

ROAD TRAFFIC REGULATION ACT 1984

**THE BOROUGH OF READING (CIVIL ENFORCEMENT AREA) (READING GREEN PARK
STATION) (PROHIBITIONS AND WAITING RESTRICTIONS AND ON STREET PARKING
PLACES) ORDER 2023**

M Graham
Assistant Director of Legal & Democratic Services
Bridge Street Civic Offices
Reading
RG1 2LU

Legal Ref: PT/ 022422

THE BOROUGH OF READING (CIVIL ENFORCEMENT AREA) (READING GREEN PARK STATION) (PROHIBITIONS AND WAITING RESTRICTIONS AND ON STREET PARKING PLACES) ORDER 2023

The Reading Borough Council (hereinafter referred to as “the Council”) in exercise of the powers conferred by Sections 1, 2, 4 and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 (“the Act of 1984”), as amended and of all other powers thereunto enabling and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act of 1984 and Part 6 of the Traffic Management Act 2004 (“the Act of 2004”), hereby make the following Order:-

PART 1

COMMENCEMENT AND CITATION

1. This Order may be cited as The Borough of Reading (Civil Enforcement Area) (Reading Green Park Station) (Prohibitions and Waiting Restrictions and On Street Parking Places) Order 2023 and shall come into operation on 4 March 2024.

INTERPRETATION

2. In this Order, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:-

“Ambulance”	has the same meaning as in the Vehicle Excise and Registration Act 1994;
“Authorised Cab Rank”	means an area of carriageway which is comprised within and indicated by road markings complying with diagram 1028.2 in Schedule 7 Part 4 to the 2016 Regulations;
“Authorised Parking Place”	means any parking place on a road, authorised or designated by this Order;
“Authorised Vehicles”	means a hackney carriage and private hire vehicles which have been licensed by Reading Borough Council.
“Bus”	means a motor vehicle constructed or adapted to carry more than eight passengers (exclusive of the driver);
“Bus Stand”	means any carriageway, intended for waiting Buses which is comprised of and indicated by a road-markings and incorporates the words “Bus Stand” and complies with 2016 Regulations and diagrams 1025.1 of Schedule 7 Part 4 thereof;

“Carriageway”	means a way constituting or comprised in a highway being a way (other than a cycle track) over which the public have a right of way for the passage of vehicles;
“Civil Enforcement Officer”	has the same meaning as in section 76 of the Act of 2004;
“Cycle”	means a Pedal Cycle not being propelled by mechanical power;
“Electrically Assisted Pedal Cycle”	has the same meaning as in section 4 of the Electrically Assisted Pedal Cycle regulations 1983, as amended;
“Emergency Vehicle”	means a vehicle operated by the Police, Fire & Rescue or Ambulance Services;
“Enactment”	means any enactment, whether public general or local and includes any order, byelaw, rule, regulation, scheme or other instrument having effect by virtue of an enactment and any reference in this Order to any enactment as amended, applied, consolidated, re-enacted by or as having effect by virtue of any subsequent enactment;
“Driver”	in relation to a vehicle waiting in an authorised parking place or on a road or length of road, means the person driving the vehicle at the time it was left in that parking place or road or length of road;
“Goods”	means goods or burden of any description and includes postal packets of any description;
“Hackney Carriage”	means a vehicle licensed under Section 37 of the Town Police Causes Act 1847, Section 6 of the Metropolitan Carriages Act 1869, or any similar enactment;
“Loading”	means the loading or unloading of Goods to or from a vehicle;
“Local Bus”	means any of the following public service vehicle, a bus/vehicle operated by ‘ReadiBus’, an emergency service vehicle, any bus operating a patients transport services, or any buses/coaches, which operate within the Borough of Reading;
“Local Service”	has the same meaning as in Section 2 of the Transport Act 1985;
“Motorcycle” And “Invalid Carriage”	have the same meanings as in Section 136 of the Road Traffic Act of 1984;
“Owner”	in relation to a vehicle, has the same meaning as in Section 92(1) of the Act of 2004 or the person who has the use of such a vehicle in the course of his/her employment and is entitled to use such a vehicle as though he/she were the registered keeper thereof;
“Pedal Cycle”	means a unicycle, bicycle, tricycle, or cycle having four or more wheels, not being in any case mechanically propelled unless it is an electrically

