

**THE MUNICIPAL DISTRICT OF DUNDALK**  
**PARKING CONTROL (PAY PARKING) BYE-LAWS 2019**

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## THE MUNICIPAL DISTRICT OF DUNDALK

### PARKING CONTROL (PAY PARKING) BYE-LAWS 2018

The Members of the Municipal District of Dundalk in exercise of the powers under section 36 of the Road Traffic Act 1994 and in the exercise of its powers under section 131A(1) (a) and paragraph 26 of Schedule 14A (inserted by section 21 (3) of the Local Government Reform Act, 2014) of the Local Government Act 2001 and all other enabling powers and having consulted the Commissioner of An Garda Síochána in accordance with section 36 (3)(a) of the Road Traffic Act 1994 hereby makes the following Bye-Laws for the control and regulation of the parking of vehicles in parking places on public roads in the Municipal District of Dundalk

#### PART I Preliminary

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|----------------------------|-------|--|
| <b>Short Title</b>         | 1.    | These Bye-Laws may be cited as The Municipal District of Dundalk (Parking Control) Pay Parking Bye Laws 2019.  |
| <b>Commencement</b>        | 2.    | These Bye-Laws shall come into operation on the 11 <sup>th</sup> October 2019  |
| <b>Area of application</b> | 3.    | These Bye-Laws apply to all Parking Places within pay parking areas in the Municipal District of Dundalk within the areas delineated in Map 223-Dundalk Pay Parking Boundary 2019, appended to the Schedule hereto and incorporated into these Bye-Laws.   |
| <b>Revocation</b>          | 4.    | From and after the date on which these Bye-Laws shall come into operation the Dundalk Urban District Council Parking Control (Pay Parking) Bye-Laws, 2000, the Dundalk Urban District Council Parking Control (Pay Parking)(Amendment) Bye-Laws 2001, and the Municipal District of Dundalk Parking Control (Pay Parking) (Amendment) Bye-Laws 2019 shall be and are hereby revoked. |
| <b>Interpretation</b>      | 5(1). | In these Bye-Laws except where the context otherwise requires the following words and expressions shall have the meanings hereby respectively assigned to them:  |
| “the Act of 1961”          |       | means the Road Traffic Act, 1961 (24 of 1961);   |
| “the Act of 1968”          |       | means the Road Traffic Act, 1968 (25 of 1968);   |
| “the Act of 1993”          |       | means the Roads Act, 1993 (No 14 of 1994);   |
| “the Act of 1994”          |       | means the Road Traffic Act, 1994 (No 7 of 1994);   |
| “the Signs                 |       | means the Road Traffic (Signs) Regulations 1997 to 2012;   |

Regulations” “the National Regulations”	means the Road Traffic (Traffic and Parking) Regulations 1997 to 2016;
“the Council”	means Louth County Council;
“Authorised Person”	has the meaning assigned to it by section 103(8) (as inserted by the 1968 Act) of the 1961 Act;
“Charging Hours”	means in respect of a Parking Place those hours during which a Vehicle may only be permitted to park in the Parking Place upon payment of a fee specified in Part III of these Byelaws;
“Charging Space”	means in a space in a Parking Place indicated by road markings and or signs wherein a charging point for Electric Powered Vehicles is installed for the use of drivers to charge such Vehicles;
“Disc Parking Place”	means a place on a Public Road indicated by Traffic Sign number RRM 016 where the parking of Vehicles is subject to the display of a Resident’s Parking Disc in accordance with these Bye-Laws; such disc parking places, where in-built to the outer edges of footpaths, may also be delineated by e.g 100mm wide granite kerbs laid flush in the road surface to indicate separation from the adjoining carriageway surface.
“Electric Powered Vehicle”	means a mechanically propelled Vehicle that is powered solely by means of a rechargeable battery or by means of a rechargeable battery and an internal combustion engine where either power source may be used to propel the Vehicle.
“Enactment”	means an Act or a statutory instrument or any portion of an Act or statutory instrument;
“Expiry Time”	is the time indicated on the Pay and Display Ticket and is the time by which the parking period for which the Pay and Display Ticket has expired;
“Goods Vehicle”	means a vehicle used exclusively for carrying goods and taxed for commercial purposes;
“Holiday”	means Good Friday and any day that is a public holiday as construed in accordance with the Second Schedule of the Organisation of Working Time Act, 1997;
“Information Plate”	means a plate accompanying a Traffic Sign which contains information in regard to the permission, restriction or prohibition, including the days and hours when the permission, restriction or prohibition applies and or the length of time to which parking is restricted;
“Loading Bay”	means that portion of a Public Road indicated by means of Traffic Sign number RRM 009 which is provided for the temporary parking of Goods Vehicles for a period of no more than 30 minutes for Loading

