



## ROAD TRAFFIC REGULATION ACT 1985

**HOMEFIELD ZONE (DOUGLAS)  
(PARKING PLACES DESIGNATION) ORDER 2004**

*Coming into Operation :- 10<sup>th</sup> March 2004*

In exercise of the powers conferred on the Department of Transport by Section 14 of the Road Traffic Regulation Act 1985<sup>1</sup>, and of all other enabling powers and after having complied with the procedure set out in Schedule 2 to the Act as required by Section 4A, the following Order is hereby made :-

**1. Citation and commencement**

This Order may be cited as the Homefield Zone (Douglas) (Parking Places Designation) Order 2004 and shall come into operation on the 10<sup>th</sup> March 2004.

**2. Interpretation**

(1) In this Order :-

"Class A Vehicles" means motor cars (including dual purpose vehicles) invalid carriages, tricycles, (a vehicle with 3 wheels not being a motor cycle with side car and which does not exceed 500 kilograms unladen weight) motor cycles with a sidecar and light goods vehicles (including car derived vans) not exceeding 2 kgs maximum laden weight and not exceeding 4.5 metres in length;

"the Department" means the Department of Transport;

"Disabled Persons Badge" means a badge in the form prescribed by Regulation 3 of the Disabled Persons (Badges for Motor Vehicles) Regulations 1992;

"driver" in relation to a vehicle means the person driving the vehicle;

"five minute period" means a period of five minutes between 8.30 a.m. and 8.30 p.m., beginning at a full hour or at 5 minutes, 10 minutes (and so on) past a full hour;

"parking disc" means a disc issued by or with the authority of the Department, and capable of showing the five minute period during which a period of waiting begins;

"permitted hours" means the period between 8.30 a.m. and 8.30 p.m. on any day except Saturday and Sunday;

"special permit" means a permit issued under the provisions of Articles 10 and 11;

"disc parking space" means a space as marked by road marking diagram 1032.

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<sup>1</sup>1985 c.20

Price: 85p

Price Code: A

(2) For the purposes of this Order, a vehicle shall be regarded as displaying a parking disc on the relevant position, when:-

(a) the disc is exhibited thereon with the side which shows the time facing forwards or outwards and immediately behind the windscreen or side window nearest to the kerb; and

(b) in the case of a vehicle not fitted with a front windscreen the disc is exhibited in a conspicuous position on the front or near side of the vehicle.

### **3. Restriction of Waiting**

Save as provided in Article 7 and 11 no person shall except upon the direction or with the permission of a police constable or traffic warden in uniform, cause or permit any vehicle to wait between the hours of 8.30 a.m. and 8.30 p.m. on any day other than a Saturday or Sunday in a disc parking space on the sides of the lengths of road specified in Schedule 1.

(a) for a period longer than 1 hour;

(b) for vehicles displaying a valid Disabled Persons badge for a longer period than 2 hours; or

(c) if a period of less than 1 hour has elapsed since the termination of the last period of waiting (if any) by that vehicle on the sides of the lengths of road.

### **4. Class of Vehicle which may wait**

Article 3 refers only to class A vehicles. All other vehicles are prohibited at all times save as provided for in Article 7.

### **5. Exhibit of parking disc**

The driver of a vehicle shall, on arrival of the vehicle on the sides of the lengths of road specified in Schedule 1 and during the hours prescribed in Article 3, exhibit a parking disc in the relevant position on the vehicle.

### **6. Indication of arrival time**

The driver of a vehicle shall on exhibiting the parking disc on the vehicle in accordance with Article 5, set the disc so that it indicates the five minute period during which the vehicle arrived on the sides of the lengths of road specified in Schedule 1.

### **7. Exemptions**

Nothing in Article 3 shall render it unlawful to cause or permit any vehicle to wait on sides of the lengths of road referred to therein for so long as may be necessary to enable:-

(a) a person to board or alight from the vehicle;

(b) the vehicle, if it cannot be used for such purpose in any other road, to be used in connection with any of the following operations:-

(i) building or demolition operations;

(ii) the maintenance, improvement or reconstruction of the said sides of the lengths of road;

(iii) the laying, erection, alteration or repair in, or in land adjacent to the said sides of the lengths of road for the supply of gas, water or electricity or of any telecommunications apparatus;

- (c) the vehicle if it cannot conveniently be used for such purpose in any other road, to be used in the service of a Department, Statutory Board or local authority in pursuance of statutory powers or duties; or
- (d) the vehicle to be used for fire brigade, ambulance, police or other emergency purposes;
- (e) the vehicle to be used for house removals;
- (f) the vehicle to be used as a hearse by a funeral undertaker.

