

THE BOROUGH OF SLOUGH
WAITING RESTRICTIONS AND RESIDENTS' PARKING
ORDER 2006 (AMENDMENT No. 1) 2008

The Council of the Borough of Slough, in exercise of the powers conferred under sections 1 and 124 of the Road Traffic Regulation Act 1984 and the Traffic Management Act 2004 and all other enabling powers, hereby makes the following Order :

1. This Order shall come into operation on 14th April 2008 and may be cited as The Borough of Slough Waiting Restrictions and Residents' Parking Order 2006 (Amendment No. 1) Order 2008.
2. The Borough of Slough Waiting Restrictions and Residents' Parking Order 2006 shall have effect as though :
 - (a) The following definitions are added to the Order :

"Civil Enforcement Officer" has the same meaning as that given in section 76 of the Traffic Management Act 2004

"the 2004 Act" means the Traffic Management Act 2004
 - (b) The definition relating to "penalty charge" is replaced by the following definition:

"penalty charge" has the same meaning as that given in section 92 of the Traffic Management Act 2004
 - (c) The definition relating to "owner" is replaced by the following definition :

"owner" means the person by whom the vehicle is kept, which in the case of a vehicle registered under the Vehicle Excise and Registration Act 1994, is presumed (unless the contrary is proved) to be the person in whose name the vehicle is registered.
 - (d) The definition relating to "penalty charge notice" is replaced by the following definition:

"penalty charge notice" means a notice showing the information required by the Schedule of The Civil Enforcement of Parking Contraventions (England) General Regulations 2007.

- (e) The definition relating to "business" is replaced by the following definition :

"business" means any business whose usual place of business is at a premises, the postal address of which is in a road specified in Columns 2 and 3 of Schedule 8.01 to this Order

- (f) the definition relating to "resident" is replaced by the following definition :

"resident" means a person whose usual place of abode, or a business whose usual place of business is at premises , the postal address of which is in a road or part of a road specified in Columns 2 and 3 of Schedule 8.01 to this Order,

- (g) The following definitions are deleted :

"the 1991 Act" means the Road Traffic Act 1991

"parking attendant" has the same meaning as in S63A of the Act

"reduced penalty charge" means a charge set by the Council under the 1991 Act and following approval by the Secretary of State which is due to be paid to the Council following the issue of a penalty charge notice and within 14 days of the issue of that notice.

"traffic warden" has the same meaning as defined by Part VIII of the Act

- (h) All references to Traffic Warden in the Order are deleted.
- (i) All references to "Parking Attendant" in the Order are to be replaced with a reference to "Civil Enforcement Officer"
- (j) The references to Schedule 11.02 in Article 2(2) are deleted.
- (k) The reference in Article 6(a) to Schedule 3.11 is replaced with a reference to Schedule 3.14
- (l) In Article 26(b) the reference to 300 millimetres is replaced with a reference to 50 centimetres.
- (m) The reference to Schedule 9.01 in Article 26 is replaced with a reference to Schedule 9.02
- (n) In Article 32 the reference to (300mm) is replaced with a reference to (50 centimetres)

(o) Article 34(c) is replaced with the following Article :

- a. A penalty charge notice giving the prescribed information and the amount of the penalty charge payable may be either fixed to the vehicle or given to a person appearing to be in charge of the vehicle or sent by post in accordance with the 2004 Act

(p) Article 41(2) is replaced with the following Article :

PENALTY CHARGE NOTICE

- (2) In the case of a vehicle in respect of which a penalty charge notice has been incurred, the penalty charge notice showing the information required by the Schedule of The Civil Enforcement of Parking Contraventions (England) General Regulations 2007 shall be affixed to the vehicle, or handed to the person in charge of the vehicle, or sent by post to the owner of the vehicle.

(q) Article 44 is replaced with the following Article :

- 44.
 - a) Where a vehicle contravenes any provision of this Order a Penalty Charge shall be payable.
 - (b) A penalty charge notice may be issued by a Civil Enforcement Officer or served by post in accordance with the requirements of the 2004 Act.
 - (c) The penalty charge shall be paid to the council by such method deemed appropriate by the council in accordance with the instructions stated on the penalty charge notice.

