

# LUTON BOROUGH COUNCIL

## THE BOROUGH OF LUTON (RED ROUTE) (NO.1) EXPERIMENTAL TRAFFIC ORDER 2018

*Made*

*5<sup>th</sup> November 2018*

*Coming into force*

*19<sup>th</sup> November 2018*

The Council of the Borough of Luton in exercise of the powers conferred by sections 9 and 10 of the Road Traffic Regulation Act 1984<sup>a</sup> as amended 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 hereby makes the following Order—

### **1. Commencement and citation**

This Order may be cited as The Borough of Luton (Red Route) (No.1) Experimental Traffic Order 2018, and shall come into force on 19<sup>th</sup> November 2018.

### **2. Interpretation**

(1) In this Order-

- (a) a reference to an article or a schedule followed by a number is a reference to the article of, or the schedule to, this Order so numbered;
- (b) an entry in column (3), (4) or (5) of an item in a table in a schedule to this order applies to that column in subsequent items in that table;
- (c) “bus” has the same meaning as in Schedule 1 to the Traffic Signs Regulations and General Directions 2016<sup>b</sup>;
- (d) “bus stop” means an area bounded by a traffic sign shown in item 9 (diagram 1025.1) in Part 4 of Schedule 7 to the Traffic Signs Regulations and General Directions 2016 and which includes the words “bus stop”;
- (e) “bus stand” means an area bounded by a traffic sign shown in item 9 (diagram 1025.1) in Part 4 of Schedule 7 to the Traffic Signs Regulations and General Directions 2016 and which includes the word “bus stand”;
- (f) “carriageway” has the same meaning as in section 329 (1) of the Highways Act 1980<sup>c</sup>;
- (g) “cause” includes permit, and causing shall be construed accordingly;

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<sup>a</sup> 1984 c.27

<sup>b</sup> SI 2016/362

<sup>c</sup> 1980 c.66

- (h) “civil enforcement officer” means a person in uniform authorised by or on behalf of the Council of the Borough of Luton in accordance with section 76 of the Traffic Management Act 2004<sup>d</sup> to enforce and supervise the provisions of this Order
- (i) “disabled person’s badge” and “parking disc” have the same meaning as in regulation 3 (1) of the Local Authorities Traffic Orders (exemptions for Disabled Persons) (England) Regulations 2000<sup>e</sup>, and “relevant position” has the same meaning as in regulation 4 of those regulations;
- (j) “pedal cycle” has the same meaning as in Schedule 1 to the Traffic Signs Regulations and General Directions 2016;
- (k) “the red route” means the lengths of road specified in schedule 1;
- (l) “solo motor cycle” has the same meaning as in Schedule 1 to the Traffic Signs Regulations and General Directions 2016; and
- (m) “vehicle” includes any part of a vehicle.

(2) The Interpretation Act 1978<sup>f</sup> applies to this order as if it were an enactment.

### **3. General prohibition of stopping**

- (1) Subject to the provisions of paragraphs (2) and (3) of this article, and of articles 4, 5, 6, 7, 8 and 9, no person shall cause any vehicle to stop in the red route during the restricted hours.
- (2) Subject to the provisions of paragraph (3) of this article, and of articles 5(1), 8 and 9, no person shall cause any vehicle to stop at any time in any lengths of the red route specified in schedule 4.
- (3) The controls specified in paragraphs (1) and (2) of this article do not apply in respect of any area of the red route specified in schedule 2A.
- (4) In this article “the restricted hours” means, in relation to a length of the red route specified in an item in column (2) of the table in schedule 1, the hours specified in that item in column (3) of that item.

### **4. Exemptions for parking**

The controls specified in article 3(1) do not apply in respect of a person causing a vehicle to be parked at the edge of the carriageway on a length of road specified in an item in column (2) of the table in schedule 2B during the hours specified in column (3) in that item for a period not exceeding the period specified in column (4) in that item, provided that not less than the period specified in column (5) in that item has elapsed since the vehicle was last parked on any part of the same length of road.

