



Fylde Council Annual Parking Report 2015/16

Financial and Statistical Information

1 Introduction

Welcome to Fylde Council's Annual Parking Report for 2015/16. This report sets out the off-street parking provision that is provided by the Council and details information relating to income and expenditure plus enforcement statistics associated with the provision of this service.

Fylde Council own and operate 20 car parks spread over the towns of St Annes, Lytham and Kirkham. Of these 20, 5 are free to use and 15 are charged via pay and display. The car parks comprise a total of 1,625 spaces made of 350 free spaces (105 disabled bays, 7 coach bays and other designated bays including general parking and reserved bays) and 1,273 charged spaces.

Fylde Council aim to meet or exceed the Department for Transport's suggested guidelines on the number of spaces that should be allocated on each car park for use by those with physical mobility issues. Three hours free parking is provided to blue badge holders when parked within designated disabled bays. However, if no designated disabled bays are available then blue badge holders are required to pay if they choose to park in a standard bay.

All Fylde Council owned and operated car parks are enforced under the Traffic Management Act 2004 and the Road Traffic Regulation Act 1984 and subsequent amendments. A copy of Fylde Council's Traffic Regulation Order and amendments under which the car parks are enforced can be found in the Traffic Penalty Tribunal's library - <http://tro.parking-adjudication.gov.uk/>

2 Financial Performance

2.1 Section 55 (Parking Enforcement Accounts)

As a local authority which operates Civil Parking Enforcement (as an 'Enforcement Authority') with regards to its own off-street parking provision the Council is required to keep an account of all of its income and expenditure in connection with its off-street enforcement activities. These finances are governed by Section 55 (as amended) of the Road Traffic Regulation Act 1984. The legislation sets out provisions for dealing with any deficits or surpluses in the account at the end of the financial year. Any deficit is to be made good

out of the authority's general fund, whilst a surplus can either be carried forward in the account to the next financial year, or it can be appropriated to the carrying out of a specific project for one of the following purposes:

1. The making good to the general fund of any amount charged to it for the making good of a deficit in the parking account in the 4 years immediately preceding the financial year in question.
2. Meeting all or any of the cost of the provision and maintenance by the local authority of off-street parking accommodation.
3. If it appears to the local authority that the provision in their area of further off-street parking accommodation is unnecessary or undesirable, the following purposes:
 - (i) Meeting costs incurred, whether by the local authority or by some other person, in the provision or operation of, or of facilities for, public passenger transport services, and
 - (ii) The purposes of a highway or road improvement project in the local authority's area.

As Fylde Borough Council is not the local highway or transport authority it is unlikely that any surplus in enforcement revenue would be used for 3(i) or 3(ii) above.

The Council's parking account during 2015/16 performed as follows:

**Report on Fylde Borough Council's Parking Account
(kept under Section 55 of the Road Traffic Regulation Act 1984 - as amended)
for the financial year ending 31st March 2016**

	2012/13 (£)	2013/14 (£)	2014/15 (£)	2015/16 (£)
Income				
Off-street penalty charges	51,226	47,110	45,835	50,917
Total Income	51,226	47,110	45,835	50,917
Expenditure				
CEO Time and Notice Processing Costs	40,287	37,997	42,603	46,138
Patrol and TEC Costs	2,357	2,123	1,836	1,507
Transport	5,483	6,464	7,308	5,696
Additional Enforcement Costs (phones, stationery etc...)	77	52	49	97
Service recharges	25,846	24,612	23,551	24,632
Total Expenditure	74,050	71,248	75,347	78,072
Total Surplus/Deficit	-22,824	-24,138	-29,512	-27,155

The deficits in the parking accounts were funded from the Council's General Fund.

2.2 Off-Street Parking (Car Parks)

Income from off-street parking charges and expenditure on the purchase, maintenance, running and repair of off-street sites are not subject to Section 55 of the 1984 Act (although some of those expenditures can be funded from an end of year surplus in the Section 55 account). The Council's financial performance with regards to off-street parking during 2015/16 was as follows:

**Report on Fylde Borough Council's off-street parking income
and expenditure for the financial year ending 31st March 2016**

	2012/13 (£)	2013/14 (£)	2014/15 (£)	2015/16 (£)
Income				
Pay & display income	471,105	520,578	541,775	580,225
Permit sales	9,398	6,519	19,068	21,566
Dispensations	552	442	502	0
Total Income	481,055	527,539	561,345	601,791
Expenditure				
Premises (maintenance and equipment)	44,516	50,777	52,220	43,767
Supplies and Services	13,664	12,231	12,207	11,499
Service recharges	83,841	78,320	78,134	74,786
Capital Charges	7,729	3,331	7,617	11,903
Business Rates	70,003	48,610	70,481	83,222
Fee Refunds/Income share	15,640	7,198	13,847	18,924
Capital Works	61,581*	37,500	30,000	30,000
Total Expenditure	296,974	237,967	272,006	274,101
Total Surplus	184,081	289,572	289,339	327,690

*Capital Works includes £30,229 rolled over from 2011/12 to 2012/13.

