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**Report To:** THE INVERCLYDE COUNCIL                      **Date:** 16/02/2017

**Report By:** CORPORATE DIRECTOR,  
ENVIRONMENT, REGENERATION &  
RESOURCES                      **Report No:** LP/016/17

**Contact Officer:** CHRISTINE MARSHALL                      **Contact No:** 01475 712314

**Subject:** PROPOSED TRAFFIC REGULATION ORDER – DISABLED  
PERSONS’ PARKING PLACES (ON-STREET) ORDER NO. 4 2016

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## 1.0 PURPOSE

- 1.1 The purpose of this report is to request the Council to consider a remit from the Environment & Regeneration Committee.

## 2.0 SUMMARY

- 2.1 The Environment & Regeneration Committee held on 12<sup>th</sup> January 2017 after consideration of a Report by the Corporate Director Environment, Regeneration & Resources on the proposed Traffic Regulation Order – The Inverclyde Council, Disabled Persons’ Parking Places (On-Street) Order No. 4 2016 recommended that the Inverclyde Council be asked to make the Traffic Regulation Order and remit it to the Head of Environmental and Commercial Services and the Head of Legal and Property Services to arrange for its implementation.

## 3.0 RECOMMENDATION

- 3.1 That the Inverclyde Council approve the making of the Traffic Regulation Order – The Inverclyde Council, Disabled Persons’ Parking Places (On-Street) Order No. 4 2016, all as detailed in the copy of the proposed Order, and that the Head of Environmental and Commercial Services and the Head of Legal and Property Services be authorised to take all necessary action in connection therewith. Appendix 1

**Gerard Malone**  
**Head of Legal and Property Services**

## **4.0 BACKGROUND**

- 4.1 Local Authorities are empowered to make Orders under the Road Traffic Regulation and Roads (Scotland) Acts 1984 and under the Council's Scheme of Administration the Head of Environmental and Commercial Services is responsible for the making, implementation and review of Traffic Management Orders and Traffic Regulation Orders.
- 4.2 The provision of on-street parking places for use by disabled drivers, who are the holders of a Disabled Person's Badge, is regulated by The Disabled Persons' Parking Places (Scotland) Act 2009. Inverclyde Council is required to promote a Traffic Regulation Order to regulate the use of such parking places.
- 4.3 The Council is asked to note that, if approved, the Order may not be implemented until the making of the Order has been advertised to allow any persons who so wish a period of six weeks to question the validity of the Order in terms of the Road Traffic Regulation Act 1984.

## **5.0 IMPLICATIONS**

### **Finance**

- 5.1 There are no financial implications arising from this report.

### **Legal**

- 5.2 There are no legal implications arising from this report.

### **Human Resources**

- 5.3 There are no HR implications arising from this report.

### **Equalities**

- 5.4 There are no equalities implications arising from this report.

### **Repopulation**

- 5.5 There are no repopulation implications arising from this report.

## **6.0 CONSULTATIONS**

- 6.1 The proposals have been advertised in the Greenock Telegraph and full details of the proposals have been made available for public inspection during normal office hours at the offices of the Head of Environmental and Commercial Services, the Head of Legal and Property Services and at Central Library, Port Glasgow Library, Gourock Library and Inverkip & Wemyss Bay Library.

## **7.0 LIST OF BACKGROUND PAPERS**

- 7.1 None

**THE INVERCLYDE COUNCIL**  
**DISABLED PERSONS' PARKING PLACES**  
**(ON-STREET) ORDER NO. 4 2016**

**TRAFFIC REGULATION ORDER**

**THE INVERCLYDE COUNCIL**  
**DISABLED PERSONS' PARKING PLACES (ON-STREET)**  
**ORDER NO. 4 2016**

The Inverclyde Council in exercise of the powers conferred on them by Section 32(1) of the Road Traffic Regulation Act 1984 ("the Act") and of all other enabling powers and after consultation with the Chief Constable of Police Scotland in accordance with Part III of Schedule 9 to the Act hereby make the following Order.

1. This Order may be cited as "The Inverclyde Council Disabled Persons' Parking Places (On-Street) Order No. 4 2016" and shall come into operation on the \*\*\* day of \*\*\*.
2. In this Order the following expressions have the meanings hereby assigned to them:-
  - "Council" means The Inverclyde Council or its successors as Roads Authority;
  - "Disabled Person's Badge" means:-
    - (a) a badge issued under Section 21 of the Chronically Sick and Disabled Persons Act 1970 (as amended);
    - (b) a badge issued under a provision of the law of Northern Ireland corresponding to that section; or
    - (c) a badge issued by any member State other than the United Kingdom for purposes corresponding to the purposes for which badges under that section are issued;and which has not ceased to be in force;
  - "Disabled Person's Vehicle" means a Vehicle which is displaying a Disabled Person's Badge in a Relevant Position as prescribed by the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (Scotland) Regulations 2002;
  - "Parking Attendant" means a person employed in accordance with Section 63A of the Act to carry out the functions therein;
  - "Parking Place" means an area of land specified by number and name in Columns 1 and 2 in the Schedule to this Order;
  - "Relevant Position" means, for the display of a Disabled Person's Badge, that the Disabled Person's Badge is displayed as prescribed by Regulation 12 of the Disabled Persons (Badges for Motor Vehicles) (Scotland) Regulations 2000 (as amended); and
  - "Traffic Sign" means a sign prescribed or authorised under Section 64 of the Act; and
  - "Vehicle" unless the context otherwise requires, means a vehicle of any description and includes a machine or implement of any kind drawn or propelled along roads whether or not by mechanical power.
3. The Schedule titled "Disabled Persons' Parking Places (On-Street) Order No. 4 2016" forms the Schedule to this Order.

4. Each area of road which is described in the Schedule to this Order and the plans relative to this Order is hereby designated as a Parking Place.
5. The Parking Places shall only be used for the leaving of Disabled Persons' Vehicles displaying a valid Disabled Person's Badge.
6. The limits of each Parking Place shall be indicated on the carriageway as prescribed by The Traffic Signs Regulations and General Directions 2016.
7. Every Vehicle left in any Parking Place shall stand such that no Parking Place is occupied by more than one Vehicle and that every part of the Vehicle is within the limits of the Parking Place provided that, where the length of a Vehicle precludes compliance with this paragraph, such Vehicle shall be deemed to be within the limits of a Parking Place if:-
  - the extreme front portion or, as the case may be, the extreme rear portion of the Vehicle is within 300mm of an indication on the carriageway provided under this Order in relation to the Parking Place; and
  - the Vehicle, or any part thereof, is not within the limits of any adjoining parking place.
8. Any person duly authorised by the Council or a police officer in uniform or a traffic warden or Parking Attendant may move or cause to be moved in case of any emergency, to any place they think fit, Vehicles left in a Parking Place.
9. Any person duly authorised by the Council may suspend the use of a Parking Place or any part thereof whenever such suspension is considered reasonably necessary:-
  - for the purpose of facilitating the movement of traffic or promoting its safety;
  - for the purpose of any building operation, demolition, or excavation in or adjacent to the Parking Place or the laying, erection, alteration, removal or repair in or adjacent to the Parking Place of any sewer or of any main, pipe, apparatus for the supply of gas, water electricity or of any telecommunications apparatus, Traffic Sign or parking meter;
  - for the convenience of occupiers of premises adjacent to the Parking Place on any occasion of the removal of furniture from one office or dwellinghouse to another or the removal of furniture from such premises to a depository or to such premises from a depository;
  - on any occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed; or
  - for the convenience of occupiers of premises adjacent to the Parking Place at times of weddings or funerals or on other special occasions.
10. A police officer in uniform may suspend for not longer than twenty four hours the use of a Parking Place or part thereof whenever such suspension is considered reasonably necessary for the purpose of facilitating the movement of traffic or promoting its safety.

11. This Order insofar as it relates to the Parking Places to be revoked (R) and amended, as specified in the Schedule to this Order, partially revokes and amends The Inverclyde Council On-Street Parking Places (Without Charges) Order Nos: 01/2005, 01/2006, 02/2006, 03/2007, 01/2008, 02/2008, 02/2009 and The Inverclyde Council Disabled Persons' Parking Places (On-Street) Order Nos: 04/2012, 03/2013 and 02/2015 respectively.

*Sealed with the Common Seal of The Inverclyde Council and subscribed for them and on their behalf by \*\*, Proper Officer, at Greenock on the \*\* day of \*\*, Two Thousand and \*\*.*

DRAFT

INVERCLYDE COUNCIL

DISABLED PERSONS' PARKING PLACES (ON-STREET)  
ORDER No.4 2016

SCHEDULE

Rev B

All and whole that area of ground as described in Column 2 in the table below:

Column 1	Column 2
<u>Ref No.</u>	<u>Address of Disabled Person's Parking Place to be created or revoked @ "ex-adverso"</u>
1629	12 Sir Michael Street, Greenock
1630	48 Cardwell Road, Gourock
1632	48 Clynder Road, Greenock
1633	117 Bardrainey Avenue, Port Glasgow
1634	57 Berwick Road, Greenock
1638	44 Robertson Street, Greenock
1639a	10 John Street, Gourock
1639b	10 John Street, Gourock
1641	2 Auchendores Avenue, Port Glasgow
1643	43 Glen Crescent, Inverkip
1644	68 The Esplanade, Greenock
1645	1 Castle Mansions, Gourock
1647	13 Roxburgh Avenue, Greenock
1698	5 Milton Road, Port Glasgow
1699	79 Glenside Road, Port Glasgow
	RELOCATE
1546	2 Flatterton Road, Greenock

