THE COUNCIL OF THE BOROUGH OF MILTON KEYNES (VARIOUS ROADS WITHIN BLAKELANDS AND TONGWELL) (CONSOLIDATION OF WAITING RESTRICTIONS) ORDER 2017

The Council of the Borough of Milton Keynes ("the Council") in exercise of its powers under Sections 1(1), 2(1) and (2) and 4 of the Road Traffic Regulation Act 1984 ("the Act of 1984") and of all other enabling powers, and after consultation with the chief officer of police in accordance with Part III of Schedule 9 to the Act of 1984, hereby makes the following Order:-

PART 1

IMPLEMENTATION, CITATION AND DEFINITIONS

- 1. This Order shall come into operation on the 20th day of March 2017 and may be cited as "The Council of the Borough of Milton Keynes (Various Roads within Blakelands and Tongwell) (Consolidation of Waiting Restrictions) Order 2017".
- 2. In this Order, except where the context otherwise requires, the following expressions have the meanings respectively assigned to them:-

"access way" means a length of road sufficient to enable a vehicle to have access to and egress from land or premises in or adjacent to the said road;

"Civil Enforcement Officer" ("CEO") has the same meaning as in Section 76 of the Traffic Management Act of 2004;

"Council" means The Council of the Borough of Milton Keynes;

"delivering" and "collecting" in relation to any goods includes checking the goods for the purpose of their delivery or collection;

for the purpose of their delivery or collection; "disabled persons' badge" has the same meaning as in the Local Authorities'

Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000; "disabled persons' vehicle" has the same meaning as in the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;

"footway" has the same meaning as in Section 329 of the Highways Act 1980;

"goods" includes postal packets of any description, cash or other valuable securities;

"goods vehicle" means a motor vehicle which is constructed or adapted for the carriage of goods of any description and which does not exceed 3.5 tonnes gross laden weight;

"heavy commercial vehicle" means a vehicle which has an operation weight exceeding 7.5 tonnes;

"passenger vehicle" means a motor vehicle (other than a motor cycle or invalid carriage) constructed solely for the carriage of passengers and their effects and adapted to carry not more than twelve passengers exclusive of the driver, and not drawing a trailer;

"postal packets" has the same meaning as in Section 125 of the Postal Services Act 2000;

"restricted road" means a road which is subject to parking and waiting restrictions;

"road" means a highway and any other road to which the public has access; "statutory undertaker" has the same meaning as in Section 329 of the Highways Act 1980:

"telecommunications apparatus" has the same meaning as in the Telecommunications Act 1984;

"traffic sign" means a sign of any size, colour and type prescribed or authorised under, or having effect as though prescribed or authorised under, Section 64 of the Act of 1984.

- 3. Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended by any subsequent enactment.
- 4. The plans annexed to this Order identify the roads and areas subject to this Order, provided that where there is any inconsistency between the plans and the Schedules it is the wording of the Schedules which shall prevail.
- 5. Without prejudice to the validity of anything done or to any liability incurred in respect of any act or omission before the coming into effect of this Order any provisions of any Orders mentioned in Schedule 3 hereto are hereby revoked to the extent stated in that Schedule.

PART 2

PROHIBITION OF WAITING

- 6. No person shall except with the permission or under the direction of a police officer in uniform, a traffic warden or a Civil Enforcement Officer (CEO) cause or permit any vehicle to wait at any time in any of the lengths of roads specified in Schedule 1 hereto.
- 7. Nothing in Article 5 above shall render it a contravention of this Order to cause or permit any vehicle to wait in any of the lengths of roads specified in Schedule 1 for so long as may be necessary
 - (1) to enable goods to be loaded or unloaded from the vehicle;
 - (2) to enable a person to board or alight from the vehicle;
 - (3) If the vehicle is a goods vehicle and is delivering and/or collecting;
 - (4) when the person in control of the vehicle is required by law to stop or is obliged to stop in order to avoid an accident or is prevented from proceeding by circumstances outside his control;
 - (5) for a vehicle to wait whilst any gate or other barrier at the entrance to premises to which the vehicle requires access or from which it has

emerged is being opened or closed, if it is not reasonably practicable for the vehicle to wait outside otherwise than in a length of road specified in Schedule 1 to this Order while such gate or other barrier is being opened or closed;

- (6) to enable the vehicle, if it cannot reasonably be used for such purpose in any other road, to be used in connection with any of the following:
 - a) building, industrial or demolition operations;
 - b) the removal of any obstruction to traffic;
 - the laying, erection or repair of any sewer, main, pipe or apparatus for the supply of gas, water, electricity or any telecommunication system defined by the Telecommunications Act 1984;
 - d) use in the service of any undertaker, the Environment Agency or any public authority in pursuance of statutory powers or duties;
 - e) any wedding or funeral;
 - f) use for police, military, fire brigade or ambulance purposes;
 - g) use for the purpose of delivering or collecting postal packets as defined by section 125 of the Postal Services Act 2000;
 - the vehicle being specially constructed or adapted for the delivery or collection of money or valuable securities to be used for those purposes in relation to premises in the vicinity;
 - i) to carry out the removal of furniture or household effects to or from a shop, office, depository or dwelling house in the vicinity.
- 8. No person shall except with the permission or under the direction of a police officer in uniform or a traffic warden or a civil enforcement officer, cause or permit any heavy commercial vehicle to wait at any time of the day in any of the lengths of road specified in Schedule 2 hereto
- Nothing in Article 8 above shall render it a contravention of this Order to cause or permit any heavy commercial vehicle to wait in any of the lengths of roads specified in Schedule 2 for so long as may be necessary
 - (1) when the person in control of the vehicle is required by law to stop or is obliged to stop in order to avoid an accident or is prevented from proceeding by circumstances outside his control;
 - (2) for a vehicle to wait whilst any gate or other barrier at the entrance to premises to which the vehicle requires access or from which it has emerged is being opened or closed, if it is not reasonably practicable for the vehicle to wait outside otherwise than in a length of road specified in Schedule 2 to this Order while such gate or other barrier is being opened or closed;