The surplus funds raised through the provision of off-street parking facilities are used to offset the costs to the Council of providing services to the public (such as parking enforcement deficit, refuse collection and waste recycling, street cleansing, tourism services, parks maintenance, housing services etc.). Without these surplus funds, those costs would have to be met through Council Tax.

3 Statistical performance

3.1 Penalty Charge Notices (PCNs) issued

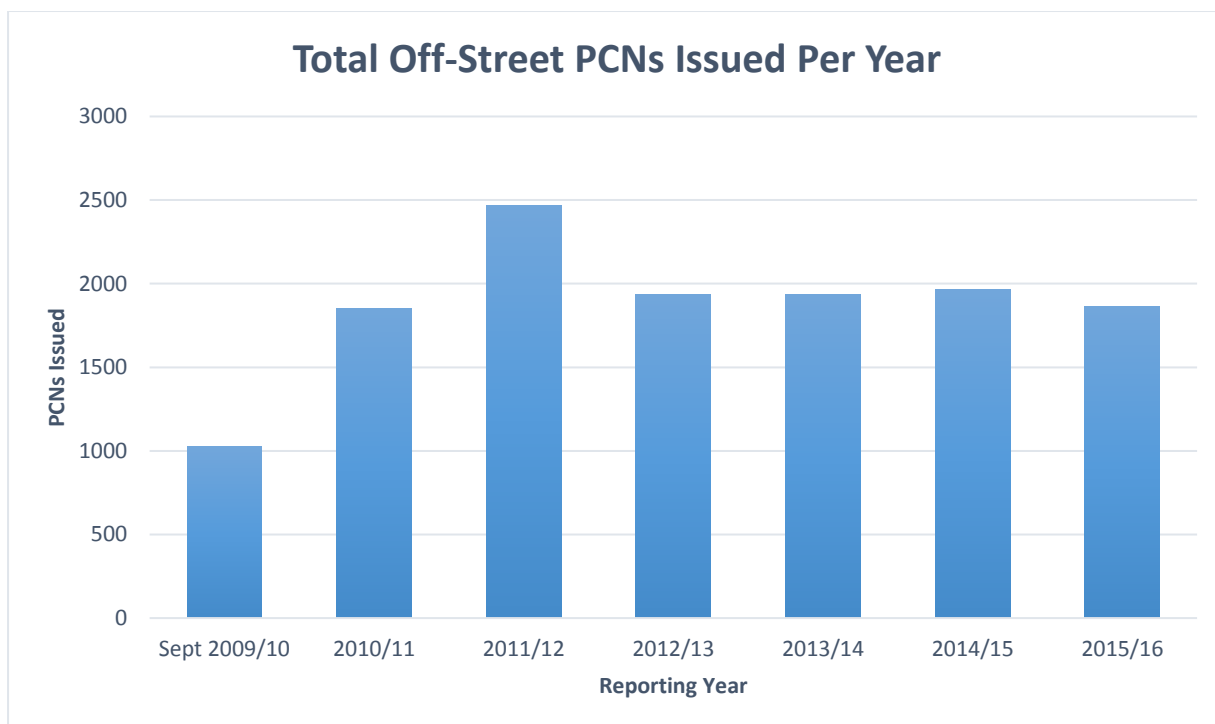
There is a national list of the parking contraventions for which CEOs are empowered to issue PCNs. Below is a table giving a detailed breakdown of the numbers of PCNs which the Council's CEOs issued in respect of each type of contravention applicable to car parks during 2015/16. Figures for previous years have been included for comparison purposes. Individual contravention codes that are subject to the higher or lower rates of penalty charge are shown. Higher rates are set at £70 (£35 if paid within 14 days) while lower rates are set at £50 (£25 if paid within 14 days).

