

# Peak District National Park Authority

## Byelaws for Verges

### 1 TITLE

THESE BYELAWS are made under section 90 sub-section (1) and (3) of the National Parks and Access to the Countryside Act 1949 by the Peak District National Park Authority with respect to areas of land owned by the Authority or Access Land within the Peak District National Park. They may be cited as the Peak District National Park Authority Byelaws for Verges 2026.

### 2 DEFINITIONS

2.1 In these Byelaws, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:

**“A Person Authorised By The Authority”** means a person employed by the Authority to carry out its functions under the provisions of these Byelaws;

**“Authority”** means the Peak District National Park Authority and includes any parking services contractors or authorised agents appointed by or acting on behalf of the Authority for the purposes of any function under the provisions of these Byelaws;

**“Delivering” or “Delivery” or “Collection”** means a continuous activity during which Goods are Loaded or Unloaded from a vehicle to adjacent premises or nearby premises including a reasonable time for the checking of those Goods for the purpose of their Delivery or Collection;

“**Driver**” in relation to the vehicle left Waiting in a Prohibited Area means the person driving the vehicle at the time it was left Waiting in the Prohibited Area or the person deemed to be the Driver by a Police Officer or an Enforcement Officer acting under the terms of these Byelaws;

**“Emergency”** shall be defined as a situation that poses an imminent risk to health, life, property or environment which requires immediate intervention.

**“Emergency Vehicle”** shall bear the same meaning as in Regulation 3(2) of the Road Vehicle Lighting Regulations 1989 (as modified or superseded from time to time).

**“Enactment”** means any enactment, whether public, general or local, and includes any order, bylaw rule, regulation, scheme or other instrument having effect by virtue of an enactment;

**“Enforcement Officer”** means a person employed by, or on behalf of, the Authority authorised to enforce the restrictions imposed by these Byelaws and to carry out the functions therein;

**“Fee”** in relation to Waivers means a non-refundable charge levied by the Authority;

**“Goods”** means goods of any kind whether animate or inanimate that require transportation by a vehicle;

**“Loading”** and **“Unloading”** means a continuous activity during which Goods are placed in or taken from a vehicle that is Waiting at premises or adjacent to premises or nearby premises for the purpose of Delivery or Collection of those Goods provided that the Loading, Unloading, Delivery and/or Collection activities are completed in a time deemed reasonable by a Police Officer, Enforcement Officer or A Person Authorised by the Authority;

**“The Plans”** means the drawings attached to these Byelaws.

**“Prohibited Area(s)”** means any of the areas of land at North Lees, Hope Valley, Derbyshire, specified in Schedule 1 and as shown indicatively on The Plans where Waiting is prohibited.

**“Relevant Position”** in respect of a Waiver certificate means exhibited on the windscreen, dashboard or fascia of the vehicle with the obverse side facing forwards on the nearside of and immediately behind the windscreen or where the vehicle does not have a windscreen, dashboard or fascia, in a conspicuous position on the vehicle orientated so that the whole of the information on the front of the permit is clearly legible from the outside of the vehicle

**“Security Vehicle”** means a vehicle designed or adapted for or in use for the conveyance of bullion, monies and currency and other securities;

**“Statutory Undertaker(s)”** has the same meaning as in Section 329 of the Highways Act 1980;

**“Telecommunication System”** has the same meaning as “electronic communications network in the Communications Act 2003;

**“Trailer”** has the same meaning as that in Section 136 of The Road Traffic Regulation Act 1984;

**“Wait”** and **“Waiting”** refer to the stopping of a vehicle and it remaining at rest for any period of time whether or not the Driver is still in the vehicle (this includes parking the vehicle and leaving it), and a vehicle shall be deemed to be waiting for any period in the same Prohibited Area if any part of the Prohibited Area is below the vehicle or the vehicle’s load (if any) whether or not the vehicle is moved during that period;

**“Waiver”** means electronic or hard copy of an exemption issued by or on behalf of the Authority for the purposes of these Byelaws permitting a specified vehicle to Wait in specified circumstances on a Prohibited Area, where the Waiting of that vehicle would otherwise be restricted or prohibited under the terms and charges applicable at the time of issue.

2.2 For the purpose of these Byelaws unless otherwise specified all references to any documents including Statutory Instruments, Regulations and policies and procedures of

the Authority relate to the current version of those documents as amended or substituted from time to time.

2.3 The prohibitions and restrictions contained in these Byelaws and shown on the attached Plans and Schedules shall apply to the full extent of the Prohibited Areas.

2.4 For the purpose of these Byelaws a vehicle shall be taken as Waiting on a Prohibited Area if any point on that Prohibited Area is below the vehicle or its load (if any).

2.5 The prohibitions imposed by these Byelaws shall be in addition to and not in derogation of any restriction, prohibition or requirement imposed by any Regulations or Orders made or having effect as if made by or under any other Enactment.

