



London Borough of Tower Hamlets
TRAFFIC MANAGEMENT ORDER

2012 No:14

The Tower Hamlets (Waiting and Loading Restriction) Order 2012

Made: 29 February 2012

Coming into operation 2 April 2012

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The Council of the London Borough of Tower Hamlets, after consulting with the Commissioner of Police of the Metropolis in exercise of the powers conferred by section 6 and 124 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 (1984 C27) as amended by Part 1, Schedule 5 of the Local Government Act 1985 (1985 C51) and the Traffic Management Act 2004 (2004 C18) and all other powers thereunto enabling, hereby make the following Order:

PART 1

1. Commencement and Citation

This Order shall come into operation on 2nd April 2012 and may be cited as the Tower Hamlets (Waiting and Loading Restriction) Order 2012.

2. Revocation

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 the Order, the Tower Hamlets (Waiting and Loading Restriction) Order 2007 [LBTH 2007/16] as amended, is hereby revoked.

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

"Civil Enforcement Officer" has the same meaning as in Section 76 of the Traffic Management Act 2004 (2004 C.18);

"Cycle Docking Station" refers to the area of carriageway or footway designated for pedal cycles used for the London Cycle Hire Scheme;

"Disabled Person Badge" and "Parking Disc" have the same meanings as in the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000 [S.I. 2000/683];

"Enactment" means any enactment, whether public, general or local, and includes any order, bylaw, rule, regulation, scheme or other instrument having effect by virtue of an 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;

"London Cycle Hire Scheme" refers to the pedal cycle rental scheme operated by Transport for London and their agents;

"Prescribed Hours" in relation to a restricted street, means the time specified in Column 2 of Schedule 3 in relation to the letter set out in Column 1 of that Schedule and which letter is set out in Column 3 of Schedule 1 in relation to that street;

"Red Route" means any street or length of street specified in a Schedule of the GLA Roads and Side Roads (Tower Hamlets) Red Route Consolidation Traffic Order 2008 [GLA 2008/0142];

"Restricted Hours" in relation to any street specified in Schedule 2 means the time specified in Column 2 of Schedule 3 in relation to the number set out in Column 3 of Schedule 2 in relation to that street;

"Restricted Street" means any street within the London Borough of Tower Hamlets specified in Schedule 1;

Provided that the expression **"restricted street"** shall not for the purpose of this Order include any area on a highway or any place within the London Borough of Tower Hamlets for the time being designated or described as a parking place by any Order made or having effect as if made under Section 6, 9 or Section 45 of the Road Traffic Regulation Act 1984 or any 'Red Route';

"Schedule" means a Schedule to this Order;

"Street" includes any part of a street;

"Telecommunications System" has the same meaning as in the Telecommunications Act 1984 (1984 C12);

And the expressions **"bus, local service and taxi"** have the same meanings as given in the Traffic Signs Regulations and General Directions 2002 [S.I.2002 No.3113].

- (ii) For the purposes of this Order, a vehicle shall be deemed to wait;
 - (a) in a restricted street if any point in that street is below the vehicle or its load (if any) and the vehicle is stationary or;
 - (b) for more than a specified period in the same place in a restricted street if any one point in that street is below the vehicle or its load (if any) throughout a period exceeding the specified period whether or not the vehicle is moved during that period.
- (iii) 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.
- (iv) Any reference in this Order to a length of street shall, unless otherwise specified, be construed as a reference to the whole width of that length of street.
- (v) For the purpose of this Order, a vehicle shall be regarded as displaying a disabled persons badge and a parking disc/clock in the relevant position when it is so regarded for the purposes of Regulation 4 of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000.
- (vi) The restrictions, prohibitions and requirements 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.
- (vii) In the Schedules, "m" means metres.

4. Application of Order

- (i) The restrictions imposed by Part II of this Order are subject to the exceptions and exemptions set out in Part III of this Order and any such exceptions or exemptions are subject to the provisions of of Part IV of this Order;
- (ii) Nothing in this Order shall apply to any street defined as a Red Route and the schedules to this Order shall be construed accordingly.