or Unloading purposes; such bays, where in-built to the outer edges of footpaths, may also be delineated by e.g 100mm wide granite kerbs laid flush in the road surface to indicate separation from the adjoining carriageway surface with double 50mm painted white terminal lines to indicate the permitted parking extent.

“Loading or Unloading”	refers to when a Goods Vehicle is parked in a Loading Bay for the purpose of delivering or collecting goods or merchandise or Loading or Unloading the Goods Vehicle at premises adjacent to the Loading Bay and the Goods Vehicle does not park for more than 30 minutes for such purposes;
“Meter Parking Place”	means a place on a Public Road where the parking of Vehicles is subject to the payment of a fee in accordance with Part III of these Bye-Laws by means of parking meters, Ticket Dispensing Machines or other modes of Pay and Display;
“park”	in relation to a vehicle, means keep or leave stationary, and cognate words shall be construed accordingly;
“Parking Bay”	means a space within a Parking Place intended to be used for the parking of a single Vehicle delineated or indicated by boundary markings painted or otherwise impressed (e.g by 100mm wide granite kerbs laid flush in the road surface for parking bays in-built to the outer edge of footpaths) upon the surface of the Parking Place sufficient to differentiate the space within such markings from the adjacent surface of the Parking Place and for which a fee is payable for parking during the Charging Hours pursuant to these Bye-Laws;
“Parking Fee”	means any fee to which reference is made in Bye-Law 14 for the parking of a Vehicle in a Parking Place;
“Parking Place”	means a Meter Parking Place or a Disc Parking Place and includes any part thereof within the areas shown on Map 223-Dundalk Pay Parking Boundary 2019 for the parking of Vehicles where any one of the following Traffic Sign numbers RRM 011, RRM 012, RRM 013, RRM 014, RRM 015 or RRM 016 authorised by the Signs Regulations is provided, or where parking places in-built to the outer edges of footpaths are delineated by e.g. 100mm wide granite kerbs laid flush in the road surface, and for which a fee is payable in accordance with Part III of these Bye-Laws. The permitted parking extent in relation to private accesses, loading bays, and bays for people with disabilities in parking places in-built to the outer edges of footpaths will be indicated by double 50mm painted white lines.
“Pay and Display”	means a type of Parking Place where upon parking a Vehicle in a Parking Bay within the Parking Place and prior to leaving the Parking Place a Pay and Display Ticket must be purchased for the appropriate Parking Fee and displayed in the Vehicle;
“Pay and Display Ticket”	means a ticket receipt for payment of the appropriate Parking Fee purchased or obtained for a period and issued by a Ticket Dispensing Machine or parking meter located in the Parking Place in which the

Vehicle has been parked and which specifies:

- (i) Louth County Council as the issuing authority;
- (ii) the amount of the fee paid in respect of the ticket;
- (iii) the year, date and time of the issue of the ticket;
- (iv) the date and time of the expiry of the ticket;
- (v) the location of the Parking Place where the ticket is valid;

“Pay Parking Zone” means the street or streets specified on a Resident’s Parking Disc.

“Public Road” has the meaning assigned to it in Section 2(1) of the Act of 1993;

“Relevant Position” means in respect of a Vehicle displaying a valid Disabled Persons Parking Permit or a Pay and Display Ticket or a Resident’s Parking Disc, the Disabled Persons Parking Permit or the Pay and Display Ticket or the Resident’s Parking Disc is exhibited on the inside surface of the windscreen or in a clearly visible position on the dashboard so that it can be easily seen and read from the front of the Vehicle;

“Resident’s Parking Disc” means a Disc issued by the Council to a resident which specifies:

- (i) Louth County Council as the issuing authority;
- (ii) the registration number of the Vehicle in respect of which it is issued
- (iii) the year, date and time of issue;
- (iv) the date of expiry;
- (v) the name of the street or streets where the disc entitles the resident to park the Vehicle pursuant to the provisions of Part IV of these Bye-Laws.

