

2003 No. 72

ROAD TRAFFIC

**The Parking Attendants (Wearing of Uniforms) (Aberdeen
City Council Parking Area) Regulations 2003**

Made 6th February 2003

Laid before the Scottish Parliament 7th February 2003

Coming into force 3rd March 2003

The Scottish Ministers, in exercise of the powers conferred by section 63A of the Road Traffic Regulation Act 1984(a), and of all other powers enabling them in that behalf, and after consultation with representative organisations in accordance with section 134(2) of that Act, hereby make the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Parking Attendants (Wearing of Uniforms) (Aberdeen City Parking Area) Regulations 2003 and shall come into force on 3rd March 2003.

(2) In these Regulations—

“the 1984 Act” means the Road Traffic Regulation Act 1984;

“the 1991 Act” means the Road Traffic Act 1991(b); and

“Aberdeen Parking Area” means the area designated as a permitted parking area and a special parking area by article 3 of The Road Traffic (Permitted Parking Area and Special Parking Area) (Aberdeen City Council) Designation Order 2003(c).

Prescribed functions

2.—(1) All functions conferred on parking attendants by or under the enactments mentioned in paragraph (2) are prescribed for the purposes of section 63A(4) of the 1984 Act (wearing of uniforms by parking attendants when exercising prescribed functions) in its application to the Aberdeen Parking Area.

(a) 1984 c.27; section 63A was inserted by the Road Traffic Act 1991 (c.40), section 44 and was modified in relation to the Aberdeen Parking Area by S.S.I. 2003/70; section 142(1) of the Road Traffic Regulation Act 1984 contains a definition of “prescribed” relevant to the making of these Regulations. The functions of the Secretary of State transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c.46).

(b) 1991 c.40.

(c) S.S.I. 2003/70.

- (2) The enactments referred to in paragraph (1) are–
- (a) section 99 of the 1984 Act (removal of vehicles);
 - (b) section 66(1) of the 1991 Act (issue of a penalty charge notice); and
 - (c) section 69 of the 1991 Act (immobilisation of vehicles).

St Andrew's House,
Edinburgh
6th February 2003

LEWIS MACDONALD
Authorised to sign by the Scottish Ministers

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations prescribe functions during the exercise of which, a parking attendant must wear such uniform as the Scottish Ministers may determine.

The requirement to wear a uniform is contained in section 63A(4) of the Road Traffic Regulation Act 1984. Section 63A itself applies to Greater London only but by virtue of the Road Traffic (Permitted Parking Area and Special Parking Area) (Aberdeen City) Designation Order 2003 that section is modified so as to apply to the parking area designated by that Order. Accordingly parking attendants exercising the prescribed functions within that area are required to wear a uniform when doing so.

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