- assisted pedal cycle of such class as is to be treated as not being a motor vehicle for the purposes of the 1984 Act;
- “Penalty Charge”** has the same meaning as in The Civil Enforcement of Road Traffic Contraventions (Approved Devices, Charging Guidelines and General Provisions) (England) Regulations 2022 or any subsequent legislation so enabling;
- “Penalty Charge Notice”** means a notice issued or served by a Civil Enforcement Officer pursuant to the provisions of Part 2 of The Civil Enforcement of Road Traffic Contraventions (Approved Devices, Charging Guidelines and General Provisions) (England) Regulations 2022 or any subsequent legislation so enabling;
- “Private Hire Vehicles”** means a motor vehicle constructed or adapted to seat fewer than nine passengers, other than a hackney carriage or public service vehicle, which is provided for hire with the services of a driver for the purpose of carrying passengers;
- “Specified Hours”** means the hours shown at the commencement of a Schedule containing parking or unloading places;
- “Taxi” and “Licensed Taxi”** has the same meaning as in Section 37 of the Town Police Clauses Act 1847 and for the avoidance of doubt includes private hire vehicles within the meaning of Section 80 of the Local Government (Miscellaneous Provisions Act 1978 and Authorised Vehicles;
- “The 2016 Regulations”** means the Traffic Signs Regulations and General Directions 2016, as amended;
- “Wheelchair-accessible”** means that a passenger can travel in the vehicle whilst seated in their wheelchair (depending upon the size and type of wheelchair).

3. The prohibitions imposed by this Order shall be in addition to and not in derogation of any restriction, prohibition or requirement imposed by any Regulations or Orders made or having effect as if made under the Act of 1984, or by or under any other enactment.

4. Save where the contrary is indicated, any reference in this Order to:-

- (a) a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order;
- (b) this Order or another Order shall be construed as such a reference to this Order or, as the case may be, such other Order, as the same may have been or may from time to time be amended, varied or supplemented;

- (c) a Statute or Regulation shall be construed as reference to such Statute or Regulations as the same may have been, or may from time to time be amended or re-enacted.
- (d) The requirements of any Article making reference to a numbered Schedule to this Order shall only have effect when a Schedule similarly numbered is appended to this Order.
- (e) Any reference in this order to any Enactment or regulations made thereunder shall be construed as a reference to that Enactment as amended by any subsequent Enactment or regulations.

PART 2

WAITING AND LOADING OF VEHICLES

- 5. No person shall, except upon the direction or with the permission of a Police Constable in uniform or a Civil Enforcement Officer, cause or permit any vehicle during each separately dated day, to wait or unload at any time in the lengths of roads specified in Schedule 1.
- 6. No person shall, except upon the direction or with the permission of a Police Constable in uniform or a Civil Enforcement Officer, cause or permit any vehicle (**except Taxis**) during each separately dated day, to wait at any time in the length of road specified in Schedule 4.

PART 3

PROHIBITION OF VEHICLES EXCEPT BUS, CYCLE AND AUTHORISED VEHICLES ONLY

- 7. Save as provided in Article 9 of this Order no person shall cause or permit any vehicle except for a Bus, Local Bus, Pedal Cycle, Electrically Assisted Pedal Cycle or Authorised Vehicle to be in the lengths of roads specified in Schedule 2 to this Order during the hours or operation as specified.

PART 4

BUS STAND, NO STOPPING EXCEPT BUSES AT ANY TIME

8. Save as provided in Article 9 of this Order no person shall cause or permit any vehicle except for a Bus to be in the lengths of roads specified as a Bus Stand in Schedule 3 to this Order at any time.