“Ticket Dispensing Machine” means an apparatus which is capable of automatically issuing a Pay and Display Ticket when the appropriate Parking Fee prescribed in Part III of these Bye-Laws is inserted into the machine which permits the parking of a Vehicle in the Parking Place for the period specified in the ticket;

“Traffic Sign” has the meaning assigned to it by section 95 (as amended by section 78 of the Act of 2010) of the Act of 1961;

“Traffic Warden” has the meaning assigned to it by Section 2(1) of the Local Authorities (Traffic Wardens) Act 1975 (No 14 of 1975);

“Valid Pay and Display Parking Ticket” means a Pay and Display Parking Ticket which was purchased at a Ticket Dispensing Machine and has not expired and which is valid for the Parking Place in which the Vehicle is parked;

“Vehicle” means an electric powered or mechanically propelled Vehicle (other than a mechanically propelled wheelchair or a pedal cycle) which is designed or constructed for the carriage of not more than 12 passengers and not drawing a trailer;

- (2) A reference in these Bye-Laws to a Traffic Sign means a reference to a Traffic Sign specified in the Signs Regulations and any number

referred to in association with a Traffic Sign is the number allocated to the sign in those Regulations.

- (3) A reference to a Ticket Dispensing Machine shall be construed as a reference to any Ticket Machine which is provided by the Council and situated within the boundaries of the Municipal District of Dundalk.
- (4) A reference in these Bye-Laws to an Information Plate accompanying a Traffic Sign means an Information Plate indicating the period (which shall include the days and hours) when the allowance, restriction or prohibition indicated by such Traffic Sign applies.
- (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.
- (6) A reference to any Enactment in these Bye-Laws shall be construed as a reference to that Enactment as amended, applied, consolidated, re-enacted by or as having effect by virtue of any subsequent Enactment, or any Enactment amending, applying, consolidating or re-enacting the same.
- (7) Unless the context otherwise requires words denoting the singular shall include the plural and vice versa and words denoting persons shall include either gender, bodies corporate or unincorporated associations.
- (8) Except where the context otherwise requires, any reference in these Bye-Laws to a numbered Bye-law shall be construed as a reference to the Bye-Law bearing that number in these Bye-Laws and any reference to a Schedule or a Drawing is a reference to a Schedule or a Drawing incorporated into these Bye-Laws
- (9) Headings are for ease of reference only and shall not affect construction.
- (10) The requirements, prohibitions and restrictions imposed by these Bye-Laws shall be in addition and not in derogation from any requirement, prohibition or restriction imposed by the National Regulations or under any other Enactment.

## **PART II**

### **Use of Parking Places**

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| <b>Use</b>            | 6. | Each Parking Place within the areas shown on Map 223-Dundalk Pay Parking Boundary 2019 may be used, subject to these Bye-Laws, as a place to Park or leave Vehicles of such classes, in such positions, on such days, during such hours and for such periods as are specified at each Parking Place by means of a Traffic Sign, Information Plate or Ticket Dispensing Machine. |
| <b>Positioning of</b> | 7. | No person shall cause or permit a Vehicle to stop, park or wait in a  |

