

**THE COUNCIL OF THE BOROUGH OF MILTON KEYNES
(CENTRAL MILTON KEYNES) (ON-STREET PEDAL CYCLE, MOTOR CYCLE,
DISABLED PERSONS' AND MARKET TRADERS PARKING PLACES)
ORDER 2005**

The Council of the Borough of Milton Keynes ("the Council") in exercise of its powers under Sections 1(1) and (2), 2(1) to (3), 3(2), 45, 46, 49, 53 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("the Act of 1984") 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 21 January 2005 and may be cited as "The Council of the Borough of Milton Keynes (Central Milton Keynes) (On-Street Pedal Cycle, Motor Cycle, Disabled Persons' and Market Traders Parking Places) Order 2005".
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 road;

"carer" means a person who provides care to those in need of medical, nursing or personal assistance and employed either by a public service body or an officially registered company;

"Central Milton Keynes" means the area bounded by the West Coast Mainline Railway (the south-west side), Portway (the north-west side, between the said West Coast Mainline Railway and the north-east side of Marlborough Street), Marlborough Street (the north-east side, between Portway and Childs Way) and Childs Way (the south-east, between the north-east side of Marlborough Street and the said West Coast Mainline Railway);

"disabled persons' badge" 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;

"dual purpose vehicle" has the same meaning as in the Road Vehicles (Construction and Use) Regulations 1986;

"employee" in relation to an employee permit or employee permit scratch-card means a person who is employed by a business located within Central Milton Keynes which has applied to the Council for the issue of such permits for use by each of their employees;

"employee permit/permit scratch-card" means a permit issued by the Council to an employee of a business located within Central Milton Keynes;

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

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

"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;

"market trader" means a person who has been issued a valid market trader's licence in respect of the market in Central Milton Keynes;

market trader's permit" means a permit issued by the Council to the holder of a valid market trader's licence in respect of the market in Central Milton Keynes;

"moped" means a two or three wheel vehicle fitted with an engine having a cylinder capacity not exceeding 50 cm³ if of the internal combustion type and a maximum design speed of not more than 45 km/h;

"motor cycle" has the same meaning as in section 136 of the Act of 1984;

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

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

"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;

"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;

"pedal cycle" has the same meaning as in section 3 of the Pedal Cycles (Construction and Use) Regulations 1983;

"penalty charge" has the same meaning as in section 66(2) of the Road Traffic Act 1991;

"penalty charge notice" means a notice dispensed by a parking attendant informing the driver of the vehicle that they are in contravention of a restriction and that a penalty charge is now owed;

"permit" means a permit issued by the Council for the purpose of parking in an appropriately designated parking place within the Central Milton Keynes area;

"permit holder" means a person to whom a permit has been issued under the provisions of Part 5 of this Order;

permit period" means such period as is purchased by the permit holder, ranging from 1 calendar month to 12 calendar months;

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

"prescribed hours" means between those hours stated in Schedules 1, 2 and 3 and as are indicated in those respective Schedules;

"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;

"street trading vendor's vehicle" means a vehicle constructed or adapted so as to enable hot or cold food to be prepared in and sold from the vehicle;

"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;

"user" in relation to a vehicle, means the person by whom such vehicle is owned, kept or used.

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 lengths of road 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.

PART 2

VARIATIONS

5. The Council of the Borough of Milton Keynes (Central Milton Keynes) (On-Street Specific and Permit Parking Places) Order 2002 is varied as provided by the following provisions of this Order:

- (1) Item MP14 in Schedule 3 is substituted as follows:

"MIDSUMMER BOULEVARD (THE SOUTH-EAST VEHICULAR ACCESSWAY) –
THE SOUTH-EAST SIDE

MP14 From a point 5 metres south west of the south western kerbline of the porte cochere adjacent to Exchange House south westwards for a distance of 7.5 metres".

- (2) DP92 in Schedule 6 is substituted as follows:

"SOUTH ROW – THE NORTH-WEST SIDE

DP92 Between South Tenth Street and Secklow Gate (4 spaces)".

6. The Council of the Borough of Milton Keynes (Central Milton Keynes) (On-Street Specific and Permit Parking Places) Order 2002) Variation Order 2003 is varied by the following provisions of this Order:

- (1) The heading of Schedule 8 is substituted as follows:

"SCHEDULE 8

MARKET TRADER'S PERMIT PARKING BAYS **BETWEEN 7.00 AM AND 6.00 PM –** **EVERYDAY".**

- (2) Substituting the following:

"SECKLOW GATE WEST (THE SOUTH-WEST AND NORTH-EAST VEHICULAR
ACCESSWAYS) – BOTH SIDES
TP2".

- (3) Item TP1a in article 24 of Part 2 is substituted as follows:

"SECKLOW GATE WEST
THE SOUTH WEST VEHICULAR ACCESS WAY – SOUTH WEST SIDE

TP2a From the access road from Secklow Gate between Childs Way and Avebury Boulevard and South Row".