PART II

RESTRICTIONS

5. Restrictions applicable to streets specified in Schedule 1 or Schedule 2
 - (i) No person shall cause or permit any vehicle to wait during the prescribed hours in any restricted street except, subject to the provisions of the next paragraph, for up to 40 minutes for the purpose of delivering or collecting goods, or loading or unloading the vehicle at premises adjacent to the street and providing that such operations are continuously being performed;
 - (ii) No person shall cause or permit any vehicle to wait for the purpose of delivering or collecting goods, or loading or unloading the vehicle in any of the streets specified in Schedule 2 (which consist of restricted streets or parts thereof) during the restricted hours.
6. Restrictions applicable to streets specified in Schedule 5

No person shall cause or permit any vehicle to stop or remain at rest on any street specified in Schedule 5.

PART III

EXCEPTIONS AND EXEMPTIONS FROM RESTRICTIONS

7. Vehicles displaying Disabled Persons Badges

Nothing in Article 5(1) of this Order shall apply to any vehicle which displays in the relevant position a Disabled Persons Badge or a London Borough of Tower Hamlets Personalised Disabled Parking Permit together with the appropriate parking disc/clock showing the time of arrival, for a period of up to three hours, not being a period separated by an interval of less than one hour, from a previous period when that vehicle was left in the same restricted street, provided that no such exception shall apply in any of the streets specified in Schedule 2 during the restricted hours.
8. Persons boarding or alighting from vehicles

Nothing in Article 5 of this Order shall render it unlawful to cause or permit a vehicle to wait in any restricted street for so long as may be necessary for the purpose of enabling any person to board or alight from the vehicle or to load thereon or unload therefrom his personal luggage.

9. Excepted vehicles

The restrictions imposed by Part II of this Order shall not apply in relation to the following vehicles, viz:-

- (a) a bicycle propelled by mechanical power and not having a sidecar attached thereto whilst waiting wholly within the limits of a cycle parking area;
- (b) a bus providing a local service whilst waiting at an authorised stopping place or at a terminal or turning point;
- (c) vehicles when used for fire brigade, ambulance or police purposes;
- (d) vehicles when used in the service of a local authority in pursuance of statutory powers or duties provided that, in all circumstances, it is reasonably necessary in the exercise of such powers or the performance of such duties for the vehicle to wait in the place in which it is waiting;
- (e) taxis whilst waiting upon any duly authorised cab rank;
- (f) vehicles whilst waiting in any restricted street for so long as may be necessary in connection with the taking in of petrol, diesel, oil, water or air, if such taking in cannot be effected unless the vehicle waits in the place where it is waiting;
- (g) vehicles when used in the maintenance, improvement or operation of the London Cycle Hire Scheme whilst waiting adjacent to/nearby a cycle docking station.

10. Furniture removals and other exceptional loading or unloading

- (i) Nothing in Article 5 of this Order shall apply so as to restrict the loading or unloading of any vehicle whilst the vehicle is in actual use in any restricted street in connection with the removal of furniture to or from one office, dwelling-house or depository adjacent to that restricted street from or to another office, dwelling-house or depository:-

Provided that this paragraph shall not apply to a vehicle waiting in any restricted street to which the provisions of Article 5(ii) of this Order apply unless notice is given twenty-four hours in advance to the Council, their consent is obtained and such reasonable conditions as they may impose are complied with;

- (ii) Without prejudice to the provisions of the last foregoing paragraph, nothing in Article 5 of this Order shall apply so as to restrict the loading or unloading of any vehicle whilst the vehicle is in actual use in any street in connection with the collection or delivery of goods from or to premises in or adjacent to that street if those goods cannot reasonably be loaded or unloaded outside the prescribed hours or within the time (if any) allowed in relation to that street, as the case may be, if notice is given twenty-four hours in advance to the Council, their consent is obtained and such reasonable conditions as they may impose are complied with.