- (3) to enable the vehicle, if it cannot reasonably be used for such purpose in any other road, to be used in connection with any of the following:
 - a) building, industrial or demolition operations;
 - b) the removal of any obstruction to traffic;
 - the laying, erection or repair of any sewer, main, pipe or apparatus for the supply of gas, water, electricity or any telecommunication system defined by the Telecommunications Act 1984;
 - d) use in the service of any undertaker, the Environment Agency or any public authority in pursuance of statutory powers or duties;
 - e) use for police, military, fire brigade or ambulance purposes
- 10. In accordance with the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000, nothing in Articles 6 and 8 shall render it unlawful to cause or permit a disabled person's vehicle which displays a disabled person's badge and parking disc in the relevant position in accordance with Articles 6 and 8 hereof to wait for a period not exceeding 3 hours in a length of road specified in Schedules 1 and 2 hereto (provided the period of exempted waiting does not begin less than one hour after a previous period of exempted waiting by the same vehicle in the same road on the same day).
- 11. For the purposes of this Order a vehicle shall be regarded as displaying a disabled person's badge in the relevant position under the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 if:-
 - (1) the badge is exhibited on the dashboard or facia of the vehicle so that the front of the badge is clearly legible from the outside of the vehicle; or
 - (2) where the vehicle is not fitted with a dashboard or facia, the badge is exhibited in a conspicuous position on the vehicle so that the front of the badge is clearly legible from the outside of the vehicle.
- 12. For the purposes of this Order a vehicle shall be regarded as displaying a parking disc in the relevant position under the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000 if:-
 - (1) the disc is exhibited on the dashboard or facia of the vehicle so that when marked to show the quarter hour period during which a period of waiting began, that period is clearly legible from the outside of the vehicle; or
 - (2) where the vehicle does not have a dashboard or facia, the disc is exhibited in a conspicuous position on the vehicle so that, when marked to show the quarter hour period during which a period of waiting began, that period is clearly legible from the outside of the vehicle.

PART 3

ENFORCEMENT OF RESTRICTIONS

- 13. The Council shall, on or in the vicinity of a restricted road:-
 - (1) Highlight each restricted area with notices, signs and road surface markings in accordance with the Traffic Signs Regulations and General Directions Act 2002:
 - (2) Maintain and from time to time alter the said notices, signs and roadsurface markings;
 - (3) Carry out such other work as is reasonably required for the purpose of the satisfactory operation of a restricted road.
- 14. The Council shall appoint Civil Enforcement Officers whose duty it shall be to patrol and enforce the waiting and parking restrictions imposed by the Articles of this Order.

SCHEDULE 1

NO WAITING AT ANY TIME

DELAWARE DRIVE, BLAKELANDS NORTH-EAST SIDE

- NW1 From a point 87.4 metres north-west of a point in line with the north-western kerbline of Michigan Drive, for a distance of 15.4 metres in a north-westerly direction
- NW2 From a point 118 metres north-west of a point in line with the north-western kerbline of Michigan Drive, for a distance of 14.5 metres in a south-easterly direction
- NW3 From a point 171 metres north-west of a point in line with the north-western kerbline of Michigan Drive, for a distance of 19.4 metres in a north-westerly direction
- NW4 From a point 217.4 metres north-west of a point in line with the north-western kerbline of Michigan Drive, for a distance of 19.4 metres in a south-easterly direction

NORTH-WEST SIDE

NW5 From its junction with V10 Brickhill Street, for a distance of 54.4 metres in a north-easterly direction

- NW6 From a point 62.8 metres north-east of its junction with V10 Brickhill Street, for a distance of 79.8 metres in a north-easterly direction
- NW7 From a point 150.2 metres north-east of its junction with V10 Brickhill Street, for a distance of 27.8 metres in a north-easterly direction
- NW8 From a point 191.5 metres north-east of its junction with V10 Brickhill Street, for a distance of 12.7 metres in a south-westerly direction
- NW9 From a point 404.6 metres north-east of its junction with V10 Brickhill Street, for a distance of 65 metres in a north-easterly direction

SOUTH-EAST SIDE

- NW10 From its junction with V10 Brickhill Street, for a distance of 86.5 metres in a north-easterly direction
- NW11 From a point 105.8 metres north-east of its junction with V10 Brickhill Street, for a distance of 16.9 metres in a south-westerly direction
- NW12 From a point 129.7 metres north-east of its junction with V10 Brickhill Street, for a distance of 27 metres in a north-easterly direction
- NW13 From a point 163.4 metres north-east of its junction with V10 Brickhill Street, for a distance of 27 metres in a north-easterly direction
- NW14 From a point 244.9 metres north-east of its junction with V10 Brickhill Street, for a distance of 21.7 metres in a north-easterly direction
- NW15 From a point 317.1 metres north-east of its junction with V10 Brickhill Street, for a distance of 44.1 metres in a south-westerly direction

