

COMHAIRLE CHONTAE NA GAILLIMHE

GALWAY COUNTY COUNCIL



CAR PARK

(Main Street, Loughrea)

BYE-LAWS

2003

GALWAY COUNTY COUNCIL CAR PARK BYE-LAWS 2003

GALWAY COUNTY COUNCIL (hereafter referred to as “the Council”) in exercise of the powers conferred on them by Section 101 of the Road Traffic Act, 1961, (No. 24 of 1961) as amended by Section 6 of the Road Traffic Act, 1968 (No. 25 of 1968) hereby make the following bye-laws as to the use of car parks provided by them as set out in the definition of “Car Park” in Bye-Law 1 of these bye-laws:

1. These bye-laws shall apply to the car park provided by the Council, at **Main Street, Loughrea, Co. Galway** and outlined on attached map, and shall come into operation on 1st July 2003.

2. In these bye-laws-

“**Car Park**” means a car park specified in bye-law 1 of these bye-laws.

“**Business Hours**” means the periods of operation indicated on the appropriate parking ticket machine or appropriate information plate.

“**Disabled Persons Parking Bay**” has the meaning assigned to it in Article 4 of the Regulations of 1997 and which is identified by means of signs specified in Article 19 of the Signs Regulations 1997.

“**Disabled Persons Parking Permit**” shall mean a permit issued pursuant to Article 43 of the Regulations 1997.

“**Goods Vehicle**” has the meaning assigned to it in Article 4 of the Regulations of 1997.

“**Holiday**” means Good Friday or any day that is a public holiday for the purpose of the Organisation of Work Time Act 1997 (No. 20 of 1997).

“**Parking Bay**” means a space in a car park intended for the parking of one mechanically propelled vehicle or, where the space is intended for the parking of motorcycles, or more than one such vehicle, and so indicated by surface or other signs or markings.

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

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

“**Parking Ticket Machine**” means a machine capable of automatically

delivering a parking ticket when the fee prescribed by bye-law 9 of these bye-laws is inserted into the machine.

“Parking Period” means the duration paid for under Bye-Law 9 and expiring at the time indicated on the parking disc or parking ticket

“The Regulations of 1997” means the Road Traffic (Traffic and Parking) Regulations 1997 and 1998 (S.I. No. 182 of 1997 and 441 of 1998)

“The Signs Regulations of 1997” means the Road Traffic (Signs) Regulations 1997 and 1998 (S.I. No. 181 1997 and S.I.273 of 1998).

“Weekday” means any day that is not a Sunday.

“Valid Parking Disc” means a parking disc which -

- (a) has been issued by the local authority in whose functional area the vehicle is parked
- (b) has been perforated or otherwise marked as appropriate to the particular type of parking disc so 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.

“Vehicle” means any mechanically propelled vehicle and includes a goods vehicle as defined herein.

- 3. It shall be an offence to park a vehicle in a car park to which these Bye-Laws apply other than in accordance with the said Bye-Laws.
- 4.
 - (a) A person shall not use a car park, other than with the consent of Galway County Council, for any purpose other than for parking of a mechanically propelled vehicle.
 - (b) Paragraph (a) of this bye-law shall not operate so as to prohibit the use of a car park for access to or egress from any premises adjacent to the car park where the proprietor has a right of such access to or egress from the said premises by virtue of an agreement with the Council.

5. Where a vehicle is parked in a car park during business hours the following shall be displayed.

(a) Where a parking disc is prescribed, a “valid parking disc” in the following manner:

- parking
- (i) 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 perforations or markings when the commenced, and,
 - (ii) the valid parking disc shall be exhibited in accordance with the paragraph (a) of this bye-law for so long as the vehicle is parked in that car park.
 - (iii) a valid parking disc shall be displayed for every hour or part thereof during which the vehicle is parked in the car park.

OR

(b) Where a parking ticket is prescribed, a “parking ticket” in the following manner,

- vehicle is
- (i) A parking ticket issued in respect of the vehicle, shall be so exhibited in the interior of the vehicle that a person outside the vehicle can ascertain by reference to the parking ticket, when the parking ticket ceases to be valid and the parking ticket shall be so exhibited for so long as the vehicle is parked in the car park.
 - (ii) The parking ticket shall be exhibited in accordance with paragraph (b) (i) of this bye-law for so long as the parked in that car park.
 - (iii) Where a parking ticket is exhibited on a vehicle parked in a car park during business hours the vehicle shall not be so parked for longer than the period between the time the ticket is issued and the time it ceases to be valid.

