

**THE COUNCIL OF THE BOROUGH OF MILTON KEYNES  
(COACHWAY, BROOK FURLONG) (PROHIBITION AND  
RESTRICTION OF WAITING) ORDER 2004**

The Council of the Borough of Milton Keynes ("the Council") in exercise of its powers under sections 1(1), 2(1) to (3) and 4(2) of the Road Traffic Regulation Act 1984 ("the Act"), Part IV of Schedule 9 to the Act 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, hereby makes the following Order:

**PART 1**

**IMPLEMENTATION, CITATION, DEFINITIONS AND REVOCATIONS**

1. This Order shall come into operation on the 16<sup>th</sup> July 2004 and may be cited as "The Council of the Borough of Milton Keynes (Coachway, Brook Furlong) (Prohibition and Restriction of Waiting) Order 2004".
2. In this Order, except where the context otherwise requires, the following expressions have the meanings respectively assigned to them:-

"bus" means a motor vehicle constructed or adapted to carry more than eight passengers (exclusive of driver);

"bus stop area" means an area of carriageway of a specified road intended for the waiting of buses, which is comprised within and indicated by a road marking of a type prescribed or authorised under, or having effect as though prescribed or authorised under Section 64 of the Act of 1984;

"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;

"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;

"driver" in relation to a vehicle waiting in a parking place, means the person driving the vehicle at the time it was left in the parking place;

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

"owner" in relation to a vehicle, means the person by whom such vehicle is kept and used;

"parking attendant" has the same meaning as in Section 63A of the Road Traffic Regulation Act 1984;

"payment day" means the date by which payment should be made, as specified in the most recent notice received by the driver or owner of the vehicle;

"penalty charge" has the same meaning as in Section 66(2) of the Road Traffic Act 1991; payment should be made, as specified in the most recent notice received by the driver or owner of the vehicle;

(4) 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;
- c) 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) in connection with any wedding or funeral;
- f) use for police, 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;
- h) 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.

8. In accordance with the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000, nothing in Article 5 shall render it a contravention of this Order 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 10 and 11 hereof to wait for a period not exceeding 3 hours in any length of road specified in Schedule 1 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).

9. In accordance with the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000, nothing in Article 6 shall render it unlawful to cause or permit a disabled person's vehicle which displays a disabled person's badge in the relevant position in accordance with Article 10 hereof to wait for any period of time in the length of road specified in Schedule 2 hereto.

10. 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.
11. 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**

#### **NO STOPPING AT ANY TIME EXCEPT BUSES**

12. No person shall, except upon the direction or with the permission of a traffic warden or a police officer in uniform, cause or permit any vehicle to stop in the length of road specified in Schedule 3 to this Order unless that vehicle is a bus.
13. Nothing in Article 12 above shall render it a contravention of this Order to cause or permit a vehicle being a bus to wait in order to set down or pick up passengers or change drivers in any of the lengths of road specified in Schedule 3 hereto.
14. Nothing in Article 12 above shall render it a contravention of this Order to cause or permit a vehicle to wait in any of the lengths of road specified in Schedule 3 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) 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;
  - c. the laying, erection or repair of any sewer, main, pipe or apparatus for the supply of gas, water, electricity or any

- (e) the use in an emergency for police, fire brigade or ambulance purposes;
  - (f) use for the purpose of delivering or collecting postal packets as defined by Section 125 of the Postal Services Act 2000;
  - (g) 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.
19. For the purposes of Article 17 of this Order a vehicle shall be deemed to wait in a taxi stand if, for a period of not less than two minutes, any point in that area is below the vehicle or its load when the vehicle is stationary whether or not the vehicle or its load have moved within the taxi stand during that period.