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<sup>d</sup> 2004 c.18

<sup>e</sup> SI 2000/683

<sup>f</sup> 1978 c.30

## 5. Miscellaneous exemptions for parking

- (1) Licensed hackney carriages: The controls specified in article 3(1) and (2) do not apply in respect of a person causing a vehicle being used under a licence under section 37 of the Town Police Clauses Act 1847<sup>g</sup> to be parked at the edge of the carriageway on a length of road specified in schedule 2D.
- (2) Buses: The controls specified in article 3(1) do not apply in respect of a person causing a bus to be parked at the edge of the carriageway on a length of road specified in an item in column (2) of the table in schedule 2E during the hours specified in column (3) in that item for a period not exceeding the period specified in column (4) in that item, provided that not less than the period specified in column (5) in that item has elapsed since the vehicle was last parked on any part of the same length of road.
- (3) Medical Practitioners' vehicles: The controls specified in article 3(1) do not apply in respect of a person causing a vehicle to be parked at the edge of the carriageway on a length of road specified in an item in column (2) of the table in schedule 2F during the hours specified in column (3) in that item, provided that-
  - (a) there is displayed in the windscreen of the vehicle a badge issued by, or with the authority of the Council of the Borough of Luton to a fully qualified medical practitioner (as defined in the Medical Act 1983<sup>h</sup>), and which specifies-
    - (i) the name of the person to whom it was issued, and
    - (ii) the premises in relation to which it applies; and
  - (b) the vehicle was parked by, or with the permission of, the person whose name is specified on the badge and for so long only as the person who parked the vehicle is engaged in work at the premises specified on the badge.
- (4) Solo motor cycles: The controls specified in article 3(1) do not apply in respect of a person causing a motor cycle be parked at the edge of the carriageway on a length of road specified in an item in column (2) of the table in schedule 2G during the hours specified in column (3) in that item.

## 6. Exemptions for loading and unloading

The controls specified in article 3(1) do not apply in respect of a person causing a vehicle which is being loaded or unloaded to stop at the edge of the carriageway on a length of road specified in an item in column (2) of the table in schedule 3A or 3B during the hours specified in column (3) in that item for as long as is needed to load or unload the vehicle or 20 minutes, whichever is the less, provided that not less than 20 minutes has elapsed since the vehicle was last parked on any part of the same length of road.

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<sup>g</sup> 1847 c.89 (Regnal. 10 and 11 Vict)

<sup>h</sup> 1983 c.54

## **7. Exemptions for disabled persons**

- (1) The controls specified in article 3(1) do not apply in respect of a person causing a vehicle displaying a disabled person's badge in the relevant position to park at the edge of the carriageway on a length of road specified in an item in column (2) of the table in schedule 2B during the hours specified in column (3) in that item.
- (2) The controls specified in article 3(1) do not apply in respect of a person causing a vehicle displaying a disabled person's badge in the relevant position to park at the edge of the carriageway on a length of road specified in an item in column (2) of the table in schedule 2C during the hours specified in column (3) in that item.
- (3) The controls specified in article 3(1) do not apply in respect of a person causing a vehicle displaying a disabled person's badge in the relevant position, and a parking disc on which is shown the time at which the period of parking began, to park at the edge of the carriageway on a length of road specified in an item in column (2) of the table in schedule 3A during the hours specified in column (3) in that item, for a period of up to 3 hours not being a period separated by an interval of less than 1 hour from a previous period when that vehicle was parked in that length of road.