(4) Item TP1b in article 24 of Part 2 is substituted as follows:

"SOUTH WEST VEHICULAR ACCESS WAY – NORTH EAST SIDE

TP2b From the access road from Secklow Gate between Childs Way and Avebury Boulevard and South Row".

(5) Item TP1c in article 24 of Part 2 is substituted as follows:

"THE NORTH EAST VEHICULAR ACCESS WAY – SOUTH WEST SIDE

TP2c From the access road from Secklow Gate between Childs Way and Avebury Boulevard and South Row".

(6) Item TP1d in article 24 of Part 2 is substituted as follows:

"THE NORTH EAST VEHICULAR ACCESS WAY – NORTH EAST SIDE

TP2d From a point 4.5 metres southeast of the access road from Secklow Gate, between Childs Way and Avebury Boulevard in a south easterly direction for a distance of 79.4 metres".

7. The Council of the Borough of Milton Keynes (Central Milton Keynes) (On-Street Free and Limited Parking Places And Waiting Restrictions) Order 2002 is varied as provided by the following provisions of this Order:

(1) Item FP12Dd in Schedule 3 is deleted.

PART 3

ON-STREET SPECIFIC PARKING PLACES

8. (1) The lengths of road specified in Schedule 1 to this Order are authorised to be used, subject to the following provision of this Part of the Order, during the prescribed hours as a parking place for the class of vehicle specified in paragraph 3.
- (2) No vehicle other than the class specified in paragraph 3 shall park during the prescribed hours in the lengths of road specified in Schedule 1 to this Order.
- (3) The parking places specified in Schedule 1 to this Order may be used for the leaving of a pedal cycle.
9. (1) The lengths of road specified in Schedule 2 to this Order are authorised to be used, subject to the following provision of this Part of the Order, during the prescribed hours as a parking place for the class of vehicle specified in paragraph 3.
- (2) No vehicle other than the class specified in paragraph 3 shall park during the prescribed hours in the lengths of road specified in Schedule 2 to this Order.

- (3) The parking places specified in Schedule 2 to this Order may be used for the leaving of mopeds or motor cycles without a sidecar.
10. The limits of a parking place shall be indicated by the Council on the road by the appropriate traffic signs and any vehicle standing in a parking space shall stand wholly within the limits so marked.
11. The driver of a vehicle using a parking place in Schedule 2 shall stop the engine as soon as the vehicle is in position in the parking space, and shall not start the engine of the vehicle except:
- (1) When required by emergency services for operational purposes, or
 - (2) when about to change the position of the vehicle in or to depart from the parking place.
12. No person shall use a vehicle whilst it is in a parking place in Schedule 1 and 2 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 if the goods are immediately delivered at or taken into premises adjacent to the vehicle from which the sale is effected.
13. (1) When a vehicle is left in a parking place in contravention of any of the provisions contained in Part 3 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 parking place described in Articles 9 and 10.
- (3) When a vehicle in a parking place is in a position which contravenes the provisions of Article 10 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 from a 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.
14. (1) 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 reasonable 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 or 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;
- (2) 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;
- (3) Without prejudice and in addition to all other enabling powers the Council shall have the power from time to time as it deems appropriate to close or suspend for as long as it considers necessary the use of any limited parking place for the purpose of enabling such parking place to be used by exhibition or public information vehicles of official or quasi official authorities or bodies whose contents are intended to be and are made available for inspection by and for the public without any charge of any kind being made to the public.

15. On the suspension of the use of a limited parking place or any part thereof in accordance with the provisions of Article 14 of this Order, the person authorising or causing such suspension shall place or cause to be placed in or adjacent to that parking place a traffic sign indicating that the use of the parking place is suspended and that waiting and loading by vehicles is prohibited.

16. (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 15 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 14 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 4

DISABLED PERSONS' PARKING PLACES

17. (1) The lengths of road specified in Schedule 3 to this Order are authorised to be used, subject to the following provision of this Part of the Order, during the prescribed hours as a parking place for the class of vehicle specified in Article 18.
- (2) No vehicle other than the class specified in Article 18 shall park during the prescribed hours in the lengths of road specified in Schedule 3 to this Order.
18. The parking places specified in Schedule 3 to this Order may be used for the leaving of a vehicle displaying a disabled person's badge in the relevant position.
19. 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.
20. 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' parking space shall stand wholly within the limits so marked.
21. 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 space, and shall not start the engine of the vehicle except:

- (1) for loading or unloading, or
 - (2) when about to change the position of the vehicle in or to depart from the parking place.
22. No person shall use a vehicle displaying a disabled person's 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 person's badge if the goods are immediately delivered at or taken into premises adjacent to the vehicle from which the sale is effected.
23.
 - (1) When a vehicle displaying a disabled person's badge is left in a disabled persons' parking place in contravention of any of the provisions contained in Part 4 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 person's badge is waiting in a parking place in a position which contravenes the provisions of Article 20 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 person's 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.
24.
 - (1) 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 reasonable 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 or 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;

(2) 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;

(3) Without prejudice and in addition to all other enabling powers the Council shall have the power from time to time as it deems appropriate to close or suspend for as long as it considers necessary the use of any limited parking place for the purpose of enabling such parking place to be used by exhibition or public information vehicles of official or quasi official authorities or bodies whose contents are intended to be and are made available for inspection by and for the public without any charge of any kind being made to the public.

