

Comhairle Cathrach
Chorcaí
Cork City Council



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Cork City Council

Cork City Council
Parking Bye-Laws 2022

CORK CITY COUNCIL PARKING BYE-LAWS 2022

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 makes the following Bye-Laws in relation to the control and regulation of the parking of vehicles on public roads within the City of Cork.

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Part I Preliminary and General

1. These Bye-Laws may be cited as the Cork City Council Parking Bye-Laws 2022.
2. These Bye-Laws shall come into operation on the 1st day of July, 2022.
3. These Bye-Laws shall apply to those parts of the administrative area of Cork City Council as are more particularly delineated on the Pay Parking Control Area Map contained in Appendix 1 hereof.
4. The Cork City Parking Bye-Laws 2016 are hereby revoked with effect from the coming into operation of these Bye-Laws.

5. (1) In these Bye-Laws:

“Car Club” has the meaning assigned to it by Article 4 of the National Regulations;

“Car Club Vehicle Parking Bay” has the meaning assigned to it by Article 4 of the National Regulations;

“Car Club Vehicle Permit” has the meaning assigned to it by Article 4 of the National Regulations;

“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;

“Disabled Persons Parking Bay” has the meaning assigned to it by Article 4 of the National Regulations;

“Disabled Person’s Parking Permit” has the meaning assigned to it by Article 43 of the National Regulations;

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"Disc Parking Place" has the meaning assigned to it by Article 3(1) of the Signs Regulations;

"Electrically Powered Vehicle" has the meaning assigned to it by Article 4 of the National Regulations;

"Electrically Powered Vehicle Recharging Bay" has the meaning assigned to it by Article 4 of the National Regulations;

"Goods Vehicle" has the meaning assigned to it by Article 4 of the National Regulations;

"Information Plate" has the meaning assigned to it by Article 3(2) of the Signs Regulations;

"Loading Bay" has the meaning assigned to it by Article 4 of the National Regulations;

"Mechanically Propelled Vehicle" has the meaning assigned to it by Section 3 of the Road Traffic Act 1961 as amended, extended, substituted, replaced, codified, consolidated or otherwise changed, whether in whole or in part;

"Motorcycle" means a two-wheel Vehicle, with or without a sidecar, as defined in Article 1(2)(b) of Directive 2002/24/EC of the European Parliament and of the Council of 18 March 2002(6);

Parking Bay" has the meaning assigned to it by Article 4 of the National Regulations;

"Pay Parking Area" is an area within a Disc Parking Place and means an area on a Public Road intended for the parking of Mechanically Propelled Vehicles identified by a Traffic Sign or Traffic Signs and any accompanying Information Plate which indicate that parking of Vehicles is subject to the exhibition of a Valid Parking Disc or a Valid Cork City Park by Phone Parking Event;

"Pedal Cycle" has the meaning assigned to it by Section 3 of the Road Traffic Act 1961 as amended, extended, substituted, replaced, codified, consolidated or otherwise changed, whether in whole or in part;

“Public Road” has the meaning assigned to it by Article 4 of the National Regulations;

“The National Regulations” means the Road Traffic (Traffic & Parking) Regulations 1997 (S.I. No. 182 of 1997) as amended, extended, substituted, replaced, codified, consolidated or otherwise changed, whether in whole or in part;

“The Signs Regulations” means the Road Traffic (Signs) Regulations 1997 (S.I. No. 181 of 1997) as amended, extended, substituted, replaced, codified, consolidated or otherwise changed, whether in whole or in part;

“Traffic Sign” has the meaning assigned to it by Article 3(1) of the Signs Regulations;

“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, extended, substituted, replaced, codified, consolidated or otherwise changed, whether in whole or in part;

“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 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, 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;

“Vehicle” unless otherwise specified in these Bye-Laws, means a Mechanically Propelled Vehicle;

“Zone” means a Pay Parking Area or a number of Pay Parking Areas to which a particular Residents’ 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 (S.I. No 181 of 1997 as amended, extended, substituted, replaced, codified, consolidated or otherwise changed, whether in whole or in part;

(3) (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 sub-sections 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.

(4) 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.

Motorcycles and pedal cycles prohibited from parking

6 A Motorcycle or a Pedal Cycle shall not be parked in a Parking Bay identified by a Traffic Sign or Traffic Signs and any accompanying Information Plate on a day or during the hours specified on the Information Plate save in the place for the parking of such Motorcycle or Pedal Cycle.