6. Where a vehicle is parked in a car park during business hours a person shall not interfere with a parking disc or parking ticket exhibited in the vehicle.

7. A vehicle parked in a car park at a time which is not during business hours shall be removed from the car park when a period of business hours commences, unless at such commencement and during the remainder of the period of parking, a valid parking disc or parking ticket is exhibited in the

interior of
the vehicle in accordance with Bye-Law 5 of these bye-laws and bye-law 5
of these bye-laws shall apply from such commencement in respect of such
parking.

8. Parking discs shall be issued by Galway County Council.
9. The fees for parking discs or parking tickets shall be at the rate of;
 70c per hour
 €3 per day.
10. (a) A person shall not insert into a parking ticket machine any coin or
 object, other than a coin required to pay the fee prescribed by bye-law
 9 of these bye-laws.

 (b) A person shall not interfere with or damage a parking ticket machine.
11. A person shall not park or cause to be parked a vehicle, in any place in a car
park -

 (a) other than in a parking bay, **or**

 (b) in such a position that the vehicle or any portion of it extends from
 one parking bay to another.
12. A person shall not park a vehicle in a Disabled Persons Parking Bay without
having displayed thereon a Disabled Persons Parking Permit.
13. A mechanically propelled vehicle on which is displayed a Disabled Persons
Permit granted in respect of such vehicle, shall be exempt from the
requirement to
display a valid parking disc or parking ticket specified in Bye-Law 5 of these
Bye-Laws.
14. A person shall not park or cause to be parked in a car park a vehicle in such a
position
or in such condition or in such circumstances that it would cause or
be likely to cause danger to other persons using the car park or to obstruct
the entrance to or exit from the car park or to obstruct the free flow of traffic
within the car park.
15. A person shall not overhaul or carry out repairs to a vehicle while it is
parked in a park save where it is necessary to do so in order to enable the
vehicle to be removed from the car park.

16. A vehicle while parked in a car park shall not be used for the sale of goods, tickets or any service in or from the vehicle or as an office, nor shall any such vehicle be offered or displayed for sale or for hire or as a prize.
17. A person shall not make any unnecessary noise by means of or in relation to a vehicle while it is parked in a car park or by means of any equipment, fitting or instruments fitted to or carried on the vehicle or any loudspeaker or radio in or on or in any way connected with the vehicle.
18. A person shall not throw, place or leave any bottle, or broken glass, nail, litter or other substance on or in a car park, and a person shall not at any time play any ball or other game in a car park.
19. (a) A person using a car park shall comply with any lawful direction, in relation to the parking of a vehicle, in or its removal from, a car park or in relation to any of these bye-laws, given by a member of the Garda Síochána or by any officer or servant of the Council authorised for the purposes of these bye-laws by the Council.
- (b) Where a person is directed, in accordance with paragraph (a) of this bye-law, to leave a car park he shall comply with such direction.
20. A person shall not in any car park wilfully obstruct, disturb or interrupt an agent, officer or servant of the Council in the execution of his or her duty, including the execution of any work in connection with the laying out or maintenance of any part of a car park by staff or agents of the Council.
21. A person in a car park shall give on demand to an officer or servant of the Council, authorised for the purposes of these bye-laws by the Council his or her name and address and a person shall not in any car park resist, obstruct or aid or incite any person to resist or obstruct any of the persons referred to in bye-law 19 in the execution of his or her duty or lawful exercise of his or her authority.
22. An officer or servant of the Council shall produce, if requested to do so, evidence of his identity and employment by the council to any person alleged by him to be in breach of these bye-laws, or who has been requested to leave a car park under bye-law 19.
23. In any prosecution for an offence under these Bye-Laws a Parking Ticket Machine relied on in such prosecution shall be presumed, until the contrary is shown by the defendant, to have been duly placed there under these Bye-Laws and to have been accurate and in good working order.

Made and adopted under the Common Seal
Of GALWAY COUNTY COUNCIL.

This 26th day of May 2003

COUNCILLOR PAT O'SULLIVAN

MAYOR OF GALWAY COUNTY COUNCIL

JOHN MORGAN

DIRECTOR OF SERVICES
ROADS AND TRANSPORTATION UNIT