

THE COUNCIL OF THE BOROUGH OF MILTON KEYNES (VARIOUS ROADS, NORTHFIELD) (PROHIBITION OF WAITING AND HEAVY COMMERCIAL VEHICLE PARKING PLACES) ORDER 2017

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 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 20th day of March 2017 and may be cited as "The Council of the Borough of Milton Keynes (Various Roads, Northfield) (Prohibition of Waiting and Heavy Commercial Vehicle Parking Places) Order 2017".
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 said 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;
 - "disabled persons' vehicle" has the same meaning as in the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;
 - "goods" includes postal packets of any description, cash or other valuable securities;
 - "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;
 - "heavy commercial vehicle" has the same meaning as defined in Section 138 of the Road Traffic Regulation Act 1984;
 - "passenger vehicle" means a motor vehicle (other than a motor cycle or invalid carriage) constructed solely for the carriage of passengers and their effects and adapted to carry not more than twelve passengers exclusive of the driver, and not drawing a trailer;
 - "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 roads and areas 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 (CEO) cause or permit any vehicle to wait at any time in any of the lengths of roads specified in Schedule 1 hereto.
6. Nothing in Article 5 above shall render it a contravention of this Order to cause or permit any vehicle to wait in any of the lengths of roads specified in Schedule 1 for so long as may be necessary
 - (1) to enable goods to be loaded or unloaded from the vehicle;
 - (2) to enable a person to board or alight from the vehicle;
 - (3) If the vehicle is a goods vehicle and is delivering and/or collecting;
 - (4) 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;
 - (5) 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;

- (6) 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) any wedding or funeral;
 - f) use for police, military, 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) to carry out the removal of furniture or household effects to or from a shop, office, depository or dwelling house in the vicinity.
7. In accordance with the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000, nothing in Article 5 shall render it a contravention of this Order 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 8 and 9 hereof to wait in any of the lengths of road specified in Schedule 1 hereto.
8. 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.
9. 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 facia 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 facia, 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 4

ENFORCEMENT OF RESTRICTIONS

- 10. (1) Each of the lengths of road specified in Schedule 2 to this Order is authorised to be used, subject to the following provision of this Part of the Order, during the prescribed hours as a parking place for the class of vehicle specified in Article 11.
- (2) No vehicle other than the class specified in Article 11 shall park during the prescribed hours in the lengths of road specified in Schedule 2 to this Order.
- 11. Each parking place specified in Schedule 2 to this Order may be used for the leaving of a heavy commercial vehicle which has an operating weight in excess of 7.5 tonnes.
- 12. The limits of each heavy commercial vehicle parking place shall be indicated by the Council on the road by the appropriate traffic signs and any vehicle standing in a heavy commercial vehicle parking place shall stand wholly within the limits so marked.
- 13. The driver of a vehicle using a heavy commercial vehicle 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 when about to change the position of the vehicle in or to depart from the parking place.
- 14. (1) A police officer in uniform or traffic warden or a civil enforcement officer may, in cases of emergency, move or cause to be moved any vehicle left in a heavy commercial vehicle parking place to any place he sees 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 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 to alter its position as the case may be.

15. Nothing in this Part of this Order shall render it a contravention of this Order to cause or permit a vehicle to park in a heavy commercial vehicle parking place during the prescribed hours specified in Schedule 2 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 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, military, 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) to carry out the removal of furniture or household effects to or from a shop, office, depository or dwelling house in the vicinity
16. (1) Any person authorised by the Council may suspend the use of a heavy commercial vehicle parking place or any part thereof whenever and for such duration as the Council 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 heavy commercial vehicle parking place or the maintenance, improvement or reconstruction of the parking place or the laying, erection, alteration, removal, servicing 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 heavy commercial vehicle parking place on any occasion of the removal of furniture or household effects to or from a shop, office depository or dwellinghouse;
 - d) on any occasion on which it is likely by reason of some special attraction that any road will be thronged or obstructed
 - (2) A police officer in uniform or traffic warden or civil enforcement officer may suspend for not longer than twenty-four hours the use of a heavy commercial vehicle 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 a heavy commercial vehicle 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 information of the public without any charge of any kind being made to the public.
17. On the suspension of the use of a heavy commercial vehicle parking place or any part thereof in accordance with the provisions of article 16 of this Order, the person authorising or causing such suspension shall, if the use of the whole or of any part of the parking place is suspended, 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.
18. (1) Save as in in paragraph (2) of this Article no person shall cause or permit a vehicle to be left in a heavy commercial vehicle 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 paragraph (1) of Article 17 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 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 16 of this Order to be left in a heavy commercial vehicle 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 or a traffic warden or a civil enforcement officer.

