

**THE COUNCIL OF THE BOROUGH OF MILTON KEYNES  
(MILL STREET AND NORTH SQUARE, NEWPORT PAGNELL)  
(ON-STREET RESIDENTS', RESIDENTS' VISITORS AND CARERS' PERMIT PARKING)  
ORDER 2009**

The Council of the Borough of Milton Keynes ("the Council") in exercise of its powers under Sections 1(1), 2(1) and (2), 4(1), 32(1), 35(1), 45, 46, 49 and 53 of the Road Traffic Regulation Act 1984 ("the Act of 1984"), the Traffic Management Act 2004, 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, DEFINITIONS, CITATION AND REVOCATIONS**

1. This Order shall come into operation on 7 August 2009 and may be cited as "The Council Of The Borough Of Milton Keynes (Mill Street and North Square, Newport Pagnell) (On-Street Residents', Residents' Visitors and Carers' Permit Parking) Order 2009".
2. Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended by any subsequent enactment.
3. The plan annexed to this Order identifies the length of road subject to this Order, provided that where there is any inconsistency between the plan and Schedule 1 it is the wording of Schedule 1 which shall prevail.
4. 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;

"charge certificate" has the meaning given by regulation 10(4) of The Civil Enforcement of Parking Contraventions (England) General Regulations 2007;

"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;

"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;

"enforcement authority" means the enforcement authority in relation to the alleged contravention in consequence of which the charge was incurred or the vehicle was immobilised;

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

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

"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;

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

"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;

"notice to owner" subject to regulations 21(4) and 23(9) has the meaning given by regulation 19 of The Civil Enforcement of Parking Contraventions (England) General Regulations 2007;

"owner" in relation to a vehicle includes any person who falls to be treated as the owner of the vehicle by virtue of regulation 5(3) of The Civil Enforcement of Parking Contraventions (England) General Regulations 2007;

"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;

"penalty charge notice" means a notice which was served by a Civil Enforcement Officer informing the driver of the vehicle that they are in contravention of a restriction and that a penalty charge is now owed, in accordance with Regulation 9 or 10 of The Civil Enforcement of Parking Contraventions (England) General Regulations 2007 in relation to a parking contravention, and which complies with the requirements of Schedule 1 which apply to it as well as to those of Regulation 3 of the Representations and Appeals Regulations which so apply;

"parking zone" means an area of carriageway authorised by and subject to the conditions of this Order for the leaving of a vehicle;

"permit" means a parking permit issued by Milton Keynes Council subject to certain conditions;

"permit holder" means a person to whom a permit has been issued under the provisions of Part 3 of this Order;

"permit period" means 12 calendar months from issue of permit;

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

"prescribed hours" means between those hours stated in Schedule 1 to this Order;

"resident" means a person whose usual place of residence is a property with a postal address in any street or part of a street described in Schedule 1 to this Order;

"regulation 10 penalty charge notice" has the meaning given by regulation 8(1) of The Civil Enforcement of Parking Contraventions (England) General Regulations 2007;

"road" means a highway and any other road to which the public has access;

"R21 Permit" means a resident's or resident's visitor's parking permit issued by Milton Keynes Council for use only within Mill Street and North Square, Newport Pagnell, Milton Keynes

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

"symbol" means the R21 identification mark shown on a resident's, visitor's or carer's permit which corresponds with the R21 identification mark upon the traffic signs erected within the roads stated in Schedule 1 to this Order;

"taxi" has the same meaning as in Regulation 4 of the Traffic Signs and General Directions Act 1991;

"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;

"unused amount" in relation to permit means that part of the permit period which remains unused at the time of receipt by Milton Keynes Sustainable Transport Limited of an application or request for a replacement permit;

