



CORK CITY COUNCIL

PARKING BYE-LAWS

2015

CORK CITY COUNCIL PARKING BYE-LAWS 2015

Cork City Council, in exercise of the powers conferred upon it by Section 36 of the Road Traffic Act 1994, (No 7 of 1994) and having consulted with the Commissioner of An Garda Síochána, hereby make the following Bye-Laws in relation to the control and regulation of the parking of vehicles in the City of Cork.

PART I Preliminary and General

1. These Bye-Laws may be cited as the Cork City Council Parking Bye-Laws 2015.
2. These Bye-Laws shall come into operation on the day of 2015.
3. These Bye-Laws shall apply to the City of Cork being the administrative area of Cork City Council.
4. The Cork City Parking Bye-Laws 2005 in so far as they apply to the area comprising the administrative area of the City of Cork are hereby revoked with effect from the coming into operation of these bye-laws.
5. (1) In these Bye-Laws:

"Agent of the Council" means any person employed by the Council or any other person authorised by the Council to carry out functions under these Bye-Laws.

"Car Club" means a car club licensed in that regard by a road authority;

"Car Club vehicle parking bay" means a space intended for the parking of a mechanically propelled vehicle in which is displayed a car club vehicle permit;

"Cork City Council" means the Council of the City of Cork and is hereinafter referred to as "the Council".

"Cork City Park by Phone" means the service provided by the Council whereby motorists may make payment for the issue of permission to park a vehicle in a certain location in Cork City at a certain time for a period of time, via a phone interface to the Cork City Park by Phone designated phone number; by use of the designated parking app; or by any other means which may be provided by the Council from time to time.

"Electrically powered vehicle" means a mechanically propelled vehicle that is powered

(a) solely by means of a re-chargeable battery, or

(b) by means of a re-chargeable battery and an internal combustion engine where either power source may be used to propel the vehicle.

"Electrically powered vehicle recharging bay" means a space intended for the parking of an electrically powered vehicle while the vehicle's battery is being re-charged and is indicated by means of traffic sign number RRM 035 of the Signs Regulations.

"Goods Vehicle" means a vehicle used exclusively for carrying goods and taxed for commercial purposes.

"Loading Bay" has the meaning assigned to it in Article 42 of the National Regulations and is indicated by means of a traffic sign NO. RRM 009 of the Signs Regulations accompanied by an information plate.

"Parking Bay" means an area contained between lines of the type referred to in Article 17 of the National Regulations.

"Pay Parking Area" means an area on a public road where traffic sign or signs No RRM 016 and/or No RUS 018 authorised by the Signs Regulations together with an accompanying information plate(s) indicates that parking of vehicles is subject to the exhibition of a valid parking disc or a valid Cork City Park by Phone parking event.

"Public Road" has the meaning assigned to it in Section 2(1) of the Roads Act of 1993.

"The Signs Regulations" means the Road Traffic (Signs) Regulations 1997 to 2014.

"The National Regulations" means the Road Traffic (Traffic & Parking) Regulations 1997 to 2014.

"Traffic Warden" has the meaning assigned to it by Section 2(3) of the Local Authorities (Traffic Wardens) Act 1975 (No 14 of 1975) as amended.

"Valid Cork City Park by Phone parking event" means a parking period:

(a) which has been registered at the commencement of the parking period with the Cork City Park by Phone system by the motorist, via a phone interface to the Cork City Park by Phone designated phone number; by use of the designated parking app; or by any other means which may be provided by the Council from time to time;

(b) for which the motorist has confirmed the vehicle registration number of the vehicle being parked;

(c) for which the motorist has confirmed the location in which the vehicle is being parked;

(d) for which the motorist has received confirmation of payment from the system;

and

(e) where the motorist has registered that the vehicle is so parked for a period not exceeding the period for which it may be parked in a pay parking area in accordance with these Bye-laws.

"Valid Disabled Person's Parking Permit" means a current disabled person's parking permit issued pursuant to or recognised under the provisions of the Road Traffic (Traffic & Parking) Regulations 1997 to 2014.

"Valid Parking Disc" means a parking disc which:

(a) has been issued by the Council by means of a retail outlet or otherwise;

(b) has been scratched or otherwise marked in accordance with the instructions printed thereon so as to indicate clearly and indelibly the year, month, day, hour 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 from the markings thereon 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 pay parking area in accordance with these Bye-laws.

