

**THE COUNTY COUNCIL OF DURHAM
(SEAHAM) (VARIOUS OFF-STREET PARKING PLACES) ORDER 2023
((MINOR) AMENDMENT NO.1) ORDER 2024**

The Council on 21/6/2024 made the following Minor Order under sections 32 and 33, 34, 35, 35A, 35B, 35C and 38 of the Road Traffic Regulation Act 1984, as amended, which comes into operation on 4/7/2024: The effect of which will a. amend the existing heading Part VIII Contravention and Excess Charge to Part VIII Contravention and Penalty Charge Notice b.to delete existing article 35 and 36 **Contravention & Excess Charges** in its entirety and replace with a new article 35 to read as follows:- **Contravention and Penalty Charge Notices** (35) (1) If a vehicle is in contravention of any provision of this Order a penalty charge shall be payable (2) In the case of a vehicle in respect of which a penalty charge is payable, a penalty charge notice may then be issued by a civil enforcement officer in accordance with the requirements of section 78 of the Traffic Management Act 2004, as amended. A copy of the Order may be inspected via the Councils website and at Seaham Library during normal opening hours. Any person wishing to question the validity of the Order or of any provision therein on the grounds that it is not within the powers conferred by the Act, as amended, or on the grounds that any requirement of that Act or of any regulation made under it has not been complied with may, within six weeks from 27/6/2024 apply to make an application for that purpose to the High Court.

Dated: 27/6/2024

Helen Bradley
Director of Legal and Democratic Services
County Hall, Durham DH1 5UL

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(SEAHAM) (VARIOUS OFF-STREET PARKING PLACES) ORDER 2023
((MINOR) AMENDMENT NO.1) ORDER 2024**

The County Council of Durham (“the Council”) in exercise of their powers under Sections 32 and 33, 34, 35, 35A, 35B, 35C and 38 and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984, as amended (“the Act”) and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act, hereby make the following Order:-

Part I

1.General

This Order may be cited as The County Council of Durham (Seaham) (Various Off-Street Parking Places) Order 2023 ((Minor) Amendment No. 1) Order 2024 and shall come into operation on 4th Day of July 2024.

Part II

2.Amendments

The under-noted amendments have been made to the following order:

The County Council of Durham (Seaham) (Various Off-Street Parking Places) Order 2023.

Purpose of Amendments

a. To amend the existing heading **PART VII CONTRAVENTION AND EXCESS CHARGES** to read as follows: **PART VII CONTRAVENTION AND PENALTY CHARGE NOTICES**

b.to delete existing article 35 and 36 **Contravention & Excess Charges** in its entirety and replace with a new article 35 to read as follows:-

Contravention and Penalty Charge Notices

(35) (1) If a vehicle is in contravention of any provision of this Order a penalty charge shall be payable.

(2) In the case of a vehicle in respect of which a penalty charge is payable, a penalty charge notice may then be issued by a civil enforcement officer in accordance with the requirements of section 78 of the Traffic Management Act 2004, as amended.

All other articles will be re-numbered accordingly.

PART III

3.Saving

In so far as any provision of this Order conflicts with any provision which is contained in an Order made or having effect as if made under the Act or by or under any other enactment then the provisions of THIS Order shall prevail.

The prohibitions and restrictions imposed by this Order shall be in addition to and not derogation from any restriction or requirement imposed by any regulations made or having effect as if made under the Act or by or under any other enactment.

**MADE THIS 21st DAY OF JUNE 2024 BY
THE AFFIXING OF THE COMMON SEAL OF THE COUNTY COUNCIL
OF DURHAM BY ORDER:**

.....
**AUTHORISED SIGNATORY
(A PERMANENT OFFICER OF THE COUNTY COUNCIL)**

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