

# MILTON KEYNES CITY COUNCIL

## (ALSTON DRIVE, BRADWELL ABBEY)

### (PROHIBITION OF WAITING) ORDER 2024

Milton Keynes City Council ("the Council") in exercise of its powers under Sections 1(1), 2(1), (2) and (3), 4(2), 32(1), 35(1) and (3), and Part IV of Schedule 9 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, DEFINITIONS AND REVOCATIONS

1. This Order shall come into operation on the     day of     2024 and may be cited as "Milton Keynes City Council (Alston Drive, Bradwell Abbey) (Prohibition of Waiting) Order 2024".
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;
  - "**driver**" in relation to a vehicle waiting in a parking place, means the person driving the vehicle at the time it was left in the parking place;
  - "**dual purpose vehicle**" has the same meaning as in the Road Vehicles (Construction and Use) Regulations 1986
  - "**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;
  - "**moped**" means a two or three wheel vehicle fitted with an engine having a cylinder capacity not exceeding 50 cubic centimetres if of the internal combustion type and a maximum design speed of not more than 45 kilometres per hour;

"**motor cycle**" means a two-wheel vehicle with or without a sidecar, fitted with an engine having a cylinder capacity of more than 50 cubic centimetres if of the internal combustion type and/or having a maximum design speed of more than 45 kilometres per hour;

"**motor vehicle**" has the same meaning as in Section 185 of the Road Traffic Act 1988;

"**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 lengths of road 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 AND RESTRICTION OF WAITING**

5. No person shall except with the permission or under the direction of a police officer in uniform or a traffic warden cause or permit any vehicle to wait at any time in any of the lengths of road 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 unlawful to cause or permit a disabled person's vehicle which displays a disabled person's badge and parking disc in the relevant position in a length 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.

### **PART 3**

#### **ENFORCEMENT OF RESTRICTIONS**

9. 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 1994;
  - (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.
  
10. The Council shall appoint Civil Enforcement Officers (CEOs) 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**

##### **ALSTON DRIVE, BRADWELL ABBEY**

###### **EAST SIDE**

NW1 From its junction with the southern kerbline of A422 Monks Way, for a distance of 68.5 metres in a generally southerly direction.

##### **ALSTON DRIVE, BRADWELL ABBEY**

###### **EAST SIDE**

NW2 From a point 93.9 metres south of its junction with the southern kerbline of A422 Monks Way, for a distance of 28 metres in a generally southerly direction.

##### **ALSTON DRIVE, BRADWELL ABBEY**

###### **EAST SIDE**

NW3 a point 147.4 metres south of its junction with the southern kerbline of A422 Monks Way, for a distance of 41.9 metres in a generally southerly direction.

##### **ALSTON DRIVE, BRADWELL ABBEY**

###### **EAST SIDE**

NW4 a point 209 metres south of its junction with the southern kerbline of A422 Monks Way, for a distance of 42.6 metres in a generally southerly direction.

##### **ALSTON DRIVE, BRADWELL ABBEY**

###### **EAST SIDE**

NW5 a point 278 metres south of its junction with the southern kerbline of A422 Monks Way, for a distance of 25.8 metres in a generally southerly direction.

**ALSTON DRIVE, BRADWELL ABBEY**

WEST SIDE

NW6 From its junction with the southern kerblines of A422 Monks Way, for a distance of 74.6 metres in a generally southerly direction.

**ALSTON DRIVE, BRADWELL ABBEY**

WEST SIDE

NW7 From a point 97.7 metres south of its junction with the southern kerblines of A422 Monks Way, for a distance of 14.5 metres in a generally southerly direction.

**ALSTON DRIVE, BRADWELL ABBEY**

WEST SIDE

NW8 From a point 132.4 metres south of its junction with the southern kerblines of A422 Monks Way, for a distance of 15.8 metres in a generally northerly direction.

**ALSTON DRIVE, BRADWELL ABBEY**

WEST SIDE

NW9 From point 270 metres south of its junction with the southern kerblines of A422 Monks Way, for a distance of 20.6 metres in a generally southerly direction.

