

MILTON KEYNES CITY COUNCIL

(LOUGHTON) (PROHIBITION OF WAITING ON FOOTWAY OR VERGE)

ORDER 2023

Milton Keynes City Council ("the Council") in exercise of its powers under Sections 1(1) and 2(1) to (3) 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 day of 2023 and may be cited as "Milton Keynes City Council (Loughton) (Prohibition of Waiting on Footway or Verge) Order 2023".
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 Milton Keynes City Council;
 - "**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;
 - "**footway**" has the same meaning as in Section 329 of the Highways Act 1980;
 - "**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;
 - "**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;

“verge” means a grassed strip of land running adjacent to a carriageway and forms part of the Highway;

“zone” means an area of carriageway authorised by and subject to the conditions of this Order for the leaving of a vehicle.

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 ON FOOTWAY OR VERGE ZONE

5. Each area on the highway which is described in Schedule 1 in this Order is designated as a prohibition of waiting on footway or verge zone.
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 (CEO) cause or permit any vehicle to wait at any time on any footway or verge described in Schedule 1 to this Order.
7. Nothing in Article 6 of this Order shall render it a contravention of this Order to cause or permit any vehicle to wait in any time on any footway or verge described in Schedule 1 to this Order 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 Schedules 1 and 2 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.
8. In accordance with the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000, nothing in Article 6 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 9 and 10 to this Order to wait in any of the lengths of road specified in Schedule 1 of this Order.
9. 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.
10. 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 fascia 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 3

ENFORCEMENT OF RESTRICTIONS

11. 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.
12. 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

PROHIBITION OF WAITING ON FOOTWAY AND VERGE ZONE **24 HOURS A DAY**

NWV1 - LOUGHTON

All roads in the zone bounded by Linceslade Gove (from a point 80 metres west of its junction Lucy Lane), Bradwell Lane (from a point 10 metres south of its junction with Leys Road) and Redland Drive (from a point 10 metres north its junction with Ashpole Furlong and includes the following lengths of road:

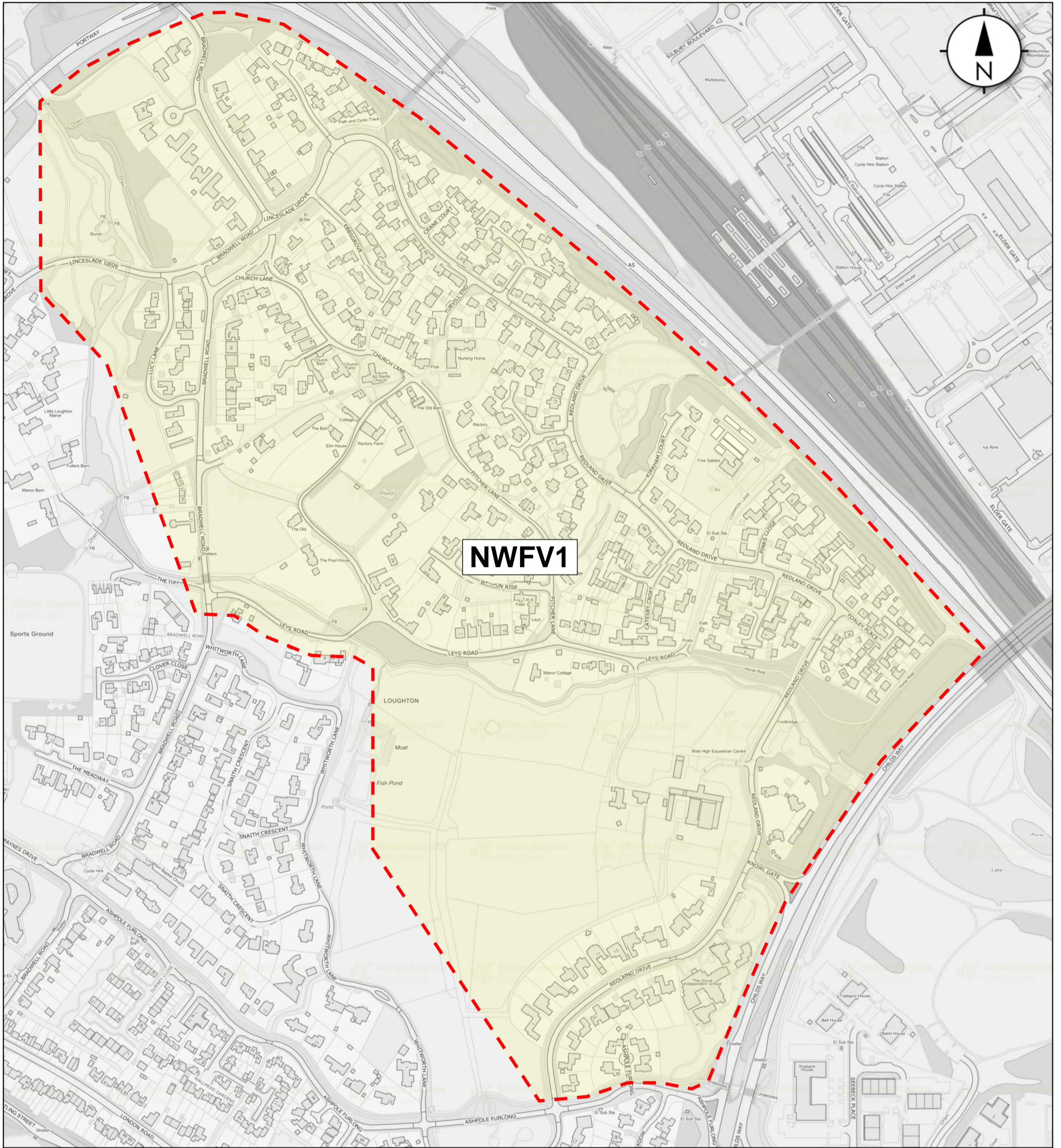
All Saints View (Both Sides)	Its entire length
Ardy's Court (Both Sides)	Its entire length
Bignell Croft (Both Sides)	Its entire length
Bradwell Road (Both Sides)	From its junction with Linceslade Grove to a point 10 metres south of its junction with Leys Road
Catesby Croft (Both Sides)	Its entire length
Church Lane (Both Sides)	Its entire length
Common Lane (Both Sides)	Its entire length
Cottage Common (Both Sides)	Its entire length
Crane Court (Both Sides)	Its entire length
Ebbsgrove (Both Sides)	Its entire length
Farnell (Both Sides)	Its entire length

Foxley Place (Both Sides)	Its entire length
Hugh Parke Close (Both Sides)	Its entire length
Kirkham Court (Both Sides)	Its entire length
Knowl Gate (Both Sides)	Its entire length
Leys Road (Both Sides)	Its entire length
Linceslade Grove (Both Sides)	From a point 80 metres west of its junction Lucy Lane to its junction with Redland Drive
Lucy Lane (Both Sides)	Its entire length
Pinks Close (Both Sides)	Its entire length
Pitcher Lane (Both Sides)	Its entire length
Redland Drive (Both Sides)	From a point 10 metres north of its junction with Ashpole Furlong to its junction with Linceslade Grove
School Lane (Both Sides)	Its entire length
Turvill End (Both Sides)	Its entire length
Weldon Rise (Both Sides)	Its entire length


--- END ---

THE COMMON SEAL of the
MILTON KEYNES CITY COUNCIL
as hereunto affixed this day of
2023 in the presence of: -

.....
HEAD OF LEGAL SERVICES



 Prohibition of waiting on footway and verge zone

 TRO reference number

Map referred to in the Milton Keynes City Council (Loughton) (Prohibition of Waiting on Footway and Verge Zone) Order 2023

This map is not to scale

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

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HEAD OF LEGAL SERVICES