INVERCLYDE COUNCIL

DISABLED PERSONS' PARKING PLACES (ON-STREET)  
ORDER No.4 2016

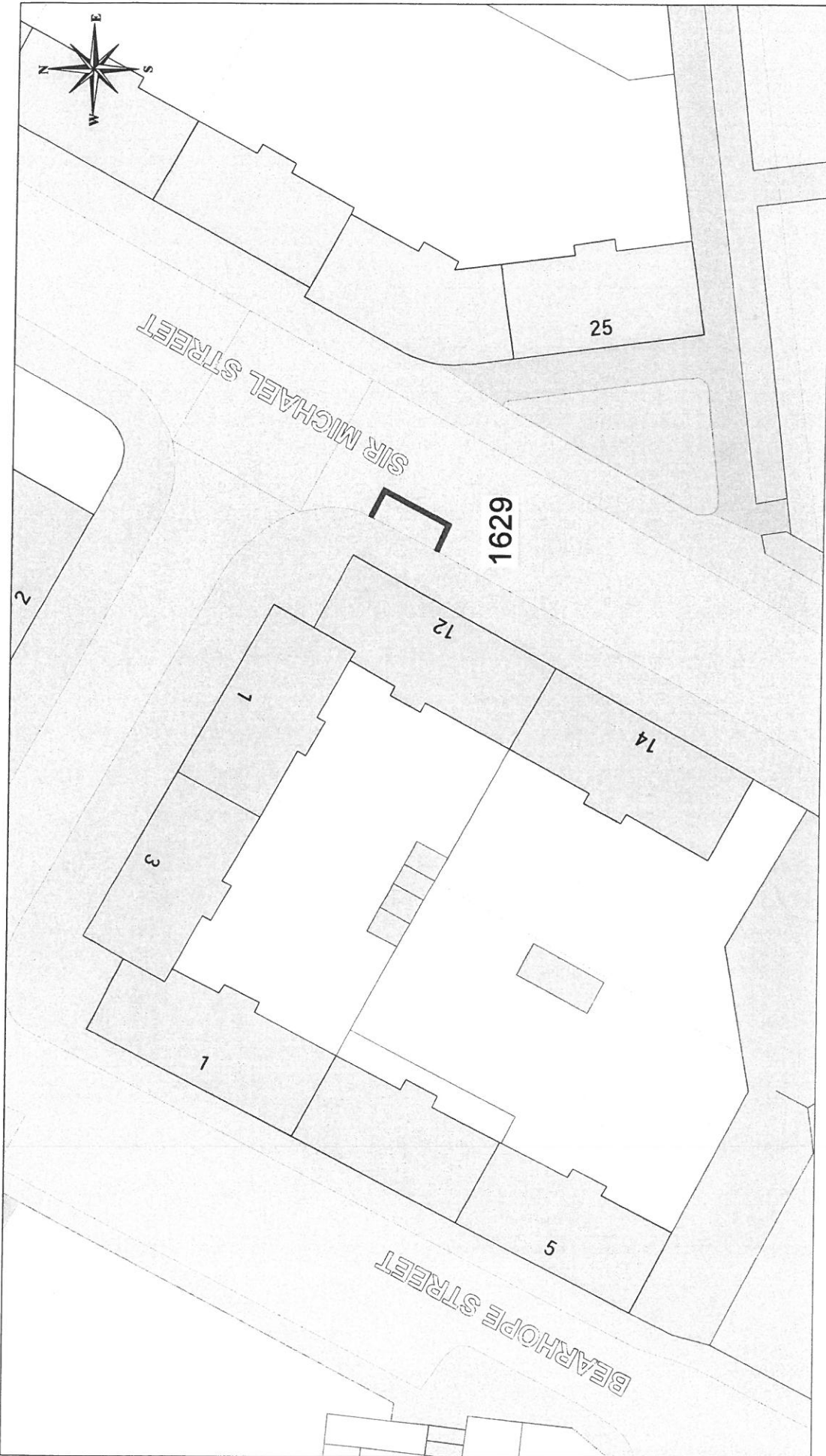
SCHEDULE

Rev B

All and whole that area of ground as described in Column 2 in the table below:

Column 1	Column 2
<u>Ref No.</u>	<u>Address of Disabled Person's Parking Place to be created or revoked © "ex-adverso"</u>
0446	48 Strone Crescent, Greenock ©
0535	32 Arran Avenue, Port Glasgow ©
0543	17 Bawhirley Road, Greenock ©
0720	25 Marloch Avenue, Port Glasgow ©
0764	16 Cardwell Road, Gourock ©
0818	2b Kinross Avenue, Port Glasgow ©
0860	46 Balloch Road, Greenock ©
1202	28 Stafford Road, Greenock ©
1207	76 Manor Crescent, Gourock ©
1473	24 Mavis Road, Greenock ©

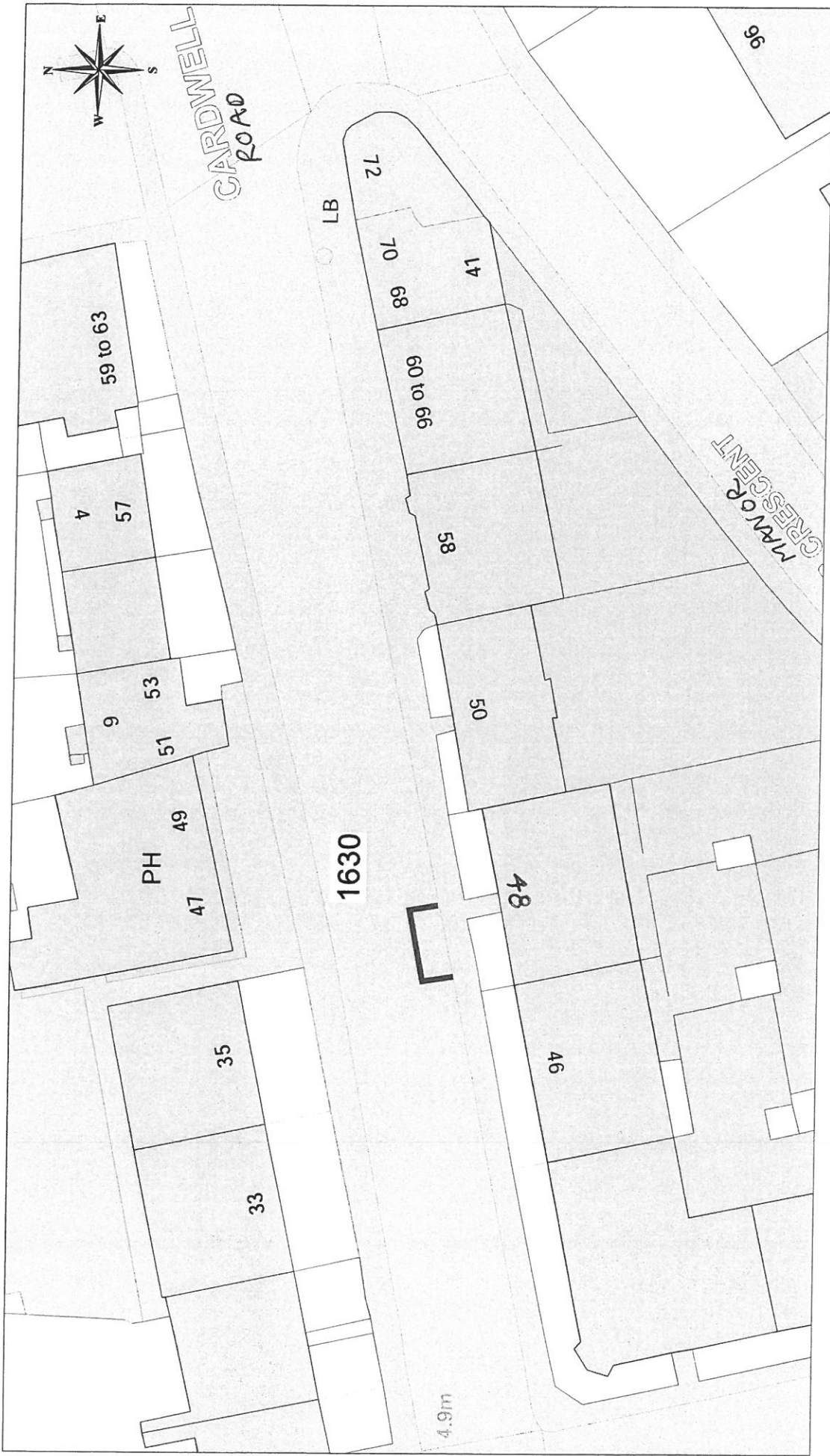





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**DISABLED PERSONS' PARKING PLACE**  
**12 SIR MICHAEL STREET, GREENOCK**  
**PLACE No. 1629**

**Inverclyde** council  
**Environmental Services**  
 Regeneration & Environment  
 Corporate Director: Aubrey Fawcett  
 Municipal Buildings  
 Clyde Square  
 Greenock  
 PA15 1YX  
 Tel: 01475 712712  
 Fax: 01475 712731  
[aubrey.fawcett@inverclyde.gov.uk](mailto:aubrey.fawcett@inverclyde.gov.uk)



CARDWELL ROAD

MAJOR CRESCENT

1630

4.9m

**Inverclyde**  
council  
Environmental Services


Regeneration & Environment  
Corporate Director: Aubrey Fawcett  
Municipal Buildings  
Clyde Square  
Greenock  
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DISABLED PERSONS' PARKING PLACE  
48 CARDWELL ROAD, GOUROCK  
PLACE No. 1630



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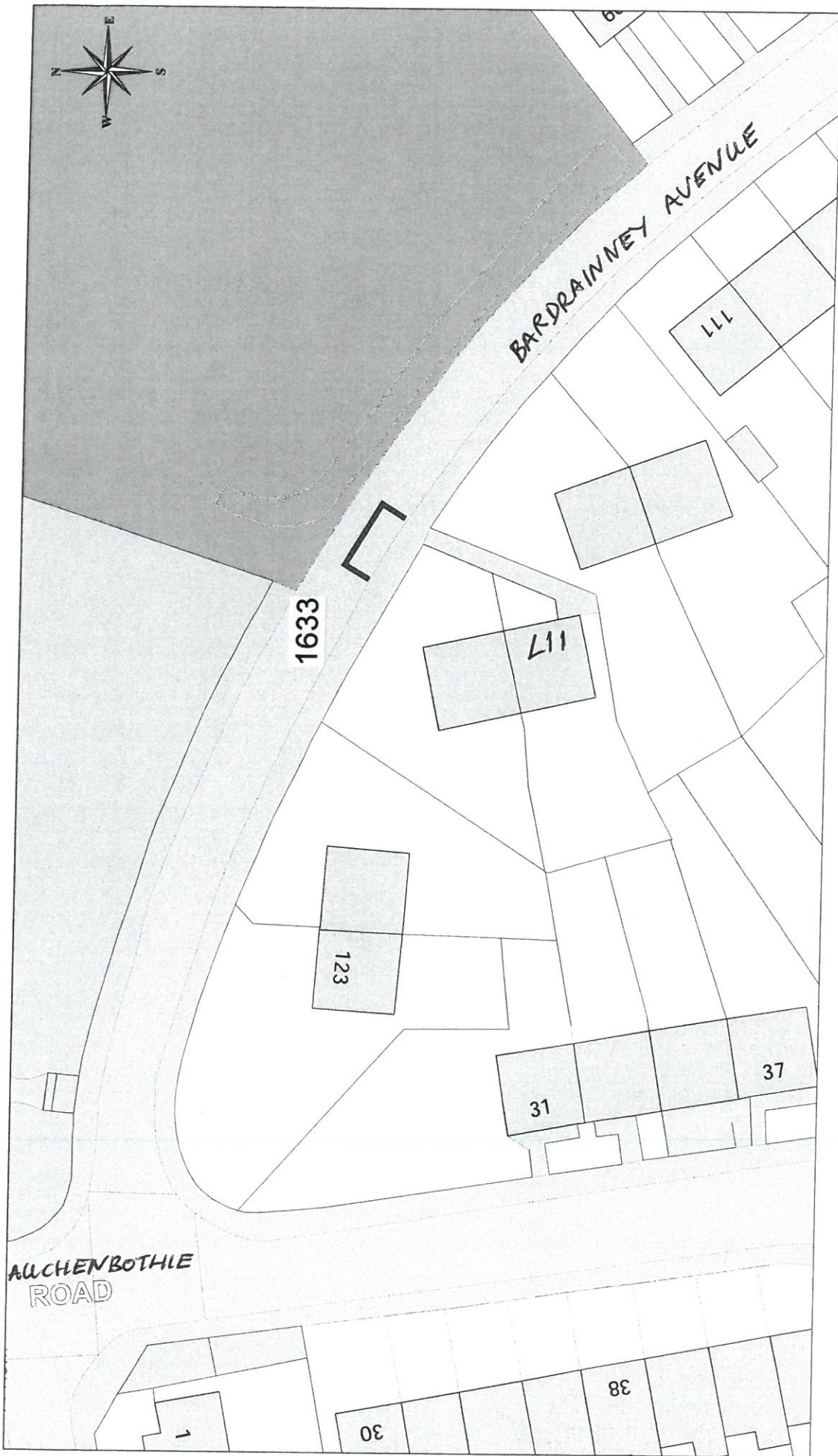



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**DISABLED PERSONS' PARKING PLACE**  
**48 CLYNDER ROAD, GREENOCK**  
**PLACE No. 1632**