<b>Vehicle</b>		Parking Place other than in a Parking Bay, or in such a manner that any wheel of that Vehicle is located outside the markings defining the limits of that Parking Place.
<b>Obstruction</b>	8.	Where a Parking Place is available for the parking of a Vehicle, no person shall park or leave a Vehicle in that Parking Place or as the case may be in any Parking Bay within the Parking Place in such a manner as to: <ul style="list-style-type: none"> <li>(i) obstruct vehicular access to or egress from the Parking Place or any Parking Bay in the Parking Place, or</li> <li>(ii) obstruct any footway, footpath or pedestrian access way in the Parking Place, or</li> <li>(iii) otherwise obstruct the free flow of pedestrian or vehicular traffic within the Parking Place.</li> </ul>
<b>Electric Vehicle Charging Space</b>	9.	No person shall cause or permit any Vehicle other than an Electric Powered Vehicle to stop, stand, wait, load or unload or otherwise park in a Charging Space within a Parking Place marked and signed for an Electric Powered Vehicles.
<b>Electric Vehicles</b>	10.	No person shall cause or permit any Electric Powered Vehicle to stop, stand, wait, load or unload or otherwise park in a Charging Space within a Parking Place marked and signed for an Electric Powered Vehicle unless the Vehicle is connected to the charging point (via a charging lead provided) at all times but not exceeding 3 hours while it is left at the charging point. Such vehicle shall not return to the same Charging Space on the same day
<b>Motor Cycles and Pedal Cycles</b>	11.	No person shall cause or permit a motor cycle or a pedal cycle to park during Charging Hours in a Parking Place of Parking Bay.
<b>Maximum period of stay</b>	12.(1)	Where a Pay and Display Parking Place or any Parking Bay within a Pay and Display Parking Space is described by a sign or notice on the Ticket Dispensing Machine as being available for use on specified days during specified hours or for a maximum period of parking, no person shall cause or permit a Vehicle to park in that Parking Place or in any Parking Bay within that Parking Place on any day during such hours or for any period other or longer than that specified. <ul style="list-style-type: none"> <li>(2) No person shall deposit or cause to be deposited any coin or coins in a Ticket Dispensing Machine for the purpose of extending the parking period beyond the total lawful parking period specified for that Parking Place during the Charging Hours.</li> <li>(3) No Vehicle for which a Parking Fee has been paid which has been taken away from a Pay and Display Parking Place during the Charging Hours after the Parking Fee has been incurred, shall until the expiration of one hour from the time the Vehicle was taken away be parked in that Pay and Display Parking Place during the Charging Hours.</li> <li>(4) Where a Vehicle which has been lawfully parked in a Parking Place is subsequently lawfully parked in another Parking Place, the</li> </ul>



period to which the subsequent parking is restricted by Bye-Law 6, shall be reduced by a period equal to the period from the time indicated on the Pay and Display Ticket to the time when the subsequent parking commenced.

**PART III**  
**Fees for Parking**

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|---------------------------|-----|---|
| <b>Payment</b>            | 13. | A person using a Pay and Display Parking Place, or any Parking Bay within a Pay and Display Parking Place, shall upon parking the Vehicle and prior to leaving the Parking Place purchase a Pay and Display Ticket at the appropriate fee in accordance with the fees specified in Bye-Law 14.  |
| <b>Parking Fees</b>       | 14. | The Parking Fee for the parking of a Vehicle in any Pay Parking Place <b>in Dundalk</b> during the Charging Hours is €0.22 for every continuous 12-minute period during the maximum permitted period of parking.  |
| <b>Manner of Payment</b>  | 15. | The Parking Fee shall be paid in the manner specified at the Parking Place or on the Ticket Dispensing Machine by obtaining a Pay and Display Ticket, by inserting the appropriate coin or coins into the Ticket Dispensing Machine or by any other method provided by the Council.   |
| <b>Manner of Display</b>  | 16. | Once a Vehicle has been parked within a Pay and Display Parking Place the driver of the Vehicle shall <ol style="list-style-type: none"><li>(i) ensure that a valid Pay and Display Ticket has been obtained and is displayed at all times the Vehicle is parked, to cover the entire period that the Vehicle is parked in the Parking Place, and</li><li>(ii) display the Pay and Display Ticket issued at that Parking Place in the Relevant Position on the Vehicle.</li></ol> |
| <b>Validity of Ticket</b> | 17. | A Pay and Display Ticket is valid only in the Pay and Display Parking Place in which it was issued.   |
| <b>Additional Ticket</b>  | 18. | When A Pay and Display Ticket is purchased for less than the maximum period specified on the Information Plate in relation to that Parking Place, a further Pay and Display Ticket may be purchased prior to the expiry of the first so purchased to extend the Vehicle's period of parking up to the maximum parking period permitted for that Parking Place   |
| <b>Expiry Time</b>        | 19. | The Expiry Time for the use of a Parking Place shall be indicated when there is exhibited on the Vehicle a Pay and Display Ticket and the expiry date and time printed on the Pay and Display Ticket is earlier than the date displayed on the clock of the issuing Ticket Dispensing Machine.  |
| <b>Ticket Expiry</b>      | 20. | When the parking of a Vehicle is authorised by a Pay and Display Ticket, no person shall keep that Vehicle in the Parking Place for   |

longer than the period permitted by the Pay and Display Ticket.

