

**THE COUNCIL OF THE BOROUGH OF MILTON KEYNES
(VARIOUS ROADS, TWO MILE ASH)
(PROHIBITION AND RESTRICTION OF WAITING) ORDER 2011**

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

PART 1

IMPLEMENTATION, CITATION AND DEFINITIONS

1. This Order shall come into operation on the 27th day of October 2011 and may be cited as "The Council of the Borough of Milton Keynes (Various Roads, Two Mile Ash) (Prohibition and Restriction of Waiting) Order 2011".
2. In this Order, except where the context otherwise requires, the following expressions have the meanings respectively assigned to them:-

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

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

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

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

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

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

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

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

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

3. Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended by any subsequent enactment.
4. The plans annexed to this Order identify the lengths of roads 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

PROHIBITION OF WAITING

5. No person shall except with the permission or under the direction of a police officer in uniform, a traffic warden or a civil enforcement officer, cause or permit any vehicle to wait at any time in any of the lengths of road specified in Schedule 1 hereto.
6. No person shall except with the permission or under the direction of a police officer in uniform or a traffic warden or a civil enforcement officer, cause or permit any vehicle to wait between the hours of 8.00 am and 6.00 pm Monday to Friday in any of the lengths of road specified in Schedule 2 hereto.
7. No person shall except with the permission or under the direction of a police officer in uniform or a traffic warden or a civil enforcement officer, cause or permit any vehicle to wait between the hours of 8.00am to 9.00 am and 3.00pm to 4.00pm Monday to Friday in any of the lengths of road specified in Schedule 3 hereto.
8. No person shall except with the permission or under the direction of a police officer in uniform or a traffic warden or a civil enforcement officer, cause or permit any vehicle to wait between the hours of 8.00am and 6.00pm Monday to Saturday in any of the lengths of road specified in Schedule 4 hereto:
 - (1) for a longer period than 1 hour; or
 - (2) if a period less than 1 hour has elapsed since the termination during the said hours of the last period of waiting (if any) by that vehicle in the same length of road.

A vehicle which is present in the lengths of road specified in Schedule 4 hereto at the commencement of the hours of operation of any restrictions imposed by this Order shall be deemed to have

been left in that length of road at the commencement of that period of operation of the restriction in question.

9. Nothing in Articles 5 to 8 above shall render it unlawful to cause or permit a vehicle to wait in any of the lengths of road specified in Schedule 1 to 4 for so long as may be necessary to enable goods to be loaded or unloaded from the vehicle.
10. Nothing in Articles 5 to 8 above shall render it unlawful to cause or permit a vehicle to wait in any of the lengths of road specified in Schedule 1 to 4 for so long as may be necessary to enable a person to board or alight from the vehicle.
11. Nothing in Articles 5 to 8 above shall render it unlawful to cause or permit a vehicle to wait in any of the lengths of road specified in Schedule 1 to 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) for a vehicle to wait whilst any gate or other barrier at the entrance to premises to which the vehicle requires access or from which it has emerged is being opened or closed, if it is not reasonably practicable for the vehicle to wait outside otherwise than in a length of road specified in Schedule 1 to 4 to this Order while such gate or other barrier is being opened or closed;
 - (3) to enable a taxi to wait upon any hackney carriage stand;
 - (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 a bus, to wait in a bus stop area;
- i) 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.

12. In accordance with the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000, nothing in Article 5 shall render it unlawful to cause or permit a disabled person's vehicle which displays a disabled person's badge and parking disc in the relevant position in accordance with Articles 14 and 15 hereof to wait for a period not exceeding 3 hours in a length of road specified in Schedule 1 (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).
13. In accordance with the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000, nothing in Articles 6, 7 and 8 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 14 hereof to wait for any period of time in any of the lengths of road specified in Schedules 2, 3 and 4 hereto.
14. 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.
15. 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 fascia 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 fascia, the disc is exhibited in a conspicuous position on the vehicle, so that, when marked to show the quarter-hour period during which a period of waiting began, that period is clearly legible from the outside of the vehicle.

PART 3

ENFORCEMENT OF RESTRICTIONS

16. 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.
17. The Council shall appoint Civil Enforcement Officers whose duty it shall be to patrol and enforce the waiting and parking restrictions imposed by the Articles of this Order.

