

**THE COUNCIL OF THE BOROUGH OF MILTON KEYNES
(STATION SQUARE, CENTRAL MILTON KEYNES) (ON-STREET SPECIFIC
PARKING PLACES) ORDER 2012**

The Council of the Borough of Milton Keynes ("the Council") in exercise of its powers under Sections 1(1), 2(1) and (2), 4(2), 32(1), 35(1), 45, 46, 49, 53 and 63 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 17 May 2012 and may be cited as "The Council of the Borough of Milton Keynes (Central Milton Keynes) (On-Street Specific Parking Places) Order 2012".
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;

"Civil Enforcement Officer" ("CEO") 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;

"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;

"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;

"moped" means a two or three wheel vehicle fitted with an engine having a cylinder capacity not exceeding 50 cubic centimetres if of the internal combustion type and a maximum design speed of not more than 45 kilometres per hour;

"motor cycle" means a two-wheel vehicle with or without a sidecar, fitted with an engine having a cylinder capacity of more than 50 cubic centimetres if of the internal combustion type and/or having a maximum design speed of more than 45 kilometres per hour;

"prescribed hours" means such hours in respect of the parking places described in Schedules 1, 2 & 3 as are indicated in those respective Schedules within this Order;

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

"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;

"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;

"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 plan annexed to this Order identifies the lengths of roads subject to this Order, provided that where there is any inconsistency between the plan and the Schedules it is the wording of the Schedules which shall prevail.

PART 2

NO STOPPING EXCEPT TAXIS

5. No person shall except with the permission or under the direction of a police officer in uniform, Civil Enforcement Officer or traffic warden cause or permit any vehicle except if that vehicle is a taxi to stop at any time in any of the lengths of road specified in Schedule 1 hereto.
6. Nothing in Article 5 above shall render it unlawful to cause or permit a vehicle to wait in any of the lengths of road specified in 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 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, military or ambulance purposes;
 - (g) use for the purpose of delivering or collecting postal packets as defined by section 125 of the Postal Services Act 2000;

- (h) the vehicle being specially constructed or adapted for the delivery or collection of money or valuable securities to be used for those purposes in relation to premises in the vicinity.

PART 3

ON-STREET SPECIFIC PARKING PLACES

- 7.
 - (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 solely 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 solely for the leaving of a moped or motorcycle without a sidecar.
- 8. 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.
- 9. 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 or military services for operational purposes, or
 - (2) when about to change the position of the vehicle in or to depart from the parking place.
- 10. No person shall use a vehicle whilst it is in a parking place in Schedule 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.
- 11.
 - (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, Civil Enforcement Officer 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 parking place described in Article 7.
 - (3) When a vehicle in a parking place is in a position which contravenes the provisions of Article 8 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.
12. (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 reasonably necessary:
- (a) for the purpose of facilitating the movement of traffic or promoting its safety;
 - (b) for the purpose of any building operation, demolition or excavation in or adjacent to the parking place or the maintenance, improvement or reconstruction of the parking place or the laying, erection, alteration, removal or repair in or adjacent to the parking place of any sewer or of any main, pipe 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, Civil Enforcement Officer 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 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.

- 13. On the suspension of the use of a parking place or any part thereof in accordance with the provisions of Article 12 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.

- 14. (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 13 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, Civil Enforcement Officer 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, police or military purposes or any vehicle being

used for any purpose or eventuality specified in paragraph (1) of Article 12 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, Civil Enforcement Officer or traffic warden.

PART 4

DISABLED PERSONS' PARKING PLACES

15.
 - (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 solely for the class of vehicle specified in Article 16.
 - (2) No vehicle other than the class specified in Article 16 shall park during the prescribed hours in the lengths of road specified in Schedule 3 to this Order.
16. The parking places specified in Schedule 3 to this Order shall be used solely for the leaving of any vehicle displaying a disabled person's badge in the relevant position.
17. 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.

18. 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.
19. 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.
20. 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.
21.
 - (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, Civil Enforcement Officer 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 17 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.

22. (1) Any person authorised by the Council may suspend the use of a disabled persons' 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, Civil Enforcement Officer or traffic warden may suspend for not longer than twenty-four hours the use of a disabled persons' parking place or any part thereof whenever he considers such suspension reasonable 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 disabled persons' 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.

23. On the suspension of the use of a disabled persons' parking place or any part thereof in accordance with the provisions of Article 22 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.

24. (1) No person shall cause or permit a vehicle to be left in a disabled persons' 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 23 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, Civil Enforcement Officer 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, police or military purposes or any vehicle being used for any purpose or eventuality specified in paragraph (1) of Article 22 of this Order to be left in the disabled persons' 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, Civil Enforcement Officer or traffic warden.

PART 5

ENFORCEMENT OF RESTRICTIONS

25. 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.
26. The Council shall appoint Civil Enforcement Officers whose duty it shall be to patrol and enforce the parking restrictions imposed by the Articles of this Order.

SCHEDULE 1

NO STOPPING AT ANY TIME EXCEPT TAXIS **THE WHOLE 24 HOURS OF EVERY DAY**

STATION SQUARE

THE NORTH-WEST VEHICULAR ACCESS ROAD – SOUTH-EAST SIDE

- NS1 From a point approximately 19.4 metres south-west of its junction with Elder Gate, continuing for a distance of approximately 17.4 metres in a south-westerly direction (3 spaces).