SOUTH-WEST SIDE

- NW16 From a point 44.5 metres south-east of a point in line with the south-eastern kerbline of Yeomans Drive, for a distance of 13.5 metres in a south-easterly direction
- NW17 From a point 129.3 metres north-west of a point in line with the north-western kerbline of Michigan Drive, for a distance of 11.7 metres in a north-westerly direction
- NW18 From a point 151.7 metres north-west of a point in line with the north-western kerbline of Michigan Drive, for a distance of 29.1 metres in a north-westerly direction
- NW19 From a point 197.1 metres north-west of a point in line with the north-western kerbline of Michigan Drive, for a distance of 17.2 metres in a south-easterly direction

NW20 From a point 84.5 metres south-east of a point in line with the south-eastern kerbline of Michigan Drive, for a distance of 55.1 metres in a south-easterly direction

MARYLAND ROAD AND DELAWARE DRIVE, TONGWELL SOUTH-WEST SIDE AND NORTH-WEST SIDE

NW21 From a point on Maryland Road 15 metres north-west of its junction with Delaware Drive, for a distance of 58.2 metres in a south-easterly then south-westerly direction

NORTH-EAST SIDE AND NORTH-WEST SIDE

NW22 From a point on Maryland road 25 metres north-west of its junction with Delaware Drive, for a distance of 35.6 metres in a south-easterly the north-easterly direction

MICHIGAN DRIVE, TONGWELL NORTH-WEST SIDE

- NW23 From a point 69.8 metres north-east of a point in line with the north-eastern Kerbline of Delaware Drive, for a distance of 41.2 metres in a north-easterly direction
- NW24 From a point 148.7 metres north-east of a point in line with the north-eastern Kerbline of Delaware Drive, for a distance of 39 metres in a north-easterly direction

THE SOUTH-WEST ARM NORTH SIDE

NW25 From a point 106 metres south-west of the south-western Kerbline of the north-eastern arm of Michigan Drive, for a distance of 30 metres in a south-westerly direction

THE SOUTH-WEST ARM AND NORTH-EAST ARM NORTH-WEST SIDE AND SOUTH-WEST SIDE

NW26 From a point on the south-western arm 20 metres south-west of the south-western Kerbline of the north-eastern arm of Michigan Drive, for a distance of 35.5 metres in a north-easterly then north-westerly direction

SOUTH-EAST SIDE AND SOUTH-WEST SIDE

NW27 From a point on the south-western arm 20 metres south-west of the southwestern Kerbline of the north-eastern arm of Michigan Drive, for a distance of 37.5 metres in a north-easterly then south-easterly direction

THE NORTH-EAST ARM

NW28 From a point 69 metres north-west of the south-eastern kerbline of the south-western arm of Michigan Drive, for a distance of 82 metres in a north-westerly direction

- NW29 From a point 71 metres north-west of the south-eastern kerbline of the southwestern arm of Michigan Drive, for a distance of 93 metres in a north-westerly direction
- NW30 From a point 157 metres south-east of the eastern kerbline of the southwestern arm of Michigan Drive, for a distance of 71 metres in a south-easterly direction
- NW31 From a point 313 metres south-east of the south-eastern kerbline of the southwestern arm of Michigan Drive, for a distance of 28 metres in a south-easterly direction

NORTH SIDE

- NW32 From a point 21 metres south-east of the south-eastern kerbline of the southwestern arm of Michigan Drive, for a distance of 80 metres in a north-westerly direction
- NW33 From a point 79 metres north-west of the south-eastern Kerbline of the southwestern arm of Michigan Drive, for a distance of 144 metres in a northwesterly direction
- NW34 From a point 55 metres south-east of the south-eastern kerbline of the southwestern arm of Michigan Drive, for a distance of 57 metres in a south-easterly direction
- NW35 From a point 247 metres south-east of the south-eastern Kerbline of the southwestern arm of Michigan Drive, for a distance of 31 metres in a south-easterly direction
- NW36 From a point 363 metres south-east of the south-eastern Kerbline of the southwestern arm of Michigan Drive, for a distance of 37 metres in a south-easterly direction
- NW37 From a point 106 metres south-west of the south-west Kerbline of the northeastern arm of Michigan Drive, for a distance of 30 metres in a south-westerly direction

SOUTH-WEST SIDE

- NW38 From a point 21.7 metres south-east of a point in line with the south-eastern kerbline of Michigan Drive, for a distance of 42.4 metres in a south-easterly direction
- NW39 From a point 101.3 metres south-east of a point in line with the south-eastern kerbline of Michigan Drive, for a distance of 40.2 metres in a south-easterly direction

YEOMANS DRIVE, BLAKELANDS NORTH-WEST SIDE

- NW40 From a point 189.4 metres south-west of a point in line with the south-western Kerbline of Delaware Drive, for a distance of 21.8 metres in a north-easterly and northerly direction
- NW41 From a point 121.4 metres south-west of a point in line with the south-western Kerbline of Delaware Drive, for a distance of 54.4 metres in a south-westerly and north-westerly direction
- NW42 From a point 104.6 metres south-west of a point in line with the south-western Kerbline of Delaware Drive, for a distance of 40.5 metres in a north-easterly and northerly direction
- NW43 From a point 26.2 metres south-west of a point in line with the south-western Kerbline of Delaware Drive, for a distance of 33 metres in a south-westerly and north-westerly direction
- NW44 From a point 18 metres south-west of a point in line with the southern kerbline of Delaware Drive, for a distance of 65 metres in a north-easterly then northerly direction