25. On the suspension of the use of a limited parking place or any part thereof in accordance with the provisions of Article 14 of this Order, the person authorising or causing such suspension shall place or cause to be placed in or adjacent to that parking place a traffic sign indicating that the use of the parking place is suspended and that waiting and loading by vehicles is prohibited.

26. (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 16 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 14 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 5A

PERMIT PARKING PLACES

27. Each area on a highway which is described in Part 7 to this Order is designated as a parking place.
28. (1) Each of the lengths of road specified in Part 7 to this Order is authorised to be used during the prescribed hours, subject to provisions to this Part of this Order, as a parking place for passenger vehicles, dual purpose vehicles, goods vehicles, mopeds and motor cycles which display in the relevant position a market trader's permit.
- (2) For the purposes of this Order a vehicle shall be regarded as displaying a permit or scratch-card permit in the relevant position if:
- (a) the permit or scratch-card permit is exhibited in a conspicuous position on the vehicle's front windscreen so that the front of the permit or scratch-card permit is clearly legible from outside the vehicle; or
- (b) The permit or scratch-card permit is exhibited in a conspicuous position on the dashboard of the vehicle so that the front of the permit or scratch-card permit is clearly legible from the outside of the vehicle.
- (3) Where a permit or scratch-card permit has been displayed on a vehicle in accordance with the provisions of parts (a) and (b) of paragraph (4) above, no person, not being a driver of the vehicle, shall remove the permit or scratch-card permit from the vehicle unless authorised to do so by the driver of the vehicle.
- (4) Nothing in paragraphs (1) or (2) of this Article shall apply so as to permit a trailer, whether or not attached to a vehicle, to park at any time in any permit parking place.
- (5) No person shall park any street trading vendor's vehicle in a permit parking place or use any such vehicle while it is in such a parking place, in connection with the sale of any article to any person in or near the parking place or in connection with the selling or offering for hire of his skill or services, provided that nothing in this Article :-
- (a) shall prevent the sale of goods from a vehicle if the vehicle is of a class specified in paragraph (1) of this Article and if

the goods are immediately delivered at or taken into premises adjacent to the vehicle from which the sale is effected; or

- (b) shall apply if the person has obtained the written consent of the Council before doing so.

- 29. The limits of each permit parking place and of every limited parking space within a permit parking place and of any access way in a permit parking place shall be indicated on the road by the appropriate traffic signs.
- 30. The driver of a vehicle using a permit parking place shall stop the engine as soon as the vehicle is in position in the parking space, and shall not start the engine of the vehicle except when about to change the position of the vehicle in or to depart from the parking space.
- 31.
 - (1) A police officer in uniform or traffic warden may in case of emergency move or cause to be moved any vehicle left in a parking place to any place he thinks fit.
 - (2) Any person authorised to remove a vehicle or alter its position by virtue of paragraph (1) of this Article may do so by towing or driving the vehicle or in such other manner as he may think necessary and may take such measures in relation to the vehicle as he may think necessary to enable him to remove it or alter its position as the case may be.
- 32. Nothing in this Part of this Order shall render it a contravention of this Order to cause or permit a vehicle to park during the prescribed hours in a permit parking place specified in Article 7 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 a person to board or alight from the vehicle;
 - (3) to enable goods to be loaded or unloaded from 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) use 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;
- (h) the removal of furniture or household effects to or from a shop, office, depository or dwellinghouse adjacent to the pay and display parking place.

33. No person shall cause or permit a vehicle to wait in a permit parking place by virtue of the provisions of paragraph (4) of Article 32 above otherwise than:

- (1)
 - (a) unless the length of the vehicle precludes compliance with this paragraph, so that every part of the vehicle is within the limits of a limited parking space; or
 - (b) if the length of the vehicle precludes compliance with the last preceding paragraph, so that the longitudinal axis of the vehicle is parallel to the edge of the carriageway nearest to the vehicle; and
- (2) so that no part of the vehicle obstructs any access way other than from or to the premises referred to in paragraph (4)(h) of Article 32.