**Inverclyde**  
council  
**Environmental Services**

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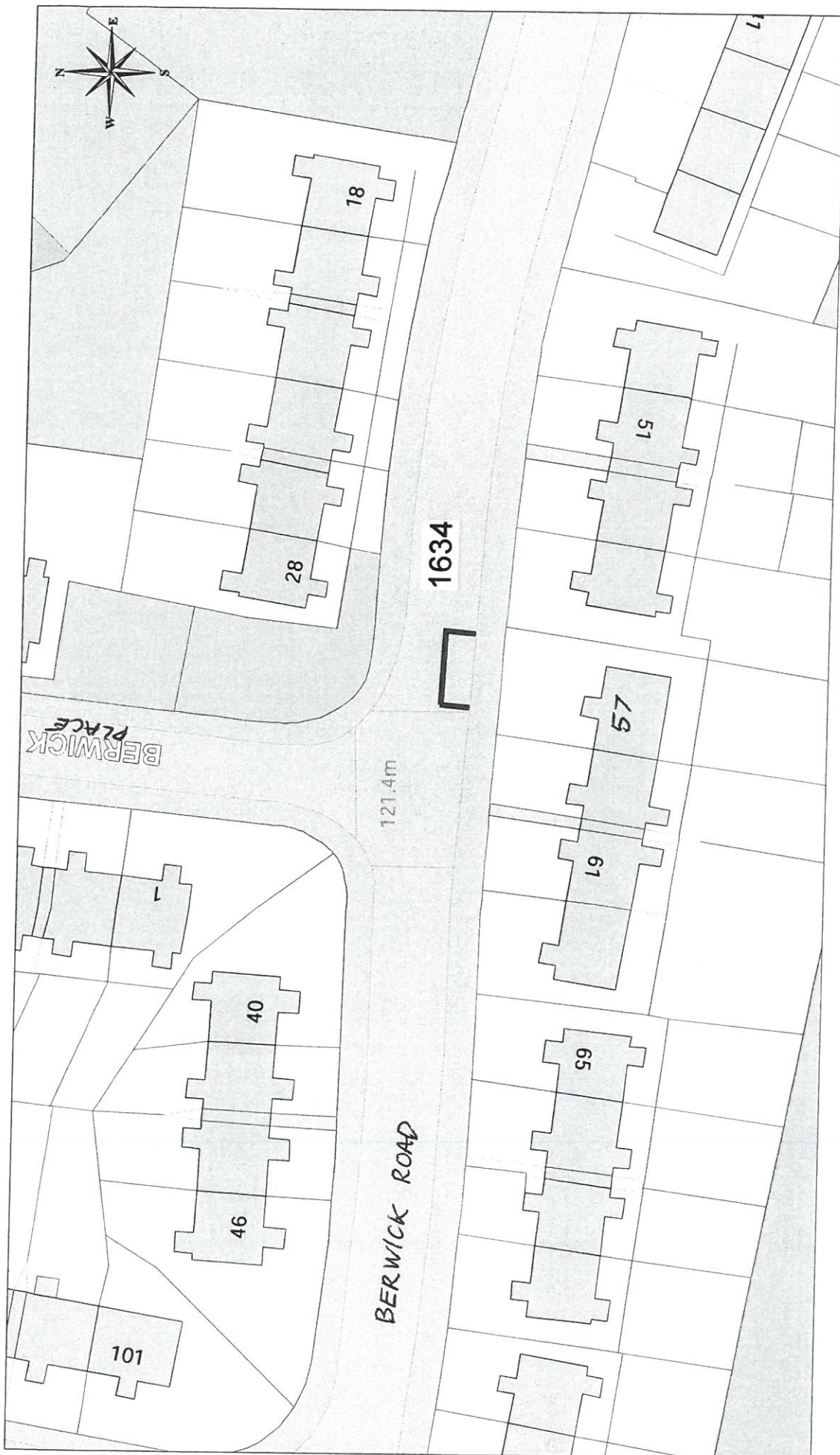


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DISABLED PERSONS' PARKING PLACE  
117 BARDRAINNEY AVENUE, PORT GLASGOW  
PLACE No. 1633

**Inverclyde**  
Council  
Environmental Services

Regeneration & Environment  
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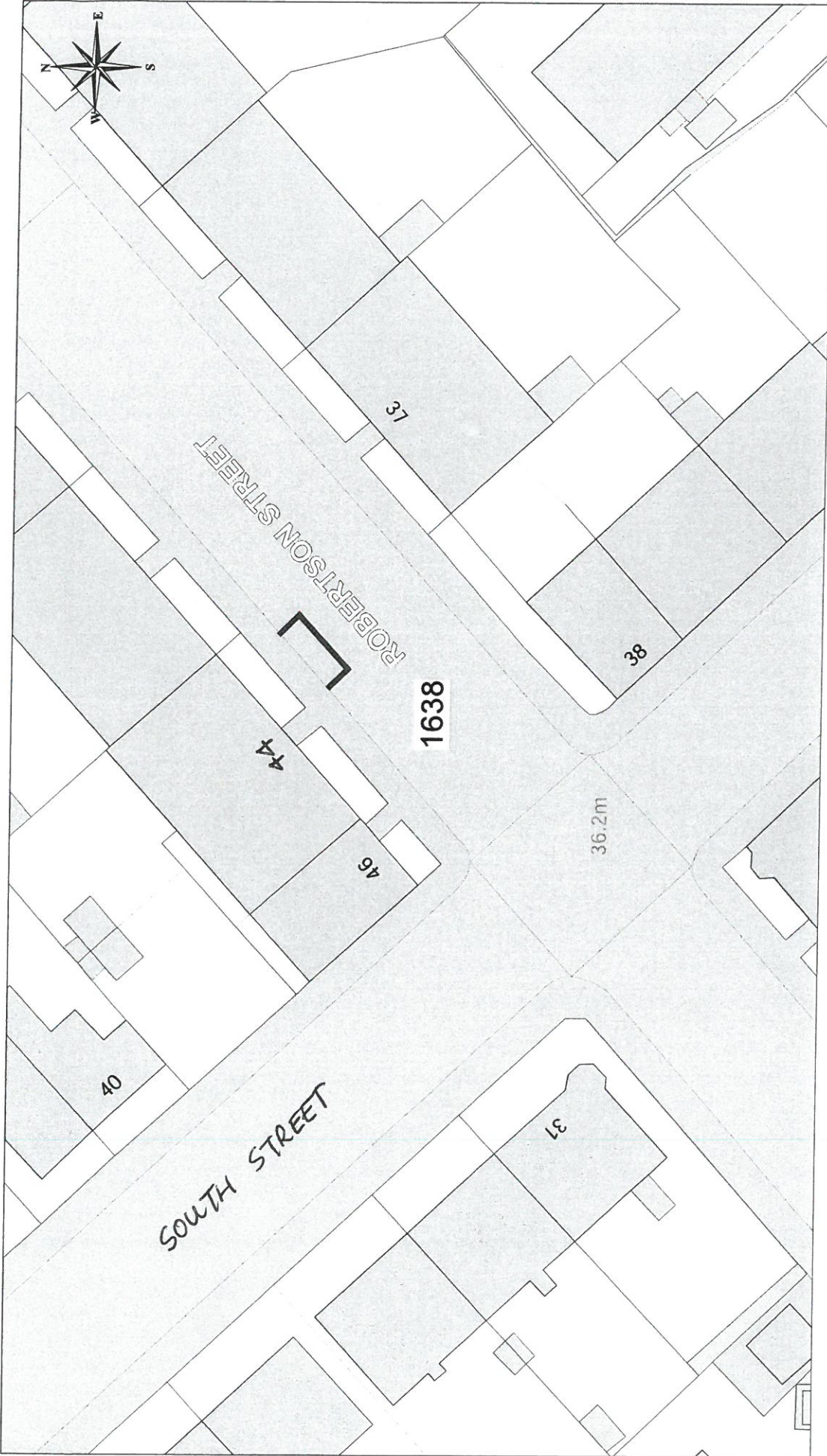



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**DISABLED PERSONS' PARKING PLACE**  
**57 BERWICK ROAD, GREENOCK**  
**PLACE No. 1634**

**Inverclyde**  
 Council  
 Environmental Services

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 aubrey.fawcett@inverclyde.gov.uk

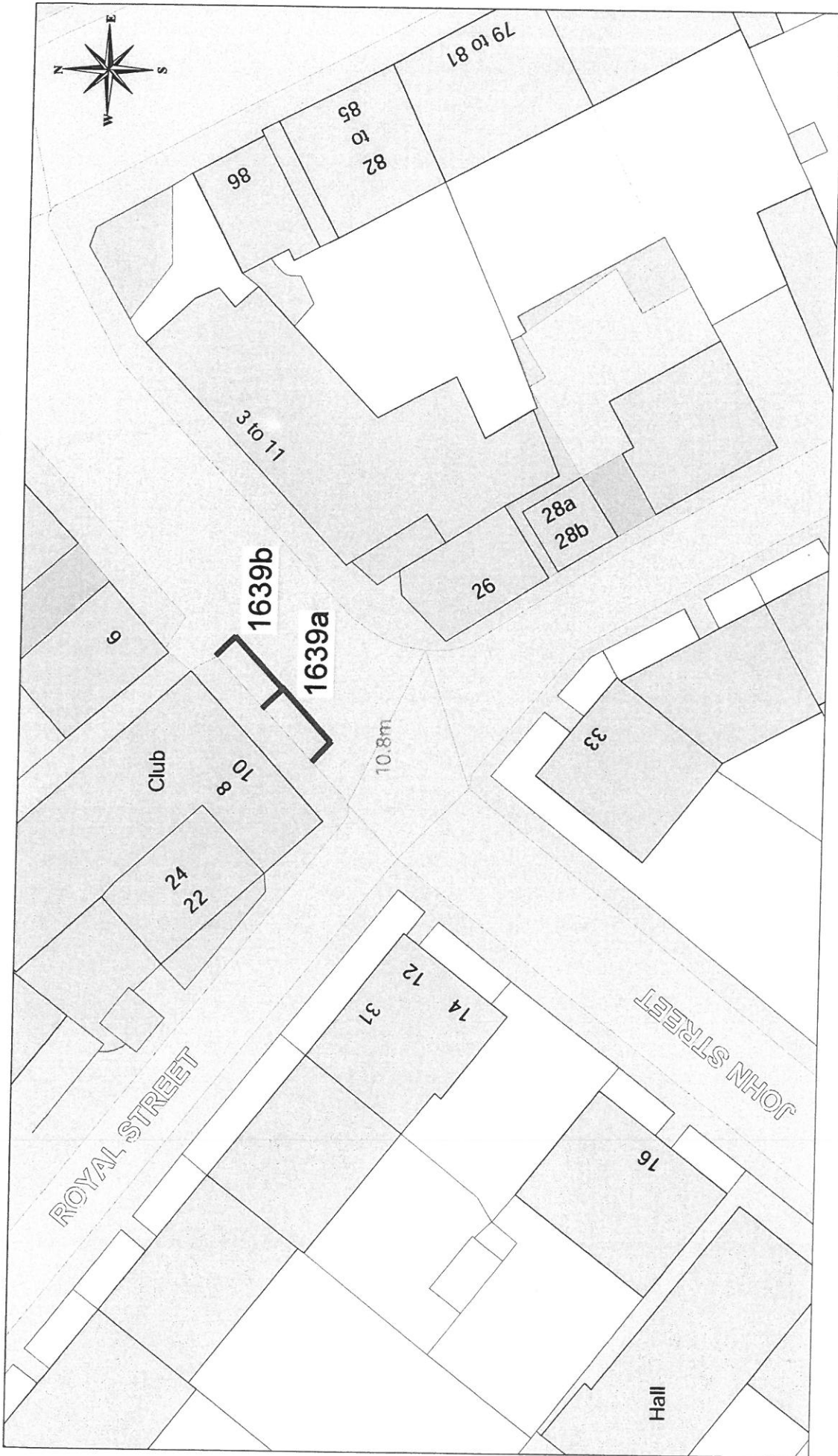



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**44 ROBERTSON STREET, GREENOCK**  
**PLACE No. 1638**

