

**THE COUNCIL OF THE BOROUGH OF MILTON KEYNES
(VARIOUS ROADS, OLDBROOK) (RESTRICTED WAITING ZONE)
ORDER 2013**

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 7th day of September 2013 and may be cited as "The Council of the Borough of Milton Keynes (Various Roads, Oldbrook) (Restricted Waiting Zone) Order 2013".
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;

"Council" means the Council of the Borough of Milton Keynes;

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

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

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

"electric vehicle" means any vehicle which uses one or more electric motors for propulsion;

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

"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;

"motor vehicle" has the same meaning as in Section 185 of the Road Traffic Act 1988;

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

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

"prescribed days and hours" means on the days stated and between those hours stated in the Schedules to this Order;

"restricted waiting zone" means an area of carriageway authorised by and subject to the conditions of Part 2 of this Order for the leaving of vehicles and is that area bounded by the north-west vehicular accessway of Oldbrook Boulevard between its junctions with the V6 Grafton Street and the V7 Saxon Street, the V6 Grafton Street between its junctions with the north-west vehicular accessway of Oldbrook Boulevard and the H6 Childs Way, the H6 Childs Way between its junctions with the V6 Grafton Street and the V7 Saxon Street and the V7 Saxon Street between its junctions with the H6 Childs Way and north-west vehicular accessway of Oldbrook Boulevard, Oldbrook;

"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;

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

PART 2

RESTRICTED WAITING ZONE

5. Each area on a highway which is described in Schedule 1 in this Order is designated as a restricted waiting zone for motor and electric vehicles.
6. 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 between the hours of 10.00a.m. to 12.00pm and 3.00p.m. to 5.00pm, Monday to Saturday in the lengths of road specified in Schedule 1 hereto:
 - (1) for a longer period than 30 minutes; or
 - (2) if a period less than one hour has elapsed since the termination during the said hour of the last period of waiting (if any) by that vehicle in the same length of road.

A vehicle which is present in a length of road specified in Schedule 1 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.

7. Nothing in Article 6 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 to enable goods to be loaded or unloaded from the vehicle.

8. Nothing in Article 6 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 to enable a person to board or alight from the vehicle.
9. Nothing in Article 6 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) 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 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, 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 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.

10. Nothing in Article 6 above shall render it unlawful to cause or permit a vehicle to wait in any of the lengths of road specified in Schedule 1 during the prescribed hours if that vehicle is displaying one or other of the following permits issued by Milton Keynes Council:-

- (a) a valid resident's permit or;
- (b) a valid visitor's permit or;
- (c) a valid carer's permit or;
- (d) a valid business permit.

(1) For the purposes of this Order a vehicle shall be regarded as displaying a permit in the relevant position if 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

(2) Where a permit has been displayed on a vehicle in accordance with the provisions of paragraph (1) above, no person, not being the driver of the vehicle, shall remove any permit from the vehicle unless authorised to do so by the driver of the vehicle.

11. In accordance with the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000, nothing in Article 6 shall render it unlawful to cause or permit a disabled person's vehicle which displays a disabled person's badge in the relevant position in accordance with Article 12 hereof to wait for any period of time in any of the lengths of road specified in Schedule 1 hereto.

12. 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.
13. Nothing in Article 6 shall render it unlawful to cause or permit any moped or motorcycle hereof to wait for any period of time in any of the lengths of road specified in Schedule 1 hereto, the use of which has not been suspended.
14. The limits of each restricted waiting zone shall be indicated by the appropriate traffic signs at each entry and egress points to the area covered by this Order.

PART 3

ENFORCEMENT OF RESTRICTIONS

15. The Council shall, on or in the vicinity of any road provided for in this Order:
 - (1) provide traffic signs in accordance with the Traffic Signs Regulations and General Directions 2002;
 - (2) maintain and from time to time alter the said traffic signs;
 - (3) carry out such other work as is reasonably required for the purpose of the satisfactory operation of a road.
16. The Council shall appoint CEO's whose duty it shall be to patrol and enforce the waiting and parking restrictions imposed by the Articles of this Order.