- 3. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

Dated 4th April 2008

THE COMMON SEAL of SLOUGH BOROUGH
COUNCIL was hereunto affixed in the presence of :

sanayle
Director of Law and Corporate Governance



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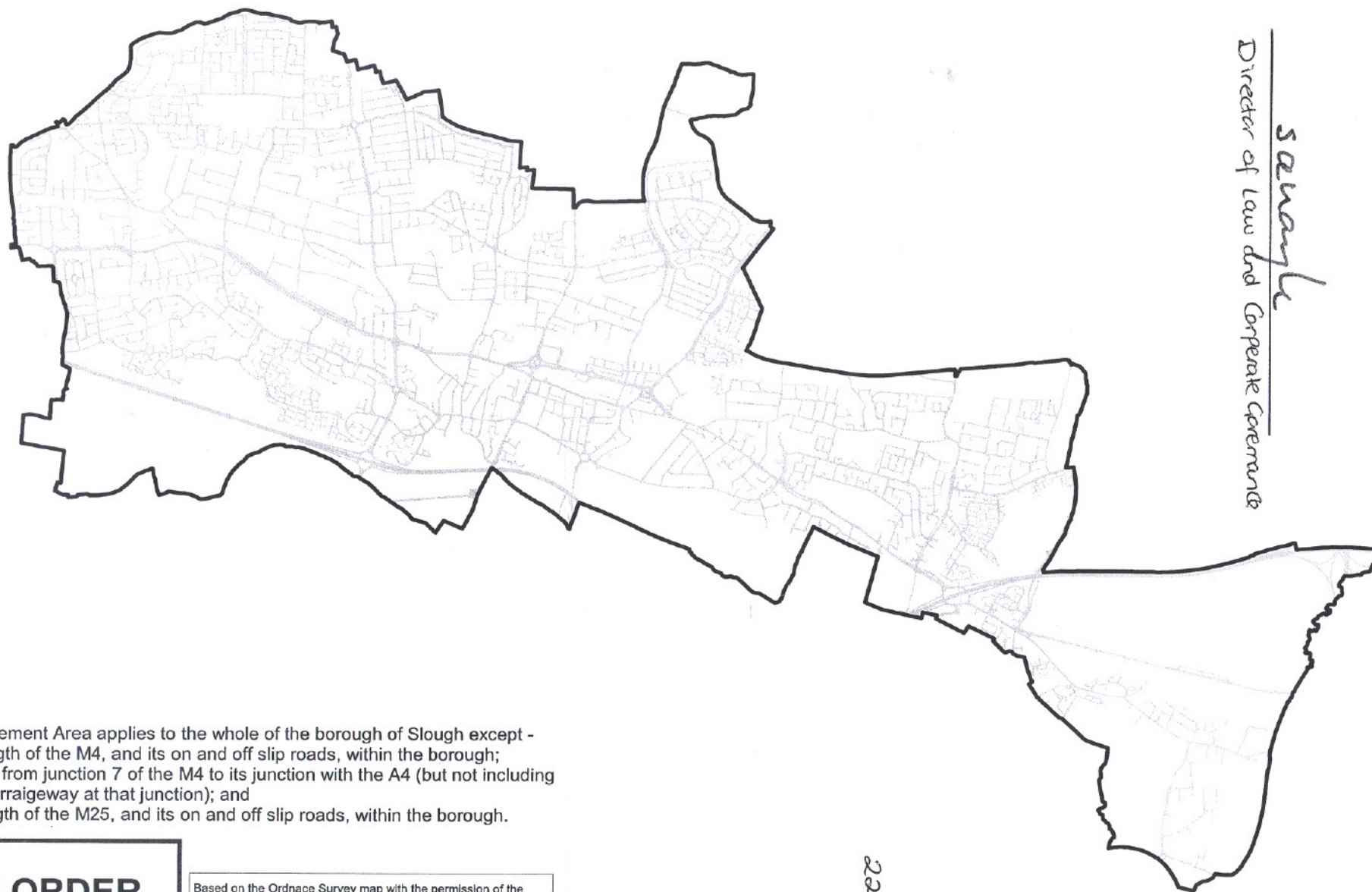
STATEMENT OF REASONS

This Order amends the Borough of Slough (Prohibition of Stopping Outside Schools) Order 2005 by adding and changing various items in the Order. The reason for making these changes is to ensure that the Traffic Order is compliant with the Traffic Management Act 2004.

This is an administrative process only and no changes will be made to any existing on-street parking restrictions under this Order.



Savante
Director of Law and Corporate Governance



*The Civil Enforcement Area applies to the whole of the borough of Slough except -
(a) the entire length of the M4, and its on and off slip roads, within the borough;
(b) the spur road from junction 7 of the M4 to its junction with the A4 (but not including the circulatory carriageway at that junction); and
(c) the entire length of the M25, and its on and off slip roads, within the borough.

MADE ORDER

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Title: ***Slough Borough Council Civil Enforcement Area**

Date: 03.2008

Authorised: **BWilson**

Drawn By: **DWilkinson**

TRAFFIC MANAGEMENT ACT 2004
AMENDMENT ORDERS

KEY:
— Extent of Slough Borough
Council's Civil Enforcement Area

www.slough.gov.uk
Slough
Borough Council

ATKINS