PART 4

ENFORCEMENT OF RESTRICTIONS

19. 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.
20. 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

NORTHFIELD DRIVE, NORTHFIELD (THE EASTERN ARM) NORTH-EAST SIDE

- NW1 From its junction with the north-western kerbline of H6 Childs Way, for a distance of 41 metres in a north-westerly direction
- NW2 From a point 89 metres north-west of a point in line with the north-western kerbline of H6 Childs Way, for a distance of 20 metres in a north-westerly direction
- NW3 From a point 167 metres north-west of a point in line with the north-western kerbline of H6 Childs Way, for a distance of 53 metres in a north-westerly direction
- NW4 From a point 163 metres south-east of a point in line with the south-eastern kerbline of H5 Portway, for a distance of 29 metres in a south-easterly direction

NW5 From a point 96 metres south-east of a point in line with the south-eastern kerblines of H5 Portway, for a distance of 45 metres in a south-easterly direction

NW6 From its junction with the south-eastern kerblines of H5 Portway, for a distance of 55 metres in a south-easterly direction

SOUTH-WEST SIDE

NW7 From a point 17 metres north-west of a point in line with the north-western kerblines of H6 Childs Way, for a distance of 22 metres in a north-westerly direction

NW8 From a point 160 metres north-west of a point in line with the north-western kerblines of H6 Childs Way, for a distance of 13 metres in a south-westerly direction

NW9 From a point 198 metres south-east of a point in line with the south-eastern kerblines of H5 Portway, for a distance of 9 metres in a north-westerly direction

NW10 From a point 163 metres south-east of a point in line with the south-eastern kerblines of H5 Portway, for a distance of 11 metres in a south-easterly direction

**(THE EASTERN ARM AND THE NORTHERN ARM)
WEST SIDE AND NORTH-WEST SIDE**

NW11 From its junction with the south-eastern kerblines of H5 Portway, for a distance of 76 metres in a south-easterly then south-westerly direction

**(THE NORTHERN ARM AND THE EASTERN ARM)
SOUTH-WEST SIDE AND SOUTH-EAST SIDE**

NW12 From a point on the northern arm 347 metres north-east of the north-eastern kerblines of V11 Tongwell Street, for a distance of 74 metres in a north-easterly then south-easterly direction onto and along the eastern arm

**(THE EASTERN ARM AND THE SOUTHERN ARM)
SOUTH-WEST SIDE AND SOUTH-EAST SIDE**

NW13 From a point on the eastern arm 55 metres north-west of a point in line with the north-western kerblines of H6 Childs Way, for a distance of 16 metres in a north-westerly then south-westerly direction onto and along the southern arm

SOUTH-WEST SIDE AND NORTH-WEST SIDE

NW14 From a point on the eastern arm 151 metres north-west of a point in line with the north-western kerblines of H6 Childs Way, for a distance of 90 metres in a south-easterly then south-westerly direction onto and along the southern arm

(THE NORTHERN ARM)