## **PART 5**

### **DISABLED PERSONS' PARKING PLACES**

20. No person shall except with the permission or under the direction of a police officer in uniform or a traffic warden cause or permit any vehicle except if that vehicle is a disabled persons' vehicle to stop at any time in the length of road specified in Schedule 5 of this Order.
21. The parking place specified in Schedule 5 to this Order may be used for the leaving of a vehicle displaying a disabled person's badge in the relevant position in accordance with Article 10.
22. The limits of the disabled persons' parking place and the limits of any access way in a disabled persons' parking place shall be indicated by the Council on the road by the appropriate traffic signs and any vehicle standing in a disabled persons' shall stand wholly within the limits so marked.
- (1) The driver of a vehicle using a disabled persons' parking place shall stop the engine as soon as the vehicle is in position in the parking place, and shall not start the engine of the vehicle except:
    - (2) for loading or unloading, or
    - (3) when about to change the position of the vehicle or to depart from the parking place.
23. No person shall use a vehicle displaying a disabled persons' badge whilst it is in a disabled persons' parking place in connection with the sale of any article to persons in or near that parking place or in connection with the selling or offering for hire of his skill or services, provided that nothing in this article shall prevent the sale of goods from a vehicle displaying a disabled persons' badge if the goods are immediately delivered at or taken into premises adjacent to the vehicle from which the sale is effected.
24. (1) When a vehicle displaying a disabled persons' badge is left in a

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, fire brigade or ambulance purposes.

15. For the purposes of Article 13 of this Order a vehicle shall be deemed to wait in a bus stop area if, for a period of not less than two minutes, any point in that area is below the vehicle or its load when the vehicle is stationary whether or not the vehicle or its load have moved within the bus stop area during that period.

#### **PART 4**

##### **NO STOPPING AT ANY TIME EXCEPT TAXIS**

16. No person shall except with the permission or under the direction of a police officer in uniform or a traffic warden cause or permit any vehicle except if that vehicle is a taxi to stop at any time in the length of road specified in Schedule 4 of this Order.
17. Nothing in Article 16 above shall render it a contravention of this Order to cause or permit a vehicle being a taxi to wait in order to set down or pick up passengers or change drivers in any of the lengths of road specified in Schedule 4 hereto.
18. Nothing in Article 16 above shall render it unlawful to cause or permit a vehicle to wait in the length of road specified in Schedule 4 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) 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;
    - (c) 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 public authority in pursuance of statutory powers or duties;

26. A police constable in uniform or traffic warden may suspend for not longer than twenty-four hours the use of a parking place or any part thereof whenever he considers such suspension reasonably necessary for the purpose of facilitating the movement of traffic or promoting its safety;
27. (1) No person shall cause or permit a vehicle to be left in a parking place or part thereof during any period when there is in or adjacent to that parking place or part thereof a traffic sign placed in pursuance of Article 24 of this Order that the whole or part of that parking place has been suspended.
- (2) Subject to the overriding requirement that the person in control of the vehicle shall move it on the instruction of a police officer in uniform or traffic warden whenever such moving shall be necessary for the purpose of preventing obstruction, nothing in paragraph (1) of this article shall render it a contravention of this Order to cause or permit any vehicle being used for fire brigade, ambulance or police purposes or any vehicle being used for any purpose or eventuality specified in paragraph (1) of Article 24 of this Order to be left in the parking place or part thereof during any such period when the use thereof has been suspended, or to any other vehicle so left if that vehicle is left with the permission of a police officer in uniform or a traffic warden.

## **PART 5**

### **ENFORCEMENT OF RESTRICTIONS**

27. 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 road-surface markings;
- (3) Carry out such other work as is reasonably required for the purpose of the satisfactory operation of a restricted road.
28. The Council shall appoint parking attendants whose duty it shall be to patrol and enforce the waiting restrictions imposed by the Articles of this Order.

disabled persons' parking place in contravention of any of the provisions contained in Part 5 of this Order a person authorised in that behalf may remove the vehicle or arrange for it to be removed from the parking place.

- (2) A police officer in uniform or traffic warden may, in cases of emergency, move or cause to be moved, to any place he sees fit, any vehicle left in a disabled persons' parking place.
- (3) When a vehicle displaying a disabled persons' badge is waiting in a parking place in a position which contravenes the provisions of Article 22 a person authorised in that behalf may alter or cause to be altered the position of the vehicle in order that its position shall comply with that provision.
- (4) Any person removing a vehicle or altering its position by virtue of paragraphs (1), (2) and (3) of this article may do so by towing or driving the vehicle or in such manner as he may think necessary to enable him to remove it or to alter its position as the case may be.
- (5) When a person authorised in that behalf removes or makes arrangements for the removal of a vehicle displaying a disabled persons' badge from a disabled persons' parking place by virtue of paragraphs (1) and (2) of this article he shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.