- Non-Display** 21. If at any time while a Vehicle is left in a Pay and Display Parking Place a valid Pay and Display Ticket is not displayed on that Vehicle in the Relevant Position and in accordance with Bye-Law 16, it shall be deemed that the Parking Fee has not been paid or that an appropriate Pay and Display Ticket has not been purchased.
- Absence of Ticket Dispensing Machine** 22. (1) If at the time when a Vehicle is left in a Pay and Display Parking Place and the nearest Ticket Dispensing Machine is out-of-order then a Pay and Display Ticket shall be purchased from another Ticket Dispensing Machine within the same Parking Place (where another such machine is so provided). Otherwise Bye-Law 22(2) shall prevail where there is no Ticket Dispensing Machine, or all Ticket Dispensing Machines are out of order.
- (2) Where no valid Pay and Display Ticket can be purchased and displayed pursuant to the circumstances described in Bye-Law 22(1), Vehicles may be left in a Parking Place but may not be left for longer than the maximum period of parking in that Parking Place specified by a Traffic Sign or Information Plate at that Parking Place.
- Interference with Pay and Display Ticket** 23. No person shall interfere with a Pay and Display Ticket displayed in a Vehicle. Any improper use of a Pay and Display Ticket or breach of the conditions (if any) printed on the reverse of the Pay and Display Ticket shall render that ticket void.
- Interference with Ticket Dispensing Machine** 24. Any person who with intent to defraud interferes with a Ticket Dispensing Machine or operates it or attempts to operate it by the insertion of objects other than undamaged and unaltered coins of legal tender and of the appropriate denomination, or other approved method of payment, shall be liable to prosecution.

#### **PART IV Resident's Parking Discs**

- Application for Resident's Parking Disc** 25.(1) A person who satisfies the Council that he is a resident of a property or part of a property whose postal address falls within one of the streets in the Municipal District of Dundalk wherein there is a Parking Place and the owner of a Vehicle may on application to the Council and at the Council's absolute discretion obtain a Resident's Parking Disc.
- (2) Subject to the provisions of Bye-Law 25(1) the grounds of eligibility for a Resident's Parking Disc shall be such as may from time to time be determined by the Council at its absolute discretion.
- (3) Any application for a Resident's Parking Disc shall be made to the

Council at such location(s) and at such times as the Council may from time to time determine.

(4) An application for a Resident's Parking Disc shall be made in such form as may from time to time be specified by the Council, and an applicant shall produce such documentary evidence as to entitlement and any other matters considered relevant by the Council as may from time to time be specified by the Council.

(5) The Council's decision as to whether:

(a) any applicant for a Resident's Parking Disc is a resident of a property, or a particular property on a street which is a Parking Place, or

(b) as to whether it is otherwise satisfied as to the eligibility of any applicant to receive a Resident's Parking Disc shall be final.

<b>Manner of Display of Disc</b>	26.	Where a Vehicle is left or parked within a Pay Parking Zone, the owner shall ensure that a valid Resident's Parking Disc is displayed at all times in a Relevant Position in the Vehicle to cover the entire period that the Vehicle is left or parked in that Pay Parking Zone.
<b>Validity of Disc</b>	27.	A Resident's Parking Disc is valid only in respect of (a) the street or streets in respect of which it is issued, and (b) the Vehicle in respect of which it was issued up to the date of expiry as shown on the Resident's Parking Disc.
<b>Compliance</b>	28.	The person to whom a Resident's Parking Disc has issued shall abide the terms and conditions stipulated by the Council for the use of the Resident's Parking Disc.
<b>Permission to Park</b>	29.	The display of a valid Resident's Parking Disc on a Vehicle in accordance with Bye-Law 26 authorises the owner of that Vehicle to Park without limitation as to time in the Pay Parking Zone in respect of which the Resident's Parking Disc was issued.
<b>Non-Display of Disc</b>	30.	If at any time while a Vehicle is left in a Pay Parking Zone a valid Resident's Parking Disc is not displayed on that Vehicle in the Relevant Position in accordance with Bye-Law 26, it shall be deemed that the Parking Fee has not been paid or that an appropriate Pay and Display Ticket has not been purchased.
<b>Interference with Disc</b>	31.	No person shall interfere or tamper with a Resident's Parking Disc. Any improper use of a Resident's Parking Disc shall render that disc void.
<b>Replacement of Disc</b>	32.	Where the Council is satisfied that a valid Resident's Parking Disc has been lost, stolen, destroyed, or otherwise becomes illegible the Council or its agents will issue a duplicate disc (marked as such) upon being satisfied as to the authenticity of the Resident's Parking Disc concerned, whereon the original Resident's Parking Disc will immediately become invalid.
<b>Return of Disc</b>	33.	A Resident's Parking Disc shall remain the property of the Council