Non-Application of Bye-Laws to certain vehicles

7 Articles 9,13 to 19, and 20 to 24 of these Bye-Laws shall not apply to:-

- (a) a Vehicle being used in connection with
 - (i) the removal of an obstruction to traffic,
 - (ii) the removal of a Vehicle pursuant to Section 97 of the Road Traffic Act, 1961, as amended,
 - (iii) the maintenance, improvement, signing, lining or reconstruction of a Public Road,
 - (iv) the maintenance, improvement or repair of a public lighting or signal maintenance system,
 - (v) the provision, alteration or repair of a main drain, sewer, 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,
- (vi) the performance of duties associated with the operation of a public bicycle scheme,
 - (vii) street cleaning or litter management duties;
- (b) a fire brigade Vehicle, an ambulance or a Vehicle being used by a Traffic Warden, a litter warden, a street cleaning supervisor or market supervisor or a member of An Garda Síochána or the Defence Forces in the performance of his/her duties;
 - (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/stopped 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 the relevant Traffic Sign (single yellow line) has been provided.
- (2)(a) Subject to paragraph (b), where the relevant Traffic Sign (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 (2) (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 identified by a Traffic Sign or Traffic Signs and any accompanying Information Plate on a day and during the hours specified on the Information Plate there shall be clearly displayed in the interior of the Vehicle a Valid Parking Disc in compliance with the requirements of Articles 13 to 19, or a Valid Cork City Park by Phone Parking Event shall be registered in compliance with the requirements of Articles 20 to 24.
- (2) Where a Traffic Sign or Traffic Signs and any accompanying Information Plate 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 Vehicle parked in a Pay Parking Area identified by a Traffic Sign or Traffic Signs and any accompanying Information Plate on a day and during the hours specified on the Information Plate shall, where Parking Bays are provided at that Pay Parking Area, be parked within the area comprising a Parking Bay.
- 12** A person shall not use a Parking Bay for any purpose other than the 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

- 13** Where a Vehicle is parked in a Pay Parking Area identified by a Traffic Sign or Traffic Signs and any accompanying Information Plate on a day and during the hours specified on the Information Plate 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 the reverse side 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 is clearly and fully legible through the front windscreen;
- 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

- 14** A Vehicle parked in a Pay Parking Area identified by a Traffic Sign or Traffic Signs and any accompanying Information Plate on a day and during the hours specified on the Information Plate shall not be so parked for a period longer than the period indicated on the Information Plate as being the maximum period for which parking is permitted on that day in that Pay Parking Area.

Interference with Parking Discs

- 15** Where a Vehicle is parked in a Pay Parking Area identified by a Traffic Sign or Traffic Signs and any accompanying Information Plate on a day and during the hours specified on the Information Plate a person shall not interfere with a Parking Disc exhibited in the Vehicle.

Removal of Vehicle from Pay Parking Area

- 16** A Vehicle parked in a Pay Parking Area identified by a Traffic Sign or Traffic Signs and any accompanying Information Plate on a day and at a time which is not specified on the Information Plate 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 13(b) of these Bye-Laws and Article 13(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

- 17** 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

- 18** 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

- 19** The fee for a Parking Disc shall be determined from time to time by resolution of the Council, pursuant to the provisions of Section 36 of the Road Traffic Act 1994, (No 7 of 1994).

Part II C

Obligation to register a Valid Cork City Park by Phone Parking Event

- 20** Where a Vehicle is parked in a Pay Parking Area identified by a Traffic Sign or Traffic Signs and any accompanying Information Plate on a day and during the hours specified on the Information Plate 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 Event;
 - (d) if for any reason the motorist cannot complete a Valid Cork City Park by Phone Event, the motorist shall be obliged to pay for parking by another valid method.

Period of parking in Pay Parking Area

- 21** A Vehicle parked in a Pay Parking Area identified by a Traffic Sign or Traffic Signs and any accompanying Information Plate on a day and during the hours specified on the Information Plate shall not be so parked for a period longer than the period indicated on the Information Plate as being the maximum period for which parking is permitted on that day in that Pay Parking Area.

Removal of Vehicle from Pay Parking Area

- 22** A Vehicle parked in a Pay Parking Area identified by a Traffic Sign or Traffic Signs and any accompanying Information Plate on a day and at a time which is not specified on the Information Plate 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 Event has been registered in accordance with Article 20(a), 20(b), 20(c) and 20(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

- 23** 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

- 24** The fee for a Valid Cork City Park by Phone Event shall be determined from time to time by resolution of the Council, pursuant to the provisions of Section 36 of the Road Traffic Act 1994, (No 7 of 1994).

Part III

Conditions for use of a Disabled Persons Parking Permit

- 25** Articles 9, 13 to 19, and 20 to 24 of these Bye-Laws shall not apply to a Vehicle in the interior of which is displayed a valid Disabled Persons 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

Obligation to Display a Valid Disabled Persons Parking Permit.