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

- (a) for the purpose of facilitating the movement of traffic or promoting its safety;
- (b) for the purpose of building, industrial or demolition operations;
- (c) for the purpose of the maintenance, improvement or reconstruction of the parking place;
- (d) for the purpose of 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;
- (e) for the convenience of occupiers of premises adjacent to the pay and display parking place on any occasion of the

removal of furniture or household effects to or from a shop, office, depository or dwellinghouse;

- (f) on any occasion on which it is likely by reason of some special attraction that any road will be thronged or obstructed;
- (g) for the convenience of occupiers of premises adjacent to the pay and display parking place at times of weddings or funerals, or on other special occasions.

(2) A traffic warden or police officer in uniform may suspend for not longer than twenty-four hours the use of a permit 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.

(3) Without prejudice and in addition to all other enabling powers the Council shall have the power from time to time as it deems appropriate to close or suspend for as long as it considers necessary the use of any permit parking place for the purpose of enabling such parking place to be used by exhibition or public information vehicles of official or quasi official authorities or bodies whose contents are intended to be and are made available for inspection by and for the public without any charge of any kind being made to the public.

35. On the suspension of the use of a permit parking place or any part thereof in accordance with the provisions of Article 34 of this Order, the person authorising or causing such suspension shall place or cause to be placed in or adjacent to that permit parking place a traffic sign indicating that waiting by vehicles is prohibited.

36. (1) No person shall cause or permit a vehicle to be left in a permit parking place or part thereof of a parking place during any period when there is in or adjacent to that that parking place or part thereof a traffic sign placed in pursuance of Article 33 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 32 of this Order to be left in the permit 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 6

ENFORCEMENT OF RESTRICTIONS

37. 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 1994;
 - (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.
38. The Council shall appoint parking attendants whose duty it shall be to patrol and enforce the parking restrictions imposed by the Articles of this Order.
39. 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).
40. 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.
41. 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.
42. 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 the Traffic Enforcement Centre. Such action may alter the progression of the process set out above.

PART 7

SCHEDULE 1

PEDAL CYCLE PARKING BAYS – THE WHOLE 24 HOURS OF EVERY DAY

WITAN GATE WEST

THE NORTH-EAST VEHICULAR ACCESSWAY – SOUTH-WEST SIDE

CP76 Between the access road from Witan Gate (between Silbury Boulevard and Midsummer Boulevard) and Midsummer Boulevard.

THE SOUTH-WEST VEHICULAR ACCESSWAY - NORTH-EAST SIDE

CP77 Between the access road from Witan Gate (between Silbury Boulevard and Midsummer Boulevard) and Midsummer Boulevard.

SCHEDULE 2

MOPED AND MOTOR CYCLE PARKING BAYS – THE WHOLE 24 HOURS OF EVERYDAY

GRAFTON GATE (THE NORTH-EAST VEHICULAR ACCESSWAY) – THE NORTH EAST SIDE

MP23 From the build out opposite the access road from Grafton Gate between Midsummer Boulevard and Silbury Boulevard, south eastwards for a distance of 5 metres.

WITAN GATE (THE NORTH-EAST VEHICULAR ACCESSWAY) – THE NORTH EAST SIDE

MP24 From a point in line with the access road from Witan Gate between Midsummer Boulevard and Silbury Boulevard, south eastwards for a distance of 5 metres.

MIDSUMMER BOULEVARD (THE SOUTH-EAST VEHICULAR ACCESSWAY) – THE SOUTH EAST SIDE

MP25 From a point 7.5 metres north east of the porte cochere opposite Upper Fifth Street north eastwards for a distance of 5 metres.

SCHEDULE 3

DISABLED PERSONS' PARKING PLACES – THE WHOLE 24 HOURS OF EVERY DAY

WITAN GATE EAST – THE NORTH EAST VEHICULAR ACCESSWAY NORTH EAST SIDE

DP113 Between Silbury Boulevard and the access from Witan Gate between Silbury Boulevard and North Row (1 space).

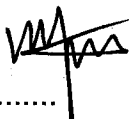
NORTH FIFTH STREET – THE SOUTH WEST SIDE

DP114 Between North Row and Silbury Boulevard (2 spaces)

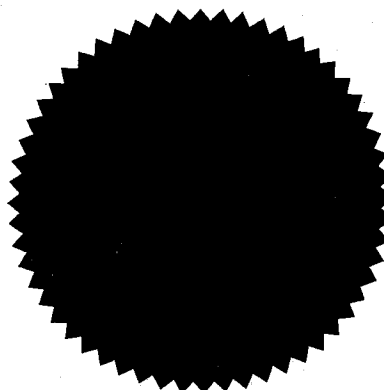
SILBURY BOULEVARD – THE SOUTH EAST VEHICULAR ACCESSWAY SOUTH EAST SIDE

DP 115 From the porte cochere leading to City Square south westwards for a distance of 7.5 metres (2 spaces).