2.6 For the purposes of these Byelaws, the Authority accepts no responsibility for any inaccuracies contained in the Ordnance Survey data relied upon in the preparation of The Plans attached to these Byelaws.

2.7 If a Court or any other competent authority declares any part of these Byelaws to be invalid or unenforceable, such declaration shall not invalidate the remainder of the Byelaws.

2.8 Unless the context otherwise requires, the words in the singular shall include the plural and in the plural shall include the singular.

### **3 PROVISIONS RELATING TO PROHIBITION OF WAITING RESTRICTIONS**

3.1 Save as provided in Byelaws 4.1, 4.2, 4.3, 4.4, 4.5, 4.6, 4.7, 4.8, 4.9 and 4.10 of these Byelaws no person shall, except upon the direction or with the permission of a Police Officer or of an Enforcement Officer cause or permit any vehicle (and/or drawn Trailer) to Wait in the Prohibited Areas.

### **4 EXEMPTIONS**

4.1 Nothing in Byelaw 3.1 to these Byelaws shall render it unlawful to cause or permit any vehicle to Wait in any of the Prohibited Areas for so long as it may be necessary to enable a person to board or alight from the vehicle.

4.2 Nothing in Byelaw 3.1 to these Byelaws shall render it unlawful to cause or permit any vehicle to Wait in any of the Prohibited Areas for so long as it may be necessary to enable the Delivery or Collection of Goods including where Goods are Loaded onto or Unloaded from the vehicle provided that Loading or Unloading is carried out in one continuous operation.

4.3 Nothing in Byelaw 3.1 to these Byelaws shall render it unlawful to cause or permit any vehicle to Wait in any of the Prohibited Areas for so long as it may be necessary to enable the vehicle, if it cannot conveniently be used for such purpose in any other road and close proximity to the site is essential, to be used for the purpose of any Emergency building operation, demolition or excavation, or the maintenance or improvement or reconstruction of the said Prohibited Areas, or any works connected with any Statutory

Undertaker's apparatus for the supply of gas, water or electricity or of any Telecommunications System.

4.4 Nothing in Byelaw 3.1 to these Byelaws shall render it unlawful to cause or permit any vehicle to Wait in any of the Prohibited Areas for so long as it may be necessary to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in the service of the Authority in pursuance of statutory powers or duties.

4.5 Nothing in Byelaw 3.1 to these Byelaws shall render it unlawful to cause or permit any vehicle to Wait in any of the Prohibited Areas for so long as it may be necessary to enable an Emergency Vehicle to be used in the course of an Emergency.

4.6 Nothing in Byelaw 3.1 to these Byelaws shall render it unlawful to cause or permit any vehicle to Wait in any of the Prohibited Areas for so long as it may be necessary to enable the vehicle to be used in any case where the person in control of the vehicle:

- a) is required by law to Wait or is permitted to Wait by a Police Officer or Enforcement Officer;
- b) is obliged to Wait so as to prevent an accident; or
- c) is prevented from proceeding by circumstances outside their control.

4.7 Nothing in Byelaw 3.1 to these Byelaws shall render it unlawful to cause or permit any vehicle to Wait in any of the Prohibited Areas for so long as it may be necessary to enable a Security Vehicle to be used in the course of Delivering or collecting cash to/from properties in any of the Prohibited Areas and being a vehicle specifically designed for that purpose.

4.8 Nothing in Byelaw 3.1 of these Byelaws shall prevent any person from causing or permitting any vehicle to Wait in any of the Prohibited Areas provided that permission has been obtained from the Authority by means of a Waiver and providing that an obstruction is not caused by so doing and that the vehicle is moved if the Driver is requested to do so by a Police Officer or Enforcement Officer.

4.9 Nothing in Byelaw 3.1 of these Byelaws shall apply so as to prevent any person from causing or permitting any vehicle to Wait in any of the Prohibited Areas for so long as may be necessary to enable the vehicle if it cannot be used for such purpose without Waiting on that land to be used in connection with the removal of any item in the highway where such moving may be reasonably necessary for the purpose of preventing obstruction.

4.10 Nothing in Byelaw 3.1 to these Byelaws shall render it unlawful to cause or permit any vehicle to Wait in any of the Prohibited Areas for so long as it may be necessary to allow other vehicles to pass where a road is not sufficiently wide.

## **5 WAIVERS**

5.1 Upon receipt of an application duly made under the provisions of these Byelaws, the Authority upon being satisfied that the applicant satisfies the requirements and on receipt of any Fee that the Authority may from time to time determine may issue to the applicant a Waiver for leaving vehicles in the parts of the Prohibited Areas in which such Waivers are valid, provided that the Authority may impose such conditions on the

use of the Waiver as it considers appropriate (including displaying the Waiver in the Relevant Position) and that any limit applying to the number of Waivers issued is not exceeded.