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

## PART 2

### PERMIT PARKING ZONE

5. Each area on a highway which is described in Part B of Schedule 1 to this Order is designated as the R21 permit parking zone.
6.
  - (1) Each of the lengths of road specified in Part B of Schedule 1 to this Order is authorised to be used during the prescribed hours, subject to provisions to this Part of this Order, as a parking zone for passenger vehicles, dual purpose vehicles, goods vehicles, mopeds and motor cycles which display in the relevant position:
    - (a) The R21 resident's permit;
    - (b) The R21 visitor's permit or
    - (c) A carer's permit
  - (2) For the purposes of this Order a vehicle shall be regarded as displaying the R21 permit in the relevant position if:
    - (a) the permit is exhibited in a conspicuous position on the vehicle's front windscreen so that the front of the permit is clearly legible from outside the vehicle; or
    - (b) the permit is exhibited in a conspicuous position on the dashboard of the vehicle so that the front of the permit is clearly legible from the outside of the vehicle.
  - (3) Where the R21 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 the driver of the vehicle, shall remove the permit from the vehicle unless authorised to do so by the driver of the vehicle.
  - (4) Nothing in paragraph (1) of this Article shall apply so as to permit a trailer, whether or not attached to a vehicle, to park at any time in the R21 permit parking zone.
  - (5) No person shall park any street trading vendor's vehicle in the R21 permit parking zone 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 R21 permit parking zone 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.

7.
  - (1) The limits of the R21 permit parking zone shall be indicated by the appropriate traffic signs at each entry and egress point to the area covered by this Order.
  - (2) The R21 permit parking zone traffic signs shall contain the symbol "R21" representing the parking place at which any vehicle showing the R21 resident's, R21 resident's visitor's or carer's permit may park.
  - (3) Any vehicle standing in the R21 permit parking zone in a road specified in Part B of Schedule 1 to this Order shall stand wholly within the limits so marked or, if the length of the vehicle precludes the vehicle being positioned in that manner, so that the longitudinal axis of the vehicle is parallel to the edge of the carriageway nearest to the vehicle.
8. The driver of a vehicle using the R21 permit parking zone shall stop the engine as soon as the vehicle is in position in the R21 permit parking zone, 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 R21 permit parking zone.
9. The R21 permit parking zone may be used for the leaving of a vehicle displaying a disabled persons badge in the relevant position in accordance with Article 10 of this Order hereof to wait for any period of time in any of the lengths of road specified in Part B of Schedule 1 to this Order.
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 fascia 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 fascia, 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.
  - (1) A police officer in uniform, CEO or traffic warden may in case of emergency move or cause to be moved any vehicle left in the R21 permit parking zone specified in Part B of Schedule 1 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.

12. 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 within the R21 permit parking zone specified in Part B of Schedule 1 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 R21 permit parking zone.

13. No person shall cause or permit a vehicle to wait in the R21 permit parking zone by virtue of the provisions of paragraph (4) of Article 12 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 the R21 permit parking zone; 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 12.
14. (1) Any person authorised by the Council may suspend the use of any part of the R21 permit parking zone 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 R21 permit parking zone;
  - (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 R21 permit parking zone 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 R21 permit parking zone at times of weddings or funerals, or on other special occasions.

- (2) A traffic warden, CEO or police officer in uniform may suspend for not longer than twenty-four hours the use of the R21 permit parking zone 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 the R21 permit parking zone or part thereof for the purpose of enabling the R21 permit parking zone 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 the R21 permit parking zone 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 R21 permit parking zone or part thereof a traffic sign indicating that waiting by vehicles is prohibited.
- 16.
  - (1) No person shall cause or permit a vehicle to be left in the R21 permit parking zone or part thereof during any period when there is in or adjacent to the R21 permit parking zone or part thereof a traffic sign placed in pursuance of Article 14 of this Order that the whole or part of the R21 permit parking zone 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, CEO 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 R21 permit parking zone 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, CEO or a traffic warden.