## **8. Exemptions at bus stops and stands**

- (1) The controls specified in article 3 (1) and (2) do not apply in respect of a person causing:
  - (a) a bus to stop at a bus stop for as long as may be required to enable passengers to board or alight; or
  - (b) a bus to stop at a bus stop or a bus stand and being used for operational reasons in the course of providing a local service (as defined in section 2 of the Transport Act 1985<sup>i</sup> under an agreement with the Council of the Borough of Luton or training drivers to allow such a service to be provided.
- (2) In this article “operational reasons” means:
  - (i) to enable passengers to board and alight;
  - (ii) to enable crew changes to take place;
  - (iii) to maintain the scheduled timetable subject, in the case of a bus stop, to a maximum wait of two minutes.

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<sup>i</sup> 1985 c.67

## 9. Other exemptions

- (1) The controls specified in article 3(1) and (2) do not apply in respect of a person causing a vehicle to stop if that person is-
  - (a) required by law to cause the vehicle to stop or not to proceed;
  - (b) obliged to stop the vehicle so as to avoid an accident;
  - (c) prevented from proceeding in the vehicle by circumstances beyond the person's control;
  - (d) getting or giving help in consequence of an accident or an emergency, or otherwise taking action for public safety;
  - (e) opening or closing a gate or other barrier at the entrance to premises to which the vehicle is being driven or from which it has emerged if it is not reasonably practicable to cause the vehicle to stop elsewhere for the purpose;
  - (f) using the vehicle on any occasion for fire brigade, ambulance or police purposes if the observance of those provisions would hinder the use of the vehicle;
  - (g) using the vehicle in connection with the removal of any obstruction to traffic;
  - (h) using the vehicle in connection with the maintenance, improvement or reconstruction of any length of road specified in a schedule to this Order;
  - (i) using the vehicle under a licence under either section 37 of the Town Police Clauses Act 1847, or section 48 of the Local Government (Miscellaneous Provisions) Act 1976<sup>j</sup>, as the case may be, to stop for so long only as may be required to enable a passenger to get on or off the vehicle; or
  - (j) using a vehicle displaying a disabled person's badge in the relevant position to stop for so long only as may be required to enable a disabled person to get on or off the vehicle.
- (2) The controls specified in article 3(1) and (2) do not apply in respect of a vehicle which bears the livery of a provider of an universal postal service which is waiting at the edge of a carriageway for as long as may be necessary for the purposes of the provision of a universal postal service (as defined in the Postal Services Act 2011<sup>k</sup>).
- (3) The controls specified in article 3(1) and (2) do not apply to anything done with the permission or at the direction of a police constable in uniform or a civil enforcement officer.
- (4) The controls specified in article 3(1) and (2) do not apply in respect of a person causing a pedal cycle to be parked at a facility specifically provided for the purpose of pedal cycle parking by, or with the consent of, the highway authority.

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<sup>j</sup> 1976 c.57

<sup>k</sup> 2011 c.5

**10. Modification or suspension**

In pursuance of Section 10(2) of the Road Traffic Regulation Act 1984, the Highway Services Manager of Luton Borough Council for the time being, or some person authorized in that behalf by him, may if it appears to him or that person essential in the interests of expeditious, convenient and safe movement of traffic or for preserving or improving the amenities of the area through which any road affected by this Order runs, modify or suspend this Order or any provision thereof.

**THE COMMON SEAL** of **THE** )  
**COUNCIL OF THE BOROUGH OF** )  
**LUTON** was hereunto affixed the 5<sup>th</sup> day )  
of November 2018 in the presence of:- )



Alex Constantinides  
Service Director Public Realm



**SCHEDULE 1****Articles 2 and 3(1)**

The Red Route.