NORTH-WEST SIDE

- NW15 From a point 18 metres north-east of a point in line with the north-eastern kerbline of V11 Tongwell Street, for a distance of 38 metres in a north-easterly direction
- NW16 From a point 157 metres north-east of a point in line with the north-eastern kerbline of V11 Tongwell Street, for a distance of 18 metres in a north-easterly direction
- NW17 From a point 199 metres north-east of a point in line with the north-eastern kerbline of V11 Tongwell Street, for a distance of 19 metres in a south-westerly direction
- NW18 From a point 221 metres north-east of a point in line with the north-eastern kerbline of V11 Tongwell Street, for a distance of 14 metres in a north-easterly direction
- NW19 From a point 244 metres north-east of a point in line with the north-eastern kerbline of V11 Tongwell Street, for a distance of 62 metres in a north-easterly direction
- NW20 From a point 316 metres north-east of a point in line with the north-eastern kerbline of V11 Tongwell Street, for a distance of 13 metres in a south-westerly direction

SOUTH-EAST SIDE

- NW21 From its junction with the north-eastern kerbline of V11 Tongwell Street, for a distance of 34 metres in a north-easterly direction
- NW22 From a point 51 metres north-east of a point in line with the north-eastern kerbline of V11 Tongwell Street, for a distance of 10 metres in a south-westerly direction
- NW23 From a point 102 metres north-east of a point in line with the north-eastern kerbline of V11 Tongwell Street, for a distance of 7 metres in a south-easterly direction
- NW24 From a point 128 metres north-east of a point in line with the north-eastern kerbline of V11 Tongwell Street, for a distance of 16 metres in a north-easterly direction
- NW25 From a point 166 metres north-east of a point in line with the north-eastern kerbline of V11 Tongwell Street, for a distance of 11 metres in a south-westerly direction
- NW26 From a point 200 metres north-east of a point in line with the north-eastern kerbline of V11 Tongwell Street, for a distance of 24 metres in a north-easterly direction

(THE SOUTHERN ARM)
NORTH-WEST SIDE

- NW27 From a point 13 metres north-east of a point in line with the north-eastern kerblines of V11 Tongwell Street, for a distance of 24 metres in an easterly then north-easterly then northerly direction
- NW28 From a point 51 metres north-east of a point in line with the north-eastern kerblines of V11 Tongwell Street, for a distance of 17 metres in a south-westerly then north-westerly direction
- NW29 From a point 111 metres north-east of a point in line with the north-eastern kerblines of V11 Tongwell Street, for a distance of 10 metres in a north-easterly direction
- NW30 From a point 142 metres north-east of a point in line with the north-eastern kerblines of V11 Tongwell Street, for a distance of 13 metres in a westerly direction
- NW31 From a point 170 metres north-east of a point in line with the north-eastern kerblines of V11 Tongwell Street, for a distance of 14 metres in a north-easterly direction
- NW32 From a point 200 metres north-east of a point in line with the north-eastern kerblines of V11 Tongwell Street, for a distance of 15 metres in a westerly direction
- NW33 From a point 260 metres north-east of a point in line with the north-eastern kerblines of V11 Tongwell Street, for a distance of 14 metres in a north-easterly direction
- NW34 From a point 280 metres north-east of a point in line with the north-eastern kerblines of V11 Tongwell Street, for a distance of 14 metres in a south-westerly direction

SOUTH-EAST SIDE

- NW35 From its junction with the north-eastern kerblines of V11 Tongwell Street, for a distance of 24 metres in a north-easterly direction
- NW36 From a point 74 metres north-east of a point in line with the north-eastern kerblines of V11 Tongwell Street, for a distance of 20 metres in a north-easterly then south-easterly direction
- NW37 From a point 111 metres north-east of a point in line with the north-eastern kerblines of V11 Tongwell Street, for a distance of 17 metres in a south-westerly direction
- NW38 From a point 170 metres north-east of a point in line with the north-eastern kerblines of V11 Tongwell Street, for a distance of 12 metres in a north-easterly then south-easterly direction