## PART 3

### RESIDENTS' R21 PERMITS

17.
  - (1) Any resident over the age of 17, who is the user of passenger vehicle, dual purpose vehicle, goods vehicle, moped or motor cycle, may apply to the Council for the issue of a resident's R21 permit for use by the user of such vehicle other than a person to whom such vehicle has been let for hire or reward;
  - (2) Any such application shall be made on a form issued by the Council and shall include the information required by such form and shall be accompanied by a remittance for such charge as is specified in Schedule 1;
  - (3) On receipt of an application made under the foregoing provisions of this Article the Council upon being satisfied that the applicant meets the requirements of this Article, shall issue to that applicant one resident's R21 permit, provided that, subject to the provisions of Article 19 of this Order, such a resident's R21 permit would not be valid for any period during which any other resident's R21 permit issued to that resident would be valid.
  - (4) The Council may at any time require an applicant for a resident's R21 permit to produce to an officer of the Council such evidence in respect of an application for a resident's R21 permit made to them as they may reasonably require to verify any information given to them.
18.
  - (1) The holder of a resident's R21 permit may surrender a resident's R21 permit to the Council at any time and shall surrender a resident's R21 permit to the Council on the occurrence of any of the events in respect of a resident's R21 permit, as are set out in paragraphs (3) or (5) of this Article.
  - (2) The Council may, by notice in writing served on the holder of a resident's R21 permit by sending the same by the recorded delivery service to the address shown by that person on the application for the resident's R21 permit or at any other address believed to be that person's residence, withdraw a resident's R21 permit if it appears to the Council that any one of the events in respect of a resident's R21 permit as set out in paragraph (3) of this Article has occurred and the holder of the resident's R21 permit shall surrender the resident's R21 permit to the Council within 48 hours of the service of such notice.
  - (3) The events referred to in the foregoing provisions of this Article are:
    - (a) The holder of the resident's R21 permit ceasing to



be an eligible resident;

- (b) The holder of the resident's R21 permit ceasing to be the user of the vehicle in respect of which the permit was issued;
- (c) The vehicle in respect of which a residents' permit was issued being adapted or used in such a manner that it is not a vehicle of the class specified in Article 17 of this Order;
- (d) The issue of a replacement resident's R21 permit by the Council under the provisions of Article 19 of this Order;
- (e) The resident's R21 permit having been obtained by fraudulent means.

(4) A resident's R21 permit shall cease to be valid at the end of the permit period specified thereon or on the occurrence of any one of the events set out in paragraph (3) of this Article, whichever is the earlier;

(5) Where a resident's R21 permit is issued to any person upon receipt of a cheque and the cheque is subsequently dishonoured, the resident's R21 permit shall cease to be valid and the Council shall by notice in writing served on the person to whom such permit was issued by sending the same by the recorded delivery service to the holder of the resident's R21 permit at the address shown by that person on the application for the resident's R21 permit or at any other address believed to be that person's place of residence, require that person to surrender the resident's R21 permit to the Council within 48 hours of the service of the aforementioned notice;

(6) The Council may at any time require the holder of a resident's R21 permit to produce to an officer of the Council such evidence in respect of any permit issued by them as they may reasonably require.

19. (1) If a resident's R21 permit is mutilated or defaced or the figures or particulars on it have become illegible or the colour of the resident's R21 permit has become altered by fading or otherwise, the holder of the resident's R21 permit shall surrender it to the Council and may apply to the Council for the issue to him of a replacement resident's R21 permit and the Council, upon the receipt of the resident's R21 permit if such receipt is accompanied by an application for a replacement resident's R21 permit and by a remittance for such charge as is specified in Schedule 1, shall issue a replacement resident's R21 permit so marked;

(2) If a resident's R21 permit is lost or destroyed, the holder of a resident's R21 permit may apply to the Council for the issue

to him of a replacement resident's R21 permit and the Council, upon being satisfied as to such loss or destruction, and upon receipt by the Council of an application for a replacement resident's R21 permit accompanied by a remittance for such charge as is specified in Schedule 1 shall issue a replacement resident's R21 permit so marked;

- (3) The provisions of this Order shall apply to a replacement resident's R21 permit and an application for a replacement resident's R21 permit as if it were a resident's R21 permit or, as the case may be, an application therefor.
20. A resident's R21 permit shall be in writing and shall include the following particulars:
- (1) The registration mark of the vehicle in respect of which the resident's R21 permit has been issued;
  - (2) The date of expiry being the last day of the permit period;
  - (3) An authentication that the resident's R21 permit has been issued by the Council.
21. A resident's R21 permit shall only be valid for the duration of the permit period in respect of the year for which it is issued.
22. (1) The holder of a resident's R21 permit who surrenders a resident's R21 permit to the Council before the resident's R21 permit becomes valid shall be entitled to a refund of the charge paid in respect of the issue thereof;
- (2) The holder of a resident's R21 permit who surrenders a resident's R21 permit to the Council after the resident's R21 permit has become valid shall be entitled to a refund of the charge paid in respect of each full calendar month remaining unused before the end of the permit period calculated from the time of receipt by the Council of the surrendered permit.