11. Miscellaneous exemptions

- (i) Nothing in Part II of this Order shall render it unlawful to cause or permit a vehicle to wait in any restricted street or remain at rest in any street specified in Schedule 5;**

 - (a) whilst postal packets addressed to premises adjacent to any such street in which the vehicle is waiting are being unloaded from the vehicle or, having been unloaded therefrom, are being delivered;**
 - (b) whilst postal packets are being collected for loading on the vehicle from premises or posting boxes in or adjacent to any such street in which the vehicle is waiting or, having been so collected, are being loaded thereon;**
 - (c) whilst the vehicle is being used in connection with any building operation, demolition or excavation in or adjacent to any such street, the removal of any obstruction to traffic in any street, the maintenance, improvement, reconstruction, cleaning or lighting of any street, the laying, erection, alteration or repair in or adjacent to any street of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications system or the placing, maintenance or removal of any traffic sign, if the vehicle cannot conveniently and lawfully be used for that purpose in any restricted street outside the prescribed hours;**
 - (d) whilst any gate or other barrier at the entrance to premises, to which the vehicle requires access to or from which it has emerged is being opened or closed, if it is not reasonably practicable for the vehicle to wait in any other place whilst such gate or barrier is being opened or closed.**
- (ii) Nothing in Part II of this Order shall apply to anything done with the permission or at the direction of a Civil Enforcement Officer or a Police Constable in uniform, or where the person in control of the vehicle is required by law to stop or wait or remain at rest or is obliged to do so in order to avoid an accident.**
- (iii) Nothing in Article 5 of this Order shall render it unlawful for a person who is licensed by the Council of the London Borough of Tower Hamlets to sell goods from a stationary vehicle on a pitch in any restricted street to cause or permit a vehicle to wait on that pitch for that purpose;**
- (iv) Nothing in Article 6 of this Order shall render it unlawful to cause or permit a vehicle to stop in any street specified in Schedule 5 if that vehicle thereupon remains at rest for any reason specified in paragraph (i) of this Article.**

PART IV

ADDITIONAL PROVISIONS

12. Power to suspend the use of a cycle parking area

- (i) Notwithstanding any other provision of this Order, the Council or the Commissioner of Police of the Metropolis, on the occasion of any public procession or for other good and sufficient reason, or a Police Constable in uniform, in case of emergency, may suspend the use of any cycle parking area or any part thereof during such period as may reasonably be necessary.
- (ii) Any person suspending the use of a cycle parking area or any part thereof in accordance with the provisions of paragraph (i) of this Article, shall thereupon place or cause to be placed in or adjacent to that cycle parking area or that part thereof, as the case may be, the use of which is suspended, a traffic sign indicating that waiting by vehicles is prohibited.
- (iii) No person shall cause or permit a vehicle to wait in a cycle parking area or any part thereof during such period as there is in or adjacent to that cycle parking area or that part thereof, as the case may be, a traffic sign placed in pursuance of paragraph (ii) of this Article;

Provided that nothing in this paragraph shall apply to anything done with the permission of the person suspending the use of a cycle parking area or in relation to any vehicle being used for fire brigade, ambulance or police purposes or any other vehicle which is waiting for any reason specified in Article 11(ii) of this Order.

13. Duty to move on

Notwithstanding any exception or exemption contained in this Order, the person in control of a vehicle waiting during the prescribed hours in any restricted street shall move the vehicle on the instructions of a Civil Enforcement Officer or Police Constable in uniform, whenever such moving may be reasonably necessary for the purpose of preventing or removing an obstruction.

14. Restrictions on methods of loading or unloading vehicles

- (1) No person shall cause goods to be loaded or unloaded from any vehicle in any street in the London Borough of Tower Hamlets otherwise than in accordance with the following conditions, that is to say:-
- (a) no such goods shall be deposited on any carriageway or footway except on the carriageway immediately at the rear of the vehicle and no goods shall remain on any carriageway before the arrival of or after the departure of the vehicle;
 - (b) no part of any rope, chain, wire, apparatus or machinery used in connection with such loading or unloading, and no load suspended therefrom, shall be less than 4.88 metres above a carriageway, except when over any vehicle being loaded or unloaded, or less than 2.74 metres above the footway;
 - (c) No such goods shall be passed from hand-to-hand across any part of any carriageway or footway;

Provided that nothing in this Article shall apply in relation to:-

- (i) any vehicle specified in sub-paragraph (c) or sub-paragraph (d) of Article 9 of this Order or any vehicle whilst it is being used as mentioned in paragraph (i)(c) of Article 11 of this Order or;
 - (ii) anything done with the permission of or at the direction of a Civil Enforcement Officer or Police Constable in uniform.
- (2) Nothing in sub-paragraph (b) or paragraph 1 of this Article shall apply to any pipe, apparatus or machinery being used in connection with the loading or unloading of any petrol, diesel, water, oil or liquid fuel on, to or from any vehicle in any street or from any premises adjacent to any street provided that all necessary means are taken to give adequate warning of any possible obstruction.