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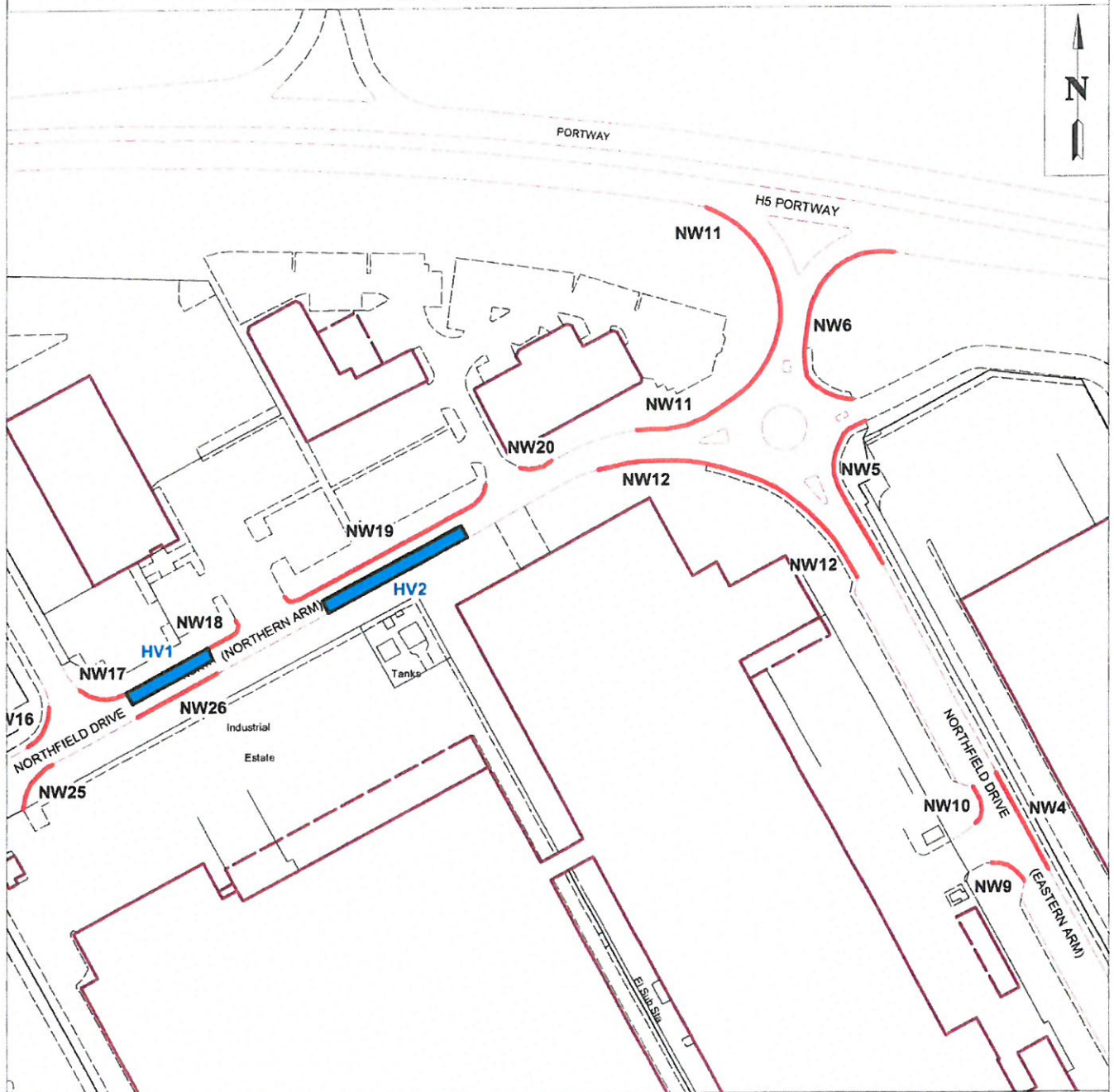
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L

A red circular stamp with a serrated edge, containing the number 23367.