## **PART 4**

### **VISITOR'S R21 PERMITS**

23. (1) Any resident may apply to the Council for the issue of:
- (i) one visitor's R21 permit;
- for use by a visitor to the applicant's residence;
- (2) Any such application shall be made on a form issued by the Council and shall include the information required by such form and shall be accompanied by a remittance for such charge as is specified in Schedule 1;

- (3) On receipt of an application made under the foregoing provisions of this Article the Council upon being satisfied that the applicant meets the requirements of this Article, shall issue to that applicant as appropriate:

one visitor's R21 permit, provided that, subject to the provisions of Article 25 of this Order, such the R21 permit would not be valid for any period during which any other visitor's R21 permit issued in respect of that residence would be valid;

- (4) The Council may at any time require an applicant for a visitor's R21 permit to produce to an officer of the Council such evidence in respect of an application for a visitor's R21 permit made to them as they may reasonably require to verify any information given to them.

24. (1) The holder of a visitor's R21 permit may surrender a visitor's R21 permit to the Council at any time and shall surrender a visitor's R21 permit to the Council on the occurrence of any of the events in respect of a visitor's R21 permit, as are set out in paragraphs (3) or (5) of this Article.

- (2) The Council may, by notice in writing served on the holder of a visitor's R21 permit by sending the same by the recorded delivery service to the address shown by that person on the application for the visitor's R21 permit or at any other address believed to be that person's residence, withdraw a visitor's R21 permit if it appears to the Council that any one of the events in respect of a visitor's R21 permit as set out in paragraph (3) of this Article has occurred and the holder shall surrender the visitor's R21 permit to the Council within 48 hours of the service of such notice.

- (3) The events referred to in the foregoing provisions of this Article are:

- (a) the holder of the visitor's R21 permit ceasing to be a resident;
- (b) the issue of a replacement visitor's R21 permit by the Council under the provisions of Article 25 of this Order;
- (c) the visitor's R21 permit having been obtained by fraudulent means.

- (4) A visitor's R21 permit shall cease to be valid at the end of the visitor's R21 permit specified thereon or on the occurrence of any one of the events set out in paragraph (3) of this Article, whichever is the earlier;

- (5) Where a visitor's R21 permit are issued to any person upon receipt of a cheque and the cheque is subsequently dishonoured, the visitor's R21 permit as appropriate shall

cease to be valid and the Council shall by notice in writing served on the person to whom a visitor's R21 permit as appropriate were issued by sending the same by the recorded delivery service to the holder of the visitor's R21 permit as appropriate at the address shown by that person on the application for the visitor's R21 permit as appropriate or at any other address believed to be that person's place of residence, require that person to surrender the visitor's R21 permit as appropriate to the Council within 48 hours of the service of the aforementioned notice;

- (6) The Council may at any time require the holder of a visitor's R21 permit to produce to an officer of the Council such evidence in respect of any visitor's R21 permit issued by them as they may reasonably require.

25. (1) If a visitor's R21 permit is mutilated or defaced or the figures or particulars on it have become illegible or the colour of the visitor's R21 permit has become altered by fading or otherwise, the holder of the visitor's R21 permit shall surrender it to the Council and may apply to the Council for the issue to him of a replacement visitor's R21 permit and the Council, upon the receipt of the permit if such receipt is accompanied by an application for a replacement visitor's R21 permit and by a remittance for such charge as is specified in Schedule 1, shall issue a replacement visitor's R21 permit so marked;

- (2) If a visitor's R21 permit is lost or destroyed, the holder of the visitor's R21 permit may apply to the Council for the issue to him of a replacement visitor's R21 permit and the Council, upon being satisfied as to such loss or destruction, and upon receipt by the Council of an application for a replacement visitor's R21 permit accompanied by a remittance for such charge as is specified in Schedule 1, shall issue a replacement visitor's R21 permit so marked;

- (3) The provisions of this Order shall apply to a replacement visitor's R21 permit and an application for a replacement visitor's R21 permit as if it were a visitor's R21 permit or, as the case may be, an application therefor.

26. A visitor's R21 permit shall be in writing and shall include the following particulars:

- (1) The date of expiry being the last day of the permit period;
- (2) An authentication that the permit has been issued by the Council.

27. A visitor's R21 permit shall only be valid for the duration of the permit period in respect of the year for which it is issued.