SOUTH-EAST SIDE

- NW45 From a point 179.7 metres south-west of a point in line with the south-western Kerbline of Delaware Drive, for a distance of 8.7 metres in a south-westerly direction
- NW46 From a point 153.1 metres south-west of a point in line with the south-western kerbline of Delaware Drive, for a distance of 9.6 metres in a south-westerly direction
- NW47 From a point 137 metres south-west of a point in line with the south-western Kerbline of Delaware Drive, for a distance of 10.8 metres in a north-easterly and south-easterly direction
- NW48 From a point 93.1 metres south-west of a point in line with the south-western Kerbline of Delaware Drive, for a distance of 15.6 metres in a south-westerly direction
- NW49 From a point 83.2 metres south-west of a point in line with the south-western Kerbline of Delaware Drive, for a distance of 23.7 metres in a north-easterly direction
- NW50 From a point 41.4 metres south-west of a point in line with the south-western Kerbline of Delaware Drive, for a distance of 52.0 metres in a north-easterly and south-easterly direction

NW51 From a point 33.2 metres north-east of a point in line with the south-western kerbline of Delaware Drive, for a distance of 37.4 metres in a south-westerly and southerly direction

THE NORTH-EASTERN ARM EAST SIDE

NW52 From a point 69 metres north-east and north of a point in line with the southwestern Kerbline of Delaware Drive, for a distance of 33.5 metres in a southeasterly direction

NORTH-EAST SIDE

- NW53 From a point 96 metres north-east then north-west of a point in line with the south-western Kerbline of Delaware Drive, for a distance of 23 metres in a south-easterly direction
- NW54 From a point 108 metres north-east and north-west of a point in line with the south-western Kerbline of Delaware Drive, for a distance of 10 metres in a north-westerly direction

SOUTH-WEST SIDE

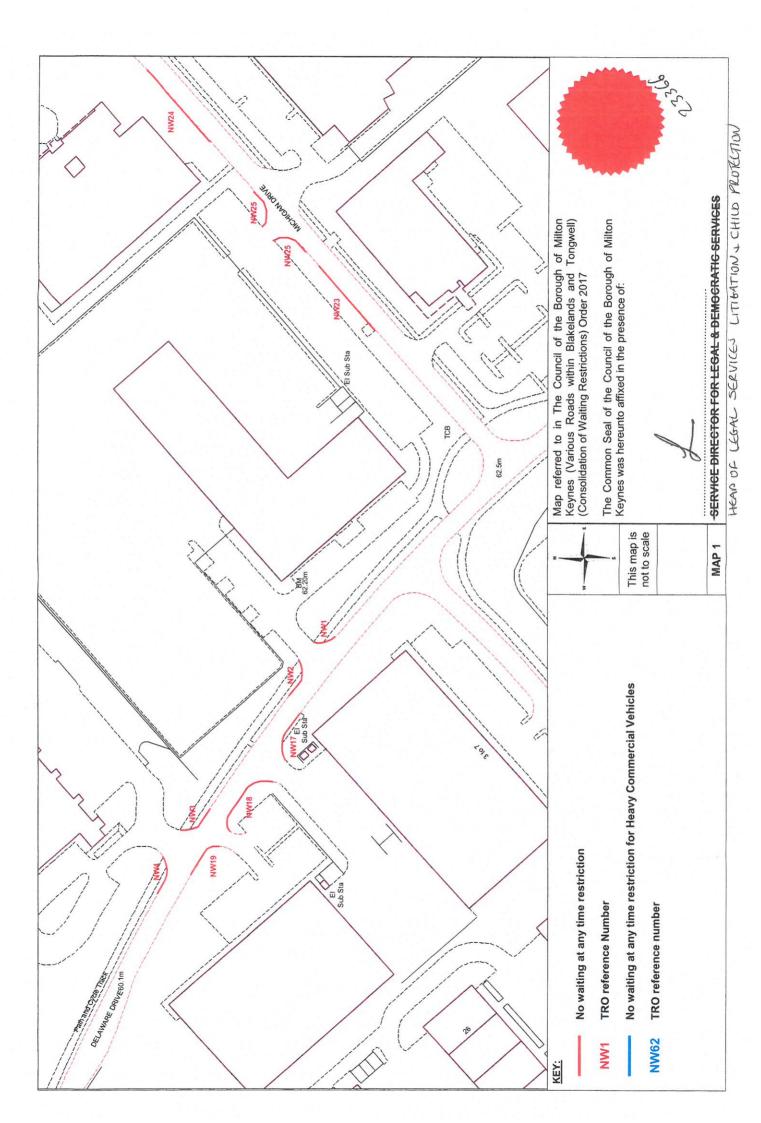
- NW55 From a point in line with the southern Kerbline of the eastern access into John Lewis car park, for a distance of 10 metres in a southerly direction
- NW56 From a point in line with the northern Kerbline of the eastern access into John Lewis car park, for a distance of 10 metres in a northerly direction