and upon a resident ceasing to reside at the address notified to the Council or ceasing to be the owner of the Vehicle in respect of which the Resident's Parking Disc was issued, the Resident's Parking Disc shall be returned by the resident to the Council.

- Transfer of Disc** 34. The Council may accept the transfer of a Resident's Parking Disc to another Vehicle for the unexpired period of the Resident's Parking Disc following the surrender of the existing Resident's Parking Disc to the Council.

#### **PART V Exemptions**

- Part III of Byelaws  
- Non-application  
of Bye-Laws 13-22** 35. Notwithstanding the foregoing provisions of these Bye-Laws, Bye-Laws 13 to 22 shall not apply
- (a) in respect of the use of the Parking Place outside of the Charging Hours, or
  - (b) in respect of the use of the Parking Place for a Vehicle where a valid Disabled Person's Parking Permit is duly displayed in the Relevant Position on the Vehicle throughout the period during which that Vehicle is caused or permitted to wait in the Parking Place, or
  - (c) in respect of the use of the Parking Place by a holder of a valid Resident's Parking Disc where a valid Resident's Parking Disc in respect of the Vehicle is duly displayed on the Vehicle in a Relevant Position in accordance with Bye-Law 26 throughout the period during which that Vehicle is caused or permitted to wait in the Parking Place, or
  - (d) in respect of the use of a Charging Space, or
  - (e) in respect of a Goods Vehicle Loading or Unloading in a Loading Bay, or
  - (f) on a Holiday, or
  - (g) in respect of any Vehicle caused or permitted to wait in the Parking Place in accordance with Bye-Law 36.

- Other Temporary  
Exemption** 36. Notwithstanding the foregoing provisions of these Bye-Laws, a vehicle may wait during the Charging Hours in any part of a Parking Place if the use of that part has not been suspended and if:
- (a) the vehicle is waiting due to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary as a direct consequence of, or in order to avoid, an accident;
  - (b) the vehicle is being used for fire brigade, ambulance, Garda Síochána or Defence Force purposes;
  - (c) the vehicle is being used in the service of the Council or of any utilities undertaking or other statutory public authority in pursuance of statutory powers or duties, provided that in all the circumstances it is reasonably necessary in the exercise of such powers or in the performance of such duties for the

- vehicle to wait in the Parking Place;
- (d) the vehicle is being used in connection with the removal of any obstruction or hindrance to
  - (i) the free flow of traffic in the Parking Place, or
  - (ii) access to or egress from the Parking Place, or
  - (iii) a Parking Bay in the Parking Place;
- (e) the vehicle is being used for the maintenance, improvement or reconstruction of the Public Road.

## **PART VI CONTRAVENTION AND ENFORCEMENT**

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| <b>Contraventions</b>       | 37(1)  | Any person who contravenes a provision of these Bye-Laws is guilty of an offence and shall be liable on summary conviction to a fine not exceeding €1,000.   |
| <b>Fixed Payment Notice</b> | 38.(1) | Where a Traffic Warden has reasonable grounds for believing that a person has contravened a Bye-Law which is a fixed charge offence, Traffic Warden may <ul style="list-style-type: none"> <li>(i) if the Traffic Warden identifies the person, serve or cause to be served, personally or by post, on the person a fixed payment notice, or</li> <li>(ii) if the Traffic Warden does not identify the person and the offence involves the use of a Vehicle, serve or cause to be served, personally or by post, a fixed payment notice on the registered owner of the Vehicle or shall affix such a notice to the Vehicle as an alternative to a prosecution requiring the payment of a fixed payment of €40.00 within a period of 28 days of the date of service of the fixed payment notice.</li> </ul> |
|                             | (2)    | A prosecution in respect of a fixed charge offence will not be instituted unless a fixed payment notice has been served on the person concerned and the person fails to pay the fixed charge specified in that notice.   |
|                             | (3)    | In the event of non-payment of the fixed charge within the 28-day period, the person upon whom the fixed payment notice was served may, during the period of 28 days beginning on the expiration of that first 28-day period, make a payment to the Council of a fixed charge of an amount 50 per cent greater than the prescribed amount referred to in that notice so as to avoid prosecution.   |

