

**THE BOROUGH OF READING  
(SWAINSTONE ROAD) (WAITING RESTRICTIONS AND PARKING PLACES)  
ORDER 20\*\***

The Reading Borough Council (hereinafter referred to as "The Council"), pursuant to its powers under Sections 1, 2, 3, 32, 35, 49, 53, 122(1) and 122(2) ) and Part IV of Schedule 9 to The Road Traffic Regulation Act 1984 (The Act of 1984) and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act of 1984, hereby make the following Order:

**PART I**

**1. COMMENCEMENT AND CITATION**

- 1.1. This Order may be cited as “The Borough of Reading (Swainstone Road) (Waiting Restrictions and Parking Places) Order 20\*\*”.
- 1.2. This Order shall come into operation on \*\*\*\*20\*\*.

**2. DEFINITIONS**

- 2.1. In this Order, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:

1984 Act	means the Road Traffic Regulation Act 1984;
Ambulance	has the same meaning as in Schedule 2 the Vehicle Excise and Registration Act 1994;
At Any Time	means all days and all hours;
Authorised Agent	means the parking services contractor appointed by and acting on behalf of the Council for the purposes of the supervision and enforcement of this Order;
Authorised Vehicle	means a vehicle which has been authorised by Reading Borough Council.
Board and Alight	means Waiting for a person to board or alight from a Vehicle other than a Public Service Vehicle provided that no such Vehicle Waits for so long only as may be required to enable Waiting passengers or disabled person to board or alight the Vehicle;
Business Proprietor	means the proprietor (or an employee nominated by the proprietor) of a business, which has no off-street Parking Places attached thereto the address of which is in the streets or parts of streets identified in Schedule 4 of this Order;
Carriageway	means a way constituting or comprised in a highway, being in a way over which the public has a right of way for the passage of Vehicles;

Civil Enforcement Officer	means a person authorised by or on behalf of Council in accordance with section 76 of the Traffic Management Act 2004;
Delivering and Collecting	means in relation to any Goods, includes checking the Goods for the purpose of their delivery or collection;
Disabled Person's Badge	means a badge which was: (a) issued, or has effect as if issued, to a Disabled Person or an institution under the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (as amended) or under Regulations having effect in Scotland or Wales under Section 21 of the Chronically Sick and Disabled Persons Act 1970; and (b) has not ceased to be in force.
Disabled Person's Vehicle	means a Vehicle lawfully displaying in the Relevant Position a Disabled Person's Badge in accordance with Part III of The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 (Statutory Instrument 2000 No. 682) (as amended);
Driver	means in relation to a Vehicle left at or Waiting in a Parking Place or on a Road or length of Road, means the person driving the Vehicle at the time it was left in that Parking Place or Road or length of Road;
Dual Purpose Vehicle	has the same meaning as in the Road Vehicles (Construction and Use) Regulations 1986;
Duplicate Permit	means a Permit returned for re-issue with same details in accordance with Articles 26;
Electronic Communications Apparatus	has the same meaning as in Schedule 3A, Part 1 of the Digital Economy Act 2017;
Enactment	means any enactment whether public, general or local, and includes any order, byelaw, rule, regulation, scheme or other instrument having effect by virtue of an enactment and any reference to that enactment as amended, applied, consolidated, re-enacted by or as having effect by virtue of any subsequent enactment;
Footway	means a way comprised in a highway which also comprises a Carriageway, being a way over which the public have a right of way on foot only;
Goods	means goods of any kind whether animate or inanimate and includes Postal Packets or any description and "delivering" and "collecting" in relation to any goods includes checking the goods for the purpose of their delivery or collection;
Goods Vehicle	means a motor Vehicle constructed or adapted for use for the carriage of Goods, or a trailer so constructed or adapted, but does not include a tramcar or trolley Vehicle within the meaning of the Road Traffic Act 1988;