28. (1) The holder of a visitor's R21 permit who surrenders a visitor's R21 permit to the Council before the permit becomes valid

shall be entitled to a refund of the charge paid in respect of the issue thereof;

- (2) The holder of a visitor's R21 permit who surrenders a visitor's R21 permit to the Council after the permit has become valid shall be entitled to a refund of the charge paid in respect of each full calendar month remaining unused before the end of the permit period calculated from the time of receipt by the Council of the surrendered permit.

## **PART 5**

### **CARER'S PERMITS**

29. (1) Any public service body or an officially registered company employing carers who are required to make house calls as a part of their normal duty may apply to the Council for the issue of carer's permits to be held or used by carers for the purpose of making visits to properties within the area defined in Schedule 1;
- (2) Any such application shall be made on a form issued by the Council and shall include the information required by such form and shall be accompanied by a remittance for such charge as is specified in Schedule 1;
- (3) Any person employed as a carer by a public service body or an officially registered company who is the user of passenger vehicle, dual purpose vehicle, goods vehicle, moped or motor cycle may validly obtain from the said public service body or officially registered company a carer's permit for the leaving of the said vehicle within a road in the R21 permit parking zone or place specified in Schedule 1 during the prescribed hours whilst making a house call as a part of their normal duty.
- (4) On receipt of an application made under the foregoing provisions of this Article by a public service body or officially registered company the Council upon being satisfied that the application meets the requirements of this Article, shall issue to that applicant sufficient carer's permits, provided that, subject to the provisions of Article 31 of this Order, any such permit would not be valid for any period during which any other carer's permit issued to an individual vehicle would be valid.
- (5) The Council may at any time require an applicant for a carer's permit to produce to an officer of the Council such evidence in respect of an application for a carer's permit made to them as they may reasonably require to verify any information given to them.

30. (1) The applicant for a carer's permit, may surrender a carer's permit to the Council at any time and shall surrender a carer's permit to the Council on the occurrence of any of the events in respect of a carer's permit, as are set out in paragraphs (3) or (5) of this Article.
- (2) The Council may, by notice in writing served on the applicant for a carer's permit, by sending the same by the recorded delivery service to the address shown by that applicant on the application for the carer's permit or at any other address believed to be that applicant's place of business or registered office, withdraw a carer's permit if it appears to the Council that any one of the events in respect of a carer's permit as set out in paragraph (3) of this Article has occurred and the applicant for the carer's permit shall surrender the carer's permit to the Council within 48 hours of the service of such notice.
- (3) The events referred to in the foregoing provisions of this Article are:
- (a) the holder of a carer's permit ceasing to be an eligible employee of a public service body or officially registered company by which they were employed at the time the application was made;
  - (b) the holder of a carer's permit ceasing to be required to make house calls to properties within the R21 permit parking zone or roads defined in Schedule 1 as a part of their normal duty;
  - (c) the holder of a carer's permit ceasing to be the user of the vehicle in respect of which the carers permit was issued;
  - (d) the vehicle in respect of which a carer's permit was issued being adapted or used in such a manner that it is not a vehicle of the class specified in Article 17 of this Order;
  - (e) the issue of a replacement carer's permit by the Council under the provisions of Article 31 of this Order;
  - (f) the permit having been obtained by fraudulent means.
- (4) A carer's permit shall cease to be valid at the end of the permit period specified thereon or on the occurrence of any one of the events set out in paragraph (3) of this Article, whichever is the earlier;
- (5) Where a carer's permit is issued to any applicant upon receipt of a cheque and the cheque is subsequently dishonoured, the permit shall cease to be valid and the

Council shall by notice in writing served on the applicant to whom such the R21 permit was issued by sending the same by the recorded delivery service to the applicant for the carer's permit at the address shown by that applicant on the application for the permit or at any other address believed to be that applicant's place of business or registered office, require the surrender of the permit to the Council within 48 hours of the service of the aforementioned notice;

- (6) The Council may at any time require the applicant for, holder or user of a carer's permit to produce to an officer of the Council such evidence in respect of any permit issued by them as they may reasonably require.