**Inverclyde**  
 council  
**Environmental Services**

Regeneration & Environment  
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 Fax: 01475 712731  
[aubrey.fawcett@inverclyde.gov.uk](mailto:aubrey.fawcett@inverclyde.gov.uk)

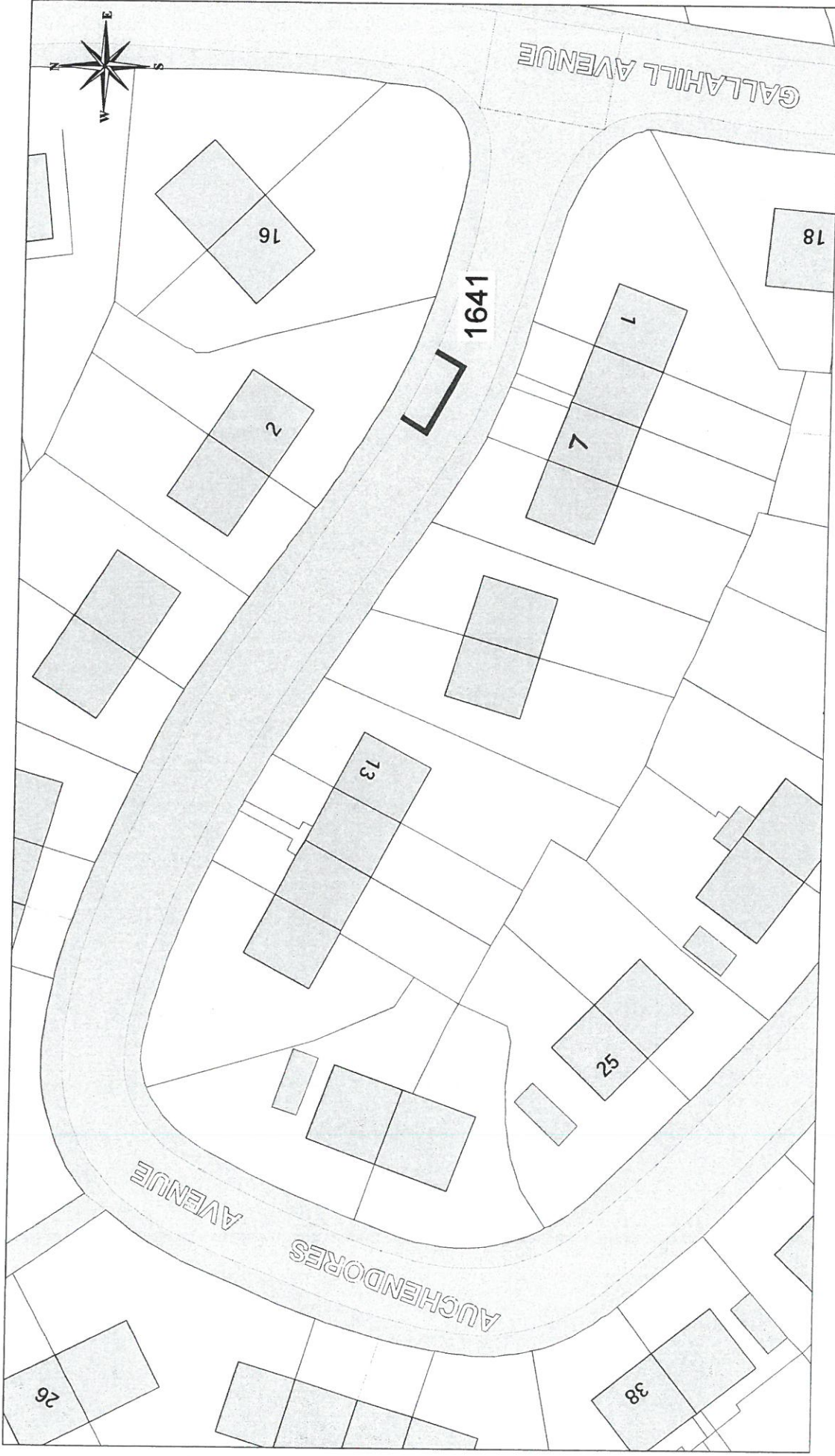



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**DISABLED PERSONS' PARKING PLACE**  
**10 JOHN STREET, GOUROCK**  
**PLACES No. 1639a & 1639b**

**Inverclyde**  
 council  
**Environmental Services**

Regeneration & Environment  
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[aubrey.fawcett@inverclyde.gov.uk](mailto:aubrey.fawcett@inverclyde.gov.uk)

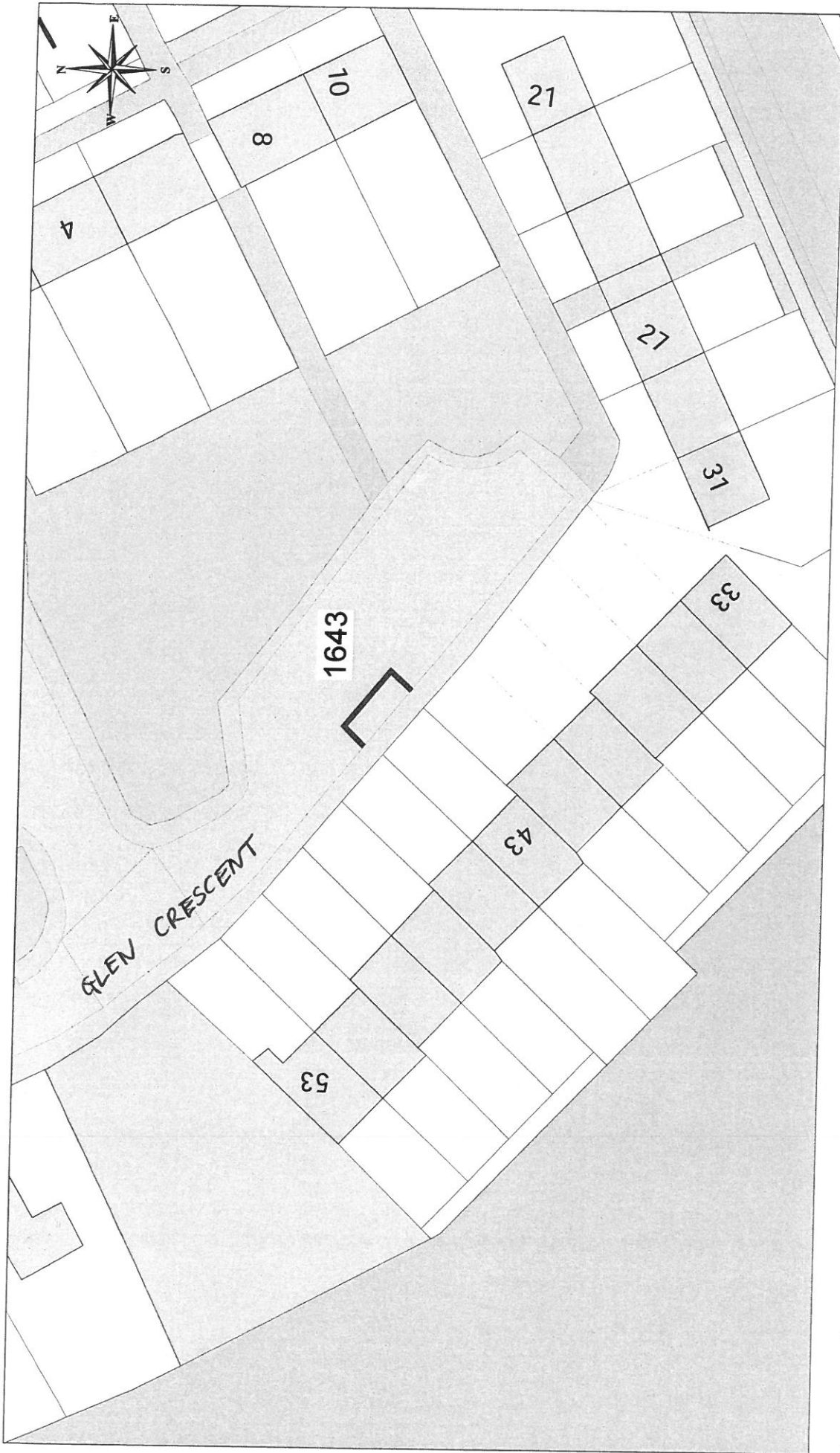


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**DISABLED PERSONS' PARKING PLACE**  
**2 AUCHENDORES AVENUE, PORT GLASGOW**  
**PLACE No. 1641**

**Inverclyde** council  
 Environmental Services  
 Regeneration & Environment  
 Corporate Director: Aubrey Fairweather  
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 Fax: 01475 712731  
 aubrey.fairweather@inverclyde.gov.uk

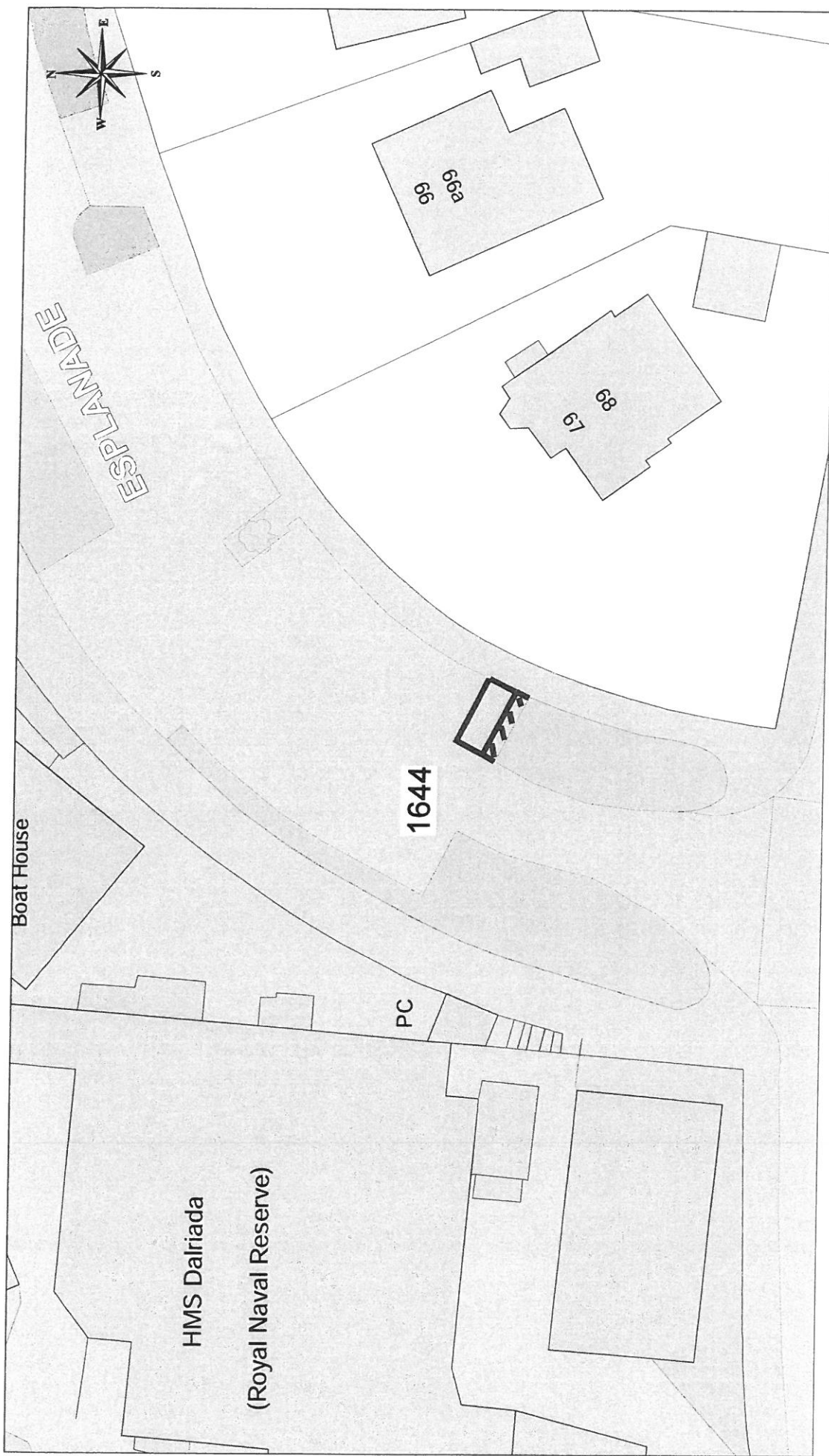





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**DISABLED PERSONS' PARKING PLACE**  
**43 GLEN CRESCENT, INVERKIP**  
**PLACE No. 1643**