Head of Legal Services
Litigation and Child Protection

MAP 2 FOR ORDER



— No waiting at any time restriction

NW4 TRO reference number

0 6,696



centimeters

Scale: 1:1,633

Map referred to in The Council of the Borough of Milton Keynes
(Various Roads, Northfield) (Prohibition of Waiting and Heavy
Commercial Vehicle Parking Places) Order 2017

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

L

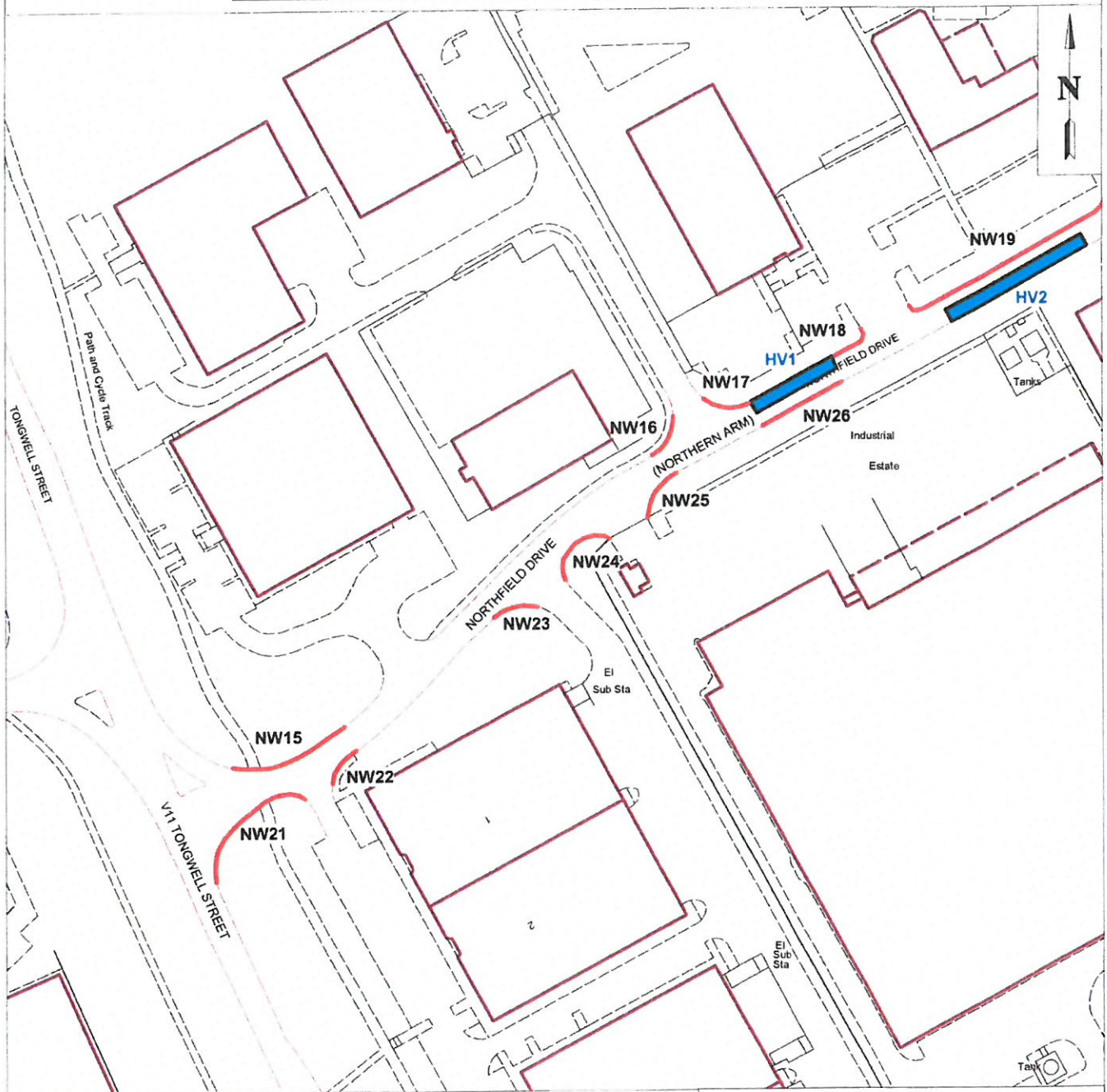


23367

SERVICE DIRECTOR FOR LEGAL AND DEMOCRATIC SERVICES

Head of Legal Services
Litigation & Child Protection

MAP 3 FOR ORDER



— No waiting at any time restriction

NW15 TRO reference number

0 6,696



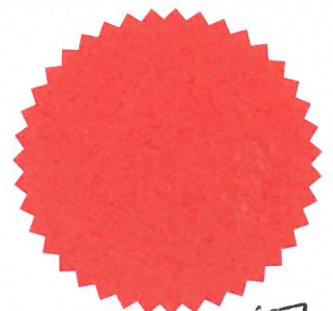
centimeters

Scale: 1:1,633

Map referred to in The Council of the Borough of Milton Keynes
(Various Roads, Northfield) (Prohibition of Waiting and Heavy
Commercial Vehicle Parking Places) Order 2017