5.2 A Waiver may be cancelled at any time at the sole discretion of the Authority and shall thereupon immediately cease to be valid. Notification of such cancellation shall be in writing served on the person to whom such Waiver was issued by sending the same to the Waiver holder at the address shown by that person on the application for the Waiver, or at any other address believed to be that persons place of abode, requiring that person to surrender the Waiver to the Authority within 48 hours of receipt of the aforementioned notice.

## **6 RELOCATION, REMOVAL AND DISPOSAL OF VEHICLES**

6.1 A Person Authorised by the Authority or a Police Officer may, using such measures as are appropriate, move or cause to be moved in the case of an emergency to any place he/she thinks fit, any vehicle left in a Prohibited Area.

6.2 Any person removing a vehicle from a Prohibited Area under the provisions of these Byelaws shall make such arrangements as may be reasonably necessary to provide for the safe keeping of the vehicle.

## **7 LIABILITY OF REGISTERED KEEPERS**

7.1 For the purposes of the institution of proceedings in respect of the offence of failure to comply with Byelaw 3.1, it shall be presumed (notwithstanding that that person may not be an individual) that the registered keeper of the vehicle was the Driver at the relevant time and, accordingly, that acts or omissions of the Driver at that time were the acts or omissions of the registered keeper.

7.2 Notwithstanding the presumption in 7.1 above, it is open to the defence in any proceedings to prove that the person who was the registered keeper of the vehicle at a particular time was not the Driver at the relevant time. The registered keeper shall in such circumstances provide the details of the Driver at the relevant time.

## **8 OBSTRUCTION AND DAMAGE**

8.1 No person shall:

- a) intentionally obstruct any Person Authorised by the Authority in the proper execution of their duties;
- b) intentionally obstruct any person carrying out an act which is necessary to the proper execution of any contract with the Authority; or
- c) intentionally obstruct any other person in the proper use of the Prohibited Areas, or behave so as to give reasonable grounds for annoyance to other persons on the Prohibited Areas or neighbouring land.

8.2 No person shall remove or displace any soil, rock, turf, plant, shrub or tree on the Prohibited Areas or pluck any bud, blossom or flower or any plant, shrub or tree.

8.3 No person shall intentionally, recklessly or carelessly destroy or damage any wall, fence, hedge, post, sign or any other structure which has been erected on the Prohibited Areas or neighbouring land.

## 9 SAVINGS

9.1 Any act necessary to the proper execution of their duty on the land by a Person Authorised by the Authority, or any act which is necessary to the proper execution of any contract with the Authority, shall not be an offence under these Byelaws.

9.2 Nothing in or done under any of the provisions of these Byelaws shall in any respect prejudice or injuriously affect any public right of way or the rights of any person acting legally by virtue of some estate, right or interest in, over or affecting the Prohibited Areas or neighbouring land or any part thereof.

## **8 PENALTY**

8.1 Any person offending against any of these Byelaws shall be liable on summary conviction to a fine not exceeding level 2 on the standard scale.

**THESE BYELAWS are made under section 90 sub-section (1) and (3) of the National Parks and Access to the Countryside Act 1949 by the Peak District National Park Authority with respect to areas of land owned by the Authority or Access Land within the Peak District National Park.**

Given under the Common Seal of the Peak District National Park Authority

**THE COMMON SEAL OF THE PEAK  
DISTRICT NATIONAL PARK AUTHORITY  
was hereunto affixed in the presence of:**

### Authorised signatory

The foregoing Byelaws are hereby confirmed by the Secretary of State for Environment, Food & Rural Affairs and shall come into force on 2026

Signed by Authority of the Secretary of State this                    day of                    2026

## **SCHEDULE 1 – PROHIBITED AREAS**

### **Land at North Lees, Hope Valley, Derbyshire as described below:**

<b>DESCRIPTION</b>	<b>PLAN NUMBER</b>	<b>LOCATION ON PLAN (inc grid reference)</b>
Verges both sides of the road between Burbage Bridge (A) and Callow Bank (B)	Tile 3 and 4	Between Points A (SK 26378 82927) and B (SK 25000 82871)
The verge on the North side of the road between Callow Banks (B) and Hooks Carr (C)	Tile 3	Between Points B (SK 25000 82871) and C (SK 24491 82887)
Verges on both sides of the road between Hooks Carr (D) and Cattis Side (E)	Tile 2	Between Points C (SK 24491 82887) and D (SK 23476 83110)
The verge on the North and East side of Hollin Bank Road between its junction with Birley Lane (F) and Hollin Bank Public Conveniences (G)	Tile 2	Between Points E (SK 24025 83541) and F (SK 23874 83663)
Verges on both sides of the Hollin Bank Road between Hollin Bank (H) and Dennis Knoll (I)	Tile 1	Between Points G (SK 23505 84006) and H (SK 22712 84332)
The verge on the East side of the road between Dennis Knoll (I) and the Junction with New Road (J)	Tile 1	Between Points H (SK 22712 84332) and I (SK 22608 84077)

## **THE PLANS**

### **Overview Plan and Tiles 1 to 4**