**Inverclyde** council  
**Environmental Services**  
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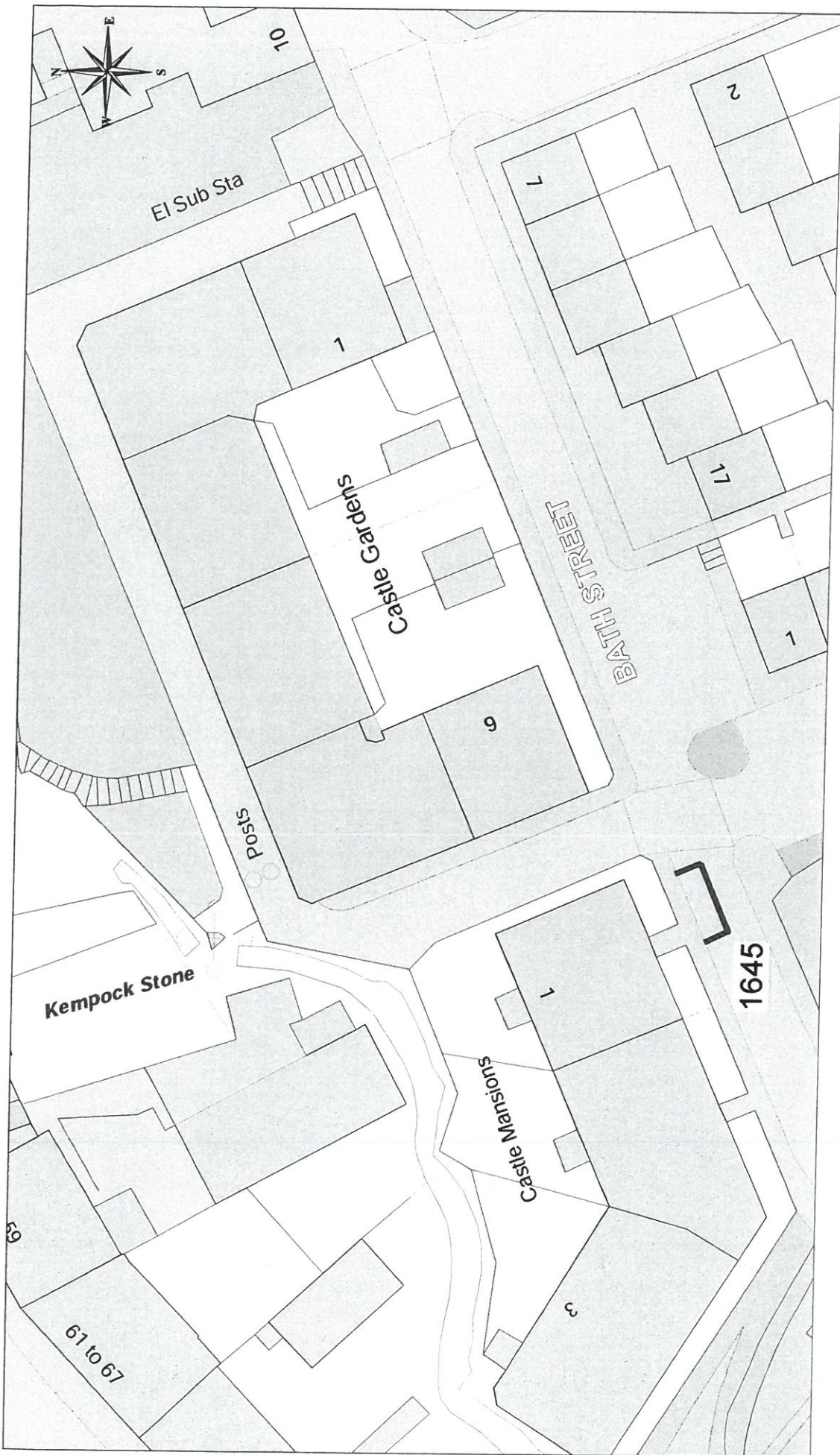
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**DISABLED PERSONS' PARKING PLACE**  
**68 THE ESPLANADE, GREENOCK**  
**PLACE No. 1644**

**Inverclyde** council  
 Environmental Services

Regeneration & Environment  
 Corporate Director: Aubrey Fawcett

Municipal Buildings  
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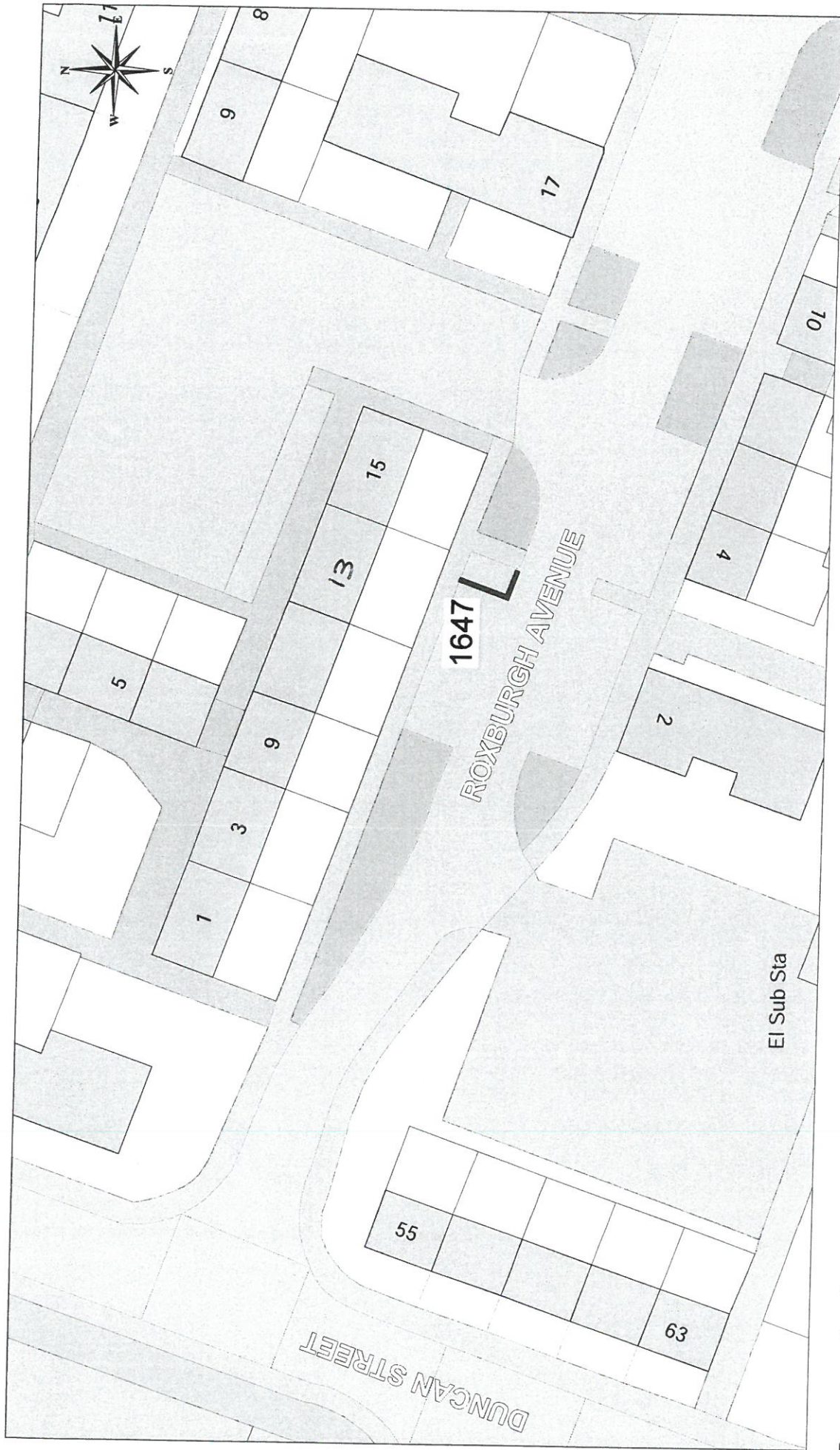
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**DISABLED PERSONS' PARKING PLACE**  
**1 CASTLE MANSIONS, GOUROCK**  
**PLACE No. 1645**

**Inverclyde**  
 council  
 Environmental Services

Regeneration & Environment  
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**DISABLED PERSONS' PARKING PLACE**  
**13 ROXBURGH AVENUE, GREENOCK**  
**PLACE No. 1647**