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

L

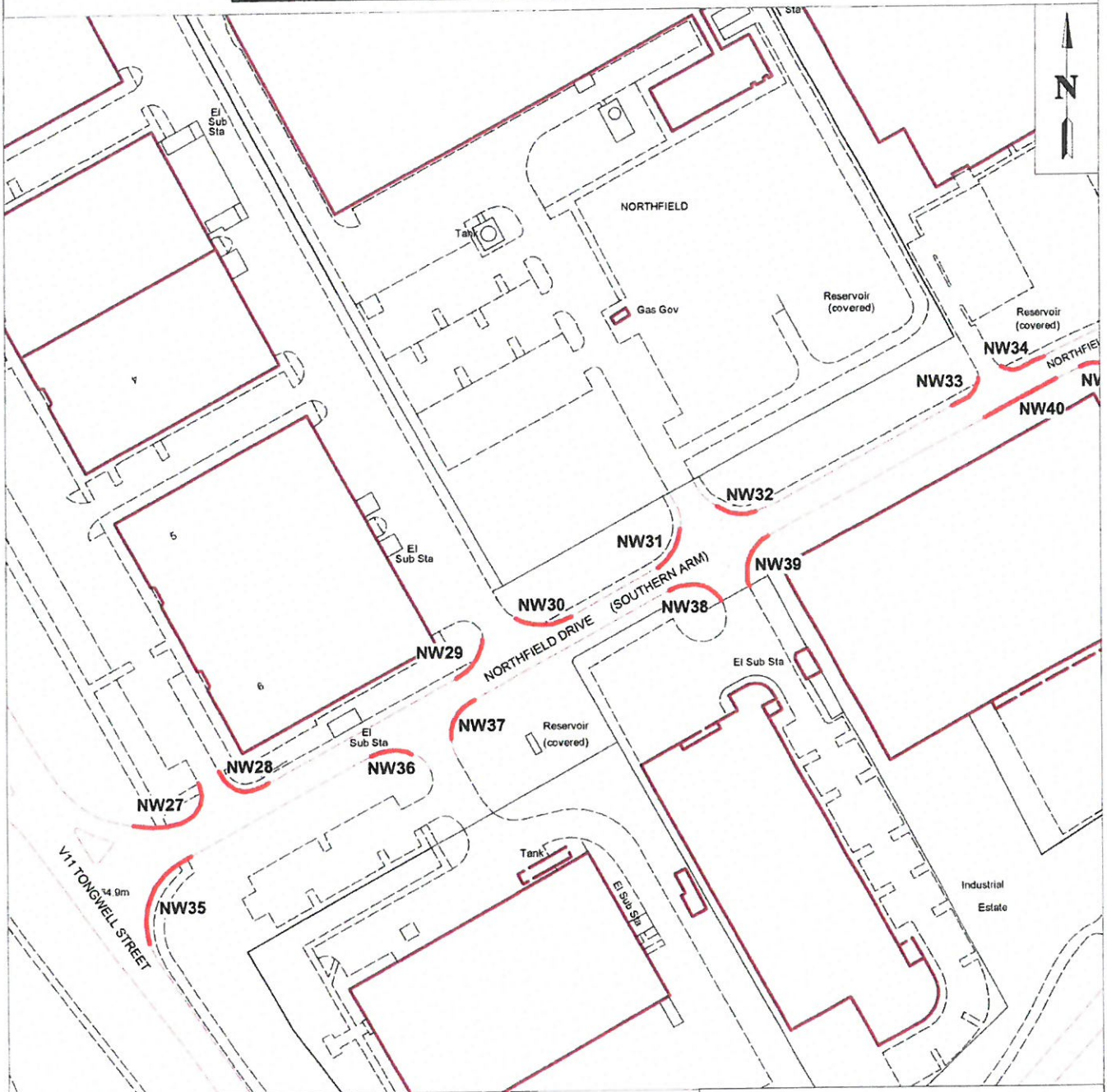


23367

SERVICE DIRECTOR FOR LEGAL AND DEMOCRATIC SERVICES

Head of Legal Services
Milton Keynes City Council

MAP 4 FOR ORDER