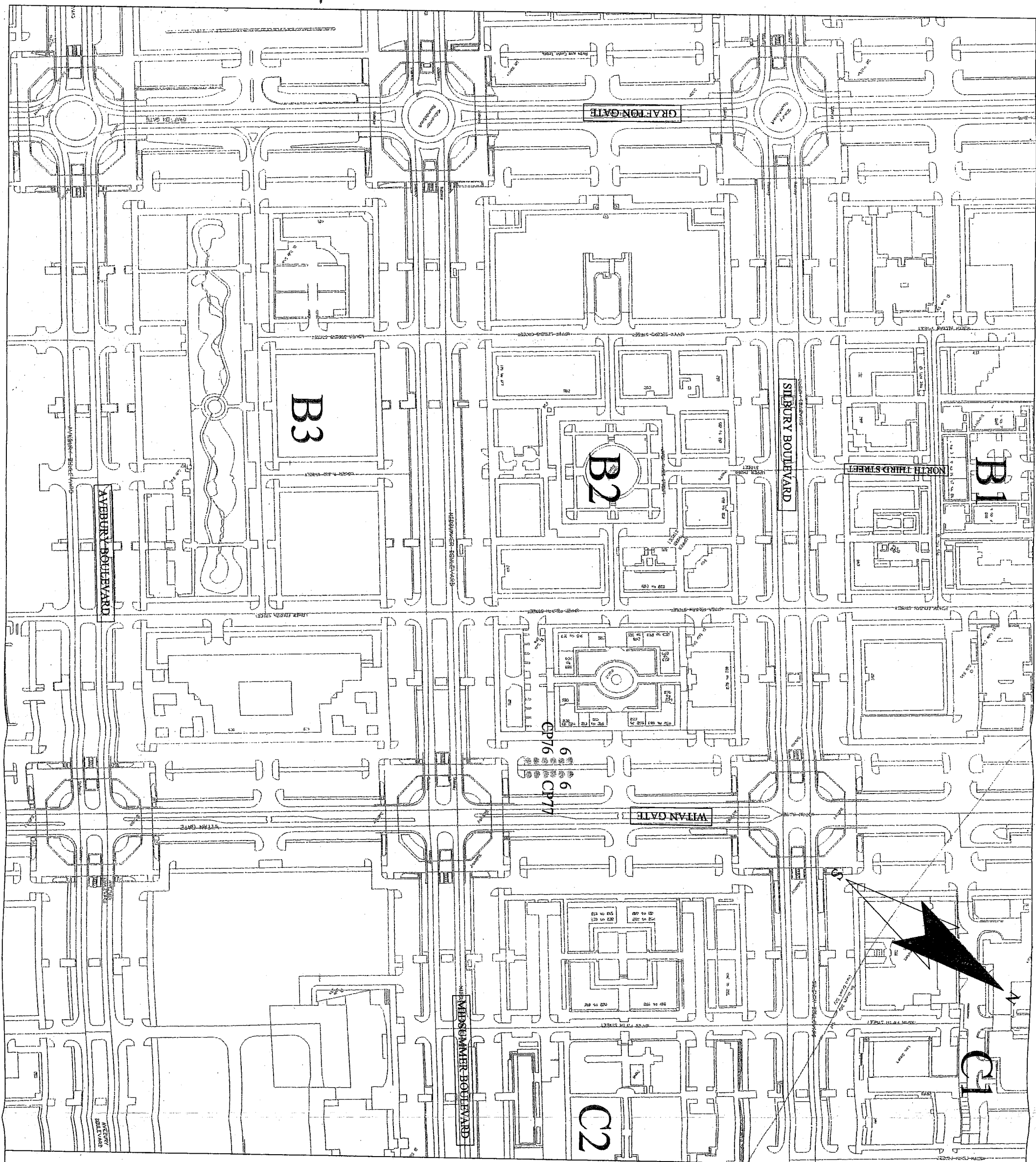
THE COMMON SEAL OF the COUNCIL OF
THE BOROUGH OF MILTON KEYNES was
hereunto affixed this 26th day of January 2005
in the presence of:-



.....
HEAD OF LEGAL SERVICES



15979



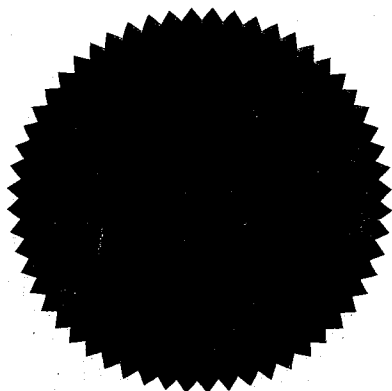
Map referred to in:-
 Borough of Milton Keynes (Central Milton Keynes)(On Street Pedal Cycle, Motor Cycle, Disabled
 Persons' and Market Traders Parking Places) Order 2005