**Inverclyde** council  
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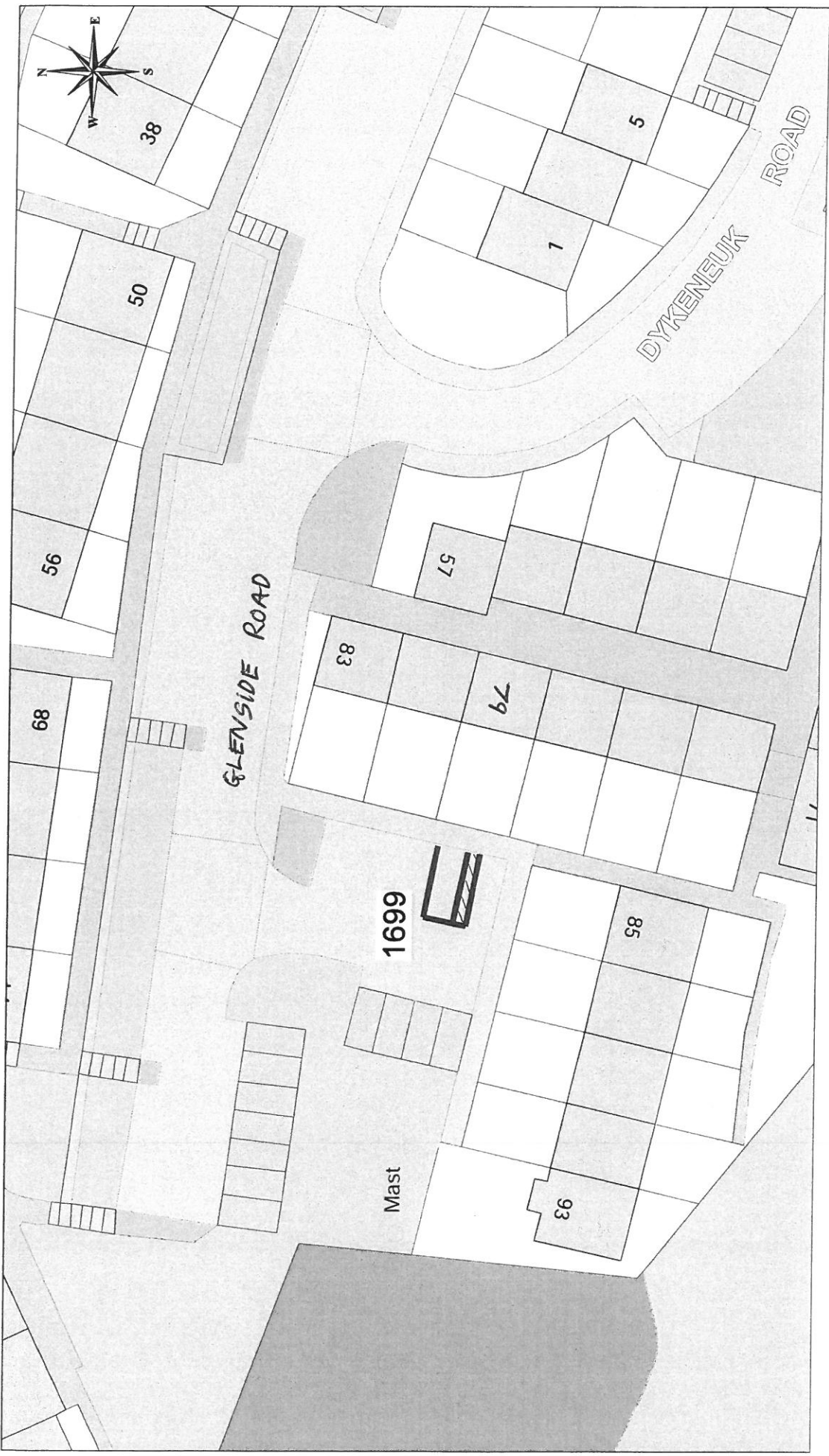

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**DISABLED PERSONS' PARKING PLACE**  
**5 MILTON ROAD, PORT GLASGOW**  
**PLACE No. 1698**

**Inverclyde** council  
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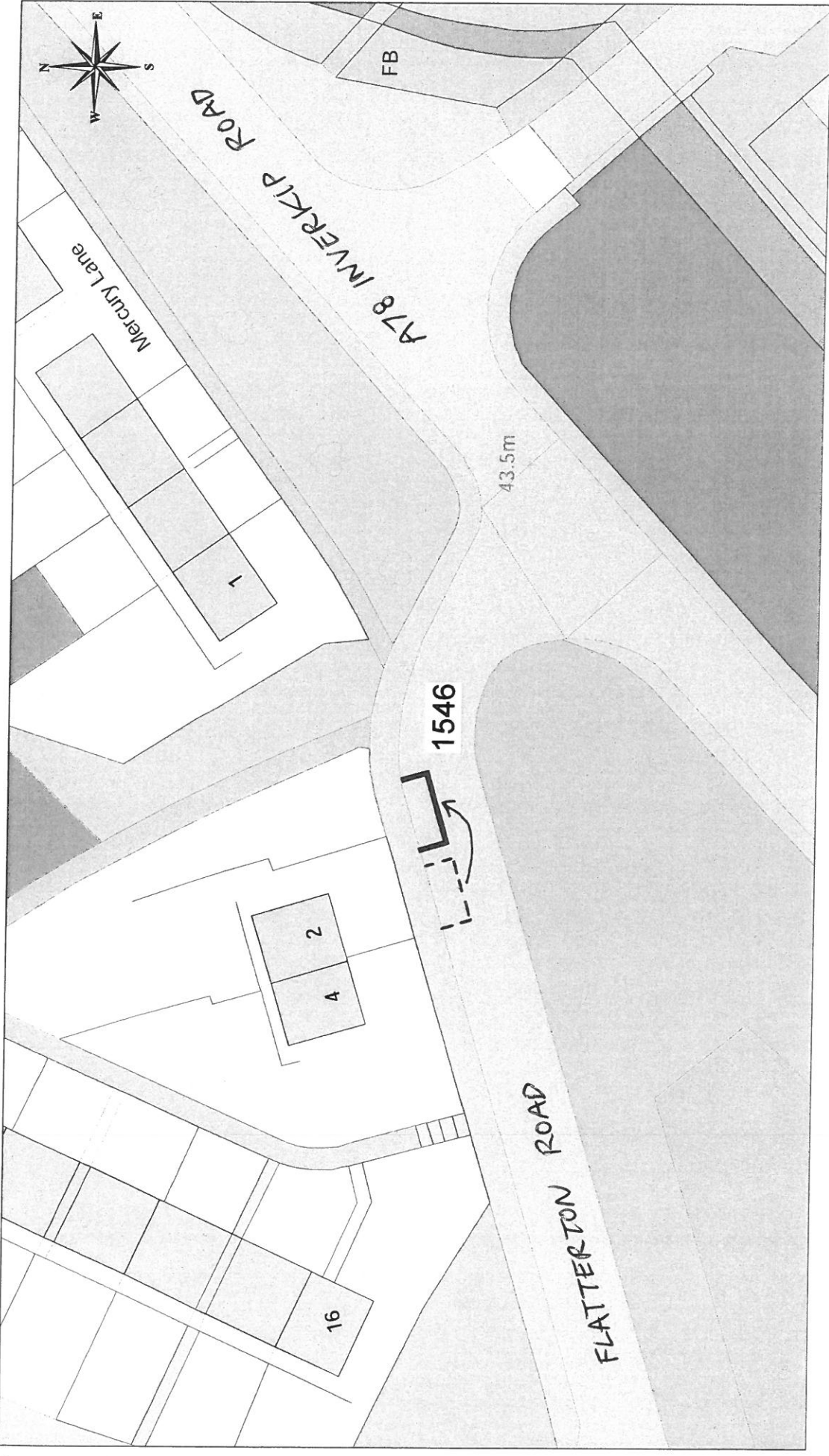


DISABLED PERSONS' PARKING PLACE  
 79 GLENSIDE ROAD, PORT GLASGOW  
 PLACE No. 1699

**Inverclyde**  
 council  
 Environmental Services

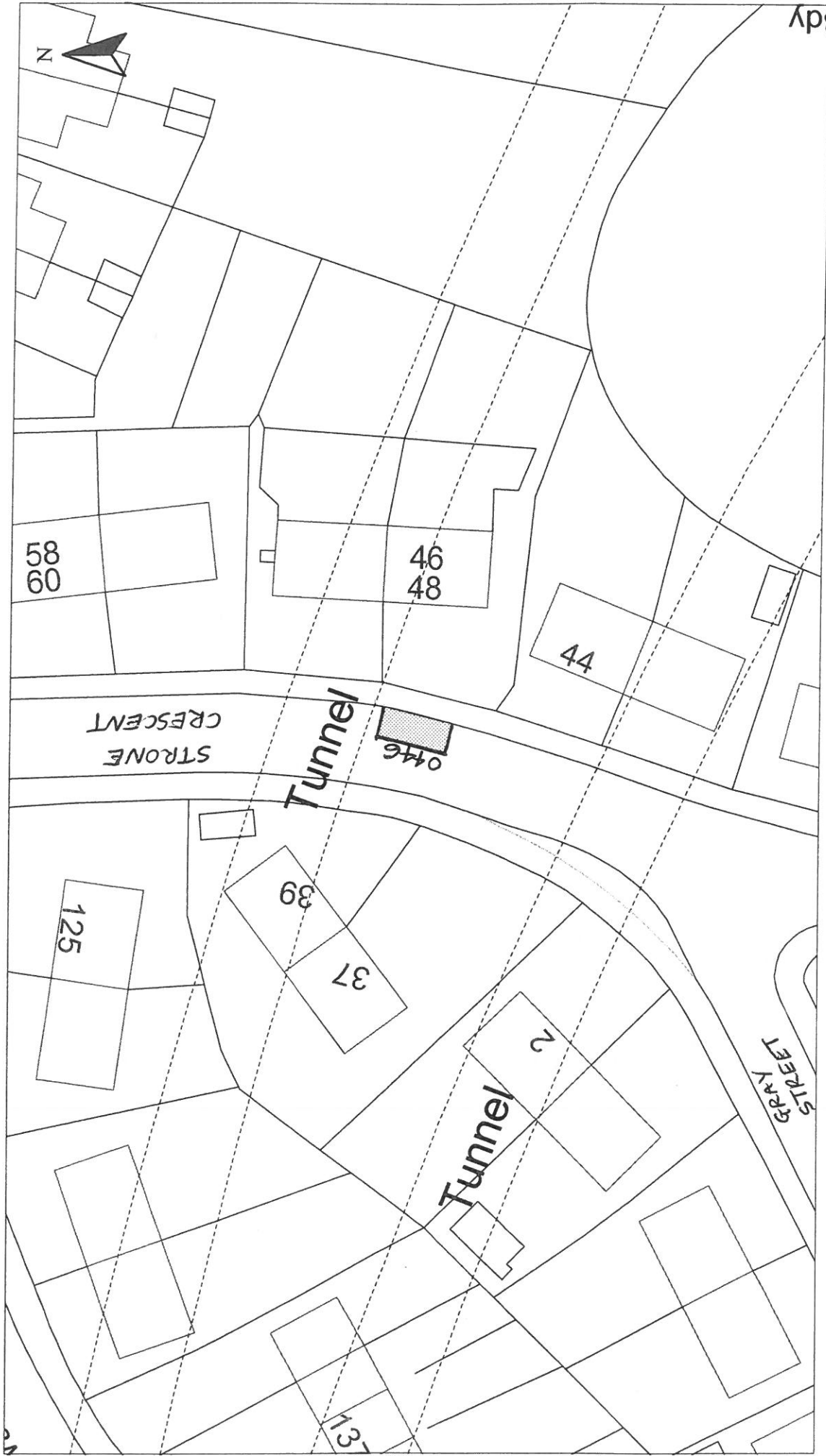
Regeneration & Environment  
 Corporate Director: Aubrey Fawcett  
 Municipal Buildings  
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**DISABLED PERSONS' PARKING PLACE**  
**2 FLATTERTON ROAD, GREENOCK**  
**PLACE No. 1546**