PART 5
GENERAL EXEMPTIONS TO THIS ORDER

9. Nothing in Articles 5, 6, 7 and 8 of this Order shall apply to any vehicle waiting in the lengths of roads referred to therein for so long as it may be necessary to enable:-
- (a) a person to board or alight from a Bus or Local Bus in accordance with Articles 7 and 8;
 - (b) the vehicle is a Bus or Local Bus in accordance with Articles 7 and 8;
 - (c) the vehicle is a Pedal Cycle, Electrically Assisted Pedal Cycle or Cycle in accordance with Article 7
 - (d) the vehicle is being used for enforcement purposes by or on behalf of the Council.
 - (e) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any of the following operations, namely:-
 - (i) building, industrial or demolition operations
 - (ii) the removal of any obstruction
 - (iii) the maintenance, improvement or reconstruction of the of the said lengths of roads;
 - (iv) the laying, erection, alteration or repair in or in land adjacent to the said lengths of roads of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications system;
 - (v) the service of a Local Authority or a Water Authority in pursuance of statutory powers or duties;
 - (f) the vehicle to be used for the purpose of providing a postal service as defined in section 27 Postal Services Act 2011;
 - (g) the vehicle to take in petrol, oil, water or air from any garage situated on or adjacent to the said lengths of roads;

- (h) the vehicle is being used to remove refuse or waste or being used for public road cleansing for or on behalf of the Council if it is reasonably necessary for that Vehicle to enter pass through of the said lengths of roads;
 - (i) the vehicle to wait at or near to any premises situated on or adjacent to the said lengths of roads for so long as such waiting by that vehicle is reasonably necessary in connection with any wedding or funeral;
 - (j) the vehicle being used for fire brigade, ambulance or police purposes.
10. Nothing in Article 6 shall apply to any vehicle being an Taxi, waiting upon in an Authorised Cab Rank.

PART 6
CONTRAVENTION OF THIS ORDER

11. If a Parking Contravention as defined in Schedule 7 of the Traffic Management Act 2004 is committed in respect of any of the provisions of this Order a Penalty Charge will be payable.
12. In the case of a vehicle in respect of which a Penalty Charge is payable a Penalty Charge Notice may be issued by a Civil Enforcement Officer.

LIST OF SCHEDULES

Schedule 1: No Waiting No Loading At Any Time

Schedule 2: Prohibition of Vehicles Except Bus, Cycle and Authorised Vehicles only

Schedule 3: Bus Stand, No Stopping Except Buses At Any Time

Schedule 4: No Waiting At Any Time Except Taxis

SCHEDULE 1 - No Waiting No Loading At Any Time

Flagstaff Road:

From a point 65m northwest of its junction with Flagstaff Road to a point 76m north of its junction.

Flagstaff Road:

From a point 115m north of its junction with Flagstaff Road to a point 169m south of its junction.

From a point 209 m northwest of its junction with Flagstaff Road to a point 243m northwest of that junction.

Flagstaff Road, inner island:

For its entire length

SCHEDULE 2 - Prohibition of Vehicles Except Bus, Cycle and Authorised Vehicles only

Flagstaff Road, both sides:

From its junction with Flagstaff Road to a point 220m of that junction

SCHEDULE 3 - Bus Stand, No Stopping Except Buses At Any Time

Flagstaff Road west side:

From a point 76m northwest of its junction with Flagstaff Road to a point 115m of that junction.

Flagstaff Road, east side:

From a point 169m northwest of its junction with Flagstaff Road to a point 209 m of that junction

SCHEDULE 4 - No Waiting At Any Time Except Taxis

Flagstaff road, southwest side:

From a point 20m west of its junction with Flagstaff Road to a point 63m west of that junction

THE COMMON SEAL of the READING)
 BOROUGH COUNCIL was hereunto)
 affixed this day of 29 February 2024)
 in the presence of:-)



Sealed By: Reading Borough Council
 Sealed Time: 2/29/2024 6:13:23 PM GMT

Minute	TMSC Item 6 Minute 3 14 June 2023
Originator	PT
Seal No.	085 / 24
Checked	

Authorised Signatory

DocuSigned by:

 0471507CC941416...

Michael Graham

ROAD TRAFFIC REGULATION ACT 1984

**THE BOROUGH OF READING (CIVIL ENFORCEMENT AREA) (READING GREEN PARK
STATION) (PROHIBITIONS AND WAITING RESTRICTIONS
AND ON STREET PARKING PLACES)
ORDER 2023**

M Graham
Assistant Director of Legal & Democratic Services
Bridge Street Civic Offices
Reading
RG1 2LU

Legal Ref: PT/ 022422