"Valid Parking Permit" means a parking permit which relates to a particular pay parking zone and to a period which has not expired, and which is issued by the Council in respect of the pay parking zone in which the vehicle is parked, and is displayed or used by the permit holder in accordance with the Council's policy and usage instructions, as may be amended from time to time.

"Valid Parking Time Clock" means a device which

- (a) has been issued by the Council or its agents or otherwise, for the use of parking concessions by the holder of a Disabled Person's Parking Permit;
- (b) is accompanied by a valid Disabled Person's Parking Permit, issued pursuant to or recognised under the National Parking Regulations save in respect of Article 37(2) (b) of the Road Traffic (Traffic and Parking) (Amendment) Regulations 2011, and exhibited in the interior of the vehicle so that it can be clearly read through the front windscreen from outside the vehicle;
- (c) is exhibited in the interior of the vehicle so that it can be clearly read through the front windscreen from outside the vehicle and set to indicate clearly and indelibly the hour and (to the nearest following fifteen minute period) minute of the hour of the commencement of a period of parking of the vehicle in which it is exhibited in accordance with these Bye-laws;

and

- (d) indicates that the vehicle is so parked for a period not exceeding the period for which it may be parked in a pay parking area in accordance with these Bye-laws.

"Vehicle" means a mechanically propelled vehicle other than a mechanically propelled wheelchair or a pedal cycle.

"Zone" means a pay parking area or a number of pay parking areas to which a particular parking permit applies.

(2) A reference in these Bye-laws to a traffic sign means a reference to a traffic sign prescribed in the Road Traffic (Signs) Regulations 1997 and 1998 (S.I. No 181 of 1997 and S.I. No. 273/1998) and any number referred to in association with a traffic sign shall be the number allocated to such a sign in such regulations.

(3) A reference in these Bye-laws to an information plate accompanying a traffic sign shall, unless otherwise specified, be to an information plate which shall indicate the period (which shall include the days and hours) when the allowance, restriction or prohibition indicated by such traffic sign applies.

- (4) (a) In these Bye-laws any reference to an article or schedule, which is not otherwise identified, is a reference to an article of, or a schedule to these Bye-laws.

(b) In these Bye-laws, any reference to a sub-article, paragraph, or sub paragraph, which is not otherwise identified, is a reference to the sub-article, paragraph or sub-paragraph of the provision in which the reference occurs.

(c) In these Bye-laws, a reference to a statute, or to any section or subsections therein includes any amendments or re-enactments thereof for the time being in force and all statutory instruments, orders, regulations for the time being made, issued or given thereunder or deriving validity therefrom and a reference to any enactment shall be construed as a reference to that enactment as adapted by any subsequent enactment.

- (5) 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.

Motor Cycles and pedal cycles prohibited from parking

6. A Motor cycle or a pedal cycle shall not be parked on a day and during the hours specified on an information plate accompanying traffic sign or signs No. RRM 016 and/or No. RUS 018 and/or RRM 034 and/or RRM 035 and/or RRM 008 authorised by the Signs Regulations save in the place for the parking of such vehicles.

Non-Application of Bye-Laws to certain vehicles

7. Articles 9, 12 to 18, and 19 to 22 of these Bye-laws shall not apply to
- (a) a vehicle being used in connection with the removal of an obstruction to traffic, the maintenance, improvement, signing, lining or reconstruction of a public road, the maintenance, improvement or repair of a public lighting or signal maintenance system, the provision, alteration or repair of a main drain, pipe or apparatus for the supply of gas, oil, water or electricity or of a telegraph, telephone or communications line or conduit or the provision of a traffic sign, or a vehicle being used in connection with the performance of duties associated with the operation of a public bicycle scheme;
 - (b) a fire brigade vehicle, an ambulance or a vehicle being used by a member of the Garda Síochána or a traffic warden or market supervisor in the performance of his/her duties as such member, warden or supervisor;
 - (c) a vehicle which is being used by the Lord Mayor in the course of his/her official duties;
 - (d) 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) a vehicle parked at the edge of a public road while a passenger is entering or leaving it;
 - (f) a vehicle to which a valid Parking Permit, relating to the particular parking zone in which the vehicle is parked, is displayed or used by the permit holder in accordance with the Council's policy and usage instructions, as may be amended from time to time.

