

**THE COUNCIL OF THE BOROUGH OF MILTON KEYNES
(VARIOUS ROADS, CAMPBELL PARK) (OFF-STREET RESTRICTED
WAITING AREA) ORDER 2016**

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) and Part IV of Schedule 9 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 1st day of December 2016 and may be cited as "The Council of the Borough of Milton Keynes (Various Roads, Campbell Park) (Off-Street Restricted Waiting Area) Order 2016".
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 Person) (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 area" 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 hours" means between those hours stated in Part A of Schedule 1 to this Order;

"prescribed 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

OFF-STREET RESTRICTED WAITING AREA

5. Each area which is described in Schedule 1 in this Order is designated as a restricted waiting area 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 at any time 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.

- (2) 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
 - (3) Where a permit has been displayed on a vehicle in accordance with the provisions of paragraph (2) 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.
- 7. Nothing in Article 6 above shall render it a contravention of this Order 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 a contravention of this Order 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 board or alight from the vehicle.
- 9. Nothing in Article 6 above shall render it a contravention of this Order 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 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 statutory 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 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;
- (i) the removal of furniture or household effects to or from a shop, office, depository or dwellinghouse adjacent to the restricted waiting area.

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

- (a) A valid 'R34' residents permit; or
- (b) A valid 'R34' visitor's permit; or
- (c) A valid carers permit

- (1) For the purpose 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 a contravention 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 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 above shall render it a contravention of this Order 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 area shall be indicated by the appropriate traffic sign at each entry and egress points to the area covered by this Order.

PART 4

ENFORCEMENT OF RESTRICTIONS

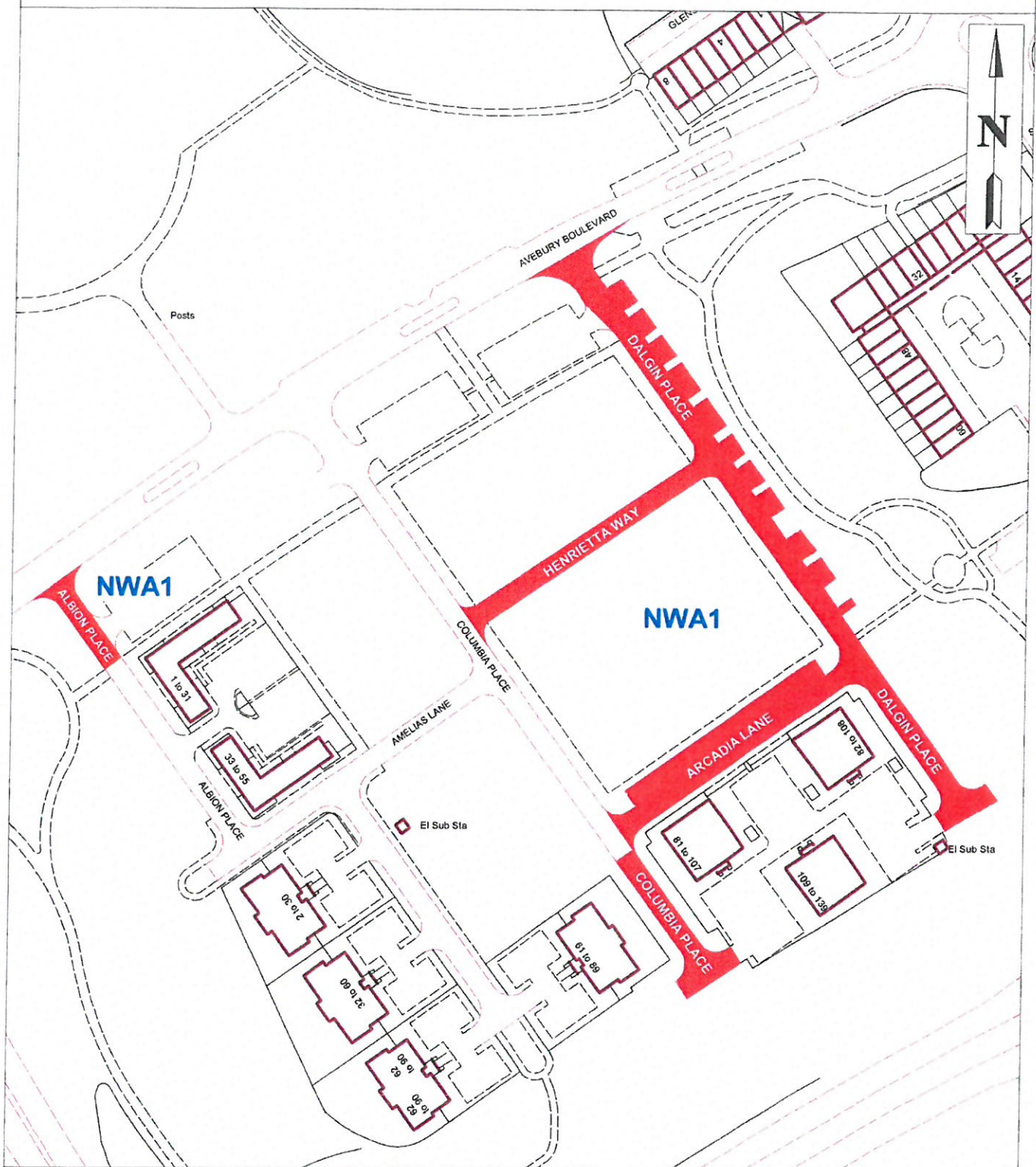
15. The Council shall, on or in the vicinity of any road provided for in this Order:
 - (1) provide traffic signs in accordance with the Traffic Signs Regulations and General Directions 2002;
 - (2) maintain and from time to time alter the said traffic signs;
 - (3) carry out such other work as is reasonably 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