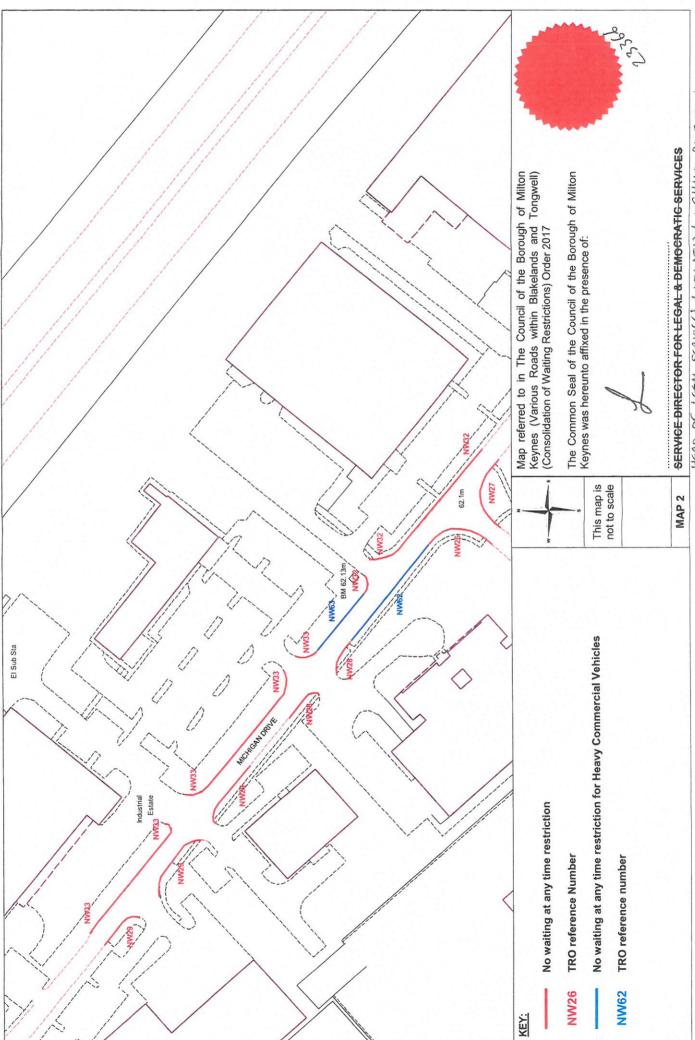
THE SOUTH-WESTERN ARM NORTH-EAST SIDE

NW57 From a point 88.5 metres north of a point in line with the north-western Kerbline of the southern arm of Yeomans Drive, for a distance of 31 metres in a northerly direction

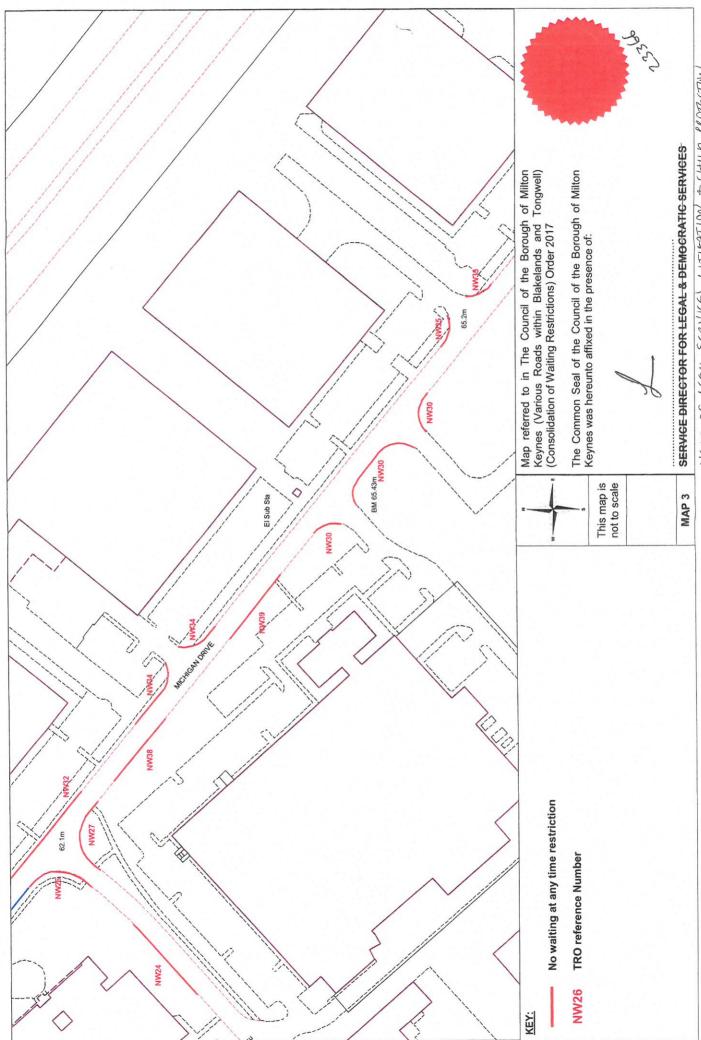
SOUTH-WEST SIDE

- NW58 From a point 90.8 metres north of a point in line with the north-western Kerbline of the southern arm of Yeomans Drive, for a distance of 20.7 metres in a northerly and westerly direction
- NW59 From a point 121.8 metres north of a point in line with the north-western Kerbline of the southern arm of Yeomans Drive, for a distance of 17 metres in a southerly and westerly direction
- NW60 From a point 180 metres north of a point in line with the north-western Kerbline of the southern arm of Yeomans Drive, for a distance of 15.8 metres in a northerly and westerly direction
- NW61 From a point 210.4 metres north of a point in line with the north-western Kerbline of the southern arm of Yeomans Drive, for a distance of 15.8 metres in a southerly and westerly direction