 No waiting at any time restriction

NW27 TRO reference number

0 6,696



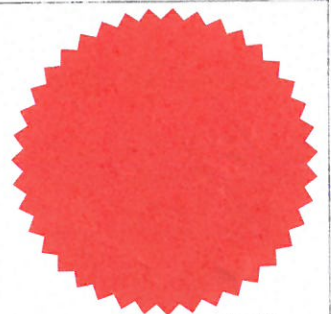
centimeters

Scale: 1:1,633

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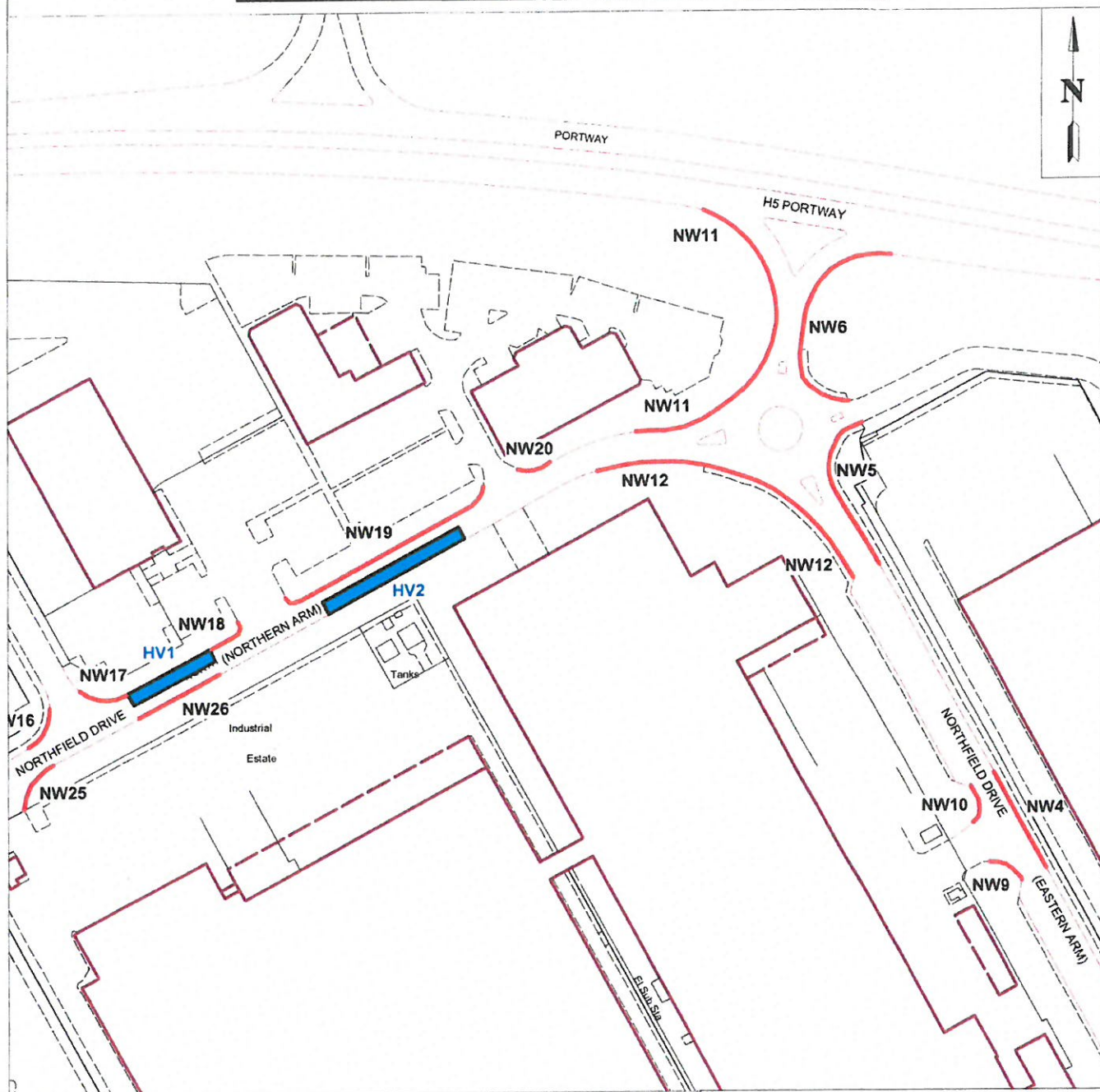