MAP 1

Scale: NTS

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

HEAD OF LEGAL SERVICES

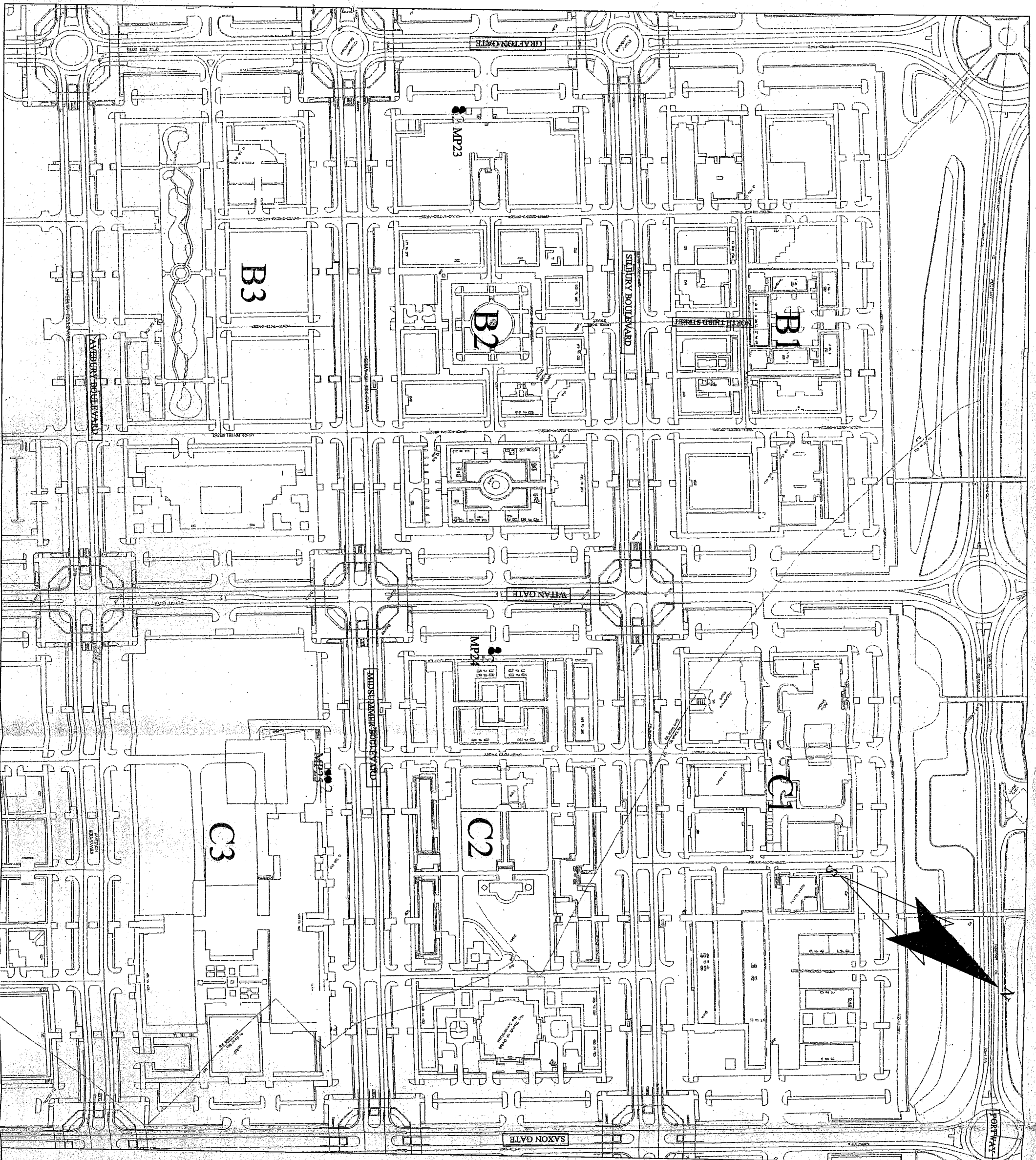


Pedal Cycle Parking Places
 6 Number of days
 CP76 - TRO Reference Number

Notes

Drawing Number

15979

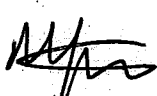


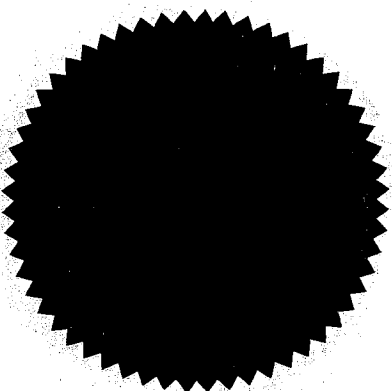
Map referred to in:-
 Borough of Milton Keynes (Central Milton Keynes)(On Street Pedal Cycle, Motor Cycle, Disabled
 Persons' and Market Traders Parking Places) Order 2005

