

## EASTBOURNE BOROUGH COUNCIL

### Borough of Eastbourne (Off-Street Parking Places) Order 2001

#### (Amendment) No 2 Order 2024

The Council of the Borough of Eastbourne (hereafter referred to as “the Council”) in the exercise of its powers under Section 32(1)(a), 35(1), (3), 39 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984, as amended (hereafter referred to as “the 1984 Act”), and of all other enabling powers, with the consent of the East Sussex County Council and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the 1984 Act, hereby make the following Order:-

1. **When this Order comes into operation** “The Borough of Eastbourne (Off-Street Parking Places) Order 2001” as amended by “The Borough of Eastbourne (Off-Street Parking Places) (Amendment) No. 1, No. 2 and No.3 Order 2002, No.1 Order 2003, No 1 Order 2004, No 1 Order 2005, Notice of Variation 2006, No.1 Order 2007, No.1, No. 2 and No.3 Order 2008, No.1 Order 2009, No.1 Order 2010, No.1 Order 2014 and No.1 Order 2024 shall have effect as though it were amended as follows:-

2. **In Part I - GENERAL, item 2**

- (i) Insert a definition for “electric vehicle” as follows:

“electric vehicle or EV” means a motor vehicle that can be powered, partially or wholly, by an electric motor that draws electricity from a battery and is capable of being charged for an external source, which for the avoidance of doubt shall include hybrid and plug-in hybrid

- (ii) Insert the definition for “electric vehicle charging bay” to be defined as follows:

“electric vehicle charging bay” means a Parking Bay within a Parking Place identified by surface markings and/or signage for the exclusive use of Electric Vehicles whilst that Vehicle is being charged by means of an Electric Charging Point

- (iii) Insert the definition of “electric vehicle charging point” to be defined as follows:

“electric vehicle charging point” means a purpose built unit designed to connect an Electric Vehicle to a source of electricity to recharge Electric Vehicles.

- (iv) Insert the definition of “motor vehicles” to be defined as follows:

“motor vehicles” means a vehicle including an electric vehicle (other than a motorcycle or motorhome) constructed or adapted for use on roads and not drawing a trailer.

**Amendment to Part II - USE OF PARKING PLACE**

Insert a new article 3.1

3.1 No person shall use an Electric Vehicle Parking Bay, designated as such by sign, surface marking, or Parking Place Notice, for any purpose unless it is an Electric Vehicle that is connected to and in the process of receiving an active electrical charge from an immediately adjacent Electric Vehicle Charging Point.

Insert a new article 12.

12. The Driver of an Electric Vehicle must display a Parking Ticket in the Relevant Position whilst that Electric Vehicle is connected to and in the process of receiving an active electrical charge from an immediately adjacent Electric Vehicle Charging Point.

Insert a new article 12.3 - Failure to pay initial charge and payment of penalty charge

12(3) The Driver of an Electric Vehicle shall pay a Penalty Charge if an Electric Vehicle is parked in an Electric Vehicle Parking Bay during the operational times but then exceeds the maximum amount stay time. Any non-electric vehicle or electric vehicles not receiving an active charge in an electric vehicle parking bay may receive a Penalty Charge Notice. For the avoidance of doubt, users may not move to an alternative Electric Vehicle Parking Bay within the period of no return but, subject to the relevant parking places maximum stay, may move to a standard parking bay subject to the payment of the appropriate parking charge.

**THE COMMON SEAL OF THE COUNCIL  
OF THE BOROUGH OF EASTBOURNE**

**Was affixed to this Deed on the day of 202.....**

**And in the presence of:-**

**Authorised Signatory**