STATION SQUARE

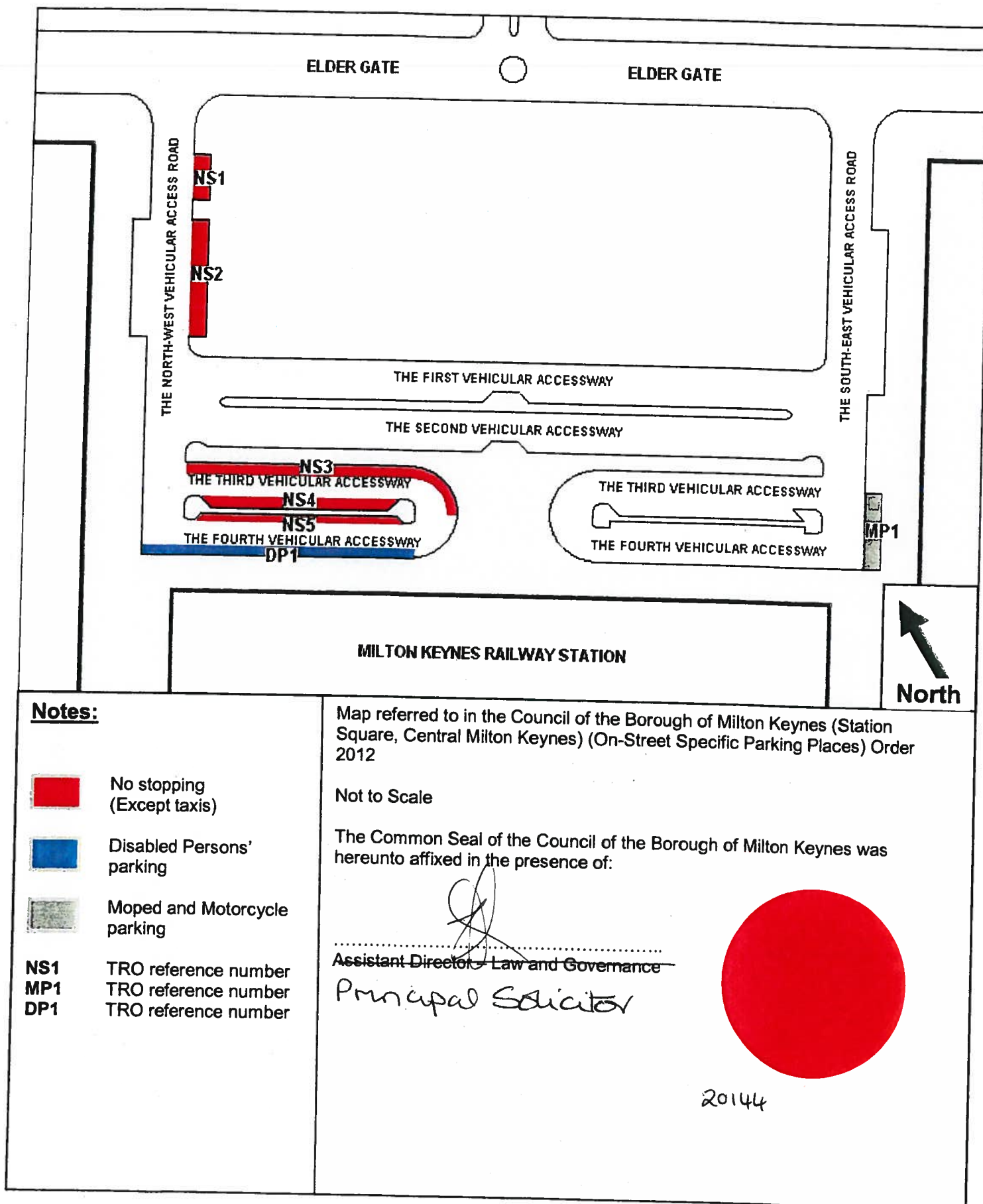
THE NORTH-WEST VEHICULAR ACCESS ROAD – SOUTH-EAST SIDE

- NS2 From a point approximately 42.2 metres south-west of its junction with Elder Gate, continuing for a distance of approximately 32 metres in a south-westerly direction (5 spaces).

STATION SQUARE – NORTH-WEST SIDE

THE THIRD VEHICULAR ACCESSWAY – NORTH-EAST SIDE

- NS3 From its junction with the north-west vehicular access road, continuing for a distance of approximately 77.8 metres in a south-easterly direction (13 spaces).



STATION SQUARE – NORTH-WEST SIDE

THE THIRD VEHICULAR ACCESSWAY - SOUTH-WEST SIDE

NS4 From its junction with the north-west vehicular access road, continuing for a distance of approximately 59.8 metres in a south-easterly then south-westerly direction (20 spaces).

STATION SQUARE – NORTH-WEST SIDE

THE FOURTH VEHICULAR ACCESSWAY – NORTH-EAST SIDE

NS5 From its junction with the north-west vehicular access road, continuing for a distance of approximately 59.7 metres in a south-easterly direction (10 spaces).

SCHEDULE 2

MOPED AND MOTORCYCLE PARKING PLACES
THE WHOLE 24 HOURS OF EVERY DAY

STATION SQUARE

THE SOUTH-EAST VEHICULAR ACCESS ROAD – SOUTH-EAST SIDE

MP1 From a point approximately 100.6 metres south-west of its junction with Elder Gate, continuing for a distance of approximately 25.9 metres in a south-westerly direction.

SCHEDULE 3

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

STATION SQUARE – NORTH-WEST SIDE

THE FOURTH VEHICULAR ACCESSWAY – SOUTH-WEST SIDE

DP1 From the north-western kerbline of the north-western vehicular access road, continuing for a distance of approximately 72.4 metres in a south-easterly direction.

THE COMMON SEAL of the **COUNCIL OF
THE BOROUGH OF MILTON KEYNES** was
hereunto affixed this 15th day of May 2012
in the presence of:-



20144

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ASSISTANT DIRECTOR – LAW & GOVERNANCE

PRINCIPAL SOLICITOR