25. Any person authorised by the Council may suspend the use of a parking place or any part thereof whenever and for such duration as he considers such suspension reasonably necessary:

- (a) for the purpose of facilitating the movement of traffic or promoting its safety;
- (b) for the purpose of any building operation, demolition or excavation in or adjacent to the parking place or the maintenance, improvement or reconstruction of the parking place or the laying, erection, alteration, removal or repair in or adjacent to the parking place of any sewer or of any main, pipe, apparatus for the supply of gas, water or electricity or of any telecommunications apparatus or traffic sign;
- (c) for the convenience of occupiers of premises adjacent to the parking place on any occasion of the removal of furniture from such premises to a depository or to such premises from a depository;
- (d) on any occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed; or
- (e) for the convenience of occupiers of premises adjacent to the parking place at times of weddings or funerals, or on other special occasions.

the Traffic Enforcement Centre. Such action may alter the progression of the process set out above.

## **SCHEDULE 1**

### **NO WAITING AT ANY TIME**

**NW1 Coachway access road - north side:-**

From the eastern kerbline of the A509 road for a distance of 91 metres;  
From a point 97 metres from the eastern kerbline of the A509 road to the junction with the link road between the Coachway access road and the access road to the Weighbridge;

**south side:-**

From the eastern kerbline of the A509 road for a distance of 125 metres.

**NW2 Coachway exit road - north side:-**

From the eastern kerbline of the A509 road for a distance of 52.5 metres;  
south side:-

From the eastern kerbline of the A509 road for a distance of 41 metres.  
east side:-

From a point 148 metres from the eastern kerbline of the A509 road to the junction with the link road between the Coachway access road and the access road to the Weighbridge.

**NW3 The link road between the Coachway access road and the access road to the Weighbridge - both sides:-** The whole length.

**NW4 The access road to the Weighbridge (north-western arm) - south-west side:-** the whole length; **north-west side:-** the whole length; **north-east side:-** from the north-western channel line for a distance of 5 metres.

**NW5 The access road to the Weighbridge (south-eastern arm) - south-west side:-**

From a point in line with the south-eastern radius of the link road between the Coachway access road and the access road to the Weighbridge south-eastwards for a distance of 7 metres;

From a point in line with the north-western kerbline of the access road to the Park and Ride site north-westwards for a distance of 13 metres.

**north-east side:-**

From a point in line with the north-western radius of the link road between the Coachway access road and the access road to the Weighbridge south-eastwards for a distance of 111 metres;

**south-east side:-** The whole length.

**NW6 The access road to the Park and Ride site - both sides:-**

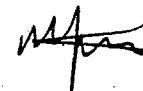
From a point in line with the south-western kerbline of the access road to the Weighbridge for a distance of 17 metres.