Hackney Carriage	means a Vehicle licensed and being lawfully used as a Hackney Carriage under the provisions of the Town Police Clauses Act 1847 and the Local Government (Miscellaneous Provisions) Act 1976;
Handheld Device	means a portable computing device which can transmit data to and receive data from the Virtual Permits System for the purposes of verifying if valid Permits have been granted in respect of Vehicles left in any Parking Place;
Hearse	means a Vehicle for conveying a coffin for a funeral;
Invalid Carriage	means a mechanically propelled Vehicle of which the Unladen Weight does not exceed 254 kilograms and which is specially designed and constructed and not merely adapted, for the use of a person suffering some form of defect or disability and is used solely by such a person;
Liveried Vehicle	means a Vehicle having a distinctive design and colour scheme used to distinguish a police, fire brigade, ambulance, statutory undertaker, Royal Mail or other Universal Service Provider, a Security Company Vehicle, or a Council highway maintenance Vehicle;
Loading or Unloading	means the conveyance of Goods and merchandise to or from any premises situated on or adjacent to that length of Road;
Motorcycle	means a mechanically propelled Vehicle (not being an Invalid Carriage), with fewer than four wheels of which the Unladen Weight does not exceed 410 kilograms;
Motor Vehicle	means, subject to Section 20 of the Chronically Sick and Disabled Persons Act 1970 (which makes special provision with respect to Invalid Carriages), a mechanically propelled Vehicle intended or adapted for use on Roads;
Motor Tricycle	means a motor Vehicle with three symmetrically arranged wheels;
NHS ambulance service	means an NHS trust or NHS foundation trust established under the National Health Service Act 2006 which has a function of providing ambulance services;
Owner	means in relation to a Vehicle, means the person who is named on the Vehicle registration document under the Vehicle Excise and Registration Act 1994 is presumed (unless the contrary is proved) as the registered keeper, or in a hire document as the user of the hire Vehicle or who has the use of such Vehicle in the course of their employment and who is entitled to use such a Vehicle as though they were the registered keeper thereof;
Paper Permit	means a physical Permit issued by Council on satisfaction that such person has a valid particular circumstance which prevents them from accessing to the Council's Virtual Permit System, and such Permit can be used in lieu of a Virtual Permit;

Parking disc	<p>means a device which</p> <p>(a) Is issued by a local authority to be used only in conjunction with a valid Disabled Persons' Badge;</p> <p>(b) Is capable of showing the quarter hour period during which a period of Waiting has begun; and</p> <p>(c) Having been set by either the Driver or other person in charge of the Vehicle to show the time at which the period of Waiting began, is to be displayed on the Vehicle in the Relevant Position (with the side showing the "time of arrival" clearly legible from outside of the Vehicle) and is to remain so displayed until such time as the Vehicle departs that Parking Place;</p>
Parking Place	<p>means a Road of any length of Road or area designated as a Parking Place by this Order and identified as such on the plans attached of this Order, which is provided by the Council for leaving a Vehicle or Vehicles under the provisions of this Order, and is indicated where application by the appropriate Traffic Signs;</p>
Passenger Vehicle	<p>means a motor Vehicle (other than a Motorcycle or Invalid Carriage) not exceeding 5.30 metres in length and 2.25 metres in height constructed or adapted solely for the carriage of not more than eight passengers (exclusive of the Driver) and their effects and not drawing a trailer;</p>
Permit Payment Period	<p>means the date on which your Permit expires;</p>
Penalty Charge Notice	<p>has the same meaning given by Section 92 of the Traffic Management Act 2004;</p>
Permit	<p>means a Permit issued by the Council under the provisions of this Order to allow the authorised use of a Parking Place and includes a Virtual Permit;</p>
Permit Holder	<p>means any qualifying person, company or organisation to whom a Permit has been issued under the provisions of this Order;</p>
Permitted Hours	<p>being the hours during which a Vehicle may Wait in a Parking Place, whilst complying with the relevant provisions of this Order shown by or on a Traffic Sign, in the vicinity of that Parking Place, as identified in the relevant Schedules of this Order;</p>
Postal Packets	<p>has the same meaning as in the Postal Services Act 2000;</p>
Principal User	<p>means the person who, not being the Owner, is the person who is the main user of the Vehicle whether or not with the consent of the Owner;</p>
Public Service Vehicle	<p>means a Vehicle adapted to carry 8 or more passengers used in the provision of a public service not being a Hackney Carriage or a private hire;</p>
Relevant Position	<p>means:</p> <p>In the case of a Disabled Person's Badge means:</p>

