

LONDON BOROUGH OF HARINGEY

TRAFFIC MANAGEMENT ORDER

2021 No. 202

The Haringey (Prescribed Routes) (No. 16) Experimental Order 2021

Made: 20 August 2021

Coming into force: 1 September 2021

The Council of the London Borough of Haringey, after consulting the Commissioner of Police of the Metropolis, in exercise of powers conferred by sections 9, 10 and 124 of the Road Traffic Regulation Act 1984(a), and of all other enabling powers, hereby make the following Order:-

Citation and Commencement

1. This Order shall come into force on 1 September 2021 and may be cited as The Haringey (Prescribed Routes) (No. 16) Experimental Order 2021.

Interpretation

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

"authorised agent" means the parking services contractor appointed by and acting on behalf of the Council for the purposes of the supervision and enforcement of this Order

"Council" means Haringey Council;

"disabled person's badge" has the same meaning as in the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000(b)

"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 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;

"goods" means goods of any kind whether animate or inanimate and includes postal packets of any description; and "delivering" and "collecting" in relation to any goods includes checking the goods for the purpose of their delivery or collection;

"motor vehicle" has the same meaning as in section 185(1) of the Road Traffic Act 1988(b) and section 136(1) of the Road Traffic Regulation Act 1984;

an excursion or tour

"permit" means a permit issued under the provisions of Article 5 to this Order;

"permit holder" means a person to whom a permit or virtual permit has been issued;

"prescribed hours" means between the hours Mon-Fri 8.15-9.15am 3.00-4.00pm, during school term times;

"prescribed zone" means the Zone SS23 and lengths of roads specified in column 2 of Schedule 1 to this order;

"resident" means a person whose usual place of abode is at a premises listed in column 2 of Schedule 2 to this order;

"telecommunication system" has the same meaning as in the Telecommunications Act 1984;

"virtual permit" means a permit issued under the provisions of Article 5 to this Order, which although not in actual form, is nevertheless a permit, by virtue of the motor vehicle's registration mark appearing on a list of motor vehicles authorised by the Council;

- (2) The prohibitions imposed by this Order are in addition to and not in derogation of any restriction, prohibition or requirement imposed by any other enactment and any exception or exemption from the provisions of this Order is without prejudice to the provisions of any other enactment.

Pedestrian and Cycle Zone

3. (a) Save as provided in Article 4 of this Order no person shall cause or permit any motor vehicle to enter the prescribed zone during the prescribed hours in the London Borough of Haringey.

- (b) This Order shall have an effect for a period of not exceeding 18 months from the date specified in Article 1 hereof or until it is made permanent.

Exemptions

4. Nothing in Article 3 shall apply:

- (a) to a permit holder;
- (b) to any vehicle leaving the prescribed zone;
- (c) to any motor vehicle when used for fire brigade, ambulance or police purposes;
- (d) to anything done with the permission or at the direction of a police constable in uniform;
- (e) to any motor vehicle when used in the service of a local authority in pursuance of statutory powers or duties provided that in all the circumstances it is reasonably necessary in the exercise of such powers or performance of such duties for the that motor vehicle to enter the prescribed zone;
- (f) to any royal mail motor vehicle being used in pursuance of statutory functions;
- (g) to any motor vehicles being used in connection with the maintenance, improvement, reconstruction, cleansing or lighting of the prescribed zone or any road accessible only therefrom, or the laying, erection, alteration or repair of any sewer thereunder or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications system thereunder or thereon, or the placing, maintenance or removal of any traffic sign thereof;
- (h) to any motor vehicle collecting or delivering goods from or to premises within the prescribed zone if those goods cannot reasonably be loaded or unloaded outside the prescribed hours or within the time (if any) allowed in relation to that road, as the case may be.

Application for and issue of permits

5. (1) An application for a permit in respect of a motor vehicle may be made to the Council or an authorised agent by the following:
- (a) Any resident who resides within a premises listed in column 2 of Schedule 2 to this order. There should be no more than 2 permits granted per household;
 - (b) Any motor vehicle owned by disabled person who has been issued a valid disabled person's badge who requires access to a property within the prescribed zone;
 - (c) to any motor vehicle when used by medical practitioners attending those residing within the prescribed zone;
 - (d) to any motor vehicle when used in the transport of children and adults with special access needs in connection with, and authorised by the School specified in column 1 of Schedule 1 to this order for that prescribed zone;
- (2) The Council or authorised agent may at any time require an applicant for a permit or a permit holder to produce to an officer of the Council or authorised agent such evidence in respect of an application for a permit made to them as they may reasonably call for to verify any particulars or information given to them or in respect of any permit issued by them as they may reasonably call for to verify that the permit is valid.