## 8. Evidence of Facts

(1) The driver of a vehicle shall not permit it to wait on the sides of the lengths of road specified in Schedule 1 for longer than the maximum periods specified in Article 3 such periods being calculated as commencing from the later time indicated on the parking disc set in accordance with the provision of Article 6.

(2) When a parking disc exhibited in pursuance of this Order on a vehicle waiting on the sides of the lengths of road specified in Schedule 1 is showing a five minute period, the later time indicated by the disc showing the end of that period shall be treated as evidence that the vehicle has been waiting on the sides of the lengths of road specified in the Schedule since the later time in any proceedings for a contravention of paragraph (1).

(3) Where in any proceedings for a contravention of paragraph (1) it is not proved that the offence had been committed, but it is proved that the parking disc had not been set in accordance with Article 6, the defendant may be convicted of an offence consisting of a contravention of that Article.

## 9. Offences relating to discs

No person shall:-

- (a) after the parking disc exhibited on a vehicle has been set in accordance with Article 6, alter the indications given by that parking disc whilst that vehicle remains in the disc parking space;
- (b) knowingly exhibit on any vehicle any parking disc which has been altered, defaced, mutilated or added to or upon which the figures have become illegible.

## 10. Special permits

Special permits shall only be issued to

- (a) those persons who reside within the Homefield Zone.
- (b) for motor car vehicles as defined in Article 2(1) (including those not exceeding a maximum laden weight of 2 kgs and not exceeding a maximum length of 4.5 metres) but not for motor caravans (as defined in the Road Vehicles (Maintenance and Use) Regulations 1998).

## 11. Arrangements for special permit holders

Nothing in Article 3 shall render it unlawful for any person to cause or permit any vehicle to wait on the sides of the lengths of the road referred to in Schedule 1 during the permitted hours where that vehicle is displaying in the manner specified in Article 12 a special permit issued by the Department in respect of that vehicle.

## 12. Display of permits

At all times during which a vehicle is waiting on the sides of the lengths of the road referred to in Schedule 1 during the permitted hours there shall be exhibited on the vehicle the special permit issued in respect of the vehicle so that the particulars on the permit are readily visible from the front or near side of the vehicle.

## 13. Offences relating to special permits

No person shall knowingly exhibit on any vehicle any special permit which has been altered, defaced, mutilated or added to or upon which the details have become illegible.

14. No vehicle is to be permitted to wait in the same place on the sides of the lengths of the road specified in Schedule 1 for a continuous period exceeding 24 hours.

## 15. Revocation

The public documents mentioned in Schedule 2 are revoked to the extent specified in the third column of the Schedule.

### Article 3

### SCHEDULE 1

#### Lengths and sides of Roads in the Borough of Douglas

1. Greenfield Road
  - (a) East side
    - (i) from a point abutting the boundary between the properties numbered 78/80 and 82/84 southwards to a point abutting the southernmost boundary of the property numbered 70.
2. Homefield Road
  - (a) North side
    - (i) from a point 7 metres east of the eastern entrance to the Isle of Man College eastwards to a point 7 metres from the eastern exit to the Isle of Man College.
  - (b) South side
    - (i) from a point 7 metres east of its junction with Homefield Close eastwards to a point 7 metres west of the easternmost end of the cul-de-sac.
    - (ii) from a point 7 metres west of its junction with Homefield Close westwards to a point 7 metres east of its junction with Greenfield Road
3. School Road
  - (a) North side
    - (i) from a point 7 metres from its junction with Greenfield Road westwards to a point abutting the middle point of the property numbered 29.

**SCHEDULE 2**

No	Title	Extent of Revocation
1981	Parking Places (Consolidation) Order 1981	In Schedule 1 paragraph 14

MADE *22<sup>nd</sup> January* 2004



Minister for Transport

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**EXPLANATORY NOTE**  
*(This note is not a part of the Order)*

The effect of this Order is to introduce disc parking between the hours of 8.30 a.m. and 8.30 p.m. Monday to Friday inclusive on the lengths of road specified in Schedule 1.

This Order allows for the issuing of special permits for residents of the Homefield Zone.

