

EAST LoTHIAN COUNCIL (OFF-STREET COASTAL PARKING PLACES) (ONE WAY) CONSOLIDATION ORDER 2017, VARIATION NO.3 AND PROHIBITION ON OVERNIGHT PARKING ORDER

TO – 117/25

EAST LoTHIAN COUNCIL, the local authority for the administrative area of East Lothian constituted under the Local Government etc. (Scotland) Act 1994, having its principal offices at John Muir House, Haddington, East Lothian, EH41 3HA (“the Council”), in exercise of the powers conferred on them by sections 1 and 35 of the Road Traffic Regulation Act 1984 (hereafter the “1984 Act”) and of all other enabling powers and after consultation with the Traffic Commissioner and the Chief Constable of Police Scotland in accordance with Part III and V of Schedule 9 to the 1984 Act hereby make the following Order:

1. CITATION AND COMMENCEMENT

- 1.1 This Order may be cited as the “East Lothian Council (Off-Street Coastal Parking Places) (One Way) Consolidation Order 2017, Variation No.3 and Overnight Parking Order” and shall come into effect on **XXX 2025**.

2. DEFINITION

- 2.1 In this Order, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:

“**this Order**” means this East Lothian Council (Off-Street Coastal Parking Places) (One Way) Consolidation Order 2017, Variation No.3 and Prohibition on Overnight Parking Order;

“**2017 Order**” means the East Lothian Council (Off-Street Coastal Parking Places) (One Way) Consolidation Order 2017 TO/286/16;

“**Schedule 4**” is the schedule 4 annexed hereto; and

“**Penalty Charge Notice**” is a penalty for contravention of parking regulations under this Order.

3. VARIATION – BAN ON OVERNIGHT PARKING

- 3.1 Schedule 4 shall form part of the 2017 Order.
- 3.2 Paragraph 22(c) of the 2017 Order shall be deleted.
- 3.3 In relation to this clause 3 of this Order, unless otherwise stated, words and expressions used shall have the meaning given to them in the 2017 Order.
- 3.4 A clause 22.1 shall be inserted to the 2017 Order as follows:-
- “22.1 There shall be no parking, waiting, loading and unloading by any Motor Vehicle and motorcycle during the prohibited hours in each of the car parks listed in Schedule 4 (and as shown in the Plans), except as authorised by the Council, including under a pay and display or

permit scheme as introduced by the Council and/or a traffic regulation order under the 1984 Act.

22.1.1 A Penalty Charge Notice, as permitted by the Road Traffic Act 1991, shall be payable in respect of a vehicle left in a parking place in breach of this Order.

22.1.2 The amount of the Penalty Charge Notice shall be £100, discounted to £50 if paid within 14 days; this shall increase to £150 if the Council issues a charge certificate in relation to the Penalty Charge.

22.1.3 A Penalty Charge Notice shall be attached to the vehicle, or handed to the owner or person who appears to be in charge of the vehicle, incurring the Penalty Charge Notice.”

3.4 In all other respects the present provisions of the 2017 Order will remain in force.

4. **BAN ON OVERNIGHT PARKING IN AREAS NOT IN THE 2017 ORDER**

4.1 In this section 4, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:

“**Motor Cycle**” has the same meaning as in Section 136 of the 1984 Act;

“**Motor Vehicle**” has the same meaning as in Section 136 of the 1984 Act; and

“**Plans**” means Plan 1, Plan 2, Plan 3, Plan 4, Plan 5, Plan 6, Plan 7, Plan 8, Plan 9, Plan 10 and Plan 11 as annexed to this Order.

4.2 There shall be no parking, waiting, loading and unloading by any Motor Vehicle and Motor Cycle during the prohibited hours in each of the areas listed in Schedule A and as more specifically shown on the Plans, except as authorised by the Council, including under a pay and display or permit scheme as introduced by the Council and/or a traffic regulation order under the 1984 Act.

4.3 A Penalty Charge Notice, as permitted by the Road Traffic Act 1991, shall be payable in respect of a vehicle left in a parking place in breach of this Order.

4.4 The amount of the Penalty Charge Notice shall be £100, discounted to £50 if paid within 14 days; this shall increase to £150 if the Council issues a charge certificate in relation to the Penalty Charge.

4.5 A Penalty Charge Notice shall be attached to the vehicle or handed to the owner or person who appears to be in charge of the vehicle, incurring the Penalty Charge Notice.

Authorised Signatory
East Lothian Council
John Muir House
Haddington
EH41 3HA

Schedule 4**Prohibition of overnight parking at areas in the 2017 Order**

No.	Location	Prohibited hours
1	Longniddry Bents No. 1	Prohibit overnight parking from 2300 – 0400 daily
2	Longniddry Bents No. 2	Prohibit overnight parking from 2300 – 0400 daily
3	Longniddry Bents No. 3	Prohibit overnight parking from 2300 – 0400 daily
4	Gullane Bents	Prohibit overnight parking from 2300 – 0400 daily
5	Yellowcraig	Prohibit overnight parking from 2300 – 0400 daily
6	John Muir Country Park – Tynninghame Links	Prohibit overnight parking from 2300 – 0400 daily
7	John Muir Country Park – Linkfield	Prohibit overnight parking from 2300 – 0400 daily
8	Shore Road, Belhaven Bay	Prohibit overnight parking from 2300 – 0400 daily
9	Whitesands	Prohibit overnight parking from 2300 – 0400 daily
10	Barns Ness	Prohibit overnight parking from 2300 – 0400 daily
11	Aberlady Bay	Prohibit overnight parking from 2300 – 0400 daily

Schedule A

No.	Location	Prohibited hours
1	Area in Backsands / Fisherrow (as shown in Plan 1)	Prohibit overnight parking from 2300 – 0400 daily
2	Areas in Mountjoy (as shown in Plan 2 & 3)	Prohibit overnight parking from 2300 – 0400 daily
3	Area in Levenhall (as shown in Plan 4 & 5)	Prohibit overnight parking from 2300 – 0400 daily
4	Areas in Morrison's Haven (as shown in Plan 6)	Prohibit overnight parking from 2300 – 0400 daily
5	Area in Boatyard, Prestonpans (as shown in Plan 7)	Prohibit overnight parking from 2300 – 0400 daily
6	Area in Pondhall (as shown in Plan 8)	Prohibit overnight parking from 2300 – 0400 daily
7	Area in Yellowcraig Overflow (as shown in Plan 9)	Prohibit overnight parking from 2300 – 0400 daily
8	Shore Road, Hammerhead (as shown in Plan 10)	Prohibit overnight parking from 2300 – 0400 daily
9	Area in Skateraw (as shown in Plan 11)	Prohibit overnight parking from 2300 – 0400 daily
10	Area in Thorntonloch (as shown in Plan 12)	Prohibit overnight parking from 2300 – 0400 daily

PLANS

TO – 117/25

EAST LoTHIAN COUNCIL
ROAD TRAFFIC REGULATION ACT 1984

2025

Subjects: Prohibition of overnight parking

EAST LoTHIAN COUNCIL
JOHN MUIR HOUSE
HADDINGTON