	<p>A Vehicle displays a Disabled Person's Badge in the Relevant Position if:</p> <ul style="list-style-type: none"> <li>the badge is clearly exhibited on the dashboard or facia of the Vehicle, so that the quarter-hour period during which the period of Waiting began is legible from outside the Vehicle:</li> </ul> <p>or</p> <ul style="list-style-type: none"> <li>where the Vehicle is not fitted with a dashboard or facia, the badge is clearly exhibited in a conspicuous position on the Vehicle, the badge is exhibited in a conspicuous position on the Vehicle so that the quarter-hour period during which the period of Waiting began is legible from outside the Vehicle.</li> </ul> <p>In relation to a Virtual Permit means visible to a Civil Enforcement Officer checking the Vehicle using hand-held electronic equipment of equivalent means for the purpose of checking for a valid Virtual Permit.</p> <p>In relation to a Motorcycle means, from beside the Vehicle.</p> <p>In the case of any other badge or Permit:</p> <p>A Vehicle displays any other badge or Permit in the Relevant Position if:-  in the case of a Vehicle fitted with a front windscreen, the item is exhibited thereon with the obverse side facing forwards on the near side of and immediately behind the windscreen; or</p> <p>in the case of a Vehicle not fitted with a front windscreen, the item is exhibited in a conspicuous position on the front or near side of the Vehicle.</p> <p>In the case of a Parking Ticket:</p> <p>A Vehicle displays a parking ticket in the Relevant Position if the item is exhibited in a conspicuous position on the front or near side of the Vehicle.</p>
Resident	means a person whose usual place of abode is at the premises postal address of which is in a Road or part of a Road specified in Schedule 4;
Road(s)	means the full width including the Carriageway and any Footway or Verge of any length of highway or of any other Road to which the public has access and includes bridges over which a Road passes;
Security Company Vehicle	means a Vehicle used by a person for the primary purpose of carrying out an activity that is licenced or capable of being licensed in accordance with the Private Security Industry Act 2001;
Specified Position	a Vehicle left in a Parking Place during the Permitted Hours in accordance with the foregoing provisions of this Order shall cause it so to stand so that every part of a Vehicle is within the limits of a Parking Place;

Traffic Sign	means a sign of any size, colour and type prescribed or authorised under, or having effect as though prescribed or authorised under, section 64 of the Act of 1984;
Universal Service Provider	has the same meaning as that in Section 65 of the Postal Services Act 2011;
Unladen Weight	means the weight of a Vehicle or trailer inclusive of the body and all parts (the heavier being taken where alternative bodies or parts are used) which are necessary to or ordinarily used with the Vehicle or trailer when working on a road, but exclusive of the weight of water, fuel or accumulators used for the purpose of the supply of power for the propulsion of the Vehicle or, as the case may be, of any Vehicle by which the trailer is drawn, and of loose tools and loose equipment;
Vehicle	means a Motor Vehicle or Motorcycle;
Verge	means any area between the edge of the Carriageway and the highway boundary, excluding the Footway;
Wait and Waiting	refers to a Vehicle stopping and remaining stationary for any period of time whether or not with the intention of parking and whether or not the Driver is in the Vehicle;
Virtual Permit	means an electronic record of a Permit that has been registered to a Vehicle through the Council's online Virtual Permit System; and
Virtual Permit System	means the system provided by Reading Borough Council to electronically process and issue Virtual Permits and manage some aspects of enforcement.