Table

(1) Item	(2) Length of Road	(3) Restricted Hours
1.	Airport Way, Luton (A505), between its junction with New Airport Way and Vauxhall Way (at Airport Way roundabout) and its junction with New Airport Way and Percival Way (at London Luton Airport roundabout).	At any time
2.	New Airport Way, Luton, between its junction with Airport Way (A505) and a point 31 metres south of the intersection of the extended south-eastern kerb-line of Airport Way and the extended eastern kerb-line of Vauxhall Way.	At any time
3.	Spittlesea Road, Luton, the south-east to north-west carriageway, between the north-western kerb-line of Airport Way (A505) and the junction with the access road leading to the Holiday Inn Hotel.	At any time
4.	Spittlesea Road, Luton, the south-west to north-east carriageway, the south-east side, between a point opposite the north-eastern kerb-line of the access road leading to the Holiday Inn Hotel and a point 4.5 metres north-east of that point.	At any time
5.	Spittlesea Road, Luton, the south-west to north-east carriageway, the north-west side, between a point opposite the north-eastern kerb-line of the access road leading to the Holiday Inn Hotel and a point 6 metres north-east of that point.	At any time
6.	Vauxhall Way, Luton (A505), the east side, between its junction with Airport Way (A505) and a point 30 metres north of the intersection of the extended north-western kerb-line of Airport Way (A505) and the extended eastern kerb-line of Vauxhall Way (A505).	At any time
7.	The unnamed service road lying on the south-east side of Airport Way, immediately south-west of the Ibis Budget Luton Airport hotel, the north-east side, between the south-eastern kerb-line of Airport Way (A505) and a point 8 metres south-east of that kerb-line.	At any time

(1) Item	(2) Length of Road	(3) Restricted Hours
8.	The unnamed service road lying on the south-east side of Airport Way, immediately south-west of the Ibis Budget Luton Airport hotel, the south-west side, between the south-eastern kerb-line of Airport Way (A505) and a point 7 metres south-east of that kerb-line.	At any time
9.	The unnamed service road lying on the south-east side of Airport Way, leading to the Ibis Budget Luton Airport hotel, between the south-eastern kerb-line of Airport Way (A505) and a point 5 metres south-east of that kerb-line.	At any time
10.	The unnamed service road lying on the north-west side of Airport Way, situated on the south-west side of Preservation House, the north-east side, between the north-western kerb-line of Airport Way (A505) and a point 11.5 metres north-west of that kerb-line.	At any time
11.	The unnamed service road lying on the north-west side of Airport Way, situated on the south-west side of Preservation House, the south-west side, between the north-western kerb-line of Airport Way (A505) and a point 10.5 metres north-west of that kerb-line.	At any time
12.	The unnamed access road to Preservation House, lying on the north-west side of Airport Way, the north-east side, between the north-western kerb-line of Airport Way (A505) and a point 9 metres north-west of that kerb-line.	At any time
13.	The unnamed access road to Preservation House, lying on the north-west side of Airport Way, the south-west side, between the north-western kerb-line of Airport Way (A505) and a point 7 metres north-west of that kerb-line.	At any time

**SCHEDULE 2A**

**Article 3(3)**

Areas of the red route to which the prohibitions and restrictions specified in article 3(1) and (2) do not apply.

Table

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(1) Item	(2) Area of Road
No items	

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**SCHEDULE 2B      Articles 4 and 7(1)**

Lengths of the red route on which there are exemptions for parking and disabled persons' vehicles.

Table

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(1) Item	(2) Length of Road	(3) Restricted Hours	(4) Maximum Period of Parking	(5) Minimum Interval
No items				

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**SCHEDULE 2C      Article 7(2)**

Lengths of the red route on which there are exemptions for parking by disabled persons' vehicles only.

Table

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(1) Item	(2) Length of Road	(3) Restricted Hours
No items		

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**SCHEDULE 2D**

**Article 5(1)**

Lengths of the red route on which there are exemptions for licensed taxi cabs only.

Table

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(1) Item	(2) Length of Road
No items	

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**SCHEDULE 2E**

**Article 5(2)**

Lengths of the red route on which there are exemptions for buses only.

Table

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(1) Item	(2) Length of Road	(3) Restricted Hours	(4) Maximum Period of Parking	(5) Minimum Interval
No items				

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**SCHEDULE 2F**

**Article 5(3)**

Lengths of the red route on which there are exemptions for Medical Practitioners' vehicles.