## **PART VII Miscellaneous**

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| <b>Holding and use of data</b> | 39. | Any data obtained by the Council for the purposes of, or in connection with, the issuing of any Fixed Payment Notice may be |
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held and used by the Council for the purposes of parking control and management administration and/or the taking of legal proceedings or other enforcement action in respect of any contravention of these Bye-Laws. This data may be used for these purposes by the Council, and/or their respective servants and agents, and may be disclosed to other law enforcement agencies for such purposes, when considered necessary by either authority for the prevention and detection of crime, or when otherwise required by law.

**Suspension of Parking Place**

40. The Council may temporarily suspend from operation the use of a Parking Place or of a Parking Bay or Parking Bays within the Parking Place or of any other part thereof whenever the Council considers such suspension reasonably necessary and for whatsoever period the Council considers reasonable:
- (i) for the purpose of facilitating the movement of traffic or promoting its safety;
  - (ii) for the purpose of any building operation, demolition or excavation in or over or under or adjacent to any part of the Parking Place or Parking Bay concerned or the maintenance, improvement or reconstruction of any part of the Parking Place or Parking Bay or the laying, erection, alteration, removal or repair in or adjacent to any part of the Parking Place or Parking Bay of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunication system or the placing, maintenance or removal of any traffic or other sign;
  - (iii) for the purpose of holding any display, public show, performance or exhibition authorised by the Council, and for activities subsidiary thereto, or for such other purposes as may be authorised by the Council;
  - (iv) by reason of the likelihood of danger to the public, serious damage to the Parking Place or any adjoining premises, or any other emergency.

**Mode of Suspension**

41. The suspension of a Pay Parking Place or part thereof shall be indicated by the placement of a sign, notice or by some other means or other device to signify non-user or by the temporary removal of the Ticket Dispensing Machine and the erection of a sign or notice indicating that parking is prohibited in that Parking Place.

**Conditions of Suspension**

42. Any suspension of pay Parking Place pursuant to Bye-Law 40 pursuant to a third-party request shall be subject to any conditions which the Council may specify in writing.

**Interference with Suspension Device**

43. No person other than an agent of the Council, a member of An Garda Síochána, an Authorised Person or a Traffic Warden shall interfere in any way with a hood, sign or other device placed on a Ticket Dispensing Machine.

**Use of Suspended Parking Place**

44. No person shall park a Vehicle in a Parking Place or a Parking Bay the use of which has been suspended by the Council.

**Removal of  
Vehicles**

- 45.(1) A Vehicle parked in a Parking Place at a time which is not during the Charging Hours shall be removed from that Parking Place as soon as the Charging Hours commence unless at such commencement the provisions of Part III of these Bye Laws are complied with in respect of such parking.
- (2) A Vehicle parked in a Parking Place or a Parking Bay which has been suspended in accordance with Bye-Law 40, shall be removed from that Parking Place or Parking Bay as soon as reasonably practicable.

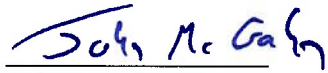
**SCHEDULE**

Map 223-Dundalk Pay Parking Boundary 2019

MADE AND ADOPTED UNDER THE COMMON SEAL  
OF LOUTH COUNTY COUNCIL

THIS 3<sup>rd</sup> DAY OF September 2019

PRESENT WHEN THE COMMON SEAL  
OF LOUTH COUNTY COUNCIL  
WAS AFFIXED HERETO



MAYOR/CHAIRMAN



DIRECTOR OF SERVICES



CHIEF EXECUTIVE