### 3. INTERPRETATION

- 3.1. The making of this Order by the Council is done so under the duty imposed by Section 122(1) of the 1984 Act to secure the expeditious, convenient and safe movement of vehicular and other traffic and the provision of suitable and adequate parking facilities on and off the highway, insofar as practicable having regard to the matters in Section 122(2) of the 1984 Act.
- 3.2. The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any regulation made or having effect as if made under the 1984 Act or by or under any other Enactment provided that where a prohibition or restriction which is imposed, varied or revoked by this Order is in conflict with a prohibition or restriction imposed by a previous Order, then the provision of this Order shall prevail.
- 3.3. The Interpretation Act 1978 (as amended) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
- 3.4. Any reference to a numbered article shall, unless the context requires otherwise, be construed as a reference to the article bearing that number in this Order.

- 3.5. Words importing the masculine gender shall also include the feminine gender and words in the singular include the plural and vice versa.
- 3.6. Headings are inserted for ease of reference only and shall not affect the construction or interpretation of this Order.
- 3.7. In the event this Order contains errors which renders any provision of it void or unenforceable, all other provisions of this Order shall continue to have effect.
- 3.8. Any reference in this Order to a Permit shall, unless otherwise stated, refer to a Permit to park in the lengths of Roads specified in Schedules 2 and 3 and shall be a Virtual Permit issued through the Council's Virtual Permit System.
- 3.9. The plans annexed to this Order identifies the lengths of Roads subject of this Order, provided that where there is any inconsistency between the plans and the Schedules it is the wording of the Schedules that shall prevail.

**PART II**  
**PROHIBITIONS AND RESTRICTIONS**

**4. WAITING PROVISIONS**

- 4.1. No person shall, except upon the direction or with the permission of a Police Constable in uniform or a Civil Enforcement Officer, cause or permit any Vehicle to Wait At Any Time in the lengths or parts of the Roads specified in Schedule 1 of this Order.
- 4.2. No person shall, except upon the direction or with the permission of a Police Constable in uniform or a Civil Enforcement Officer, cause or permit any Vehicle to Wait in the lengths or parts of the Roads specified in Schedule 2 of this Order other than in accordance with below:
- 4.2.1 8.00am to 8.00pm Permit Holders; or
- 4.2.2 Where a Vehicle has left the Parking Place within the maximum waiting period of two hours or less, that Vehicle shall not return to the same Parking Place unless a period of two hours has elapsed from the time it left; and
- 4.2.3 at other Times Permit Holders Only

**PART III**  
**GENERAL EXEMPTIONS OF THIS ORDER**

**Exemptions to the Waiting provisions of this Order**

5. Nothing in Articles 4 of this Order shall render it unlawful to cause or permit any Vehicle to Wait during the controlled hours for the lengths of Roads or on any of the sides of Roads referred to therein, or in any part of a Parking Place, if the use of that part has not been suspended, for a period no longer than is necessary for: -