OFF-STREET RESTRICTED WAITING AREA

WAITING LIMITED TO 30 MINUTES
NO RETURN WITHIN 1 HOUR

MAP FOR ORDER



Off-Street Restricted
Waiting Area

NWA1

TRO Reference

0 42.05

meters

Scale: 1:1,402

Map referred to in the Council of the Borough of Milton Keynes (The Council of the Borough of Milton Keynes) (Various Roads, Campbell Park) (Off-street Restricted Waiting Area) Order 2016

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

Service Director
Legal & Democratic Services
& Monitoring Officer

HEAD OF LEGAL SERVICES



23375

ALBION PLACE, CAMPBELL PARK

NWA1 From its junction with Avebury Boulevard, continuing for a distance of approximately 30 metres in a south-easterly direction

ARCADIA LANE, CAMPBELL PARK

NWA 1 That whole area between its junctions with Columbia Place and Dalgin Place

COLUMBIA PLACE, CAMPBELL PARK

NWA 1 That whole area south-east from a point in line with the south-eastern kerbline of Arcadia Lane

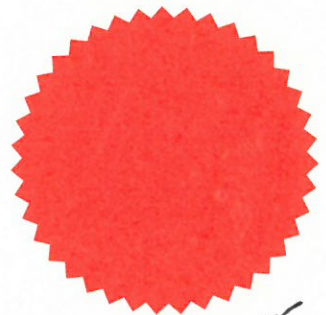
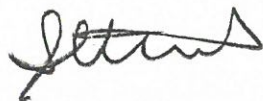
DALGIN PLACE, CAMPBELL PARK

NWA 1 That whole area south-east from its junction with Avebury Boulevard

HENRIETTA, CAMPBELL PARK

NWA 1 That whole area between its junctions with Columbia Place and Dalgin Place

THE COMMON SEAL of the **COUNCIL OF THE BOROUGH OF MILTON KEYNES** was hereunto affixed this 15th day of November 2016 in the presence of:-



2335

.....
ACTING SERVICE DIRECTOR – LEGAL & DEMOCRATIC SERVICES & MONITORING OFFICER