Form of permits

6. A permit shall include the following particulars:

- (a) the registration mark of the motor vehicle in respect of which the permit has been issued;
- (b) the period during which the permit shall remain valid; and
- (c) an indication that the permit has been issued by the Council or authorised agent.

Surrender, withdrawal and validity of permits

7. (1) A permit holder may surrender a permit to the Council or authorised agent at any time and shall surrender a permit to the Council or authorised agent on the occurrence of any one of the events set out in paragraph (3) of this Article or in accordance with the provisions of paragraph (4) of this Article.
- (2) The Council or authorised agent may, by notice in writing served on the permit holder by sending the same by recorded delivery service to the permit holder at the address shown by that person on the application for the permit or at any other address believed to be that person's place of abode, withdraw a permit if it appears to the Council or authorised agent that any one of the events set out in paragraph (3)(a),(b) or (e) of this Article has occurred and the permit holder shall surrender the permit to the Council or authorised agent within 48 hours of the receipt of the aforementioned notice.

- (3) The events referred to in the foregoing provisions of this Article are:
- (a) the permit holder ceasing to be a resident;
 - (b) the permit holder ceasing to be the owner of the motor vehicle in respect of which the permit was issued;
 - (c) the withdrawal of such permit by the Council or authorised agent under the provisions of paragraph (2) of this Article;
 - (d) the issue of a duplicate permit by the Council or authorised agent under the provisions of Article 8
 - (e) the permit ceasing to be valid pursuant to the provisions of paragraph (4) of this Article.
- (4) Without prejudice to the foregoing provisions of this Article, a permit shall cease to be valid at the expiration of the period specified thereon or on the occurrence of any one of the events set out in paragraph (3) of this Article, whichever is the earlier.

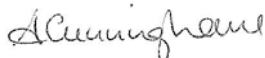
Issue of duplicate permits

8. (1) If a permit is accidentally mutilated or defaced or the figures or particulars thereon have become illegible or the colour of the permit has become altered by fading or otherwise, the permit holder shall either surrender it to the Council or authorised agent or apply to the Council or authorised agent for the issue to them of a duplicate permit at an administration fee and the Council or authorised agent, on the receipt of the permit, shall issue a duplicate permit at an administration fee so marked and upon such issue the permit shall become invalid.
- (2) If a permit is lost or destroyed or the motor vehicle changes, the permit holder shall notify the Council or authorised agent of such loss or destruction or changes and may apply to the Council or authorised agent for the issue to them of a duplicate permit at an administration fee and the Council or authorised agent shall issue a duplicate permit and upon such issue the permit shall become invalid.
- (3) The provisions of this Order shall apply to a duplicate permit and an application therefore as if it were a permit or, as the case may be, an application therefore.

Modification or Suspension

9. In pursuance of section 10(2) of the Road Traffic Regulation Act 1984, the Head of Highways and Parking or some other person authorised in that behalf by him or her, may, if it appears to him or her or that other person essential in the interests of the expeditious, convenient and safe movement of traffic, or of the provision of suitable and adequate on-street parking facilities, or for preserving or improving the amenities of the area through which any road affected by this Order runs, modify or suspend the operation of this Order or any provision of it, save that no modification shall make an addition.

Dated this Twentieth day of August Two Thousand and Twenty One.



Ann Cunningham
Head of Highways and Parking

Schedule 1

1	2
School	Location
Mulberry Primary School	Parkhurst Avenue N17 – From its junction with the southern kerb line of Scotland Green, south to its junction with the northern kerb line of Thackeray Avenue.
Mulberry Primary School	Sherringham Avenue N17 – From its junction with the eastern kerb line of Parkhurst Avenue, east to its junction with the western kerb line of Cromer Road.
Mulberry Primary School	Seymour Avenue N17 – From its junction with the eastern kerb line of Parkhurst Avenue, east to its junction with the western kerb line of Hollington Road.

Schedule 2

1	2
Zone	Eligible properties
SS23	10-60 Parkhurst Road (evens), 17-31 Parkhurst Road (odds), 1-31 Sherringham Avenue (odds), 2-34 Sherringham Avenue (evens), 1-65 Seymour Avenue (odds), 2-78 Seymour Avenue (evens)