**Inverclyde**  
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**Environmental Services**

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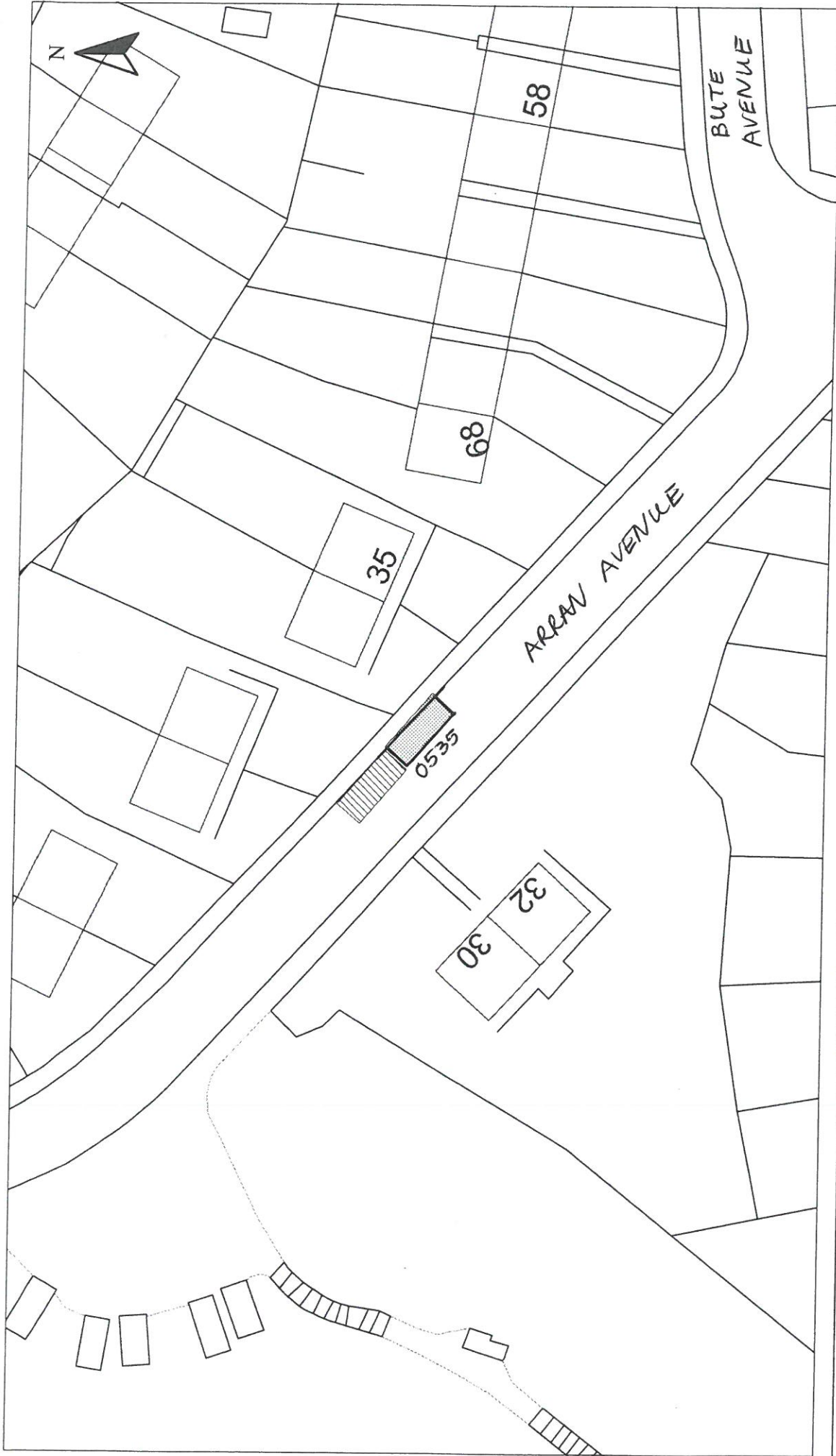
HEAD OF TRANSPORTATION AND ROADS  
E. McCARRON C.Eng., M.I.C.E.  
71 EAST HAMILTON STREET  
GREENOCK, PA15 2UA

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**DISABLED PERSONS' PARKING PLACE**  
**48 STROME CRESCENT, GREENOCK**  
**PLACE No. 0446 REVOCATION**

Scale : 1:500  
Prepared by : R. MACKAY  
Drawn by : R. MACKAY  
Date : JAN 2005  
Checked by :  
Approved by :  
File No. : 19/12





HEAD OF TRANSPORTATION AND ROADS  
R.M. GRAHAM M.C.M.I., A.I.M.B.M.

Disabled Bays  
71 EAST HAMILTON STREET  
GREENOCK, PA15 2UA

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**DISABLED PERSONS' PARKING PLACE**  
32 ARRAN AVENUE, PORT GLASGOW  
PLACE No. 0535 REVOCATION

Scale : 1:500

Prepared by : R. MACKAY

Drawn by : R. MACKAY

Drawing No. :

Date : AUG 2006

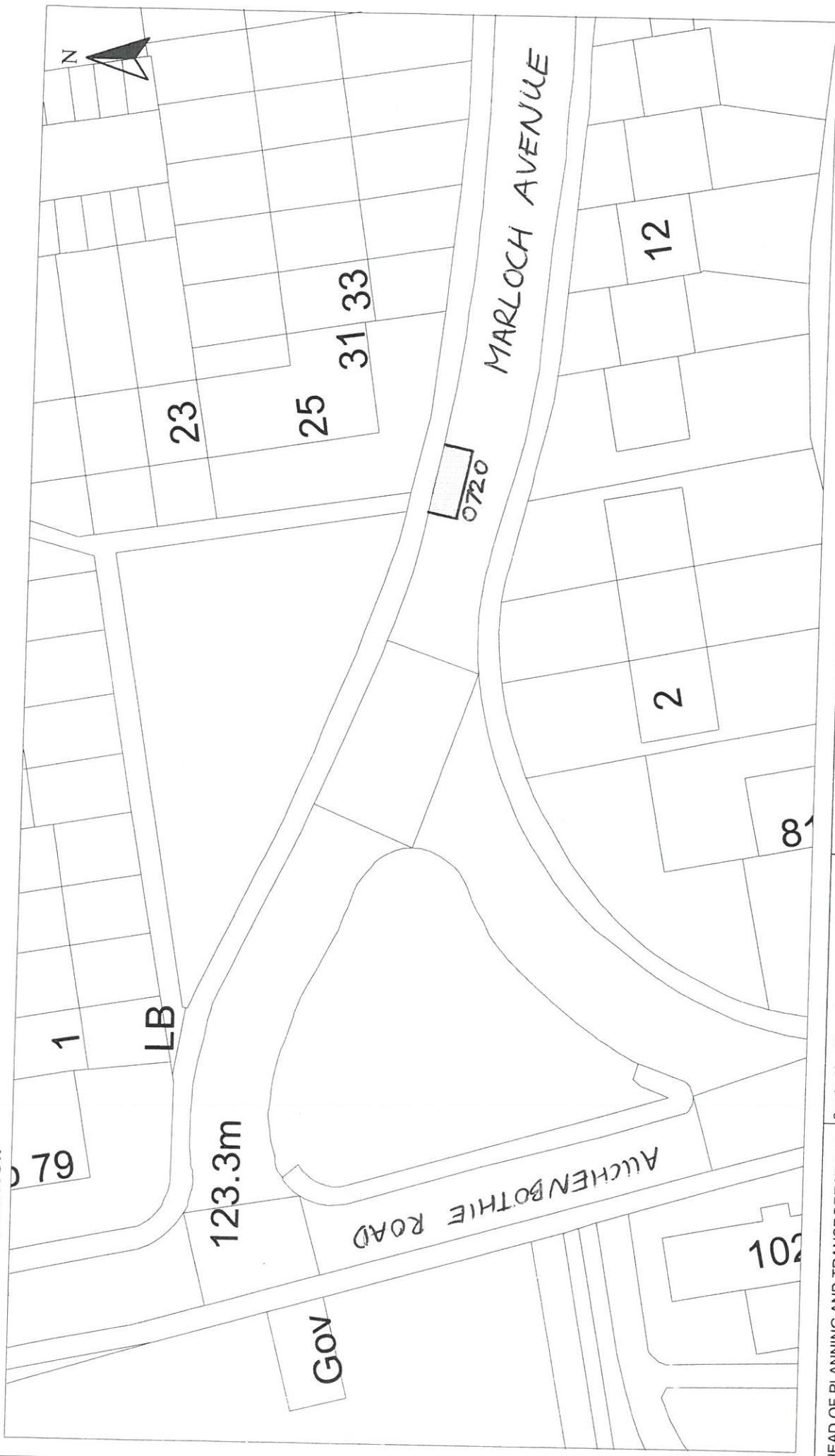
Checked by :

Approved by :

File No. : 19/12



<p>HEAD OF TRANSPORTATION AND ROADS R.M. GRAHAM M.C.M.I., A.I.M.B.M.</p>		<p>Scale : 1:500</p>		<p>Date : AUG 2006</p>	
<p>71 EAST HAMILTON STREET GREENOCK, PA15 2UA</p>		<p>Prepared by : R. MACKAY</p>		<p>Checked by :</p>	
<p>Disabled Bays</p>		<p>Drawn by : R. MACKAY</p>		<p>Approved by :</p>	
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HEAD OF PLANNING AND TRANSPORTATION  
F. K. WILLIAMSON

Disabled Bays

6 CATHCART SQUARE  
GREENOCK, PA15 1LS

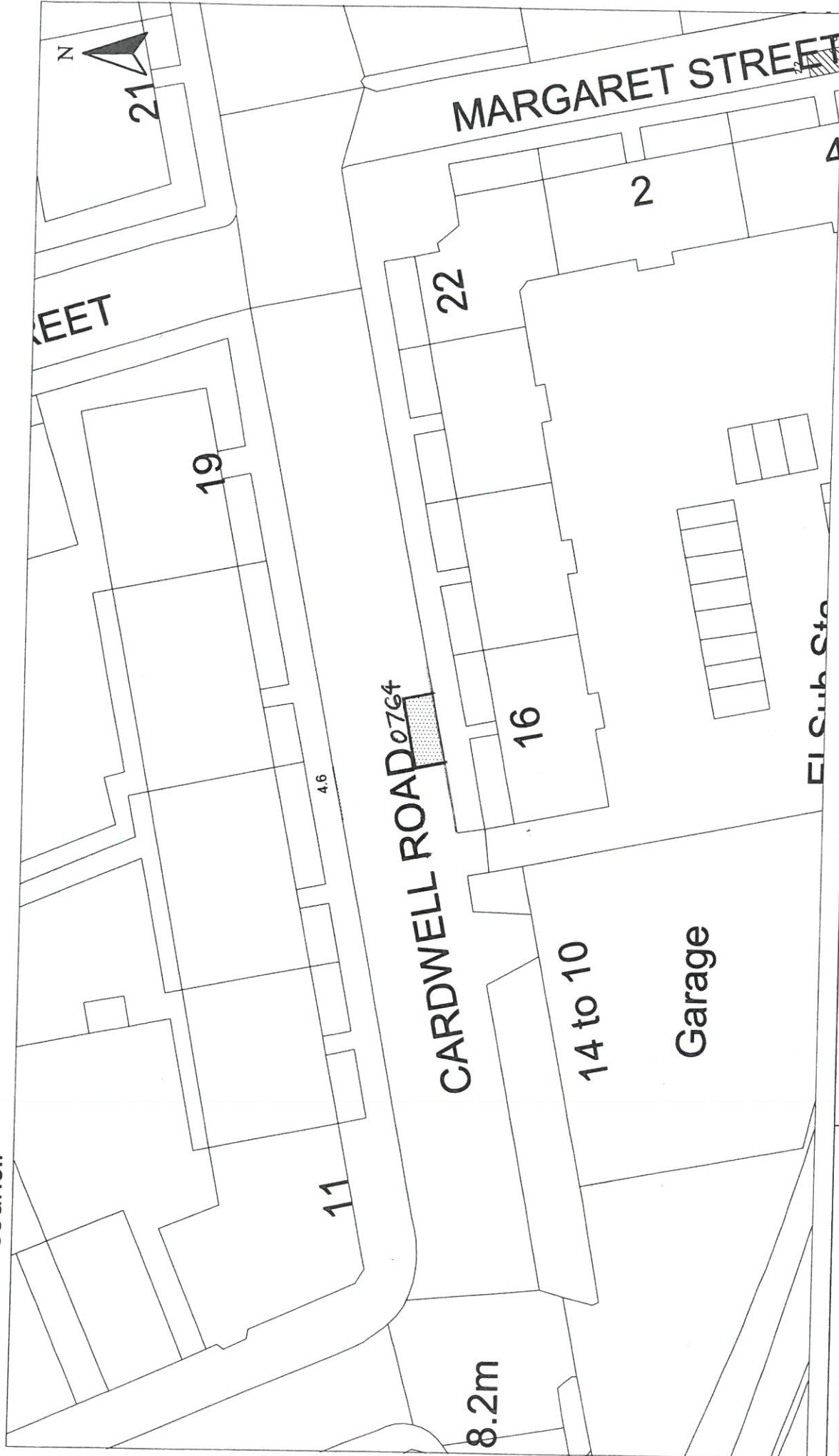
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1000023421