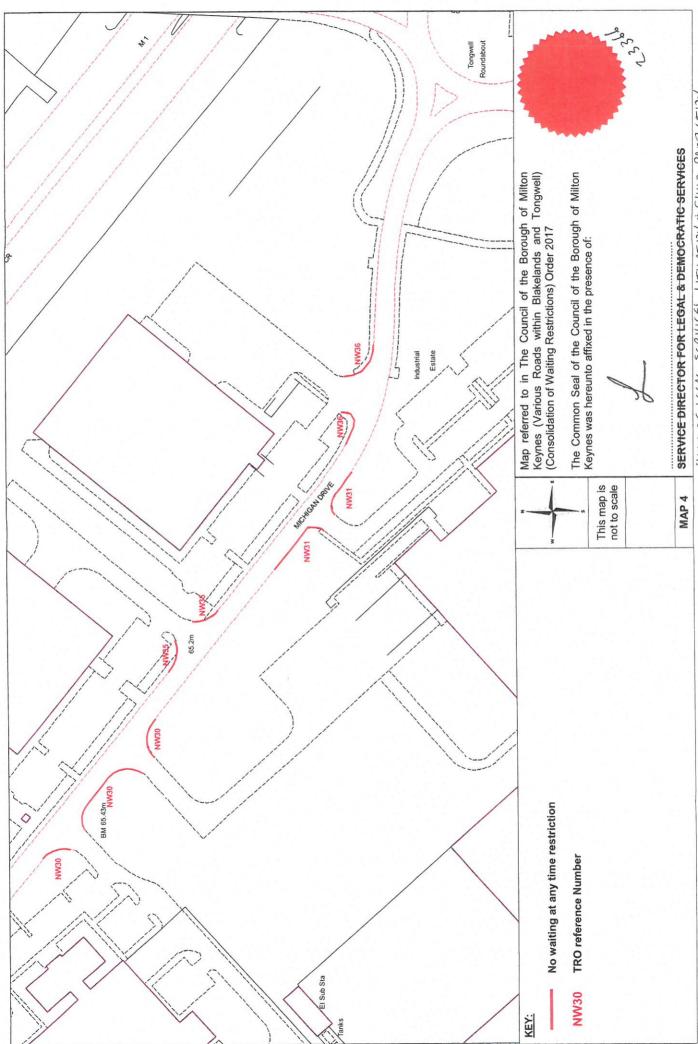




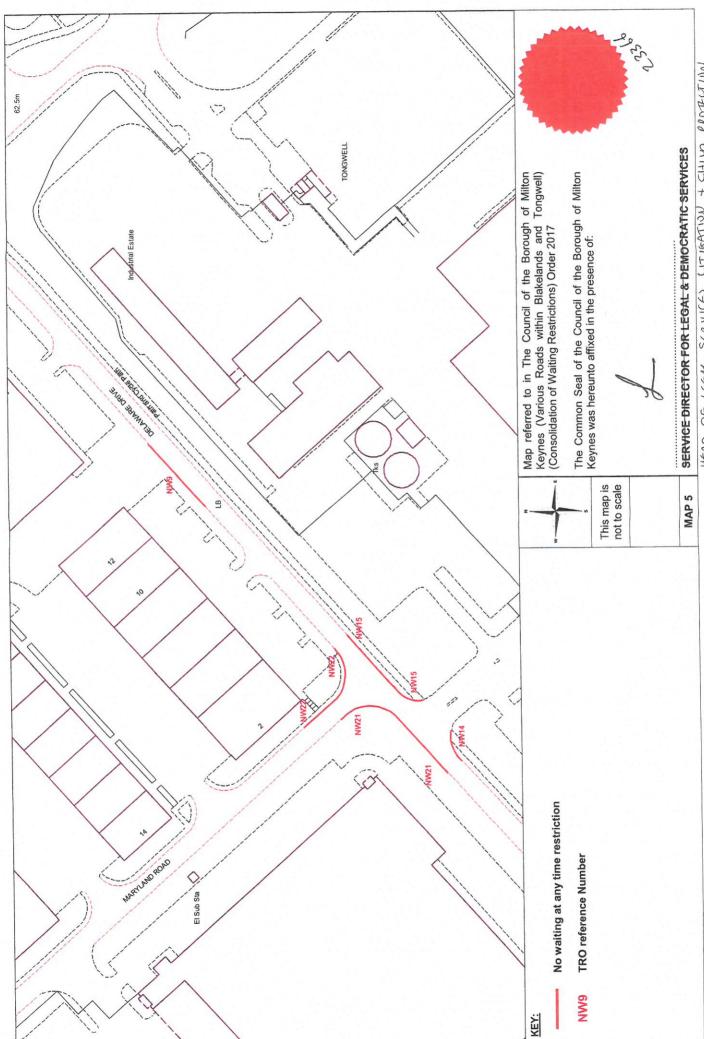
HEAD OF LEGAL SELVICES LITIBATION + CHILD PROPERTION