SCHEDULE 1

NO WAITING AT ANY TIME

CLAY HILL– EAST SIDE

- NW1** From a point in line with the south-western boundary wall of number 155 Clay Hill, continuing for a distance of approximately 13 metres in a north-westerly direction
- NW2** From a point in line with the north-western boundary wall of number 157 Clay Hill, continuing for a distance of approximately 7 metres in a south-easterly direction
- NW3** From a point in line with the south-western boundary wall of number 167 Clay Hill, continuing for a distance of approximately 13 metres in a north-westerly direction
- NW4** From a point in line with the north-western boundary wall of number 169 Clay Hill, continuing for a distance of approximately 7 metres in a south-easterly direction

HIGH STREET (NORTH SIDE) AND CLAY HILL (WEST SIDE)

- NW5** From a point on High Street approximately 8 metres west of its junction with Clay Hill, continuing for a distance of approximately 253 metres in an easterly, then northerly direction on to Clay Hill

HIGH STREET - SOUTH SIDE

- NW6** From a point approximately 26.5 metres east of its junction with Corn Hill, continuing for a distance of approximately 43 metres in an easterly direction

HIGH STREET CAR PARK (BETWEEN THE NORTHERN ACCESSWAY AND THE SOUTHERN ACCESSWAY) WEST SIDE

- NW7** From a position in line with the northern kerbline of the southern accessway of High Street, continuing for a distance of approximately 17 metres in a northerly direction to a point in line with the southern kerbline of the northern accessway of High Street

SCHEDULE 2

**NO WAITING - MONDAY TO FRIDAY
FROM 8.00 A.M TO 6.00 P.M**

CLAY HILL EAST SIDE

- NW8** From a point approximately 8.5 metres north of its junction with High Street (the northern accessway), continuing for a distance of approximately 5 metres in a northerly direction

SCHEDULE 3

**NO WAITING - MONDAY TO FRIDAY
FROM 8.00 A.M TO 9.00 A.M AND 3.00 P.M TO 4.00 P.M**

HIGH STREET – SOUTH SIDE

- NW9** From a point approximately 27 metres west of its junction with Church Hill, continuing for a distance of approximately 19 metres in a westerly direction

