

Decision Recording Form

Title	Off-Street Parking Places (Amendment) Order 2022	Decision Maker	Director for Culture and Environment
Date of decision	6 th May 2022	Source of authority	Constitution, Part 3, section 5, paragraph 10.7, sub-paragraph (i)
Date of Publication			

Background and Reason for decision

Background

The Council's off-street public car parks are governed by a legal order known as the Off-Street Parking Places Order. Where certain contraventions of the Order occur, the Council's Civil Enforcement Officers can issue a Penalty Charge Notice (PCN), and PCNs are issued in accordance with Regulations made by the government.

The government is revoking the current Regulations and replacing them with new Regulations that come into effect on 31st May 2022. In order that the Council can continue to be able to lawfully issue PCNs on its off-street public car parks from this date, it is necessary to change the Order to replace references to the old Regulations with references to the new Regulations.

As such, a new Off-Street Parking Places Order is being proposed, the effect of which will be to amend the existing Order accordingly. At the same time, the proposed new Order will also amend the current Order to update the details of what should be contained in a penalty charge notice and how penalty charge notices can be paid; and to insert a new paragraph to allow for the automatic application to the same Order of any future changes to legislation referenced within the Order.

The main alternative would be to not make the new Order, but this would leave the Council unable to easily enforce the principal contraventions that occur on its off-street car parks and so is not considered viable.

Decision

To formally publish proposals on 6th May for the creation of a new Off-Street Parking Places Order in accordance with the details listed above.

This will be subject to a statutory consultation and the relevant documentation will be available on the Council's website and at the Council's Customer Services Centre. The Portfolio Holder for the Town Centre has been consulted on the proposals.

Conflict of interest	N/A				Relevant Portfolio(s)	Town Centre			
ALL WARDS									
NW		NE		CENTRAL		SW		SE	
Castle Hill		Bixley		Alexandra	Y	Bridge	Y	Gainsborough	
Whitton		Rushmere		St Margaret's	Y	Gipping	Y	Holywells	Y
Whitehouse		St John's	Y	Westgate	Y	Sprites		Priory Heath	Y
						Stoke Park	Y		
Once complete the Decision Maker must send this form and any background documentation for publication to Monitoring.officer@ipswich.gov.uk						Admin use only			