Restrictions on Parking

8. (1) A vehicle shall not be parked during a period which may be indicated on an information plate, on that side of a section of roadway along the edge of which traffic sign number RRM 007 [single yellow line] has been provided.
- (2)(a) Subject to paragraph (b), where traffic sign number RUS 018 [Restricted Parking] is provided a vehicle may only be parked for the length of time and, where appropriate, during the period, indicated on the information plate accompanying the sign.
- (b) Where a vehicle is removed from a place in respect of which paragraph (a) applies it may not be parked again in that place within one hour of its removal during the period when the restriction is in force.

PART II

PART II A

Conditions for parking in a Pay Parking area

- 9.** (1) Where a vehicle is parked in a pay parking area on a day and during the hours specified on an information plate accompanying traffic sign or signs No. RRM 016 and/or No. RUS 018 authorised by the Signs Regulations there shall be clearly displayed in the interior of the vehicle a valid parking disc in compliance with the requirements of Articles 11 to 17, or a valid Cork City Park by Phone parking event shall be registered in compliance with the requirements of Articles 18 to 22.
- (2) Where a traffic sign and/or supplementary information plate as prescribed in the Sign Regulations states 'Disc Required', this shall be construed as referring to either a valid parking disc or a valid Cork City Park by Phone parking event.
- 10.** A person shall not park or cause to be parked in a pay parking area 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 on-street parking, to other road users or pedestrians, or to obstruct the free flow of traffic within the street.
- 11.** A person shall not use a parking bay for any purpose other than for parking of a mechanically propelled vehicle, excluding a mechanically propelled wheelchair or a pedal cycle.

PART II B

Obligation to display a valid Parking Disc

- 12.** Where a vehicle is parked in a pay parking area on a day and during the hours specified on an information plate accompanying traffic sign or signs No. RRM 016 and/or No. RUS 018 authorised by the Signs Regulations and the motorist has chosen to utilise the parking disc payment method for on street parking,
- (a) the motorist shall mark the parking disc in accordance with the instructions printed on reverse of the parking disc, clearly indicating the year, month, day, hour of the day and (to the nearest following five minute period) minute of the hour when parking commences;
- (b) the motorist shall display the parking disc in the interior of the vehicle so that it shall be fully and clearly visible to a person outside the vehicle;
- and
- (c) the motorist shall display only one parking disc for as long as the vehicle is parked in that pay parking area.

Period of parking in Pay Parking area

- 13.** A vehicle parked in a pay parking area on a day and during the hours indicated on an information plate accompanying traffic sign or signs No. RRM 016 and/or No. RUS 018 authorised by the Signs Regulations shall not be parked for longer than the period indicated as the maximum period for that pay parking area indicated in such information plate.

Interference with Parking Discs

- 14.** Where a vehicle is parked in a pay parking area on a day and during the hours specified on an information plate accompanying traffic sign or signs No. RRM 016 and/or No. RUS 018

authorised by the Signs Regulations a person shall not interfere with a parking disc exhibited in the vehicle.

Removal of Vehicle from Pay Parking area

- 15.** A vehicle parked in a pay parking area on a day at a time which is not specified on an information plate accompanying traffic sign or signs No. RRM 016 and/or No. RUS 018 authorised by the Signs Regulations shall be removed from the pay parking area when a period of hours specified on such information plate 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 article 12(b) of these Bye-laws and article 12 (c) of these Bye-laws shall apply from such commencement in respect of such parking.

Prohibition on certain parking inside an hour of leaving Pay Parking area

- 16.** A vehicle which has been parked in a pay parking area shall not be parked again on the public road in which that pay parking area is situated until at least one hour after the vehicle last vacated that public road.

Issue of Parking Discs

- 17.** Parking discs shall be issued by the Council by means of designated retail outlets or by such other means as may be determined by the Council from time to time.

Fee for Parking Discs

- 18.** The fee for a parking disc shall be as indicated in Appendix 1 of these bye-laws or such as may be determined from time to time by resolution of the Council, pursuant to the provisions of Section 36 of the Act of 1994.