SCHEDULE 4

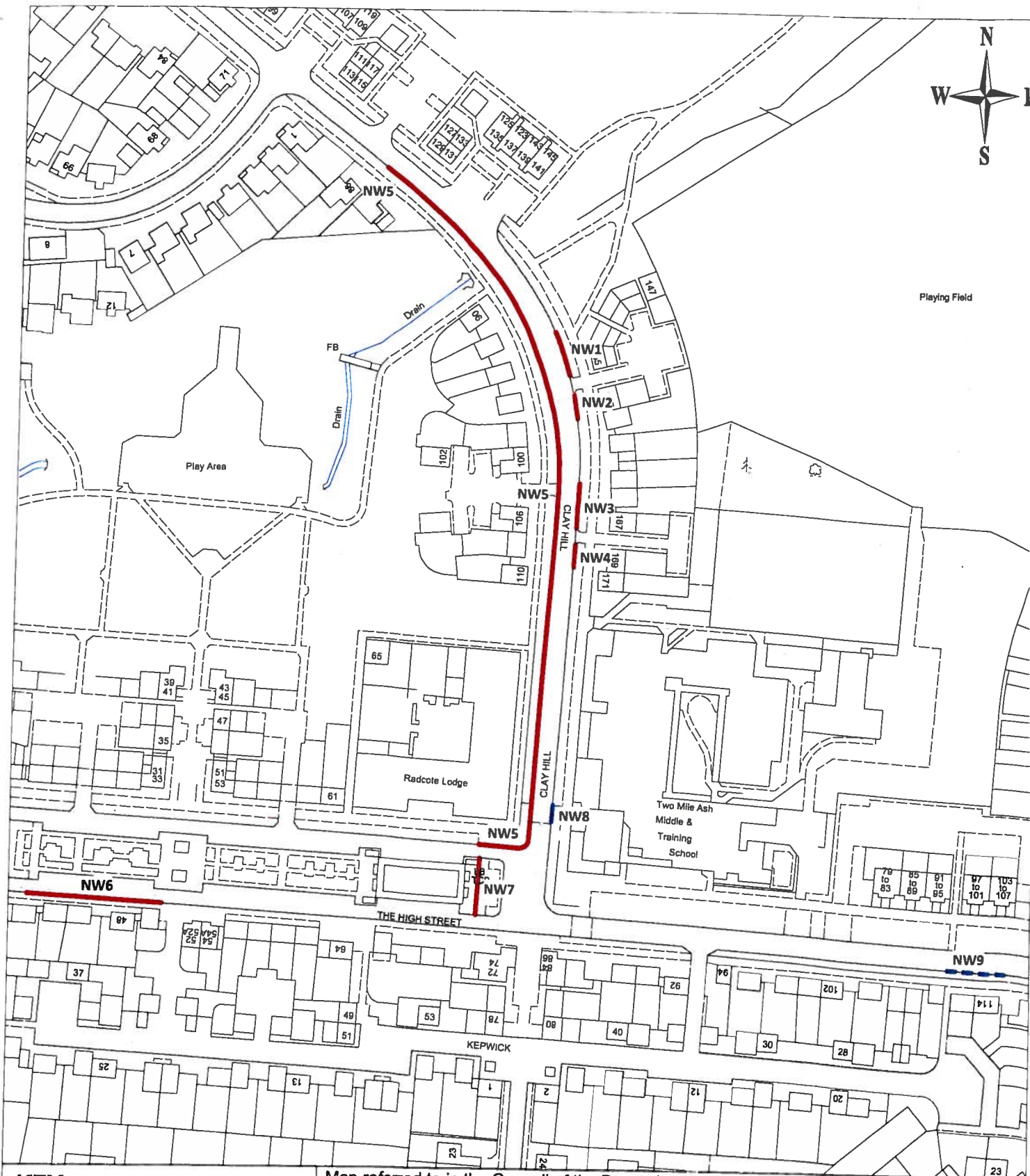
**WAITING LIMITED TO 1 HOUR
MONDAY TO SATURDAY, 8.00 A.M TO 6.00 P.M
NO RETURN WITHIN 1 HOUR**

HIGH STREET (NORTH ACCESSWAY) SOUTH SIDE

- LW1** From a point approximately 18.5 metres west of its junction with Clay Hill, continuing for a distance of approximately 24.5 metres in a westerly direction

HIGH STREET CAR PARK (BETWEEN THE NORTHERN ACCESSWAY AND THE SOUTHERN ACCESSWAY) EAST SIDE

- LW2** From a point approximately 2 metres north of its junction with High Street (the southern accessway), continuing for



KEY:

-  No Waiting at Any Time
-  No Waiting
Monday to Friday
8am-6pm
-  No Waiting
Monday to Friday
8am-9am, 3pm-4pm

NW1, NW2
NW3, NW4
NW5, NW6
NW7, NW8

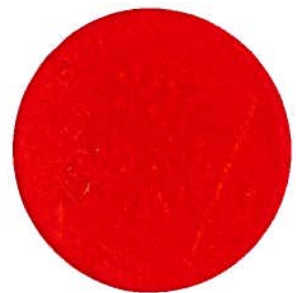
TRO reference numbers

Map referred to in the Council of the Borough of Milton Keynes (Various Roads, Two Mile Ash) (Prohibition and Restriction of Waiting) Order 2011

