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Ms Jill Clark
Team leader of the Civil Law Reform Unit
Scottish Government
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Emailed to: jill.clark@gov.scot

14 March 2017

Dear Ms Clark

Reforming Contract Law in Scotland

The British Parking Association (BPA) welcomes your inquiry regarding the proposed Bill to reform contract law on third party rights in Scotland. As the largest professional parking association in Europe we represent around 690 organisations by promoting and influencing the best interests of these members and the parking and traffic management sector throughout the UK and Europe. These organisations are many and varied and include manufacturers, car park operators, local authorities, health authorities, universities and higher education facilities, airports, railway stations, shopping centres, theme parks, construction companies, learning providers and consultants. We have 250 local authorities amongst our members. The BPA has around 130 Parking Scotland members.

For more information about the BPA please see the [endnote](#).

We believe in raising standards in the parking profession and enabling our members to provide better services for the motorist and to do that we need to work closely with government and key stakeholders.

We understand this piece of legislation is similar to the Rights of Third Parties Act in England and Wales, which is very flexible, as it allows parties to exclude its effect in their contracts.

Therefore we have no further comments to make about this Bill only that it should not have a detrimental effect on the management of parking as it is essential part of traffic management.

Accessibility continues to underpin economic regeneration, as shown in the BPA's [Master Plan for Parking in Scotland](#): "Proper and effective parking policies and traffic management according to properly defined standards is essential; it contributes to less congested streets and increases access to towns and cities with significant economic benefits to enable a mobile society."

Conclusion

The BPA and Parking Scotland members are always eager to work with the Scottish government to develop car parking policy and the Association and members are at your disposal to assist with any further information, advice or support in relation to this very important area of public policy.

We hope you will find these comments of interest and look forward to working with the Scottish Government to deliver a legislative framework and better regulation for the management of parking on private land.

Please do not hesitate to contact my colleague Kathryn Shipman by emailing consultations@britishparking.co.uk or calling 01444 447 317 if you require any further information.

Yours sincerely



Kelvin Reynolds
Director of Policy and Public Affairs

Endnote

About the British Parking Association:

The British Parking Association (BPA) is the largest professional association in Europe, representing around 700 members in the parking and traffic management profession. Our members include manufacturers, learning providers, consultants, local authorities, car park operators, including those managing parking on private land such as retail parks, healthcare facilities, universities and railway stations. We have 144 members managing parking on private land and 250 local authority members. We provide our members with knowledge and a range of benefits and resources that assist them in their day to day work.

As the recognised authority within the parking profession, we represent, promote and influence the best interests of the parking and traffic management profession throughout the UK and Europe. We also manage initiatives for the sector including the Safer Parking Scheme (on behalf of the Association of Chief Police Officers), the Approved Operator Scheme (for those managing parking on private, unregulated land) and our stakeholder engagement group, the Parking Forum.

We place the consumer at the heart of our thinking and as the recognised authority in parking we actively represent and promote the sector by advancing knowledge, raising standards and professionalism, and using our influence to deliver excellence for the benefit of all.

For more information regarding us here at the BPA, please click [here](#).