- 5.1. a person to Board or Alight from the Vehicle;
- 5.2. the vehicle is an Authorised Vehicle;
- 5.3. the closing of any gate or other barrier at the entrance of premises to or from which the Vehicle is gaining or has gained access or egress;
- 5.4. the Vehicle, if it cannot conveniently be used for such purpose in any other Road, to be used in connection with any of the following operations, namely –
  - 5.4.1. building, industrial, demolition or excavation operations;
  - 5.4.2. the removal of any obstruction to traffic;
  - 5.4.3. the maintenance, improvement or reconstruction of the said lengths of Road or Road;
  - 5.4.4. the laying, erection, installation, alteration, removal or repair in or in land adjacent to the said lengths of Road or sides of Road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any Electronic Communications Apparatus;
  - 5.4.5. the construction, installation, improvement, maintenance, repair or cleaning of any Traffic Sign, bus stop infrastructure or other street furniture or other object lawfully placed or to be placed on, in or over the said lengths of Roads or sides of Roads;
- 5.5. a Livered Vehicle to be used for fire and rescue, Ambulance, providing a response to an emergency at the request of an NHS ambulance service, Blood Service, police, bomb or explosive disposal, Special Forces, Armed Forces and National Crime Agency purposes;
- 5.6. preventing a Vehicle from proceeding by any circumstances beyond their control, where the said circumstance relates directly to the movement, or otherwise of traffic on the Road;
- 5.7. avoiding an accident;
- 5.8. the Vehicle, if it cannot conveniently be used for such purpose in any other Road, to be used in the service of a local authority, the Environment Agency, a water undertaker or sewerage undertaker in pursuance of statutory powers or duties;
- 5.9. a Vehicle is a Royal Mail Livered Vehicle or is one in the service of a Universal Service Provider:
  - (a) Delivering or Collecting or Loading or Unloading Postal Packets to or from addresses or public letter boxes in or adjacent to the Road in which the Vehicle is Waiting or
  - (b) servicing a telephone kiosk adjacent to the Road in which the Vehicle is Waiting;
- 5.10. the Vehicle to take in petrol, oil, water or air from any garage situated on or adjacent to the said lengths of Road or sides of Road;
- 5.11. as long as is reasonably necessary for the official wedding car(s) or an official Hearse and any other Motor Vehicle provided by the funeral director to Wait at or near to any premises situated on or adjacent to any length of Road for the purpose of a wedding or funeral provided that the Vehicle can be reasonably be used for that purpose only from that Road;
- 5.12. the Vehicle is being used for purposes of a local authority in pursuance of statutory power duties if it cannot conveniently be used for such purpose in any other Road;
- 5.13. a Vehicle being a recovery Vehicle and is Waiting to enable it to be used in connection with the removal of a traffic obstruction or a Vehicle which has broken down;

- 5.14. Nothing in Article 4.1 of this Order shall render it unlawful to cause or Permit a Disabled Person's Vehicle which displays in the Relevant Position a Disabled Person's Badge and Parking Disc (on which the Driver, or other person in charge of the Vehicle, has marked the time at which the period of Waiting began) to Wait in any of the lengths of Road or on any of the sides of Road referred to therein for a period not exceeding three hours (not being a period separated by an interval of less than one hour from a previous period of Waiting by the same Vehicle in the same length or on the same side of Road on the same day).

**PART IV  
AUTHORISATION AND USE OF PARKING PLACE**

6. The lengths of Roads specified in Schedules 2 and 3 are authorised to be used as Parking Places by Vehicles of such classes of Vehicle, in such positions, on such days and within such Permitted Hours/time limits as specified.
7. The lengths of Roads specified in Schedule 3 are authorised to be used as Parking Places by Resident Permit Holders Only.
8. Where in Schedule 2 and 3 a Parking Place is described as available for Vehicles of a specific class or in a Specified Position, the Driver of a Vehicle shall not permit it to Wait in the Parking Place unless it: -
- (a) is of the specified class; or as the case may be –
  - (b) is in the Specified Position;
  - (c) displays a valid Permit issued by the Council for that Parking Place.
9. A Driver of a Vehicle shall not use a Parking Place so as to unreasonably prevent access to any premises adjoining the Road, or the use of the Road by any other person, or so as to be a nuisance.
10. A Driver of a Vehicle shall not use a Parking Place when a Police Constable in uniform, a Civil Enforcement Officer or a or a person authorised by the Council has closed the Parking Place.
11. The Driver of a motor Vehicle using a Parking Place shall stop the engine as soon as the Vehicle is in position in the Parking Place and shall not start the engine except when about to change the position of the Vehicle in, or to depart from, that Parking Place.
12. No person shall use a Vehicle whilst it is in a Parking Place in connection with the sale or offering or exposing for sale any article to persons in or near the Parking Place, or in connection with the sale or offering for hire any skill or services.
13. When a Vehicle is left in a Parking Place in contravention of any provision of this Order, a Police Constable in uniform, or a Civil Enforcement Officer or a person authorised by the Council to do so may alter or cause to be altered the position of the Vehicle so that its position shall comply with that provision.
14. Any person altering the position of a Vehicle by virtue of Article 12 may do so in such manner as

he thinks necessary.