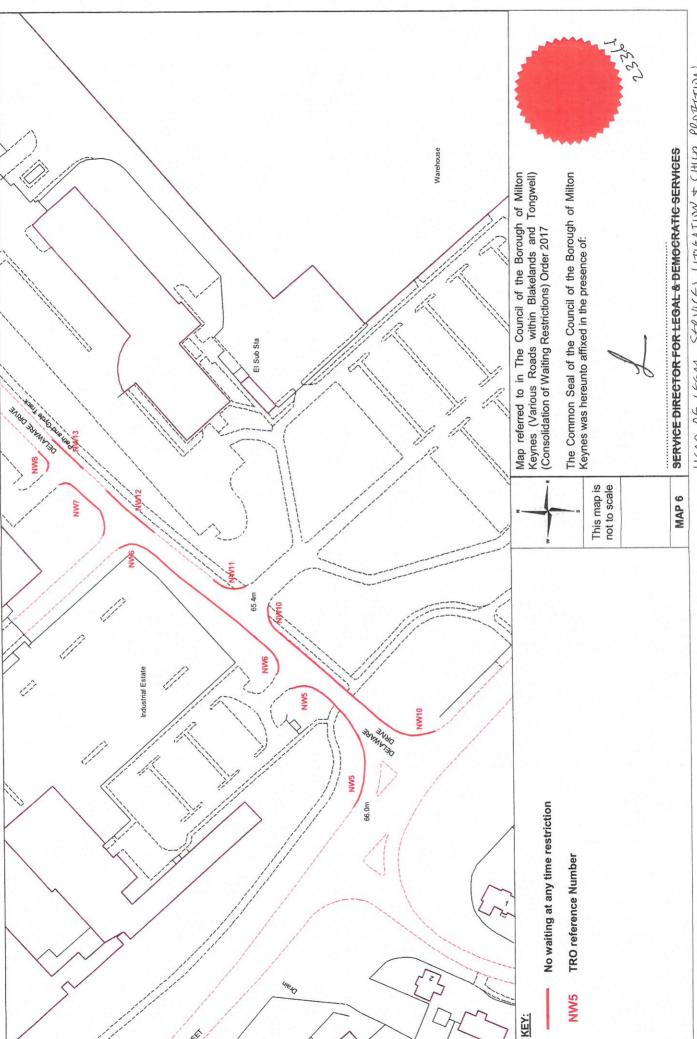
HEAD OF LEGAL SERVICES LITIBATION & CHILD PLOTECTION



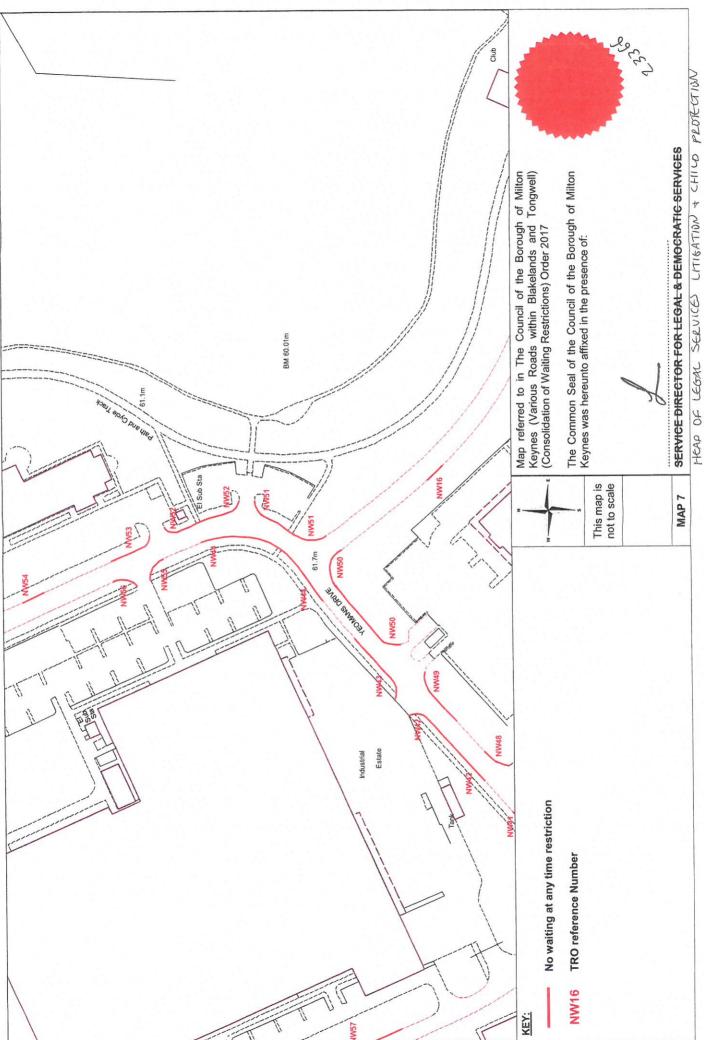
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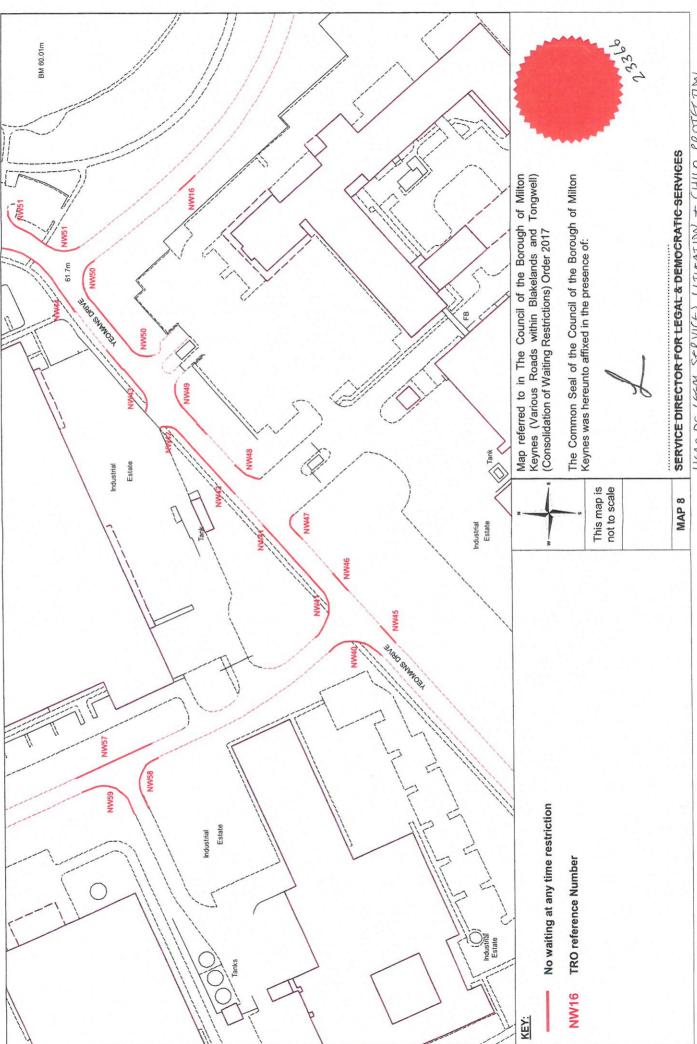