MAP 2

Scale: NTS

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


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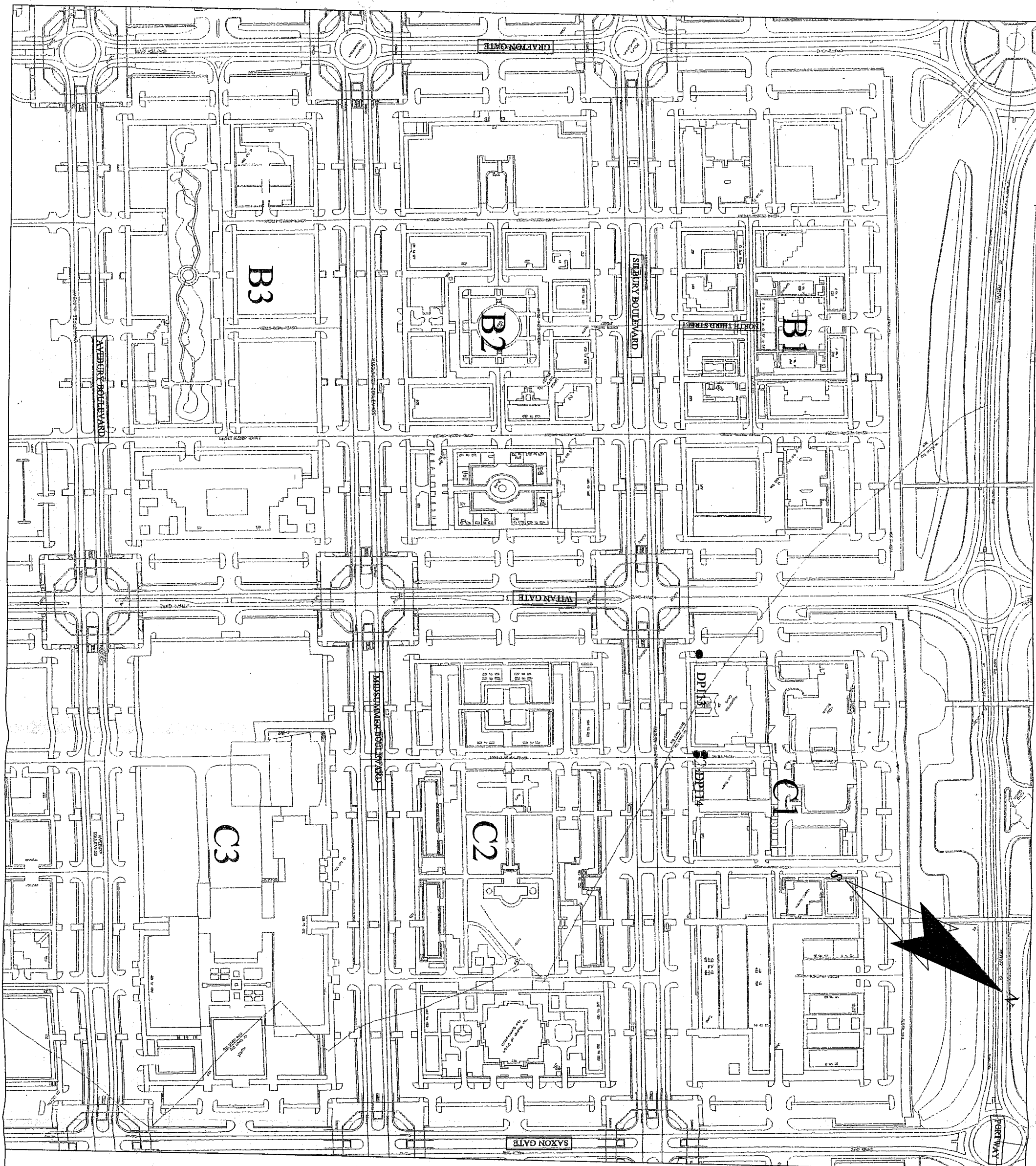


15979

- Motor Cycle Parking Places
- 2 - Number of parking bays
- MP - TRO Reference Number

Notes

Drawing Number



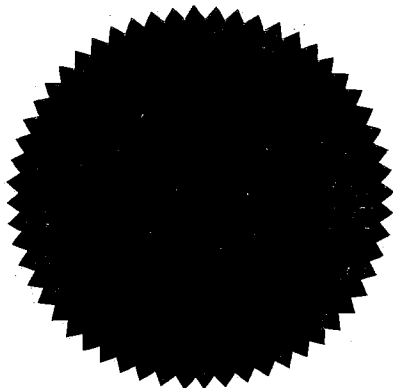
Map referred to in (The Council of the
Borough of Milton Keynes (Central Milton Keynes) (On Street Pedal Cycle, Motor Cycle, Disabled
Persons' and Market Traders Parking Places) Order 2005