- 26** Where a Vehicle is parked in a Pay Parking Area identified by a Traffic Sign or Traffic Signs and any accompanying Information Plate on a day and during the hours specified on the Information Plate and the motorist or passenger is the holder of a valid Disabled Persons Parking Permit:
- (a) the original Disabled Persons Parking Permit must be exhibited;
 - (b) the Disabled Persons Parking Permit shall be prominently displayed in the interior of the Vehicle as to be clearly and fully legible through the front windscreen from outside the Vehicle;
 - (c) the front of the Disabled Persons Parking Permit should face upwards, showing the wheelchair symbol;
- 27** The Disabled Persons Parking Permit holder must ensure that the details on the front of the Disabled Persons Parking Permit remain legible.
- 28** If the Disabled Persons Parking Permit holder is using the parking concessions as a passenger, it is the responsibility of the Disabled Persons Parking Permit holder to ensure the driver of the Vehicle is aware of the requirements for the valid use of the Disabled Persons Parking Permit
- 29** The Disabled Persons Parking Permit is issued for the use and benefit of the Disabled Persons Parking Permit holder only and may only be displayed if the Disabled Persons Parking Permit holder is travelling in the Vehicle as a driver or passenger, or the Vehicle is being used to collect or drop the Disabled Persons Parking Permit holder.

Period of parking in Pay Parking Area

- 30** A Vehicle parked in a Pay Parking Area identified by a Traffic Sign or Traffic Signs and any accompanying Information Plate in the interior of which is exhibited a valid Disabled Persons Parking Permit on a day and during the hours specified on the Information Plate shall not be so parked for a period longer than the period indicated on the Information Plate as being the maximum period for which parking is permitted on that day in that Pay Parking Area.
- 31** A Vehicle in the interior of which is exhibited a valid Disabled Persons 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, which is removed from a Pay Parking Area where the relevant Traffic Sign (Restricted Parking) is provided shall not be parked again in that place **within one hour** of its removal during the period when the restriction is in force.

Interference with Disabled Persons Parking Permit

- 32** Where a Vehicle is parked in a Pay Parking Area identified by a Traffic Sign or Traffic Signs and any accompanying Information Plate on a day and during the hours specified on the Information Plate a person shall not interfere with a Disabled Persons Parking Permit