PART II C

Obligation to register a valid Cork City Park by Phone parking event

- 19.** Where a vehicle is parked in a pay parking area on a day and during the hours specified on an information plate accompanying traffic sign or signs No. RRM 016 and/or No. RUS 018 authorised by the Signs Regulations and the motorist has chosen to utilise the Cork City Park by Phone payment method for on street parking,
- (a) the motorist shall register the parking period at the commencement of parking, via a phone interface to the Cork City Park by Phone designated phone number; by use of the designated parking app; or by any other means which may be provided by the Council from time to time;
 - (b) the motorist shall confirm the location and vehicle registration number of the vehicle being parked;
 - (c) the motorist shall receive a confirmation from the system of a successful parking transaction. Only on receipt of such confirmation may the motorist consider that they have registered a valid Cork City Park by Phone parking event;
 - (d) if for any reason the motorist cannot complete a valid Cork City Park by Phone parking event, the motorist shall be obliged to pay for parking by another valid method.

Period of parking in a Pay Parking area

- 20.** A vehicle parked in a pay parking area on a day and during the hours indicated on an information plate accompanying traffic sign or signs No. RRM 016 and/or No. RUS 018 authorised by the Signs Regulations shall not be parked for longer than the period indicated as

the maximum period for that pay parking area indicated in such information plate except where provided for under article 20(2) of these Bye-laws.

Removal of Vehicle from a Pay Parking area

- 21.** A vehicle parked in a pay parking area at a time which is not specified on an information plate accompanying traffic sign or signs NO. RRM 016 and/or No. RUS 018 authorised by the Signs Regulations shall be removed from the pay parking area when a period of hours specified on such information plate commences, unless at such commencement and during the remainder of the period of parking, a valid Cork City Park by Phone parking event has been registered in accordance with article 19(a) and 19(b) and 19(c) and 19(d) of these Bye-laws shall apply from such commencement in respect of such parking.

Prohibition on certain parking inside an hour of leaving Pay Parking area

- 22.** A vehicle which has been parked in a pay parking area shall not be parked again on the public road in which that pay parking area is situated until at least one hour after the vehicle last vacated that public road.

Fee for a Cork City Park by Phone parking event

- 23.** The fee for a Cork City Park by Phone parking event shall be as indicated in Appendix 2 of these bye-laws or such as may be determined from time to time by resolution of the Council, pursuant to the provisions of Section 36 of the Act of 1994.

PART III

Conditions for use of a Disabled Person's Parking Permit

- 24.** Articles 9, 12 to 18, and 19 to 23 of these Bye-laws shall not apply to a vehicle in the interior of which is displayed a valid Disabled Person's Parking Permit, issued pursuant to or recognised under the National Parking Regulations save in respect of Article 37(2) (b) of the Road Traffic (Traffic and Parking) (Amendment) Regulations 2011, and a valid Parking Time Clock set to show the quarter hour period during which the parking period commenced.

Obligation to display a valid Disabled Person's Parking Permit

- 25.** Where a vehicle is parked in a pay parking area on a day and during the hours specified on an information plate accompanying traffic sign or signs No. RRM 016 and/or No. RUS 018 authorised by the Signs Regulations and the motorist or passenger is the holder of a valid Disabled Person's Parking Permit:
- (a) the original Permit must be exhibited;
 - (b) the Permit shall be exhibited in the interior of the vehicle so that it can be clearly read through the front windscreen from outside the vehicle;
 - (c) the front of the Permit should face upwards, showing the wheelchair symbol; and
 - (d) the Permit must be accompanied by a Parking Time Clock, exhibited in the interior of the vehicle so that it can be clearly read through the front windscreen from outside the vehicle and set to show the quarter hour period during which parking commenced.
 - (e) The Permit and Parking Time Clock must be exhibited in accordance with paragraphs (a) to (d) of this article for so long as the vehicle is parked in that pay parking area.
- 26.** The permit holder must ensure that the details on the front of the Disabled Person's Parking Permit and Parking Time Clock remain legible.
- 27.** If the permit holder is using the parking concessions as a passenger, it is the responsibility of the permit holder to ensure the driver of the vehicle is aware of the requirements for the valid use of the Permit.
- 28.** The Disabled Persons Parking Permit is issued for the use and benefit of the permit holder only, and may only be displayed if the permit holder is travelling in the vehicle as a driver or passenger, or the vehicle is being used to collect or drop the permit holder.

