

LIMERICK CITY COUNCIL (PARKING PLACES)

BYE – LAWS 2006

LIMERICK CITY COUNCIL (PARKING PLACES) BYE-LAWS 2006

ARRANGEMENT OF BYE-LAWS

PART 1

Preliminary

1. Short title.
2. Commencement of Bye-Laws
3. Area of Application.
4. Revocations.
5. Interpretation.

PART 11

Disc Parking

6. Obligation to display valid parking disc
7. Period of Parking in disc parking place.
8. Interference with parking disc.
9. Removal of vehicle from disc parking place.
10. Prohibition on certain parking inside an hour of leaving disc parking place.
11. Issue of parking discs
12. Fee for parking discs
13. Conditions for parking in disc parking places
14. Motor cycles and pedal cycles prohibited from parking in disc parking places
15. Non-application of bye-laws 6 to 14 of these bye-laws to certain vehicles and on a holiday.

PART III

Disabled Person's Parking Permits

16. Non-application of bye-laws 6 and 9.

PART IV

Parking Permits for Residents

17. Definitions (Part IV)
18. Non-application of bye-laws 6 to 16 of these bye-laws.
19. Particulars of resident's parking permit.
20. Permission to park a vehicle displaying resident's parking permit.
21. Display of valid parking permit
22. Interference with resident's parking permit
23. Issue of and fee of resident's parking permit
24. Return and transfer of resident's parking permit.

LIMERICK CITY COUNCIL

BYE – LAWS

Made under the Road Traffic Act, 1994 by Limerick City Council in exercise of the powers in that behalf enabling the Council under Section 36 of The Road Traffic Act, 1994 and after consultation with the Commissioner of the Garda Síochána hereby make the following bye-laws in respect of the area comprising the functional area of Limerick City Council.

PART 1

Preliminary

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|-------------------------|-------|---|
| Short Title | 1. | These bye-laws may be cited as the Limerick City Council (Parking Places) Bye-Laws 2006. |
| Commencement of Bye-Law | 2. | These bye-laws shall come into operation on the 28 th day of April, 2006. |
| Area of Application | 3. | These bye-laws apply to the area comprising the functional area of Limerick City Council. |
| Revocations : | 4. | The Limerick (County Borough) Parking Places Bye-Laws 1998 and subsequent amendments are hereby revoked. |
| Interpretation : | 5 (1) | In these bye-laws : -

“the Act of 1961” means the Road Traffic Act, 1961 (No. 24 of 1961)

“the Act of 1968” means the Road Traffic Act, 1968 (No. 25 of 1968)

“the Act of 1993” means the Roads Act, 1993 (No. 14 of 1994).

“the Act of 1994” means the Road Traffic Act, 1994 (No. 7 of 1994).

“authorised person” has the meaning assigned to it by Section 103 (8) (inserted by the Act of 1968) of the Act of 1961, as amended by Section 43 of the Act of 1994. |

“disabled persons parking bay” has the meaning assigned to it by Article 4(1) of the Traffic and Parking Regulations of 1997.

“disabled person” has the meaning assigned to such a person by Article 43(1) of the Traffic and Parking Regulations of 1997.

“disc parking area” has the meaning assigned to it by Article 20 of the Signs regulations of 1997.

“disc parking place” has the meaning assigned to it by Article 3 of the Signs Regulations of 1997. and comprises a place in a section of roadway which consists of a disc parking area and is indicated by traffic sign RUS 018 accompanied by an information plate containing the words “Diosca Phairceal – Disc Parking.” Indicating the maximum period during which parking is permitted and further indicating thereon a period (in these bye-laws referred to as “the specified period”) of a week day for the week days specified on such information plate :

“goods vehicle” has the meaning assigned to it in Article 3 of the Signs 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).

“parking bay” has the meaning assigned to it by Article 4(1) of the Traffic and Parking Regulations of 1997.

“public road” has the meaning assigned to it by Section 2(1) of the Act of 1993.

“road” has the meaning assigned to it by Section 2(1) of the Act of 1993.

“roadway” has the meaning assigned to it by Section 2(1) of the Act of 1993.