15. Restriction on street trading

No person shall, on any day other than a Sunday, sell, offer or expose for sale, goods from a vehicle which is any restricted street unless;

- (a) that person is licensed by the Council of the London Borough of Tower Hamlets to sell goods from a stationary vehicle on a pitch in that street and sells goods from that pitch or;
- (b) the goods are immediately delivered at or taken into premises adjacent to the vehicle from which the sale is effected.

16. Restriction of advertising

No person shall, in any restricted street or in any other street within the London Borough of Tower Hamlets which is a thoroughfare in the area contained within a circle of 4,828.03 metres radius, the centre of which is the site (at the date of this Order) of the King Charles Statue at Charring Cross, either wholly or mainly for the purposes of advertisement, ride, drive, conduct, use or employ or cause to be ridden, driven, conducted, used or employed any animal or vehicle of any kind, or wear or cause to be worn any fancy dress or other costume.

Dated this: 29 February 2012

A handwritten signature in black ink, appearing to read 'J. Blake'.

JAMIE BLAKE
SERVICE HEAD – PUBLIC REALM
(The Officer duly appointed for this purpose)

1.	2	3
	Schedule 1	Prescribed hours See Schedule 3
110.	BONNER STREET (a) the west side: (i) between the north kerb line of Roman Road and the south kerb line of Hartley Street; (ii) between the south kerb line of Old Ford Road and the north kerb line of Cyprus Street ; (b) the east side, from the south kerb line of Old Ford Road southwards for a distance of 14m; (c) so much as does not lie within (a) and (b) above	A A A B
111.	BOULCOTT STREET	A
112.	BOUNDARY STREET (a) the east side, from the southern kerb line of Calvert Avenue, southwards for 25m; (b) so much as does not lie within (a) above.	A Y
113.	BOW COMMON LANE (i) between the northern kerb line of Celandine Close and a point 70m north of the junction with St.Pauls Way/Devons Road; (ii) from a point 107m east of the east kerb line of Eric Street eastwards for 21m; (iii) so much as does not lie within (i) and (ii) above.	A A B
114.	BOWEN STREET	B
115.	BOYD STREET	B
116.	BRABAZON STREET	B
117.	BRADY STREET	A 2013/23
118.	BRAINTREE STREET	B
119.	BRAITHWAITE STREET	A
120.	BRANCH ROAD (i) from the north kerb line of Horseferry Road northwards for 19m; (ii) So much as does not lie within (i) above	A B
121.	BRATLEY STREET	A
122.	BREAM STREET (a) from the north kerb line of Dace Road northwards for 12m; (b) so much as does not lie within (a) above.	A B
123.	BREEZER'S HILL	B
124.	BRENTON STREET	B
125.	BRICK LANE (a) The west side; (b) The east side; (i) Between the north kerb line of Old Montague Street and the south kerb line of Bethnal Green Road; (ii) From the north kerb line of Bethnal Green Road to the south kerb line of Shacklewell Street; (iii) so much as does not lie within (i) to (ii) above.	A A A Y
126.	BRIGHT STREET	B
127.	BRIGHTLINGSEA PLACE	B
128.	BRINSLEY STREET	B
129.	BRITANNIA ROAD	B
130.	BROCK PLACE	B
131.	BRODLOVE LANE	B