- 31. (1) If a carer's permit is mutilated or defaced or the figures or particulars on it have become illegible or the colour of the permit has become altered by fading or otherwise, the applicant for the carer's permit shall surrender it to the Council and may apply to the Council for the issue to them of a replacement permit and the Council, upon the receipt of the carer's permit if such receipt is accompanied by an application for a replacement carer's permit and by a remittance for such charge as is specified in Schedule 1, shall issue a replacement permit so marked;
  - (2) If a carer's permit is lost or destroyed, the applicant for the permit may apply to the Council for the issue to him of a replacement carer's permit and the Council, upon being satisfied as to such loss or destruction, and upon receipt by the Council of an application for a replacement carer's permit accompanied by a remittance for such charge as is specified in Schedule 1, shall issue a replacement permit so marked;
  - (3) The provisions of this Order shall apply to a replacement carer's permit and an application for a replacement carer's permit as if it were a carer's permit or, as the case may be, an application therefor.
- 32. A carer's permit shall be in writing and shall include the following particulars:
    - (1) The registration mark of the vehicle in respect of which the permit has been issued;
    - (2) The month of expiry being the last day of the permit period;
    - (3) An authentication that the carer's permit has been issued by the Council.
- 33. A carer's permit shall only be valid for the duration of the permit period in respect of the year for which it is issued.
- 34. (1) The applicant for a carer's permit who surrenders a carer's permit to the Council before the permit becomes valid shall be entitled to a refund of the charge paid in respect of the

issue thereof;

- (2) The applicant for a carer's permit who surrenders a carer's permit to the Council after the permit has become valid shall be entitled to a refund of the charge paid in respect of each full calendar month remaining unused before the end of the permit period calculated from the time of receipt by the Council of the surrendered permit.

## **PART 6**

### **PERMIT PARKING PLACES**

35. Each area on a highway which is described in Part C of Schedule 1 to this Order is designated to be an R21 permit parking place.
36.
  - (1) Each of the lengths of road specified in Part C of Schedule 1 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) The R21 resident's permit;
    - (b) The R21 visitor's permit or
    - (c) A carer's permit
  - (2) For the purposes of this Order a vehicle shall be regarded as displaying the R21 permit in the relevant position if:
    - (a) the permit is exhibited in a conspicuous position on the vehicle's front windscreen so that the front of the permit is clearly legible from outside the vehicle; or
    - (b) the permit is exhibited in a conspicuous position on the dashboard of the vehicle so that the front of the permit is clearly legible from the outside of the vehicle.
  - (3) Where the R21 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 the driver of the vehicle, shall remove the permit from the vehicle unless authorised to do so by the driver of the vehicle.
  - (4) Nothing in paragraph (1) of this Article shall apply so as to permit a trailer, whether or not attached to a vehicle, to park at any time in an R21 permit parking place.



(5) No person shall park any street trading vendor's vehicle in an R21 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 an R21 permit 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.

37. (1) The limits of an R21 permit parking place shall be indicated by the appropriate traffic signs at each entry and egress point to the roads specified in Part C of Schedule 1 to this Order.

(2) The R21 permit parking place traffic signs shall contain the symbol "R21" representing the parking place at which any vehicle showing the R21 resident's, R21 resident's visitor's or carer's permit may park within a road specified in Part C of Schedule 1 to this Order.

(3) Any vehicle standing in an R21 permit parking place in a road specified in Part C of Schedule 1 to this Order shall stand wholly within the limits so marked or, if the length of the vehicle precludes the vehicle being positioned in that manner, so that the longitudinal axis of the vehicle is parallel to the edge of the carriageway nearest to the vehicle.

38. The driver of a vehicle using an R21 permit parking place shall stop the engine as soon as the vehicle is in position in an R21 permit parking place, 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 R21 permit parking place.

39. The R21 permit parking place may be used for the leaving of a vehicle displaying a disabled persons badge in the relevant position in accordance with Article 10 of this Order hereof to wait for any period of time in any of the lengths of road specified in Part C of Schedule 1 to this Order.

40. 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 within an R21 permit parking place specified in Part C of Schedule 1 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 an R21 permit parking place.

41. No person shall cause or permit a vehicle to wait in an R21 permit parking place by virtue of the provisions of paragraph (4) of Article 40 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 the R21 permit parking place; 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 40.

42. (1) Any person authorised by the Council may suspend the use of any part of an R21 permit parking place 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 R21 permit 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 an R21 permit 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 an R21 permit parking place at times of weddings or funerals, or on other special occasions.

- (2) A traffic warden, CEO or police officer in uniform may suspend for not longer than twenty-four hours the use of an R21 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 an R21 permit parking place or part thereof for the purpose of enabling an R21 permit 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.