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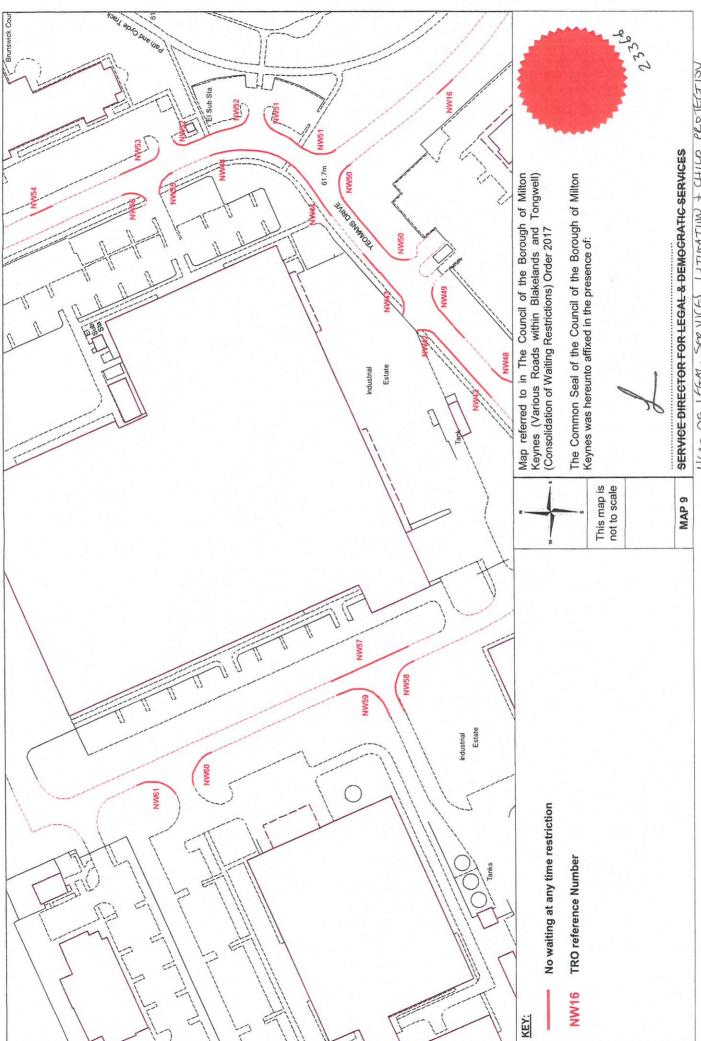


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SCHEDULE 2

NO WAITING AT ANY TIME FOR HEAVY COMMERCIAL VEHICLES

MICHIGAN DRIVE, TONGWELL THE NORTH-EAST ARM SOUTH SIDE

NW62 From a point 28 metres north-west of the south-eastern Kerbline of the south-western arm of Michigan Drive, for a distance of 41 metres in a north-westerly direction

NORTH SIDE

NW63 From a point 59 metres north-west of the south-eastern Kerbline of the south-western arm of Michigan Drive, for a distance of 20 metres in a north-westerly direction

SCHEDULE 3

REVOCATIONS

The following Orders ARE HEREBY REVOKED in their entirety:

THE COUNCIL OF THE BOROUGH OF MILTON KEYNES (MICHIGAN DRIVE (PARTS), TONGWELL) (PROHIBITION OF WAITING) ORDER 2008

THE COUNCIL OF THE BOROUGH OF MILTON KEYNES (DELAWARE DRIVE AND YEOMANS DRIVE, BLAKELANDS) (PROHIBITION OF WAITING) ORDER 2014

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THE COMMON SEAL of the COUNCIL OF THE BOROUGH OF MILTON KEYNES as hereunto affixed this 14th day of March 2017 in the presence of:-

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SERVICE DIRECTOR FOR LEGAL AND DEMOCRATIC SERVICES

Itead of Logal Services Litigation + Child Protection