a public road to which it relates, provided the parking permit -

- (a) has been issued in respect of the pay and display area(s) in which the Vehicle is parked and
- (b) shall be so displayed in the interior of the vehicle in respect of which it is issued, in such a manner that the particulars specified thereon can be easily read outside the vehicle.

It shall be an offence for a resident to sell or otherwise dispose of a visitors permit to a person other than a visitor as defined in these Bye-Laws.

- 22. (1) A resident's parking permit may be issued by Sligo Borough Council to a non-resident family member(s)/ nominated person(s) or carer who act as voluntary carers for a resident in a pay and display area and who requires on-going daily care for a chronic illness.
- (2) A parking permit shall be issued annually to a qualified resident subject to the submission of proof of residency, submission by a non-resident family member(s) or carer's vehicle insurance certificate and written confirmation from the resident's doctor that the resident requires ongoing daily care for a chronic illness

- (3) A non-resident family member(s)/nominated person(s)/ carer's parking permit shall be valid for a period of one year from the date of issue. A maximum of 2 permits may be issued to a qualifying Resident. The fee for the issue of a non-resident family member(s)/nominated person(s)/carer's parking permit(s) shall be €50.00.
 - (4) A non-resident family member(s)/nominated person(s)/carer's parking permit may be issued by Sligo Borough Council to a Resident who requires care in accordance with Bye-Law 22(1) of these Bye-Laws and who resides at premises situated in a pay and display area. The non-resident family member(s)/nominated person(s)/carer's parking permit shall be issued in respect of the pay and display area(s) in which the normal place of residence of the person requiring care is situated and one other adjacent area, as the case may be.
23. A non-resident family member(s)/nominated person(s)/carer's parking permit shall be used by Sligo Borough Council in respect of
 - (a) a motor car;
 - (b) a van;
 - (c) a passenger vehicle (having accommodation for not more than seven passengers excluding the driver).
24. A non-resident family member(s)/nominated person(s)/ Carers Parking Permit shall contain the following particulars:
 - (1) the words Sligo Borough Council/Comhairle Bhuirg Shligigh;
 - (2) the residential parking permit area(s) to which it relates,
 - (3) the date of issue,
 - (4) the period to which it relates and date of expiry;
 - (5) Carer's Permit Number,
 - (6) Vehicle Registration Number
 - (7) the signature of the person issuing it.
25. Where, during the period to which a non-resident family member(s)/nominated person(s)/ Carers Parking Permit relates, the resident to whom it is issued ceases to reside at the address specified, he or she shall forthwith return the permit to Sligo Borough Council. A non-resident family member(s)/nominated person(s)/ Carers Parking Permit is non-transferable and remains the property of Sligo Borough Council from the date of issue.
26. It shall be an offence for a resident to:

- (1) Sell or otherwise dispose of a non-resident family member(s)/nominated person(s)/ Carer's Parking Permit.
- (2) Abuse of a non-resident family member(s)/nominated person(s)/Carer's Parking Permit shall result in the cancellation and or withdrawal of the Parking Permit.
- (3) To display a void or expired Parking Permit.

Where a resident or applicant submits falsified documentation to support his/her application for a resident's, a non-resident family member(s)/nominated person(s)/ carer's parking permit or for a visitors parking permit/permits Sligo Borough Council may, at its absolute discretion, decide not to issue and/or to cancel a resident's, a non-resident family member(s)/nominated person(s)/ carer's parking permit or a visitor parking permit/permits to that applicant/resident.

27. (1) A vehicle shall not be parked or left unattended on a parking place which is a casual trading area, during Casual Trading Hours, unless the vehicle is for the time being in use for the purposes of casual trading.
- (2) A vehicle shall not be parked or left unattended on a parking place which is a disabled parking bay during business hours unless the vehicle is displaying a valid disabled parking permit.
- (3) Vehicles other than buses shall not be parked or left unattended on a part of a Bus Parking Bay which is a Bus Parking Bay during business hours.
- (4) A vehicle shall not be parked or left unattended on a parking place which is a "Residents Only Area" unless the vehicle is displaying a valid resident's parking permit.
28. (1) Any vehicle parked or left unattended in a casual trading area during hours of trading will be removed at the expense of the owner.
- (2) Any vehicle parked or left unattended in a disabled parking bay, during business hours, without displaying a valid disabled parking permit, will be removed at the expense of the owner.
- (3) Any vehicles other than buses parked or left unattended in a bus parking bay during business hours will be removed at the expense of the owner.
- (4) A vehicle which has been issued with 6 or more consecutive traffic fines to an address that is no longer applicable and remains unpaid after 56 days of the date of issue of the fines and is found to be in breach of another traffic offence will be removed at the expense of the owner.

29. Only commercially taxed vehicles are permitted to park in a loading bay for up to 30 minutes during business hours. Any other mechanically propelled vehicle parked in a loading bay will be issued with a traffic fine unless they hold a valid Contractor's permit issued by Sligo Borough Council.

30. All Day Parking Charges of €2.50 per day will apply to the following Parking Places only:

The Locations are: ([parking map attached](#))

Pearse Road - From its junction with Pilkington Terrace to its
Junction with Cleveragh Road.

Church Hill - Showgrounds Inset

The Mall - Between Calry Lane and River Lane

Finisklin Road - From Michael Conlon Road to Rathedmond Road.

St. Brigids Place- From St. Brigid's Place to Boundary of Meter Parking on
Mail Coach Road.

**MADE AND ADOPTED UNDER THE COMMON SEAL OF THE SLIGO
BOROUGH COUNCIL THIS DAY OF 2010.**

**PRESENT WHEN THE COMMON SEAL OF THE SLIGO BOROUGH COUNCIL
WAS AFFIXED HERETO :-**

MAYOR OF SLIGO.

HEAD OF FINANCE