43. On the suspension of the use of an R21 permit parking place or any part thereof in accordance with the provisions of Article 44 of this Order, the person authorising or causing such suspension shall place or cause to be placed in or adjacent to that R21 permit parking place or part thereof a traffic sign indicating that waiting by vehicles is prohibited.

44. (1) No person shall cause or permit a vehicle to be left in an R21 permit parking place or part thereof during any period when there is in or adjacent to the R21 permit parking place or part thereof a traffic sign placed in pursuance of Article 44 of this Order that the whole or part of the R21 permit 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, CEO 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 44 of this Order to be left in an R21 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, CEO or a traffic warden.

## **PART 7**

### **SCHEDULE 1**

#### **PART A**

#### **R21 PERMIT SCHEME**

#### **ROADS OR PARTS OF ROADS WITHIN WHICH RESIDENTS ARE ELIGIBLE TO APPLY FOR THE R21 RESIDENT'S OR R21 VISITOR'S PERMIT**

Mill Street – all house numbers

North Square – all house numbers  
High Street - No 21A

ROADS OR PARTS OF ROADS WITHIN WHICH CARERS MAKING HOUSE CALLS ARE  
ELIGIBLE TO APPLY FOR CARER'S PERMITS

Mill Street – all house numbers  
North Square – all house numbers  
High Street – No 21A

**PART B**

**R21 PERMIT PARKING ZONE**

PARKING ZONE FOR USE ONLY BY VEHICLES WHICH DISPLAY THE R21 RESIDENT'S  
PERMIT, R21 VISITOR'S PERMIT OR A CARER'S PERMIT  
THE WHOLE 24 HOURS OF EVERY DAY  
EXCEPT WITHIN THE MARKED DISABLED BAYS

**MILL STREET**

RP1 Both sides of the whole carriageway except any part which is not public highway.

**PART C**

PARKING PLACES FOR USE ONLY BY VEHICLES WHICH DISPLAY THE R21 RESIDENT'S  
PERMIT, R21 VISITOR'S PERMIT OR A CARER'S PERMIT  
THE WHOLE 24 HOURS OF EVERY DAY  
EXCEPT WITHIN THE MARKED DISABLED BAYS

**NORTH SQUARE – NORTH SIDE**

RP2 From a point approximately 14 metres west of its junction with High Street continuing for a distance of approximately 22 metres in a generally westerly direction.

**NORTH SQUARE – SOUTH SIDE**

RP3 From a point approximately 12 metres west of its junction with High Street continuing for a distance of approximately 12 metres in a generally westerly direction.

**PART D**

**R21 PERMIT CHARGES**

<b><u>R21 PERMIT</u></b>	<b><u>PERIOD</u></b>	<b><u>CHARGE</u></b>
1. Resident's R21 permit	12 months	FREE

