

## **FREEDOM OF INFORMATION ACT 2000**

Your request for information has now been considered and the Council's response to your questions is shown below.

### **You asked:**

**I am making this request under the Freedom of Information Act (2000) in relation to parking regulations, policy and legislation in regards to the Leicester City area and in particular the LE2 postcode area.**

### **I would like the following:**

**\* A breakdown on the number of Penalty Charge Notices issued to motorcycles each year (or month) and the PCN contravention code on said ticket.**

### **ANSWER**

2013 – 34,761 Penalty Charge Notices issued in total to all vehicles

However the system used by the council does not differentiate between the types of vehicle these are issued to. The only way to ascertain this information would be to go through the photographs of each individual Penalty Charge Notice.

Section 12 of the Act makes provision for public authorities to refuse requests for information where the cost of dealing with them would exceed the appropriate limit, which for local government is set at £450. This represents the estimated cost of one person spending more than 18 hours in determining whether the department holds the information, locating, retrieving and extracting the information.

This would take approximately 1 minute per 34,761 PCNs totalling over 579 hours.

This is therefore a Refusal Notice under section 17.1 of the Freedom of Information Act, because under the provisions of section 12.1 of the Act, the Council estimates that to comply with your request in its current form will exceed the appropriate limit.

**\* The contravention code(s) that could be used if a motorcycle or scooter was found parked on the footpath, backed up by relevant legislation.**

If a Traffic Regulation Order is contravened then a Penalty Charge Notice can be issued for a number of different contravention codes when a vehicle is on the pavement including:

01 – Waiting prohibited  
02 – Loading restricted  
05 – Ticket expired  
12 – No ticket / permit displayed  
62 – Parked on footpath

Traffic Regulation Act 1984, section 5(1) that states:-

“A person who contravenes a traffic regulation order, or who uses a vehicle, or causes or permits a vehicle to be used in contravention of a traffic regulation order, shall be guilty of an offence.”

**\* The size and boundaries of your resident's parking zones, in relation to the Traffic Signs Manual (2003).**

The resident's parking bays conform to the standards laid down in Traffic Signs Manual (2003).

Also please see attached plan of the Highfields Residents' Parking Scheme as 5004 Attachment.

The residents parking (RP) area E is bounded by London Road, Conduit Street, Sparkenhoe Street, St Peters Road, St Stephens Road, Bartholomew Street, East Park Road, Beckingham Road and Mayfield Road.

Attached is the plan for the 4th & final modification in Highfields, showing the area within the cyan blue line, although it doesn't include all of the original Highfields RP area which goes a little further to the north-west of the plan.

**\* The number of motorcycles in the City Centre or LE2 area holding a valid resident's permit.**

Information is not held or recorded as to the type of vehicle a Permit is issued to. Therefore this letter acts as a refusal notice under section 17.1 of the Freedom of Information Act 2000 because, in accordance with section 1.1 of the Act, this information is not held by Leicester City Council.

**\* The solution for attaching the said resident's permit to the motorcycle, considering the risk of theft from said motorcycle and size of the permit.**

Residents with motorcycles are advised to display permits using a tax disc holder. The Permit can be folded in a manner to ensure that the Permit Number, Zone, Expiry Date and vehicle registration are visible.

**\* The reasoning behind the council's decision not to allow motorcycles and scooters to park in resident's parking bays for free, as many other local authorities do.**

The council does not allow these vehicles to park in resident's parking bays for free in an attempt to be fair to all motorists. As these vehicles are taxed and have a registration number then they are required to have a permit if they

are going to be parked on the highway in residents' parking bays, and take up space alongside other (mechanically propelled) vehicles that require permits.

The legislation allows you to use the information supplied for your own personal use. Please be aware that any commercial or other use, for example publication, sale, or redistribution may be a breach of copyright under the Copyright, Designs and Patents Act 1988 as amended unless you obtain the copyright holder's prior permission.

Not all the information that is supplied which is covered by copyright will be the Council's copyright, for example it may be the copyright of a government department or another Council. You should seek either the Council's consent or their consent as appropriate. The Council is willing to advise you of any such potential issues on request. In order to make a request to re-use the information please contact the Information Governance Manager using the details below.

If you are dissatisfied with the handling of your request please write to:

**Information Governance Manager**  
**Information and Customer Access**  
**Leicester City Council**  
**FREEPOST (LE985/33)**  
**New Walk Centre**  
**LEICESTER LE1 6ZG**

e-mail: [info.requests@leicester.gov.uk](mailto:info.requests@leicester.gov.uk)

Your request for internal review should be submitted to the above address within 40 (forty) working days of receipt by you of this response. Any such request received after this time will only be considered at the Council's absolute discretion.

You can also complain to the Information Commissioner at:

**Information Commissioner's Office**  
**Wycliffe House**  
**Water Lane**  
**Wilmslow SK9 5AF**  
**Telephone: 01625 545 700**

[www.informationcommissioner.gov.uk](http://www.informationcommissioner.gov.uk)

Please be aware that the Information Commissioner does not normally consider appeals or complaints until the internal appeals and complaints processes of the public authority which is answering the request have been exhausted. You are therefore advised to complain or appeal to the Information Governance Manager before contacting the Commissioner.