**Ordnance Survey**

**DISABLED PERSONS' PARKING PLACE**  
**25 MARLOCH AVENUE, PORT GLASGOW**  
**PLACE No. 0720 REVOCATION**

Scale :	1:500	Date :	SEPT 2007
Prepared by :	R. MACKAY	Checked by :	
Drawn by :	R. MACKAY	Approved by :	
Drawing No. :		File No. :	19/12



HEAD OF PLANNING, HOUSING AND TRANSPORTATION :- F. K. WILLIAMSON

Disabled Bays

6 CATHCART SQUARE  
GREENOCK, PA15 1LS

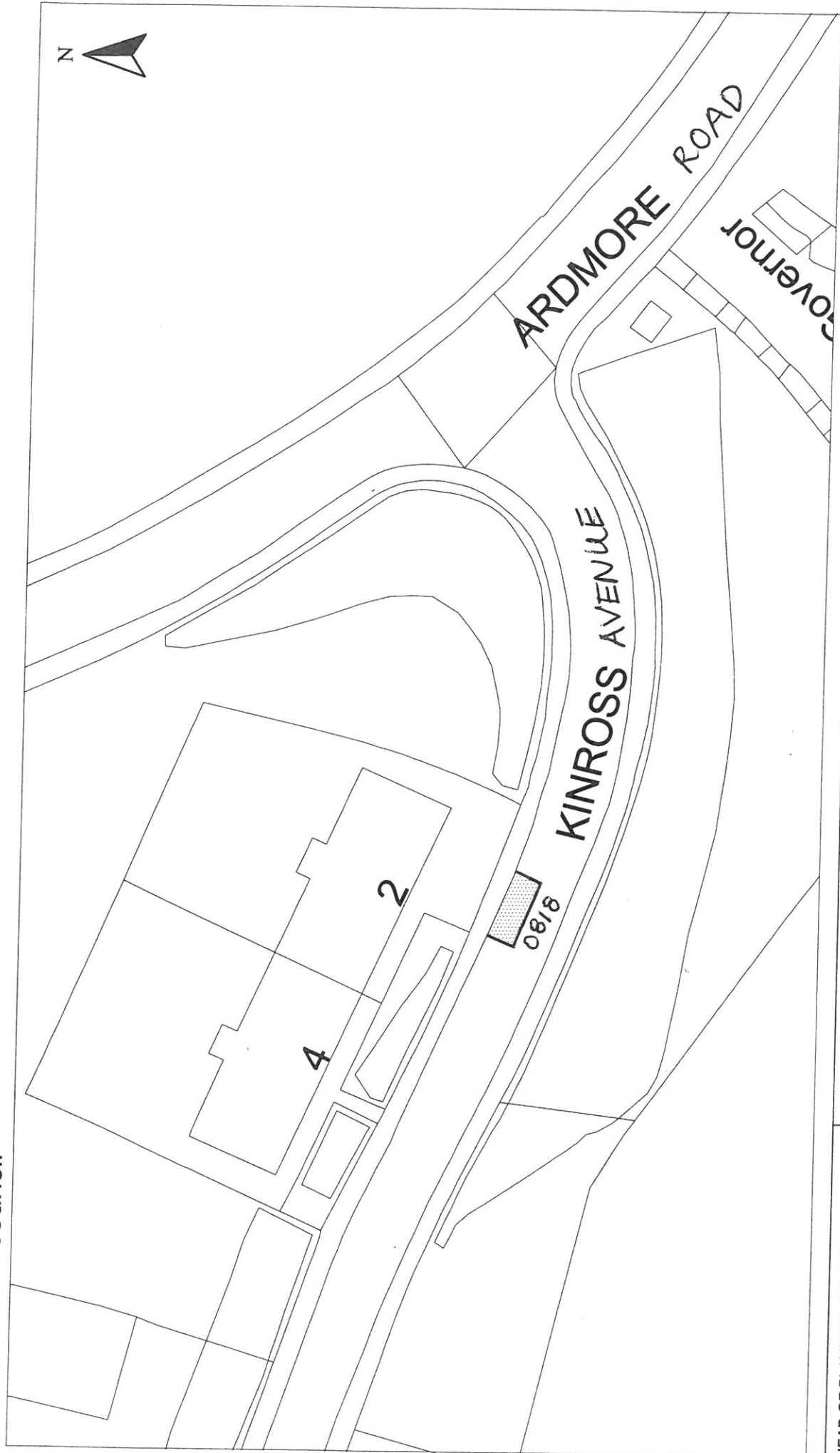
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**Ordnance Survey**

**DISABLED PERSONS' PARKING PLACE**  
16 CARDWELL ROAD, GOUROCK  
PLACE No. 0764 REVOCATION

Scale :	1:500	Date :	FEB 2008
Prepared by :	R. MACKAY	Checked by :	
Drawn by :	R. MACKAY	Approved by :	
Drawing No. :		File No. :	19/12




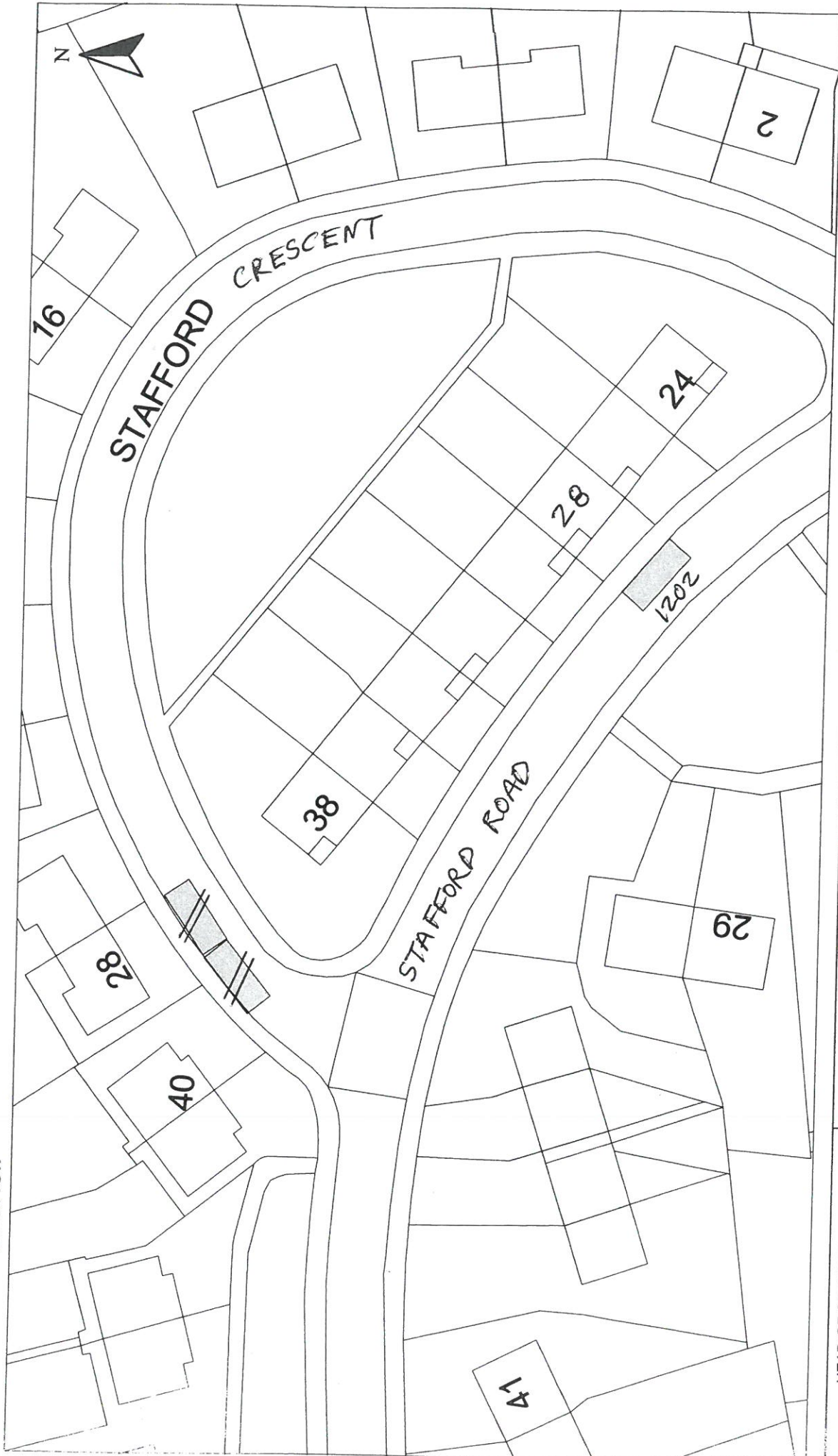
HEAD OF PLANNING, HOUSING AND TRANSPORTATION :- F. K. WILLIAMSON		Scale : 1:500		Date : MAY 2008	
Disabled Bays		Prepared by : R. MACKAY		Checked by :	
6 CATHCART SQUARE GREENOCK, PA15 1LS		Drawn by : R. MACKAY		Approved by :	
Disabled PERSONS' PARKING PLACE 2b KINROSS AVENUE, PORT GLASGOW PLACE No. 0818 REVOCATION		Drawing No. :		File No. : 19/12	
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# Inverclyde council

## ENVIRONMENTAL SERVICES




HEAD OF SERVICE ALAN G BARNES MCIIWM CEnv		Scale : 1:500 Date : FEB 2009	
Disabled Bays 71 EAST HAMILTON STREET GREENOCK, PA15 2JA		Prepared by : R. MACKAY Checked by : Drawn by : R. MACKAY Approved by : Drawing No. : 19/12	
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Licence No. LA03097L 			

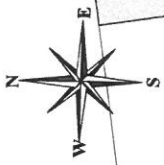


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<p>HEAD OF SERVICE IAN MOFFAT</p> <p>71 EAST HAMILTON STREET GREENOCK, PA15 2UA</p>		<p>DISABLED PERSONS' PARKING PLACE 28 STAFFORD ROAD, GREENOCK PLACE No. 1202 REVOCATION</p>			
<p>Disabled Bays</p>					



Disabled Bays	HEAD OF SERVICE IAN MOFFAT	Scale : 1:500		Date : APRIL 2013
	71 EAST HAMILTON STREET GREENOCK, PA15 2UA	Prepared by : R. MACKAY	Checked by :	
		Drawn by : R. MACKAY	Approved by :	
		Drawing No. :	File No. : 19/12	
		DISABLED PERSONS' PARKING PLACE 76 MANOR CRESCENT, GOUROCK PLACE No. 1207 REVOCATION		
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**DISABLED PERSONS' PARKING PLACE**  
**24 MAVIS ROAD, GREENOCK**  
**PLACE No. 1473 REVOCATION**

**Inverclyde**  
council  
**Environmental Services**  
Regeneration & Environment  
Corporate Director: Aubrey Fawcett  
Municipal Buildings  
Clyde Square  
Greenock  
PA15 1LY  
Tel: 01475 712712  
Fax: 01475 712731  
aubrey.fawcett@inverclyde.gov.uk

**THE INVERCLYDE COUNCIL**  
**DISABLED PERSONS' PARKING PLACES**  
**(ON-STREET) ORDER NO. 4 2016**

**Statement of Reasons for Proposing to Make  
the above Order**

It is considered necessary, in order to comply with Section 5 of The Disabled Persons' Parking Places (Scotland) Act 2009, to make the above Order to provide assistance for disabled persons who hold a badge under the Disabled Persons (Badges for Motor Vehicles) (Scotland) Regulations 2000 as amended and to revoke those parking places no longer required to maximise street parking capacity.

Robert Graham  
Head of Environmental & Commercial Services  
1 Ingleston Park  
Cartburn Street  
GREENOCK  
PA15 4UE