15. A Police Constable in uniform, or a Civil Enforcement Officer or a person authorised by the Council to do so may, in case of emergency, or in contravention of any provision of this Order, remove or cause to be removed to any place he thinks fit any Vehicle left in a Parking Place.
16. Any person removing or causing to be removed a Vehicle from a Parking Place in accordance with Article 12 shall provide for the safe custody of the Vehicle.

## **PART V** **PERMITS**

17. Subject to Articles 18 and 19 any person at an address or whose business listed in Schedule 4 of this Order and being the Owner of a Passenger Vehicle, an Invalid Carriage or a Motorcycle may apply to the Council or an Authorised Agent for the issue of a Permit for the relevant area.
18. Any application for a Permit shall be made online using the Council's Virtual Permit System and shall include the particulars and information as may be required to enable the Council to confirm validity of the application.
19. The Council or Authorised Agent may at any time require an applicant for a Permit or a Permit Holder to produce to an officer of the Council such evidence in respect of an application for a Permit made to them as they may reasonably require to verify any particulars or information given to them or in respect of any Permit issued by them as they may reasonably require to verify that the applicant is entitled to apply or that the Permit is validly issued or being validly used.
20. The Council or Authorised Agent upon being satisfied that the applicant is entitled to apply and who is the Owner of a Vehicle of the class specified in Article 16, shall issue to the applicant a Virtual Permit for use during the Permitted Hours in a Parking Place of the Vehicle to which such Permit relates, by the Owner or by any person using such Vehicle with the consent of the Owner (other than a person to whom such Vehicle has been let for hire and reward).
21. A Permit shall only be a valid for use in a Parking Place specified in Schedules 2 and 3.
22. Notwithstanding the provisions contained within this Order, the Council may also grant a Permit to such other persons as they may think fit.
23. A Permit Holder shall surrender such Permit to the Council or Authorised Agent on the occurrence of any one of the events set out in Article 24.
24. The Council or Authorised Agent may, by notice in writing serve on the Permit Holder at the address shown by that person on the application for the Permit or at any other address believed to be that person's residence, withdrawing a Permit if it appears to the Council or Authorised Agent that any one of the events set out in Article 24 has occurred and the Permit Holder shall surrender the Permit to the Council or Authorised Agent within 48 hours of the receipt of the aforementioned notice.
25. The events referred to in the foregoing provisions of this Article are:-

- (a) the Permit Holder ceasing to be a Resident;
- (b) the Permit Holder ceasing to be a Business Proprietor;
- (b) the Permit Holder ceasing to be the Owner or Principal User of the Vehicle in respect of which the Permit was issued;
- (c) the Vehicle in respect of which such Permit was issued being adapted or used in such a manner that it is not a Vehicle of the class specified in Article 16;
- (d) the issue of a Duplicate Permit by the Council under the provisions of Article 26;
- (e) the expiry of the period for which the Permit was issued;
- (f) the Permit Holder otherwise failing to comply with the terms of use of the Permit or failing to satisfy the eligibility criteria for the Permit;
- (g) the Permit details being tampered with; or
- (h) where a Permit is issued to any person upon receipt of a cheque and the cheque is subsequently dishonoured, the Permit shall cease to be of any effect.

**26.** Without prejudice to any of the provisions of this Order, a Permit shall cease to be valid at the expiration of the period specified thereon: -

- (a) which period, shall not exceed the Permit Payment Period of from the end of the month during which it first became valid; or
- (b) on the occurrence of any one of the events set out in Article 24, whichever is the earlier.