**ALSTON DRIVE, BRADWELL ABBEY**

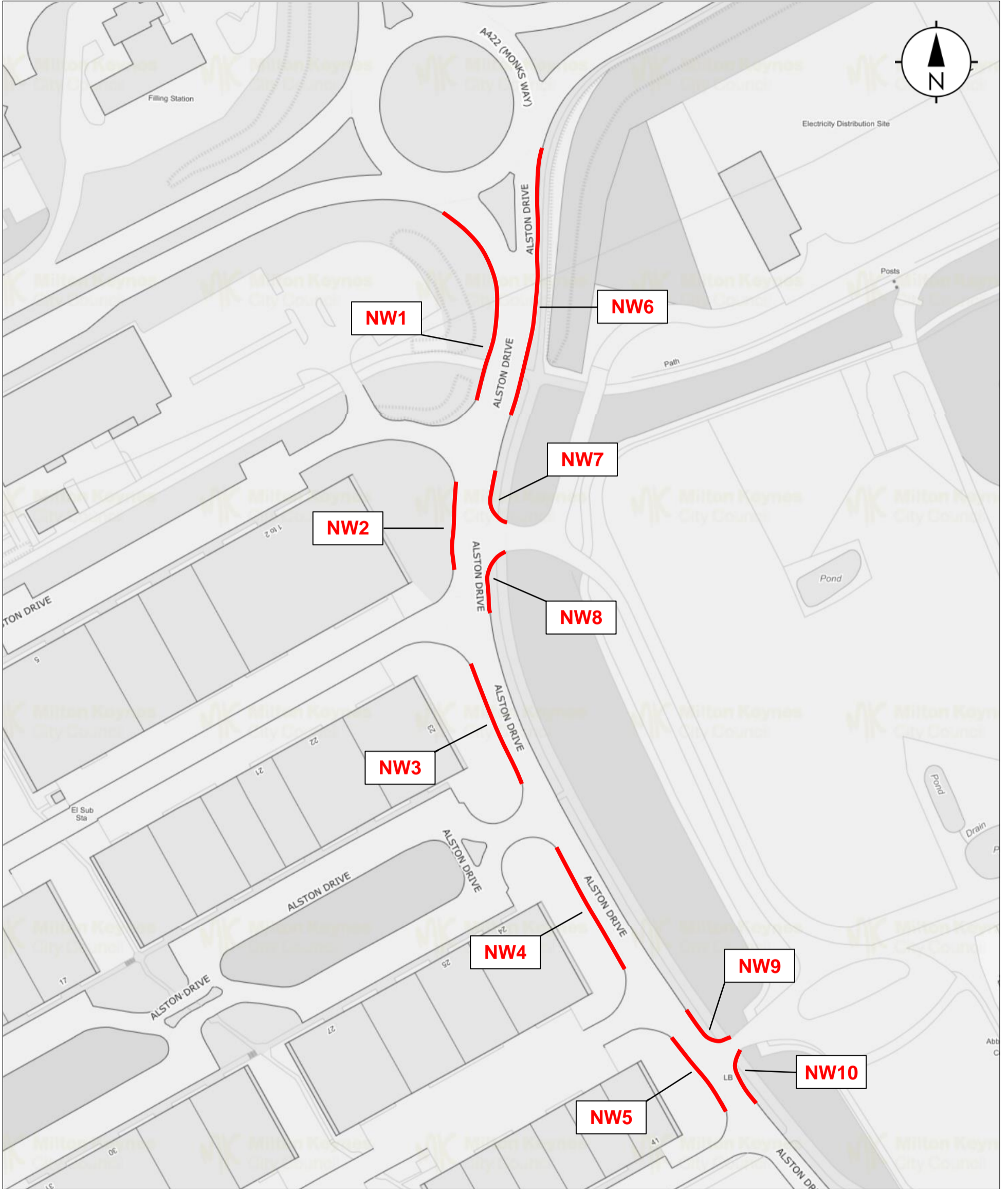
WEST SIDE

NW10 From a point 312 metres south of its junction with the southern kerblines of A422 Monks Way, for a distance of 21 metres in a generally northerly direction.


--- END ---

THE COMMON SEAL OF the **MILTON KEYNES CITY COUNCIL** was hereunto affixed this        day of        2024 in the presence of:-

.....  
**HEAD OF LEGAL SERVICES**



**KEY:**

 No waiting at any time restriction

**NW1** Schedule 1 reference number

Map referred to in "Milton Keynes City Council (Alston Drive, Bradwell Abbey) (Prohibition of Waiting) Order 2024"

This Map not to scale

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

.....  
**Head of Legal Services**