Part IV

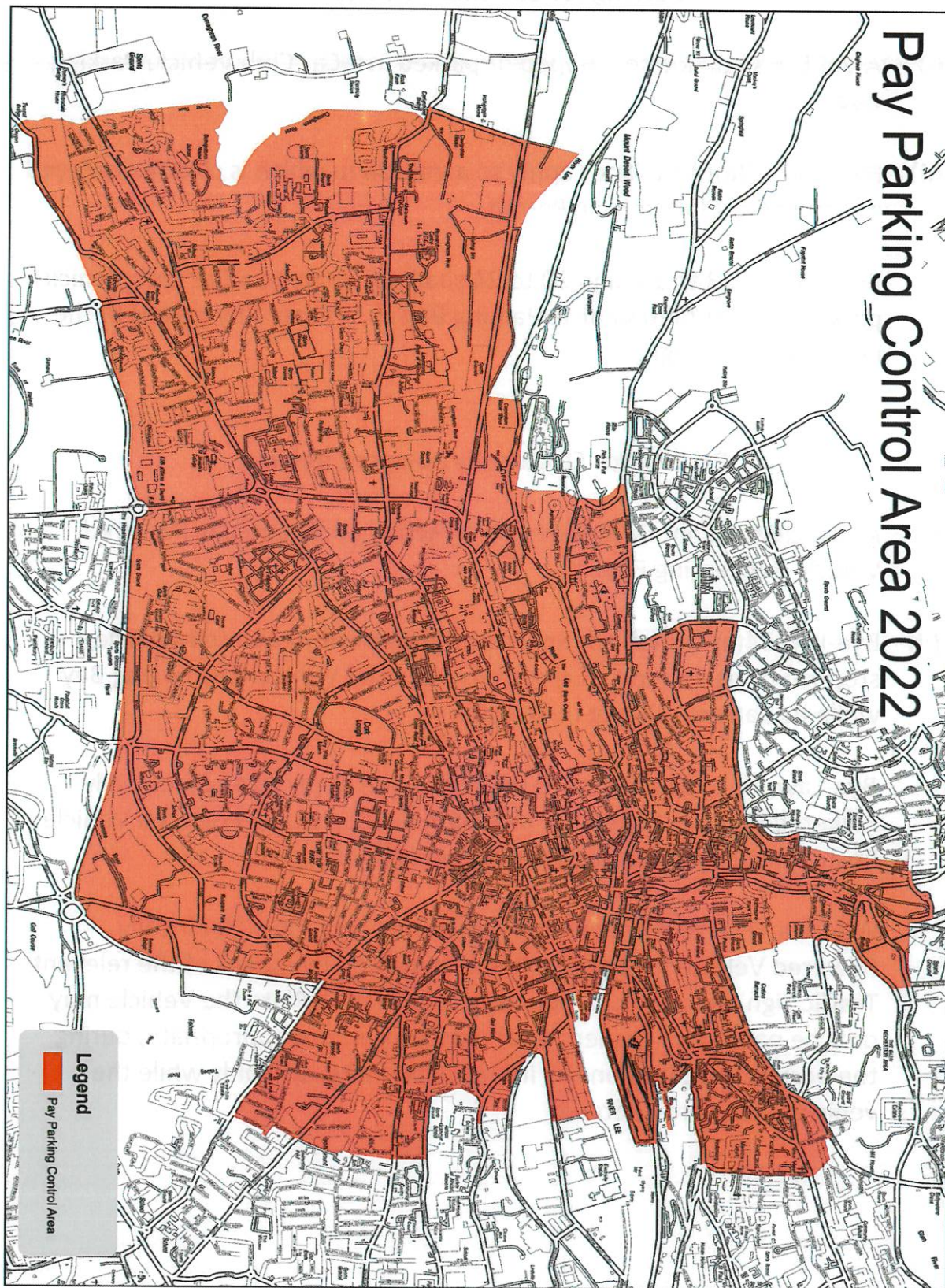
Parking for Car Club Vehicles

- 33 (a) (i)** A Vehicle shall not be stopped or parked in a Car Club Vehicle Parking Bay.
- (ii)** Bye-Law 33(a)(i) shall not apply to a Vehicle in which is clearly displayed a current Car Club Vehicle Permit.
- (b)** Bye-Laws 9, 13 to 19, and 20 to 24 shall not apply to a Car Club Vehicle parked in a Car Club Vehicle Parking Bay as indicated by means of the relevant Traffic Sign.

Parking for Electrically Powered Vehicles

- 34 (a) (i)** A Vehicle shall not be stopped or parked in an Electrically Powered Vehicle Recharging Bay.
- (ii)** Bye-Law 34(a)(i) shall not apply to an Electrically Powered Vehicle, stopped or parked in an Electrically Powered Vehicle Recharging Bay while its battery is being re-charged.
- (b)** Bye-Laws 9, 13 to 19, and 20 to 24 shall not apply to an Electrically Powered Vehicle stopped or parked in an Electrically Powered Vehicle Recharging Bay while its battery is being re-charged.
- (c)** Where an Electrically Powered Vehicle is parked in a Electrically Powered Vehicle Recharging Bay as indicated by means of the relevant Traffic Sign and any accompanying Information Plate the Vehicle may only be parked for the length of time and, where appropriate, during the period, indicated on the Information Plate, and only while the vehicle is being re-charged.

Appendix I
Pay Parking Control Area to which these Bye-Laws apply



Appendix 2

Parking Disc & Cork City Park By Phone Fee

Operable Days and Times as specified on the Information Plate accompanying the Traffic Sign or Traffic Signs in a Pay Parking Area.

Parking Fee Per Parking Period/Event * shall be as determined from time to time by resolution of the Council, pursuant to the provisions of Section 36 of the Road Traffic Act 1994, (No 7 of 1994).

*Parking Period/Event is as specified on the Information Plate accompanying the Traffic Sign or Traffic Signs in a Pay Parking Area.

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Made and adopted under the Common Seal of Cork City Council

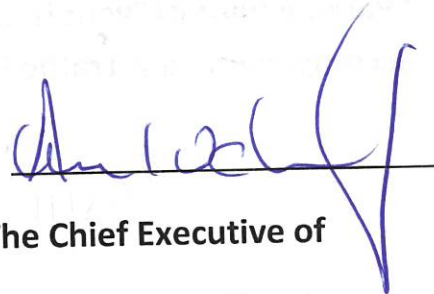
this 13th day of June 2022

PRESENT when the

Common Seal of Cork City Council

was affixed hereto and was

authenticated by:



The Chief Executive of

Cork City Council and a person

nominated under Section 11 (8) of
the Local Government Act 2001 to
authenticate the Common Seal of
Cork City Council

Local Government Official
Cork City Council
City Hall, Cork *MS*



LORD MAYOR



HEAD of LEGAL AFFAIRS