

Deregulation Bill

AMENDMENT
TO BE MOVED
ON REPORT

After Clause 39

LORD LOW OF DALSTON

Insert the following new Clause –

“Prohibition of parking on verges, central reservations and footways

- (1) The Road Traffic Act 1988 is amended as follows.
- (2) After section 19 (Prohibition of HGVs on verges, central reservations and footways) insert –

“19A Parking on a road anywhere other than on the carriageway

- (1) A person who parks a vehicle wholly or partly –
 - (a) on the verge of an urban road, or
 - (b) on a footway comprised of an urban road, or
 - (c) on any other part of an urban road other than on the carriageway,is guilty of a civil offence, subject to the provisions of subsection (3).
- (2) An offence under this section shall be treated as a traffic contravention for the purposes of Part 6 of the Traffic Management Act 2004 and regulations made under it.
- (3) Subject to subsection (6), a highway authority may by resolution, or in the case of the Secretary of State by such notice as appears to him to be appropriate, authorise, from a date specified in the resolution or notice, the parking of vehicles on or over a footway or any part of a footway as referred to in subsection (1).
- (4) Nothing in this section shall apply to any road within Greater London.
- (5) In this section –

“carriageway” and “footway” have the same meanings as in the Highways Act 1980;

After Clause 39 – continued

“urban road” means a road which –

- (a) is a restricted road for the purposes of section 81 of the Road Traffic Regulation Act 1980;
- (b) is subject to an order under section 84 of that Act imposing a speed limit not exceeding 40 miles per hour; or
- (c) is subject to a speed limit not exceeding 40 miles per hour which is imposed by or under any local Act;

“vehicle” means a mechanically propelled vehicle or a vehicle designed or adapted for towing by, or to be attached to, a mechanically propelled vehicle but does not include a heavy commercial vehicle within the meaning of section 19 of this Act.

- (6) The Secretary of State may make regulations as to any exemptions from the prohibition contained in subsection (1).”
- (3) The Traffic Management Act 2004 is amended as follows.
- (4) In Schedule 7, after paragraph 4(2)(g) insert –
 - “(ga) an offence under section 19A of the Road Traffic Act 1988 (parking on a road anywhere other than on the carriageway);”.

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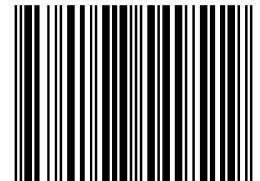
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