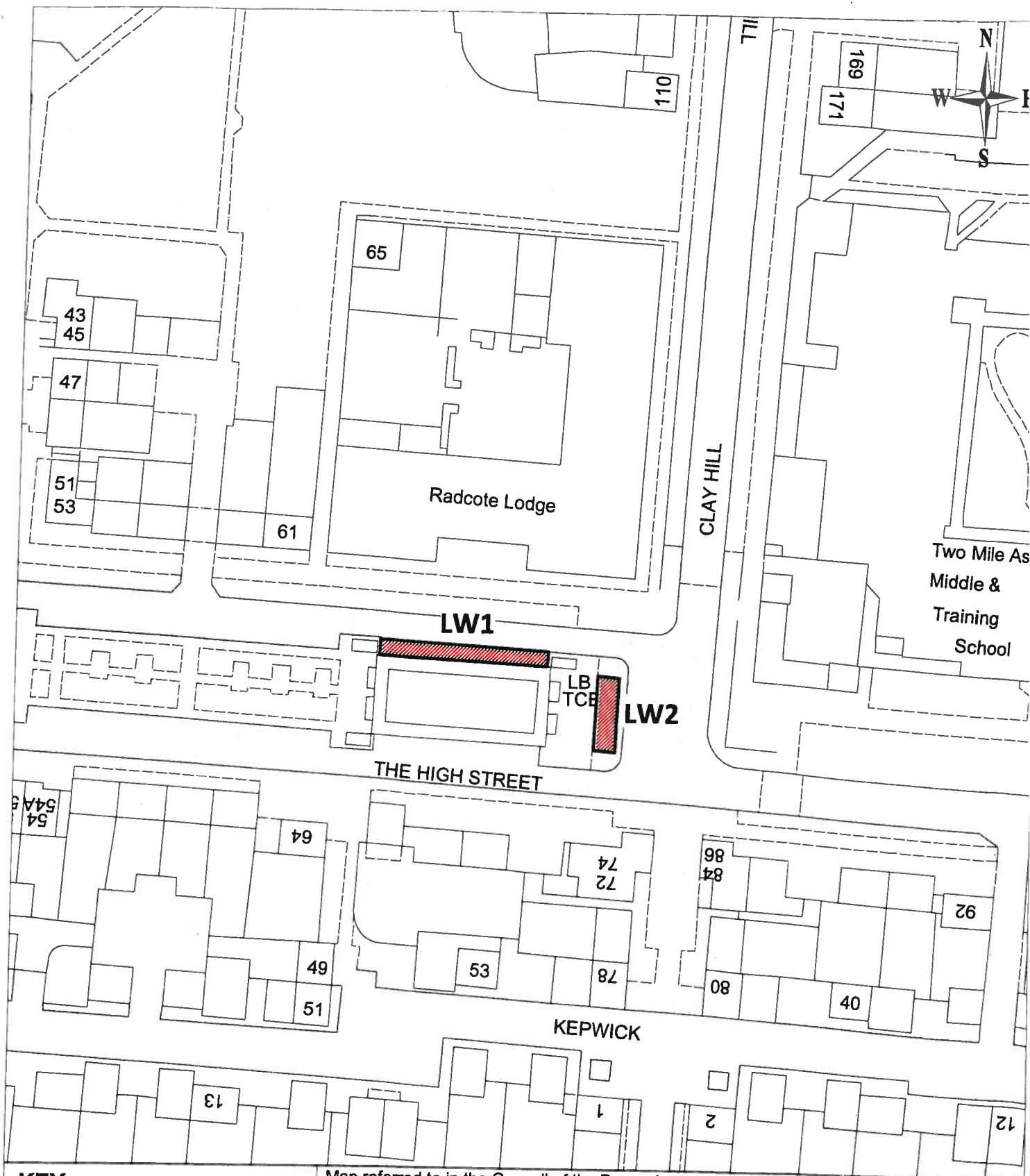
Map 1

Not to scale

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



19823



KEY:



1 hour limited waiting
Monday to Saturday
8am-6pm

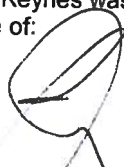
LW1, LW2 TRO reference numbers

Map referred to in the Council of the Borough
of Milton Keynes (Various Roads, Two Mile
Ash) (Prohibition and Restriction of Waiting)
Order 2011

Map 2

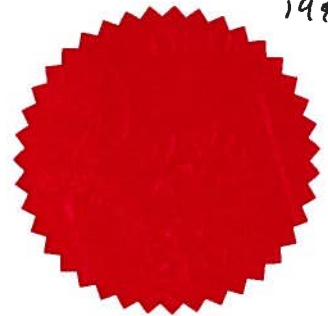
Not to scale

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



a distance of approximately 13 metres in a northerly direction

THE COMMON SEAL of the **COUNCIL OF
THE BOROUGH OF MILTON KEYNES** was
hereunto affixed this day of 2011
in the presence of:-



.....
~~ASSISTANT DIRECTOR – LAW & GOVERNANCE~~
PRINCIPAL SOLICITOR – CORPORATE LAW & LITIGATION