Schedule 2

1	2	3 Restricted hours See Schedule 3
12.	BOW COMMON LANE Between the northern kerb line of Celandine Close and a point 31m north of the northern kerb line of St. Pauls Way.	1
13.	BRADY STREET (a) From a point 8m north of the northern kerb-line of Whitechapel Road northwards for 25m. (b) the east side, from a point 53m. north of the north kerb-line of Whitechapel Road northwards for 15m.	1 36 2013/23
14.	BREWHOUSE LANE (i) the east side, from the northern kerb line of Wapping High Street northwards for 6m; (ii) the west side, from the northern kerb line of Wapping High Street northwards for 11m;	28 28
15.	BRICK LANE (i) From a point 5m. south of the south kerb-line of Princelet Street to a point 5m. north of the north kerb-line of Princelet Street; (ii) The west side, from the north kerb line of Bethnal Green Road to the south kerb line of Shacklewell Street; (iii) The east side, from the north kerb line of Bethnal Green Road northwards for 15m; (iv) The east side, from the south kerb line of Shacklewell Street southwards for 15m.	1 1 1 1
16.	BROKESLEY STREET East side, from a point 8m. south of the south kerb-line of Mile End Road southwards for 24m.	2013/28 1
17.	BROMLEY HIGH STREET (i) The west/south sides, from the southern kerb-line of Rainhill Way in a southern/eastern direction for 70m; (ii) The east/north sides, between the northern kerb-line of Rainhill Way and the western kerb-line of St. Leonards Street.	1 1
18.	BRUSHFIELD STREET Between the eastern kerb line of Fort Street and the western kerb line of Crispin Street	34
19.	CADOGAN TERRACE (a) The west side; (i) From a point 31m north of the north kerb line of St. Marks Gate northwards for 6m; (ii) From a point 82m north of the north kerb line of St. Marks Gate northwards for 18m; (iii) From a point 83m south of the south kerb line of Cadogan Close southwards for 10m; (iv) From the southern kerb line of Cadogan Close southwards for 13m: (b) The east side, from the southern kerb line of Cadogan Close southwards for 13m.	1 1 1 1 1

SCHEDULE 3

PRESCRIBED/RESTRICTED HOURS

Prescribed Hours See Schedule 1	Time	Restricted Hours See Schedule 2
A	AT ANY TIME	1
B	8:30am – 5:30pm Monday to Friday	2
C	8:30am – 5:30pm Monday to Friday and 8:30am – 2pm Sunday	3
D	8:30am – 5:30pm Monday to Saturday	4
E	8am – 6:30pm Monday to Friday and 8am – 1.30pm Saturday	5
F	7am – 7pm Monday to Saturday	6
G	8am – 7pm Monday to Friday and 8am – 1:30pm Saturday	7
H	7am – 7pm Monday to Friday and 8am – 1.30pm Saturday	8
J	6am – 2pm Sunday	10
K	8am – Midnight Monday to Saturday	11
L	4pm – 7pm Monday to Friday	12
M	7am – 10am and 4pm – 7pm Monday to Friday	13
N	7am – 7pm Monday to Friday	14
O	1pm – 7pm Monday to Saturday	15
P	7am – 1pm Monday to Saturday	16
Q	7am - 7pm Monday to Sunday	17
R	7am - 7pm Sunday	18
S	7am - 10am Monday to Friday	19
T	7am - 10am Monday to Friday and 7am - 2pm Sunday	20
U	7am - 10am and 4pm to 7pm Monday to Saturday	21
V	7am - 10am and 3pm to 7pm Monday to Saturday	22
W	8am - 7pm Monday to Saturday	23
X	4pm - 7pm Monday to Saturday	24
Y	8:30am - 7pm Monday to Friday and 8:30am - 2pm Sunday	25
Z	8am - 7pm Monday to Friday and 8.30am – 5.30pm Saturday	26
AA	5am – 2pm Sunday	27
BB	8.30am – 10am and 4pm - 5.30pm Monday to Friday	28
CC	7am - 10am Monday to Saturday	29
DD	8.30am - 5.30pm Monday to Friday 5am - 3pm Sunday	30
EE	Midnight – 7am and 7pm – Midnight, Monday to Saturday	31
FF	3pm – 7pm Monday to Friday	32
GG	7am – 5.30pm Monday to Saturday	33
HH	Midnight – 5am and 9pm – Midnight	34
JJ	10am – 5pm Monday to Saturday	35
KK	At any time – except 9.30-11.30am and 3-5pm Mon-Fri 11am – 2pm Saturday	36
LL	8.30am – 5.30pm Monday – Saturday and additionally (between 9 July 2012 and 10 September 2012) the time between 8.30am – 9pm Monday to Sunday	37
MM	7am -12pm and 4pm – 8pm Monday to Sunday	38