Number of Penalty Charge Notices Issued For Each Contravention Type

Off-Street (car park) Parking Contraventions					
Code	Contravention Description	PCNs 2012/13	PCNs 2013/14	PCNs 2014/15	PCNs 2015/16
80 (Low)	Parked longer than the maximum period permitted	4	6	3	2
81 (High)	Parked in a restricted area in a car park	21	38	6	6
82 (Low)	Parked after the expiry of paid for time	374	338	459	426
83 (Low)	Parked in a car park without clearly displaying a valid pay & display ticket or voucher or parking clock	1186	1200	1160	1119
85 (High)	Parked in a permit bay without clearly displaying a valid permit	7	15	15	26
86 (Low)	Not parked correctly within the markings of a bay or space	40	111	68	54
87 (High)	Parked in a disabled person's parking space without clearly displaying a valid disabled person's badge	287	214	227	187
91 (High)	Parked in a car park or area not designated for that class of vehicle	13	15	23	44
92 (High)	Parked causing an obstruction	3	0	2	0
94 (Low)	Parked in a pay & display car park without clearly displaying multiple valid pay and display tickets when required	0	0	1	1
	Number of higher rate off-street PCNs issued	331	282	273	263
	Number of lower rate off-street PCNs issued	1604	1655	1691	1602
	Total number of off-street PCNs issued	1935	1937	1964	1865

Total Off-Street PCNs Issued Per Year

Reporting Year	Sept 2009/10	2010/11	2011/12	2012/13	2013/14	2014/15	2015/16
PCNs Issued	1026	1850	2466	1935	1937	1964	1865



The issuing of PCNs has remained mostly consistent over the last four years with just under 2000 PCNs per year.

3.2 Progression of PCNs

The following table details the ways in which PCN cases had progressed as of December 2016.

Progression of cases	2012/13	2013/14	2014/15	2015/16
Total number of PCNs issued	1935	1937	1964	1865
PCNs paid at 50% Discount	1362 (70.39%)	1324 (68.35%)	1368 (69.65%)	1241 (66.54%)
PCNs paid at full amount (before issue of Charge Certificate)	133 (6.87%)	108 (5.58%)	126 (6.42%)	122 (6.54%)
PCNs paid after issue of Charge Certificate (full amount + 50%)	83 (4.29%)	88 (4.54%)	77 (3.92%)	80 (4.29%)
Total PCNs paid	1580 (81.65%)	1520 (78.47%)	1573 (80.09%)	1443 (77.37%)
<i>Number of Pre NtO Informal Challenges</i>	702	654	612	565
Number of Informal Challenges resulting in PCN cancellation	271 (14.01%)	318 (16.42%)	287 (14.61%)	316 (16.94%)
<i>Number of Post NtO Formal Representations</i>	97	114	136	129
Number of Formal Representations resulting in PCN cancellation	21 (1.09%)	10 (0.52%)	12 (0.61%)	22 (1.18%)

<i>Number of TPT Appeals</i>	5	10	6	5
Number of TPT appeals resulting in PCN cancellation	1 (0.05%)	5 (0.26%)	4 (0.20%)	0 (0.00%)
Number of PCNs cancelled for other reasons (eg owner untraceable, bailiff unable to collect etc...)	62 (3.20%)	82 (4.23%)	78 (3.97%)	53 (2.84%)
Total PCNs cancelled	355 (18.35%)	415 (21.43%)	381 (19.40%)	391 (20.97%)
Total PCNs outstanding (still to pay or be cancelled)	0	2 (0.10%)	10 (0.51%)	31 (1.66%)

Of the PCNs that are issued each year, approximately 80% are paid. Of those that are paid the vast majority do so within 14 days of the PCN being issued to take advantage of the discount period. Approximately 20% of issued PCNs are cancelled, the majority as a result of an Informal Challenge within 28 days of the PCN being issued.

4 Adjudication cases

A motorist who has had their challenge against a PCN rejected by the Council has the right to appeal against that decision to an Adjudicator at the Traffic Penalty Tribunal (TPT). The TPT is an independent tribunal whose impartial, independent Adjudicators are lawyers who have been appointed to consider and decide upon appeals against parking penalties.

For PCNs issued during 2015/16 five cases were registered by TPT for adjudication, equal to 0.27% of all PCNs issued during the year. Of these all five were dismissed (ie in favour of Fylde Council); none were 'not contested' or allowed (ie in favour of the appellant).

Adjudicator's reports for previous years can be accessed on the tribunal's website www.trafficpenaltytribunal.gov.uk/downloads. These reports provide information for each local area as well as an assessment of any changes that have occurred over the previous year which impacts on parking enforcement and the decisions that adjudicators may make.