“roadworks” has the meaning assigned to it by Section 101 D (inserted by Section 9 of The Dublin Transport Authority (Dissolution) Act, 1987) of the Act of 1961.

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

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

“traffic sign” has the meaning assigned to it by Section 95(1) of the Act of 1961, as amended by Section 37 of the Act of 1994.

“parking disc” means a document or apparatus or a combination of both, having marks or symbols capable of indicating the year, date and time when the document or apparatus or combination becomes a valid parking disc.

“valid parking disc” means a parking disc which : -

- (a) has been approved for issue and use by Limerick City Council
 - (b) has marks or symbols as appropriate to the particular type of parking disc as to indicate clearly the year, month, day in the month, hour of the day and (to the nearest following five minute period) minute of the hour of the commencement of a period of parking of the vehicle in which the parking disc is exhibited in accordance with these bye-laws.
 - (c) indicates no other year, month, day, hour or minute, and,
 - (d) indicates that the vehicle is so parked for a period not exceeding the period for which it may be parked in a disc parking place in accordance with these bye-laws.
- (2) A reference to a vehicle in these bye-laws shall, unless otherwise specified, mean a mechanically propelled vehicle within the meaning of Section 3(1) of the Act of 1961 (other than a mechanically propelled wheelchair) and a pedal cycle.
 - (3) A reference in these bye-laws to the loading of goods shall be taken to include the supplying of fuel for the operation of the vehicle.
 - (4)
 - (i) Notwithstanding paragraph (ii), a reference in these bye-laws to a traffic sign means a reference to a traffic sign prescribed in the Signs Regulations of 1997 and any number referred to in association with a traffic sign shall be the number allocated to such sign in such Regulations.
 - (ii) Descriptions given to traffic signs in the Signs Regulations of 1997 may be referred to in these bye-laws for the purposes of identification.

- (5) A reference in these bye-laws to an information plate accompanying a traffic sign shall, unless otherwise specified, be to a plate which shall indicate the period during which the restriction or prohibition indicated by such traffic sign applies.

PART II

Disc Parking

Obligation to
Display valid
Parking disc.

- 6 (1) Where a vehicle is parked in a disc parking place during the specified period : -
- (a) separate distinct marks or symbols as appropriate to the particular type of parking disc indicating the year, month, day in the month, hour of the day and and (to the nearest following five-minute period) minute of the hour when the parking commences shall be made on a parking disc at the commencement of the parking.
 - (b) the valid parking disc shall be so exhibited in the interior of the vehicle that a person outside the vehicle can ascertain by reference to the marks or symbols when the parking commenced
- (2) Where a vehicle being parked in a disc parking place during the specified period is a goods vehicle being so parked solely for the loading or unloading of goods, paragraph (1) of this bye-law shall not apply until the expiration of 30 minutes after the commencement of the parking.
- (3) Where a vehicle which had been parked in a disc parking place for a period less than the maximum parking period in accordance with bye-law 7 of these bye-laws for that disc parking place is subsequently lawfully parked in another disc parking place on the same day, it shall not be necessary, subject to compliance with paragraph 1(b) and 1(c) of this bye-law, to comply with paragraph 1(a) of this bye-law.

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|--|--------|--|
| Period of Parking in disc parking place. | 7. (1) | A vehicle parked in a disc parking place during the specified period shall not be so parked for longer than the Period indicated as the maximum period for that disc Parking place by means of an information plate Accompanying traffic sign number RUS 018. |
| | (2) | Where a vehicle which had been lawfully parked in a disc parking place is subsequently lawfully parked in another disc parking place, the period to which the subsequent parking is restricted by paragraph (1) of this bye-law shall be reduced by a period equal to the period from the time indicated on the disc to the time when the subsequent parking commenced. |
| Interference with Parking disc | 8. | Where a vehicle is parked in a disc parking place during the specified period, a person shall not interfere with a parking disc exhibited in the vehicle. |
| Removal of vehicle from disc parking place. | 9. | A vehicle parked in a disc parking place at a time which is not during the specified period shall be removed from The disc parking place when the specified period for that Disc parking place commences, unless at such commencement and during the remainder of the period of parking, a valid parking disc is exhibited in the interior of the vehicle in accordance with bbye-law 6(1) (b) of these bye-laws and bye-law 6(1) (c) of these bye-laws shall apply from such commencement in respect of such parking. |
| Prohibition on certain parking inside an hour of leaving disc parking place. | 10. | A vehicle which had been parked in a disc parking place shall not be parked again in a disc parking place in the public road in which that disc parking place is situated until at least one hour after the vehicle last vacated that disc parking place. |
| Issue of parking discs : | 11. | Parking discs shall be approved for issue and use by Limerick City Council. |
| Fee for parking : | 12. | The fee for parking in a disc parking area shall be €1.50 |