23367

SERVICE DIRECTOR FOR LEGAL AND DEMOCRATIC SERVICES

*Head of Legal Services
Litigation & Child Protection*

MAP 5 FOR ORDER



Heavy Commercial Vehicle Parking Places

HV1

TRO reference number

0 6,696



centimeters

Scale: 1:1,633

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

L



23367

SERVICE DIRECTOR FOR LEGAL AND DEMOCRATIC SERVICES

Head of Legal Services
Litigation & Child Protection

- NW39 From a point 200 metres north-east of a point in line with the north-eastern kerbline of V11 Tongwell Street, for a distance of 13 metres in a south-westerly direction
- NW40 From a point 264 metres north-east of a point in line with the north-eastern kerbline of V11 Tongwell Street, for a distance of 24 metres in a north-easterly direction
- NW41 From a point 301 metres north-east of a point in line with the north-eastern kerbline of V11 Tongwell Street, for a distance of 13 metres in a north-easterly then south-easterly direction
- NW42 From a point 338 metres north-east of a point in line with the north-eastern kerbline of V11 Tongwell Street, for a distance of 14 metres in a south-westerly direction

SCHEDULE 2

HEAVY COMMERCIAL VEHICLE PARKING PLACES

24 HOURS OF EVERY DAY

NORTHFIELD DRIVE, NORTHFIELD (THE NORTHERN ARM) NORTH-WEST SIDE

- HV1 From a point 199 metres north-east of a point in line with the north-eastern kerbline of V11 Tongwell Street, for a distance of 19 metres in a north-easterly direction

SOUTH-EAST SIDE

- HV2 From a point 255 metres north-east of a point in line with the north-eastern kerbline of V11 Tongwell Street, for a distance of 38 metres in a north-easterly direction

---- END ----

**THE COMMON SEAL of the COUNCIL
OF THE BOROUGH OF MILTON
KEYNES** as hereunto affixed this 14th
day of March 2017 in the presence of:-

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SERVICE DIRECTOR FOR LEGAL AND DEMOCRATIC SERVICES
*Head of Legal Services
Litigation & Child Protection*