Table

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(1) Item	(2) Length of Road	(3) Restricted Hours
No items		

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**SCHEDULE 2G**

**Article 5(4)**

Lengths of the red route on which there are exemptions for solo motor cycles only.

Table

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(1) Item	(2) Length of Road	(3) Restricted Hours
No items		

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**SCHEDULE 3A**

**Articles 6 and 7(3)**

Lengths of the red route on which there are exemptions for loading or unloading and for disabled persons' vehicles.

Table

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(1) Item	(2) Length of Road	(3) Restricted Hours
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(1) Item	(2) Length of Road	(3) Restricted Hours
No items		

**SCHEDULE 3B**

**Article 6**

Lengths of the red route on which there are exemptions for loading or unloading.

Table

(1) Item	(2) Length of Road	(3) Restricted Hours
No items		

**SCHEDULE 4****Article 3(2)**

Lengths of the red route on which stopping is prohibited at all times.

Table

(1) Item	(2) Length of Road
1.	Airport Way, Luton (A505), between its junction with New Airport Way and Vauxhall Way (at Airport Way roundabout) and its junction with New Airport Way and Percival Way (at London Luton Airport roundabout).
2.	New Airport Way, Luton, between its junction with Airport Way (A505) and a point 31 metres south of the intersection of the extended south-eastern kerb-line of Airport Way and the extended eastern kerb-line of Vauxhall Way.
3.	Spittlesea Road, Luton, the south-east to north-west carriageway, between the north-western kerb-line of Airport Way (A505) and the junction with the access road leading to the Holiday Inn Hotel.
4.	Spittlesea Road, Luton, the south-west to north-east carriageway, the south-east side, between a point opposite the north-eastern kerb-line of the access road leading to the Holiday Inn Hotel and a point 4.5 metres north-east of that point.
5.	Spittlesea Road, Luton, the south-west to north-east carriageway, the north-west side, between a point opposite the north-eastern kerb-line of the access road leading to the Holiday Inn Hotel and a point 6 metres north-east of that point.
6.	Vauxhall Way, Luton (A505), the east side, between its junction with Airport Way (A505) and a point 30 metres north of the intersection of the extended north-western kerb-line of Airport Way (A505) and the extended eastern kerb-line of Vauxhall Way (A505).
7.	The unnamed service road lying on the south-east side of Airport Way, immediately south-west of the Ibis Budget Luton Airport hotel, the north-east side, between the south-eastern kerb-line of Airport Way (A505) and a point 8 metres south-east of that kerb-line.
8.	The unnamed service road lying on the south-east side of Airport Way, immediately south-west of the Ibis Budget Luton Airport hotel, the south-west side, between the south-eastern kerb-line of Airport Way (A505) and a point 7 metres south-east of that kerb-line.
9.	The unnamed service road lying on the south-east side of Airport Way, leading to the Ibis Budget Luton Airport hotel, between the south-eastern kerb-line of Airport Way (A505) and a point 5 metres south-east of that kerb-line.

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(1) Item	(2) Length of Road
10.	The unnamed service road lying on the north-west side of Airport Way, situated on the south-west side of Preservation House, the north-east side, between the north-western kerb-line of Airport Way (A505) and a point 11.5 metres north-west of that kerb-line.
11.	The unnamed service road lying on the north-west side of Airport Way, situated on the south-west side of Preservation House, the south-west side, between the north-western kerb-line of Airport Way (A505) and a point 10.5 metres north-west of that kerb-line.
12.	The unnamed access road to Preservation House, lying on the north-west side of Airport Way, the north-east side, between the north-western kerb-line of Airport Way (A505) and a point 9 metres north-west of that kerb-line.
13.	The unnamed access road to Preservation House, lying on the north-west side of Airport Way, the south-west side, between the north-western kerb-line of Airport Way (A505) and a point 7 metres north-west of that kerb-line.

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