Conditions for parking in disc parking places :

13. A vehicle which is parked in a disc parking place during the specified period shall, where parking bays are provided at that disc parking place, be parked within the area comprising a parking bay.

Motor cycles and pedal cycles prohibited from parking in disc parking places.

14. A motor cycle or a pedal cycle shall not be parked during the specified period in a disc parking place.

Non-application of bye-laws 6 to 14 of these bye-laws to certain vehicles and on a holiday.

15. Bye-Laws 6 to 14 of these bye-laws shall not apply :-
- (a) to a vehicle being used in connection with the removal of an obstruction to traffic.
 - (b) to a vehicle being used in connection with the carrying out of roadworks.
 - (c) to a fire brigade, an ambulance or a vehicle being used by a member of the Garda Siochana in the performance of his duties as such member :
 - (d) to a vehicle which has been damaged or has broken down, during the period necessary to effect repairs to the vehicle or remove it from the location.
 - (e) on a holiday.+

PART III

Disabled Persons' Parking Permits

Non-application of Bye-laws 6 and 9.

16. Bye-law 6 and bye-law 9 shall not apply to a vehicle in which a disabled person's parking permit is displayed and Which is parked for the convenience of the person to whom that permit was granted.

PART IV

Parking Permits for Residents

Definitions
for Part IV

17. In this part of these bye-laws : -

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

“resident” means a person whose normal residence is at premises situated in a street containing a disc parking place ;

“resident’s parking place permit” means a document issued by the Limerick City Council for the purposes of bye-laws 18 to 24 And containing the particulars specified in bye-law 19 ;

“valid resident’s parking permit” means a resident parking permit which relates to a particular street or streets and to a period which has not expired and which is issued by Limerick City Council.

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

Non-application
of bye-laws 6 to 16
of these bye-laws

18. Bye-laws 6 to 16 (other than bye-law 13) of these bye-laws shall not apply to the parking of a vehicle in a disc parking place if there is displayed, in accordance with bye-law 21 of these bye-laws , in the vehicle when it is so parked, a valid resident’s parking permit which relates t the street in which that parking place is situated.

Particulars of
resident’s parking
permit.

19. A resident’s parking permit shall contain the following particulars : -

- (a) the name ‘ Limerick City Council.’”
- (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 Limerick City Council issuing it.
- Permission to park a vehicle displaying resident's parking permit
20. The display, in accordance with bye-law 21 of these bye-laws of a valid resident's parking permit on the vehicle in respect of which the permit 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 disc parking place in a street to which the disc relates.
- Display of valid resident's parking permit.
21. 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.
- Interference with resident's parking permit
22. Where a vehicle displaying a resident's parking permit is parked in a disc parking place, a person shall not interfere with the permit.
- Issue of, and fee for resident's parking permit.
23. (1) A resident's parking permit shall be issued by Limerick City Council in respect of the parking of a vehicle in a disc parking place in the functional area of Limerick City Council.
- (2) The fee for a resident's parking permit shall be €6.35.
- (3) A resident's parking permit shall be issued by Limerick City 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 street or streets to which the permit relates.

- Return and transfer
Of resident's
parking permit
24. (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 Limerick City 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 Limerick City Council which, upon payment of a fee of €5.00 by the resident, shall issue to the resident a new permit in respect of that vehicle , and such new permit shall be valid for the period specified.

Made and Sealed by Limerick City Council :

This Day Of 2006

**PRESENT WHEN THE CORPORATE SEAL OF
LIMERICK CITY COUNCIL WAS AFFIXED HERETO :**

MAYOR : _____

MANAGER : _____