MAP 3

Scale: NTS

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

HEAD OF LEGAL SERVICES

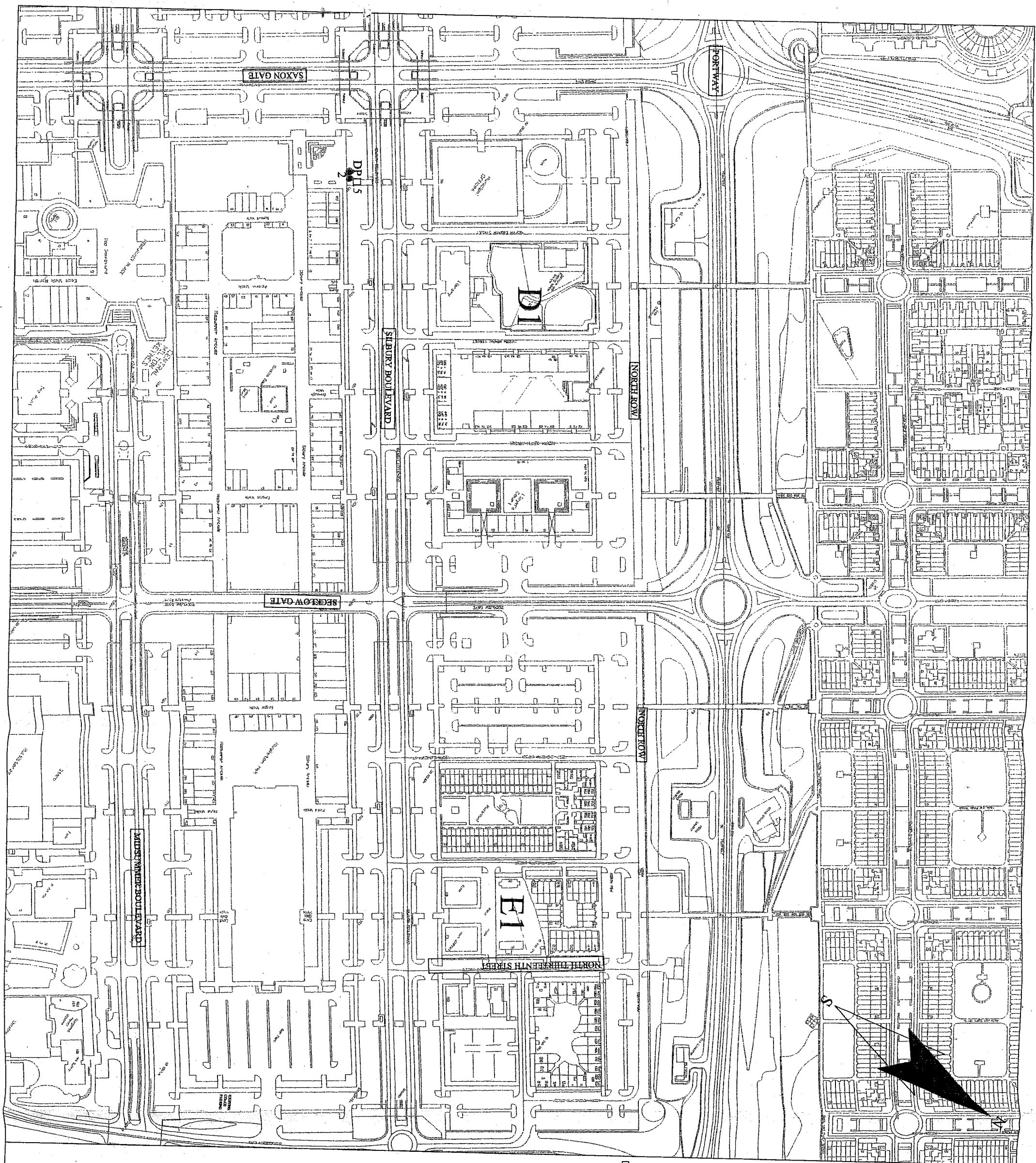


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● Disabled Persons Parking Places
2 with number of bays shown
DP113 - TRO Reference Number

Notes

Drawing Number



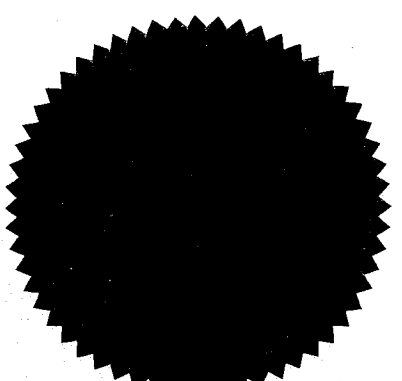
Map referred to in:-
Borough of Milton Keynes (Central Milton Keynes)(On Street Pedal Cycle, Motor Cycle, Disabled Persons' and Market Traders Parking Places) Order 2005

MAP 4

Scale: NTS

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

[Signature]
HEAD OF LEGAL SERVICES



15979

Do not scale this drawing

DP15 - TRO Reference Number

Disabled Persons Parking Place
with number of bays shown.

Notes

Drawing Number