SCHEDULE 1

RESTRICTED WAITING ZONE

WAITING LIMITED TO 30 MINUTES

MONDAY TO SATURDAY

10.00AM TO 12.00PM AND 3.00PM TO 5.00PM

NO RETURN WITHIN 1 HOUR

APPLEYARD PLACE, OLDBROOK – BOTH SIDES
The whole road

BARNES PLACE, OLDBROOK – BOTH SIDES
The whole road

BARRINGTON MEWS, OLDBROOK – BOTH SIDES
The whole road

BOYCOTT AVENUE, OLDBROOK – BOTH SIDES
The whole road

BRIDGEFORD COURT, OLDBROOK – BOTH SIDES
The whole road

CARTWRIGHT PLACE, OLDBROOK – BOTH SIDES
The whole road

DOUGLAS PLACE, OLDBROOK – BOTH SIDES
The whole road

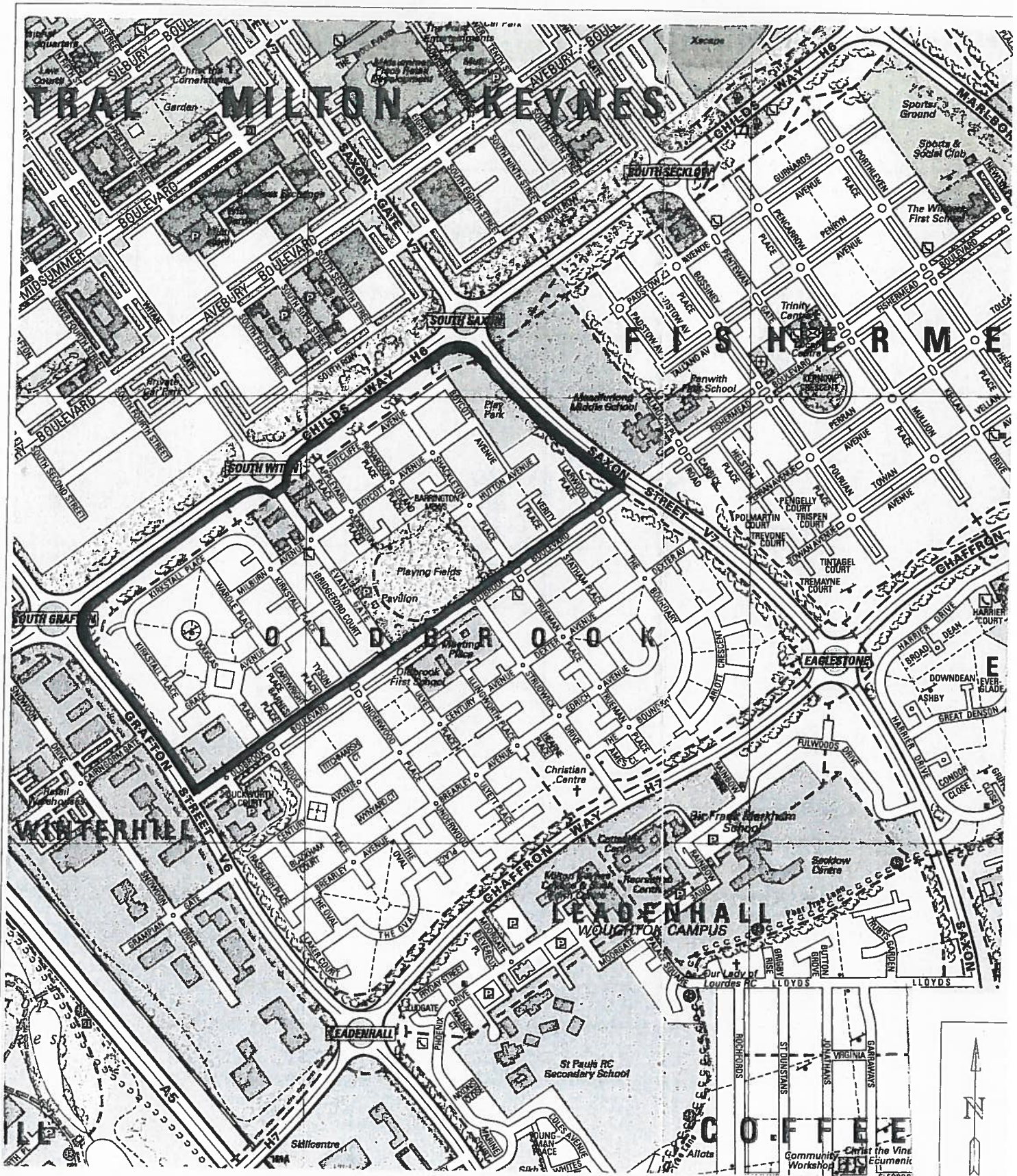
EVANS GATE, OLDBROOK – BOTH SIDES
The whole road

GRACE AVENUE, OLDBROOK – BOTH SIDES
The whole road

HUTTON AVENUE, OLDBROOK – BOTH SIDES
The whole road

JOHNSTON PLACE, OLDBROOK – BOTH SIDES
The whole road

KIRKSTALL PLACE, OLDBROOK – BOTH SIDES
The whole road



Key:



Restricted Waiting Zone
 Monday-Saturday
 10am - 12pm
 3pm - 5pm

Map referred to in the Council of the Borough of Milton Keynes (Various Roads, Oldbrook) (Restricted Waiting Zone) Order 2013

Not to scale

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

Principal Solicitor - Law and Governance

Seal:



21511



LARWOOD PLACE, OLDBROOK – BOTH SIDES
The whole road

LEYLAND PLACE, OLDBROOK – BOTH SIDES
The whole road

MILBURN AVENUE, OLDBROOK – BOTH SIDES
The whole road

OLDBROOK BOULEVARD, OLDBROOK–NORTH-WEST VEHICULAR
ACCESSWAY
The whole road

RICHARDSON PLACE, OLDBROOK – BOTH SIDES
The whole road

SHACKLETON PLACE, OLDBROOK – BOTH SIDES
The whole road

SUTCLIFFE AVENUE, OLDBROOK – BOTH SIDES
The whole road

TYSON PLACE, OLDBROOK – BOTH SIDES
The whole road

WARDLE PLACE, OLDBROOK – BOTH SIDES
The whole road

VERITY PLACE, OLDBROOK – BOTH SIDES
The whole road

THE COMMON SEAL of the **COUNCIL OF THE
BOROUGH OF MILTON KEYNES** was hereunto

affixed this 3rd day of September 2013 in

the presence of:-


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PRINCIPAL SOLICITOR – LAW & GOVERNANCE