2. Visitor's R21 permit

12 months

FREE

**CARER'S PERMIT CHARGES**

Carer's Permit

12 months

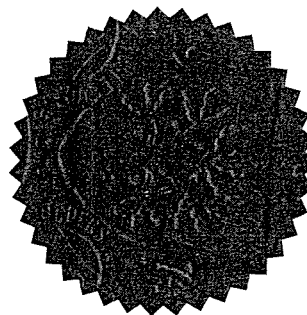
FREE

**REPLACEMENT PERMIT CHARGES - ALL PERMITS**

Replacement Permit

For the unused £5.00  
amount of the  
permit being  
replaced

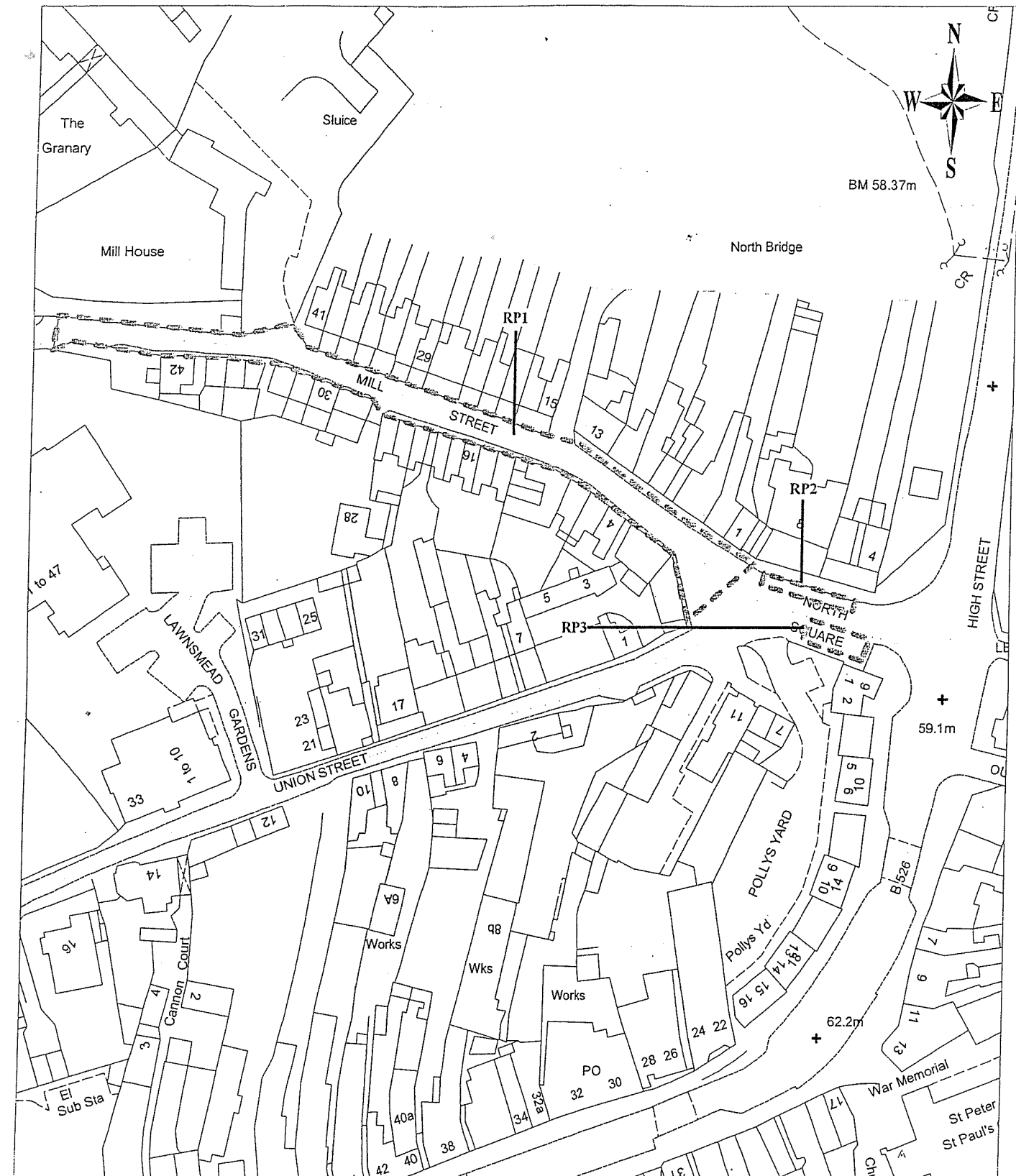
THE COMMON SEAL OF the **COUNCIL OF  
THE BOROUGH OF MILTON KEYNES** was  
hereunto affixed this 6<sup>th</sup> day of August 2009  
in the presence of:-



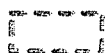
A handwritten signature in black ink, appearing to be 'A. [unclear]', written over a dotted line.

.....  
PRINCIPAL SOLICITOR, CORPORATE LAW AND LITIGATION

18635



**KEY:**



Residents permit parking

**RP1** TRO reference number

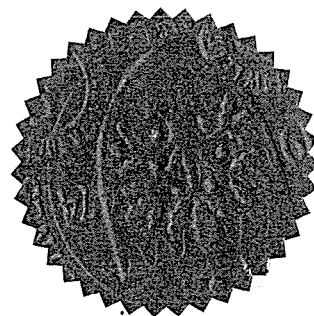
Map referred to in the Council of the Borough of Milton Keynes (Mill Street and North Square, Newport Pagnell) (Residents, Residents Visitors and Carers Permit Parking Places) Order 2009

Map 1

Not to scale

The Common Seal of the Council of the Borough of Milton Keynes was hereunto affixed in the presence of:

*Principal solicitor, corporate law & litigation*



18635