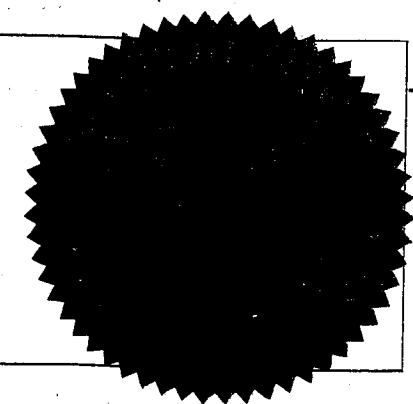
29. Where a parking attendant is of the opinion that any of the provisions contained in this Order have been contravened or not complied with in respect of a restricted road, he or she may attach to the vehicle in a conspicuous position or, at his or her discretion, hand the notice to a person whom he or she has reason to believe has incurred a penalty charge under this Order a Penalty Charge Notice ("PCN") in accordance with Section 66 of the Road Traffic Act 1991 (as amended).
30. Upon issue of a PCN, the procedure by which enforcement will be carried out will be:
- (1) If payment is made within fourteen days of issue of the PCN, the fee shall be one half of the amount stated on the PCN.
  - (2) For fourteen days thereafter, the charge incurred will be the whole of the amount stated on the PCN.
  - (3) Twenty-eight days after issue of the PCN, the Council will serve a Notice to Owner stating that the Penalty Charge remains unpaid and that, if payment is not received within a further thirty-five days, it may be increased to one and one half times the amount stated on the PCN.
  - (4) After the said thirty-five days, the Council will serve on the owner of the vehicle a Charge Certificate, increasing the charge to one and one half times the amount stated on the PCN.
  - (5) Fourteen days later, the Council will register the debt with the Traffic Enforcement Centre at Northampton County Court, an Order for Recovery will be sent to the owner of the vehicle and the charge will be increased to include any fees incurred during registration.
  - (6) After a further twenty-one days, the Council will obtain from the Traffic Enforcement Centre a Warrant allowing bailiffs to recover the debt. The warrant will be enforceable for twelve months from issue and any expenses incurred by the bailiffs, as set out in the Enforcement of Road Traffic Debts (Certified Bailiffs) Regulations 1993, will be added to the amount owed.
31. The penalty charge shall be paid to the Council either by cheque or postal order which shall be delivered or sent by post to the Council's authorised agent, by cash, credit or debit card, cheque or postal order in person at the said agent's office, or by credit or debit card over the telephone to the said agent's office so as to reach the agent during office hours on or before the payment day, provided that if the said payment day falls upon a day on which the said agent's office is closed, the period within which payment of the said charge shall be made to the Council shall be extended to the next full day on which the said agent's office is open.
32. The recipient of a Penalty Charge Notice may make representations against the enforcement of the penalty at any time until the registration of the debt at

Map referred to in the Council of the Borough of Milton Keynes  
(Coachway, Brook Furlong) (Prohibition and Restriction of  
Waiting) Order 2004


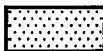

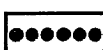
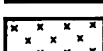
The common seal of the Council of the Borough of Milton Keynes  
was hereunto affixed in the presence of:

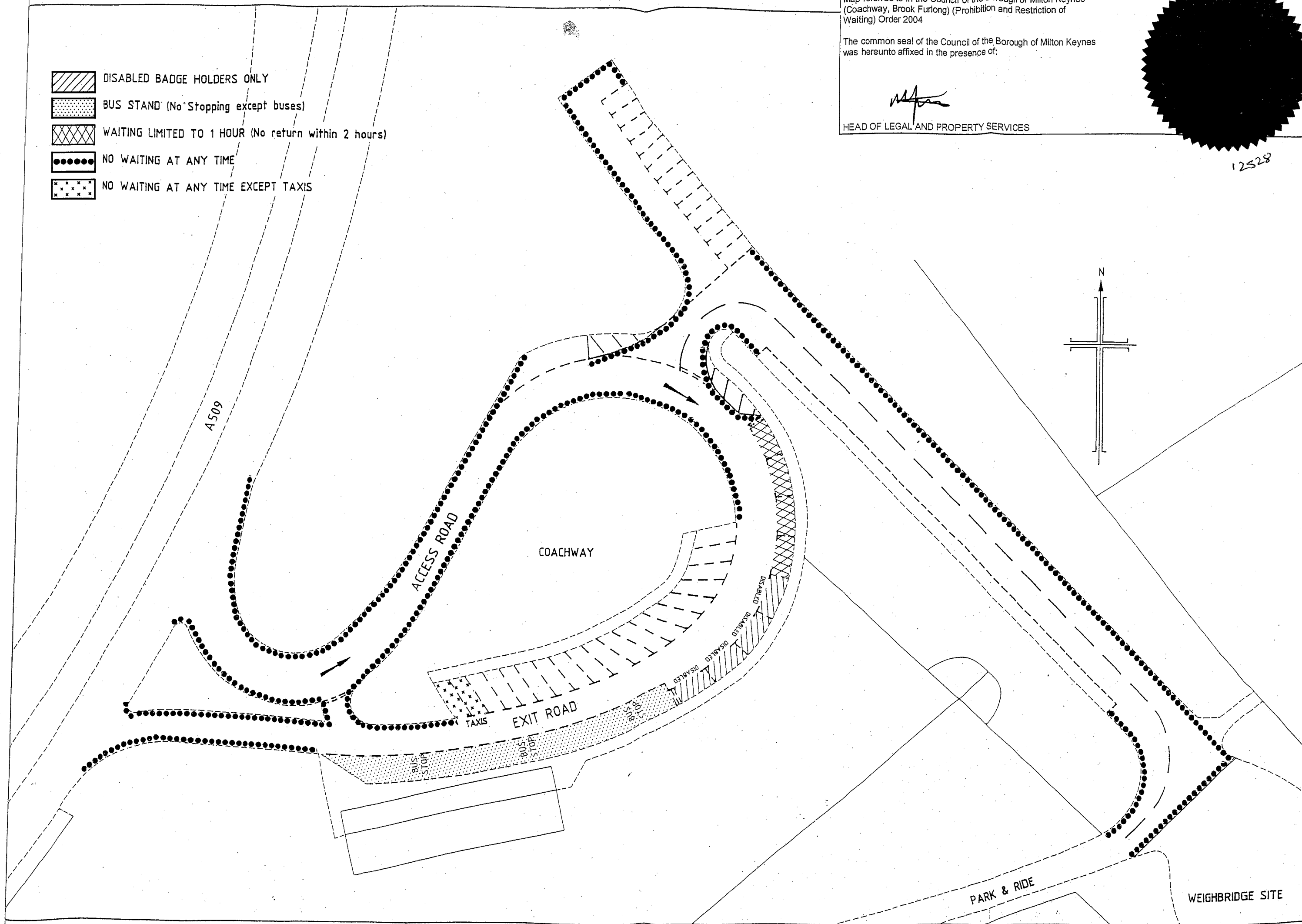


HEAD OF LEGAL AND PROPERTY SERVICES



12528

-  DISABLED BADGE HOLDERS ONLY
-  BUS STAND (No Stopping except buses)
-  WAITING LIMITED TO 1 HOUR (No return within 2 hours)
-  NO WAITING AT ANY TIME
-  NO WAITING AT ANY TIME EXCEPT TAXIS



- NW7 The link road between the Coachway access road and the Coachway exit road - both sides:-  
The whole length.

**SCHEDULE 2**

**WAITING LIMITED TO 1 HOUR**  
**NO RETURN WITHIN 2 HOURS**

- LW1 The Coachway exit road – east side:-  
From a point 125 metres from the eastern kerbline of the A509 road northwards for a distance of 24 metres.

**SCHEDULE 3**

**NO STOPPING AT ANY TIME (except for buses within marked and signed bus stop area)**

- NS1 The Coachway exit road – south side:-  
From a point 41 metres from the eastern kerbline of the A509 road for a distance of 57 metres.

**SCHEDULE 4**

**NO STOPPING AT ANY TIME (except for taxis in marked stands)**

- NS2 The Coachway exit road – north side:-  
From a point 52.5 metres from the eastern kerbline of the A509 road eastwards for a distance of 6 metres.

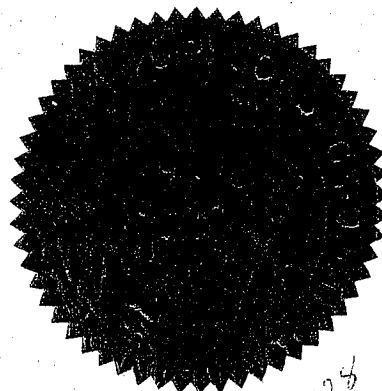
**SCHEDULE 5**

**DISABLED PERSONS' PARKING PLACES**

- DP1 The Coachway exit road – south-east side:-  
From a point 98 metres from the eastern kerbline of A509 in a north-easterly direction for a distance of 27 metres.

THE COMMON SEAL of the COUNCIL OF THE  
BOROUGH OF MILTON KEYNES was hereunto  
affixed this 17<sup>th</sup> day of June 2004  
in the presence of:

.....  
HEAD OF LEGAL AND PROPERTY SERVICES



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