

DATED 25 MARCH 2008

**ROAD TRAFFIC REGULATION
ACT 1984
SECTIONS 1(1) AND 2(1)
TO (3) AND 4(2)
AND PART IV OF SCHEDULE 9**

**SURREY COUNTY COUNCIL
(VARIOUS ROADS IN SURREY
HEATH
AND WOKING)
(PROHIBITION OF STOPPING
OUTSIDE SCHOOLS) (NO. 1)
ORDERS 2005 AND 2006)
(AMENDMENT NO. 1)
ORDER 2008**

Ref: LSEN/BF/LEGAL/MISC/SH-W/AK

THE SURREY COUNTY COUNCIL

((VARIOUS ROADS IN SURREY HEATH AND WOKING) (PROHIBITION OF STOPPING OUTSIDE SCHOOLS) (NO. 1) ORDERS 2005 AND 2006) (AMENDMENT NO. 1) ORDER 2008

THE SURREY COUNTY COUNCIL in exercise of their powers under Sections 1 (1) and 2 (1) to (3) and 4(2) of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 ("the Act") 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 hereby make the following Order:-

Citation and commencement

1 THIS Order may be cited as "The Surrey County Council ((Various Roads in Surrey Heath and Woking) (Prohibition of Stopping Outside Schools) (No. 1) Orders 2005 and 2006) (Amendment No. 1) Order 2008" and shall come into operation on 31 March 2008

Interpretation

2 (1) In this Order "the Order of 2005" means The Surrey County Council (Various Roads in Woking) (Prohibition of Stopping Outside Schools) (No. 1) Order 2005

(2) In this Order "the Order of 2006" means The Surrey County Council (Various Roads in Surrey Heath) (Prohibition of Stopping Outside Schools) (No. 1) Order 2006

(3) Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended applied consolidated re-enacted by or as having effect by virtue of any subsequent enactment

(4) Unless the context otherwise requires any expression used in this Order which is also used in the Order of 2005 and the Order of 2006 shall have the same meaning as in either of those Orders

Amendment of the Order of 2005 and the Order of 2006

3 WITHOUT prejudice to the validity of anything done or to any liability incurred in respect of any act or omission before the coming into operation of this Order the Order of 2005 and the Order of 2006 shall have effect as though:-

- (a) in paragraph (1) of Article 2 the expression "parking attendant" and the meaning assigned thereto was deleted in its entirety
- (b) in paragraph (1) of Article 2 there were added the following expressions -
 - " "penalty charge notice" has the same meaning as in the General Regulations
 - "civil enforcement officer" has the same meaning as in Section 76 of the Traffic Management Act 2004
 - "the General Regulations" means The Civil Enforcement of Parking Contraventions (England) General Regulations 2007 (S.I. 2007/0000)"
- (c) in paragraph (1) of Article 2 for the expressions "owner" and "penalty charge" and the meanings assigned thereto there were substituted respectively the following expressions and meanings assigned thereto -
 - " "owner " has the same meaning as defined in sub-section (1) of Section 92 of the Traffic Management Act 2004
 - "penalty charge" has the same meaning as defined in Section 92 of the Traffic Management Act 2004"
- (d) in Articles 6 and 8 for the words "parking attendant" wherever those words occur there were substituted the words "Civil Enforcement Officer"
- (e) in Article 6 in the third line thereof for the words "required by the Road Traffic Act 1991" there were substituted the words "required by Section 78 of the Traffic Management Act 2004 or any Regulations made thereunder"
- (f) in Article 6 in the fourth and fifth lines thereof for the words "the Road Traffic Act 1991" there were substituted the words "Section 78 of the Traffic Management Act 2004 or any Regulations made thereunder"

(g) for Article 7 there was substituted the following similarly numbered Article -
"Notice of penalty charge

7 IN the case of a vehicle in respect of which a penalty charge may have been incurred a civil enforcement officer may serve a penalty charge notice in accordance with the requirements of Regulation 9 or Regulation 10 of the General Regulations and which penalty charge notice shall comply respectively with the requirements of paragraph 1 or paragraph 2 of the Schedule to the General Regulations"

(h) in paragraph (2) of Article 9 after the words "the amount of the penalty charge will be reduced by the specified proportion" there were added the words "PROVIDED THAT in this paragraph specified proportion means such proportion applicable to all cases as may be determined by the Local Authorities acting through the Joint Committee"

Amendment of the Order of 2005

4 WITHOUT prejudice to the validity of anything done or to any liability incurred in respect of any act or omission before the coming into operation of this Order the Order of 2005 shall have effect as though for the Third Schedule to that Order there was substituted the Third Schedule set out in The First Schedule to this Order

Amendment of the Order of 2006

5 WITHOUT prejudice to the validity of anything done or to any liability incurred in respect of any act or omission before the coming into operation of this Order the Order of 2006 shall have effect as though for the Third Schedule to that Order there was substituted the Third Schedule set out in The Second Schedule to this Order

THE FIRST SCHEDULE

(See over)

THE FIRST SCHEDULE

THIRD SCHEDULE

LIST OF DRAWINGS

Drawing No	Date Drawn	Rev'n	Date Revised	Rev'n	Date Revised	Rev'n	Date Revised
3282/WOK/20000	06/05	A	02/06	B	12/07		
3282/WOK/20001	06/05						
3282/WOK/20002	06/05	A	12/07				
3282/WOK/20003	06/05	A	01/08				
3282/WOK/20004	06/05	A	12/07				
3282/WOK/20005	06/05	A	12/06	B	12/07		
3282/WOK/20006	06/05						
3282/WOK/20007	06/05						
3282/WOK/20008	06/05	A	01/08				
3282/WOK/20009	06/05	A	12/07				
3282/WOK/20010	06/05	A	12/07				
3282/WOK/20011	06/05						
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3282/WOK/20101	06/05						
3282/WOK/20102	06/05						
3282/WOK/20103	12/07						

THE SECOND SCHEDULE

(See over)

THE SECOND SCHEDULE

THIRD SCHEDULE

LIST OF DRAWINGS

Drawing No	Date Drawn	Rev'n	Date Revised	Rev'n	Date Revised	Rev'n	Date Revised
3282/SYH/1300	03/06	A	06/07	B	02/08		
3282/SYH/1301	03/06						
3282/SYH/1302	03/06						
3282/SYH/1303	03/06	A	06/07				
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3282/SYH/1305	03/06	A	06/07				
3282/SYH/1306	03/06	A	06/07	B	02/08		
3282/SYH/1307	03/06	A	06/07				
3282/SYH/1308	03/06						
3282/SYH/1309	03/06						
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3282/SYH/1365	06/07	A	02/08				

EXECUTED AS A DEED by affixing)
THE COMMON SEAL of SURREY)
COUNTY COUNCIL in the presence)
of and attested by:-)

Head of Legal Services/Authorised Signatory



SURREY COUNTY COUNCIL

No. IN SEALING REGISTER 96649

ORDERED TO 11/07, Item No. Executive - 18)
BE SEALED 9, Pin No. 158/07.