Period of parking in a Pay Parking area

- 29.** A vehicle parked in a pay parking area in the interior of which is exhibited a valid Disabled Persons Parking Permit and a valid Parking Time Clock on a day and during the hours indicated on an information plate accompanying traffic sign or signs No. RRM 016 and/or No. RUS 018 authorised by the Signs Regulations shall not be parked for longer than the period indicated as the maximum period for that pay parking area indicated in such information plate.
- 30.** A vehicle in the interior of which is displayed a valid Disabled Person's Parking Permit issued pursuant to or recognised under the National Parking Regulations save in respect of Article 37(2) (b) of the Road Traffic (Traffic and Parking) (Amendment) Regulations 2011, and a valid Parking Time Clock, which is removed from a pay parking area where traffic sign No. RUS 018 [Restricted Parking] is provided shall not be parked again in that place within 1 hour of its removal during the period when the restriction is in force.

Interference with Disabled Person's Parking Permit and/or Parking Time Clock

- 31.** Where a vehicle is parked in a pay parking area on a day and during the hours specified on an information plate accompanying traffic sign or signs No. RRM 016 and/or No. RUS 018 authorised by the Signs Regulations a person shall not interfere with a Disabled Person's Parking Permit or a Parking Time Clock exhibited in the vehicle.

Issue of Parking Time Clocks

- 32.** Parking Time Clocks shall be issued by the Council or its agents after the presentation of a valid Disabled Person's Parking Permit and on completion of a registration process by the permit holder.

Conditions for parking in a Pay Parking area

- 33.** A vehicle which is parked in a pay parking area on a day and during the hours specified on an information plate accompanying traffic sign or signs No. RRM 016 and/or No. RUS 018 authorised by the Signs Regulations shall, where parking bays are provided at that pay parking area, be parked within the area comprising a parking bay.

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PART IV

Parking for Electric Vehicles & Car Club Vehicles

- 34.** (1) Where traffic sign number RRM 034 is provided, a vehicle shall not be stopped or parked.
- (2) Article 34 (1) shall not apply to a vehicle which is clearly marked to show that it is a vehicle that belongs to a car club.
- 35.** Articles 9, 12 to 18, and 19 to 23 of these Bye-laws shall not apply to a Car Club Vehicle parked in a Car Club Vehicle Parking Bay as indicated by means of traffic sign number RRM 034 of the Signs Regulations.
- 36.** (1) Where traffic sign number RRM 035 [Electrically Powered Vehicle Recharging Bay] is provided, a vehicle shall not be stopped or parked.
- (2) Article 36 (1) shall not apply to a vehicle that is an electrically powered vehicle, the battery of which is being recharged.
- 37.** Articles 9, 12 to 18, and 19 to 23 of these Bye-laws shall not apply to an electrically powered vehicle parked in a electrically powered vehicle recharging bay as indicated by means of traffic sign number RRM 035 of the Signs Regulations.
- 38.** Where an electrically powered vehicle is parked in a electrically powered vehicle recharging bay as indicated by means of traffic sign number RRM 035 of the Signs Regulations, the vehicle may only be parked for the length of time and, where appropriate, during the period, indicated on the information plate accompanying the sign, and only while the vehicle is being re-charged.

Made and adopted under the Common Seal of Cork City Council this _____ day of _____ 2015

PRESENT when the
COMMON SEAL of **CORK CITY COUNCIL**
was affixed hereto:

LORD MAYOR

CHIEF EXECUTIVE OFFICER

LAW AGENT

APPENDIX 1 PARKING DISC

TIME: 8.30am to 18.30pm	MON-SAT INC.
1 hour	€2.00
2 hours	€2.00

EXTENDED TIME: 8.30am to 20.30pm for the following pay parking area(s) Horgan Buildings, College View, Highfield West and Saint Clare's Avenue (being all off College Road)	MON-SAT INC.
1 hour	€2.00
2 hours	€2.00

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APPENDIX 2 CORK CITY PARK BY PHONE

TIME:8.30am to 18.30pm	MON-SAT INC.
1 hour	€2.00
2 hours	€2.00

EXTENDED TIME: 8.30am to 20.30pm for the following pay parking area(s) Horgan Buildings, College View, Highfield West and Saint Clare's Avenue (being all off College Road)	MON-SAT INC.
1 hour	€2.00
2 hours	€2.00

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