**27.** If a Permit is accidentally mutilated or defaced or the figures or particulars thereon have become illegible or the colour of the Permit has become altered by fading or otherwise, the Permit Holder shall surrender it to the Council or Authorised Agent and apply to the Council via its Virtual Permit System or Authorised Agent for the issue of a Duplicate Permit, whereupon Council or Authorised Agent, shall issue a Duplicate Permit so marked and upon such issue the original Permit shall become invalid.

**28.** If a Permit is lost or destroyed, the Permit Holder may apply to the Council or Authorised Agent for the issue to him of a Duplicate Permit and the Council or Authorised Agent upon being satisfied as to such loss or destruction, shall issue a Duplicate Permit so marked and upon such issue the lost or destroyed Permit shall become invalid.

**29.** All the provisions of this Order shall apply to a Duplicate Permit to the same extent as they applied to the original Permit or lost or destroyed Permit.

**30.** At all times during which a Vehicle is left in a Parking Place specified in Schedules 2 and 3 during the Permitted Hours, it shall be regarded as having purchased a valid Permit, if its system registration details appear on the Civil Enforcement Officer's Handheld Device or be obtained by a Civil Enforcement Officer contacting the service provider.

**31.** If at any time while a Vehicle is left in a Parking Place and there is no indication that payment of the charge for a Permit has been made using the Council's Virtual Permit System, or there is an indication that the parking period for which payment was made has expired, it shall be presumed, unless the contrary is proved, that either:

- a) the Permit has not been duly paid in respect of that Vehicle; or
- b) the Permit period for which payment was made has expired.

## **32. Application for Paper Permit**

32.1. The Council shall consider any application for exemption, in respect of a Permit from the Council's Virtual Permit system for any person complying with the requirements of Article 16 that may, through any valid particular circumstance, be unable to use the Council's Virtual Permit system and upon such application being successful shall, on receipt of the relevant fee issue a Paper Permit.

32.2. At all times during which a Vehicle is left in a Permit Parking Place or area during the Permitted Hours the Paper Permit must be continuously displayed so that all details are clearly visible and can be easily seen and read from the outside of the Vehicle, unless the Permit Holder has obtained a Virtual Permit which exempts them from displaying a Permit.

**33.** When a Permit has been displayed in accordance with the Relevant Position or where a Penalty Charge Notice has been attached to the Vehicle, no person other than a Police Constable in uniform, or a Civil Enforcement Officer shall remove such Permit or notice from the Vehicle unless authorised to do so by the Driver of that Vehicle.

**34.** Notwithstanding the foregoing provisions of this Order, the Council may at its discretion issue a Permit allowing a specific Vehicle to Wait in a Road or a Parking Place during the hours of operation of any restriction or prohibition to the contrary.

## **PART VI SUSPENSION OF PARKING PLACES**

**35.** The Council may by notice of by Order, suspend the use of any Parking Place or any part thereof:

- 35.1. if it is satisfied that the use of that Parking Place should be restricted or prohibited by reason that works are being or are proposed to be executed on or near the Road, or by reason of the likelihood of danger to the public or of serious damage to the highway; or
- 35.2. for the purpose of facilitating the movement of traffic or promoting its safety; or
- 35.3. for preventing obstruction of the streets on the occasion of any public procession, rejoyicing or illumination or when the streets are thronged or liable to be obstructed; or
- 35.4. for the purpose of facilitating the movement of traffic or promoting its safety; or
- 35.5. for the convenience of occupiers of premises adjacent to the Parking Place on any

occasion of the removal of furniture from one building to another or the removal of furniture from such premises to a depository or to such premises from a depository; or

- 35.6. for the convenience of occupiers of premises adjacent to the Parking Place at the times of weddings, funerals, special events or religious ceremonies;

subject to such conditions or exemptions as they consider necessary.

36. A Police Constable in uniform may suspend for no longer than seven days the use of a Parking Place or any part thereof whenever they consider such suspension reasonably necessary, expedient to prevent or mitigate congestion or obstruction of traffic, or danger to or from traffic, in consequence of extraordinary circumstances.

## **PART VII CONTRAVENTION OF THIS ORDER**

37. If a Vehicle is left in a prohibited or restricted Road or Parking Place without complying with the requirements of this Order, a contravention shall be deemed to have occurred and Penalty Charge Notice shall be payable for each calendar day or part thereof that the Vehicle is in contravention of this Order, conforming to any relevant statutory requirement may then be served and or the Vehicle may be removed from the location.
38. A Penalty Charge Notice affixed to a Vehicle in accordance with Article 36 above shall not be removed or interfered with except by or under the authority of the owner, or person in charge of the Vehicle or the Council or Authorised Agent.
39. Where a Civil Enforcement Officer has removed or caused to be removed a Vehicle in accordance with Article 36.
- (a) he/she shall provide for the safe custody of the Vehicle;
  - (b) the Council shall be entitled to recover from the Owner or the person responsible such charges in respect of the removal, storage and disposal of the Vehicle as it might be prescribed from time to time.
  - (c) the provisions of the 1984 Act as amended shall apply to the disposal of such Vehicles removed by or on behalf of the Council pursuant to this Article.

## **PART VIII REVOCATIONS**

40. Without prejudice to the validity of anything done or to any liability incurred in respect of any act or omission before the coming into operation of this Order, the items contained within Order below are hereby revoked:

**Borough of Reading (Katesgrove Zone O) (Special Parking Area) (Waiting Restrictions and Parking Places) Consolidation Order 2006:**

Schedule 4, item 144, Swainstone Road North Side

Schedule 4, item 145, Swainstone Road South Side

THE COMMON SEAL of the READING)  
BOROUGH COUNCIL was hereunto )  
affixed this day of )  
in the presence of:- )

<b>Minute</b>	<b>Council 15 October 2024 Min 20</b>
<b>Originator</b>	<b>PT</b>
<b>Seal No.</b>	
<b>Checked</b>	

Authorised Signatory

DRAFT

## **LIST OF SCHEDULES**

SCHEDULE 1: No Waiting At Any Time

SCHEDULE 2: Shared Use 8.00AM-8.00PM Permit Holders or Waiting Limited To 2 Hours No  
Return Within 2 Hours, at other Times Permit Holders Only

SCHEDULE 3: Resident Permit Holders Only – Monday to Sunday

SCHEDULE 4: Addresses for issue of Residents and Business Parking Permits

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## **SCHEDULE 1: NO WAITING AT ANY TIME**

### **Swainstone Road, North and South Sides**

From its junction with Basingstoke Road to a point 10 metres west of that junction

### **Swainstone Road, North Side**

From a point 30 metres west of its junction with Basingstoke Road to a point 35 metres west of that junction

### **Swainstone Road, South Side**

From a point 29 metres west of its junction with Basingstoke Road to a point 33 metres west of that junction

### **Swainstone Road, North and South Sides**

From its western end to a point 9m east of that end

## **SCHEDULE 2: SHARED USE 8.00AM-8.00PM PERMIT HOLDERS OR WAITING LIMITED TO 2 HOURS NO RETURN WITHIN 2 HOURS, AT OTHER TIMES PERMIT HOLDERS ONLY**

### **Swainstone Road, North Side**

From a point 10 metres west of its junction with Basingstoke Road to a point 30 metres west of that junction

### **Swainstone Road, South Side**

From a point 10 metres west of its junction with Basingstoke Road to a point 29 metres west of that junction

## **SCHEDULE 3: RESIDENT PERMIT HOLDERS ONLY – MONDAY TO SUNDAY**

### **Swainstone Road, North Side**

From a point 35 metres west of its junction with Basingstoke Road to a point 9 metres east of the western end of Swainstone Road

### **Swainstone Road, South Side**

From a point 33 metres west of its junction with Basingstoke Road to a point 9 metres east of the western end of Swainstone Road

## **SCHEDULE 4: ADDRESSES FOR ISSUE OF RESIDENTS AND BUSINESS PARKING PERMITS**

### **Zone 10R**

1-69 Swainstone Road