



THE COUNCIL OF THE LONDON BOROUGH OF SOUTHWARK

TRAFFIC MANAGEMENT ORDER

2022 No. 103

The London Borough of Southwark (Charged-for parking places)
(Dulwich Village north parade) Experimental Traffic Order 2022

Made: 7 July 2022

Coming into force: 14 July 2022

Expires: 24 January 2024

The Council of the London Borough of Southwark, after consulting the Commissioner of Police of the Metropolis, in exercise of the powers conferred by sections 9 and 10 of the Road Traffic Regulation Act 1984^a, as amended, and of all other powers thereunto enabling, hereby make the following Order:

Citation, commencement and expiry

- 1.1 This Order may be cited as the London Borough of Southwark (Charged-for parking places) (Dulwich Village north parade) Experimental Traffic Order 2022, shall come into force on 14 July 2022, and will expire on 24 January 2024.

Interpretation

- 2.1 In this Order:-

“Council” means the Council of the London Borough of Southwark;

“enactment” means any enactment, whether public general or local, and includes any order, bye-law, rule, regulation, scheme or other instrument having effect by virtue of an enactment;

“map-based schedule” means the map attached to and to be read in conjunction with this Order and the Order of 2021, which depicts the parking place designated by this Order, and, in conjunction with the map schedule legend, identifies the type of each particular parking place and, if appropriate, certain of its governing provisions:

Provided that the Council does not accept responsibility for any inaccuracies contained in the Ordnance Survey data relied upon to create the map-based schedule and where a parking place is depicted on the map-based schedule, that parking place will continue to apply irrespective of any subsequent changes that have been made to the underlying Ordnance Survey data.

“map schedule legend” means the map schedule legend attached to this Order which, when used in conjunction with the map-based schedule, identifies the specific type of parking place designated by this Order and, where appropriate, certain of its governing provisions; and

^a 1984 c.27

"the Order of 2021" means the London Borough of Southwark (Charged-For Parking Places) (Map-based) Order 2021^b.

- 2.2 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.
- 2.3 Unless the context otherwise requires, any expression used in this Order which is also used in the Order of 2021 shall have the same meaning as in that Order.

Amendment of the Order of 2021

- 3.1 While this Order remains in force, and without prejudice to the validity of anything done or to any liability incurred in respect of any act or omission before the coming into force of this Order, the Order of 2021 shall have effect as though:-
- (a) in Articles 3.1, 20.1, 22.1, 22.3, 22.4, 22.5, 23.1 and 23.2, and in Schedule 3 of that Order, for the words "for a parking period exceeding 30 minutes" there were substituted the words "for a parking period exceeding either 30 minutes or 1 hour, depending on the duration of free parking as indicated on a traffic sign relating to that parking place";
 - (b) in Article 3.1 of that Order, for the words "either a period of 30 minutes, or a period of 30 minutes and a period of time for which payment of the parking charge has been paid in respect of a vehicle, as the case may be, during which, subject to the provisions of this Order, that vehicle may be left in that parking place" there were substituted the words "either a period of 30 minutes or 1 hour (depending on the duration of free parking as indicated on a traffic sign relating to that parking place), or a period of 30 minutes or 1 hour (depending on the duration of free parking as indicated on a traffic sign relating to that parking place) and a period of time for which payment of the parking charge has been paid in respect of a vehicle, as the case may be, during which, subject to the provisions of this Order, that vehicle may be left in that parking place"; and
 - (c) in Articles 5.6, 6.5 and 21.2 of that Order, for the words "for a period not exceeding 30 minutes" there were substituted the words "for a period not exceeding either 30 minutes or 1 hour, depending on the duration of free parking as indicated on a traffic sign relating to that parking place".

Addition to or substitution of items in the map-based schedule

- 4.1 While this Order remains in force, and without prejudice to the validity of anything done or to any liability incurred in respect of any act or omission before the coming into force of this Order, the Order of 2021 shall have effect as though:-
- (a) where there is no existing item at a location depicted in the map-based schedule attached to that Order, there were added to that map-based schedule the item depicted in the map-based schedule attached to this Order; and
 - (b) where there is an existing item at a location depicted in the map-based schedule attached to that Order, there were substituted in that map-based schedule the item depicted in the map-based schedule attached to this Order.
- 4.2 The substitution referred to in Article 4.1(b) of this Order of any item in in the map-based schedule will have the effect of suspending any provision provided or designated by a previous version of that item in the map-based schedule and not incorporated into the latest version.

Designation of parking place and application of the Order of 2021 thereto

- 5.1 Each area on a street identified the map based schedule as a parking place and, where applicable, by way of the map schedule legend as an area marked out and signed for the use therein of specified classes of vehicles following the conditions specified in the Order of 2021 in relation to that type of parking place, is designated as a parking place.

^b LBS 2021/035

- 5.2 Unless otherwise so identified, a parking place shall be bounded on one side of its length by the edge of the carriageway and be an area marked either by a traffic sign or by another method of indicating the extent of a parking place as specified in the Traffic Signs Regulations and General Directions 2016^c.
- 5.3 The provisions of the Order of 2021 (other than Articles 4 and 19) shall apply to the area designated as a parking place by this Order as if in those provisions any reference to a parking place included a reference to an area designated as a parking place by this Order.

Placing of traffic signs, etc

- 6.1 The Council shall:
- (a) place and maintain traffic signs or other appropriate markings on the surface of the street indicating the limits of the parking place designated by this Order;
 - (b) place and maintain in or in the vicinity of each parking place, traffic signs indicating that such parking place may be used during the permitted hours for the leaving only of the vehicles specified in Articles 5.1, 5.5 and 5.6 of the Order of 2021;
 - (c) place and maintain in or in the vicinity of the parking place a traffic sign indicating, that such parking place may be used by vehicles making payment of the parking charge by way of the electronic payment system; and the location identification number of such parking place or part thereof; and
 - (d) carry out such other work as is reasonably required for the purpose of the satisfactory operation of a parking place.

Power to modify or suspend this Order

- 7.1 In pursuance of section 10(2) of the Road Traffic Regulation Act 1984, the Head of Service - Highways (or such other officer of the Council as holds the post of Traffic Manager as defined in section 17 of the Traffic Management Act 2004^d) may, if it appears to that officer essential in the interests of the expeditious, convenient and safe movement of traffic, or of the provision of suitable and adequate parking facilities on the highway, or for preserving or improving the amenities of the area through which any road affected by this Order runs, modify or suspend any provision of this Order, save that no modification shall make an addition.

Dated this seventh day of July 2022



DALE FODEN
Head of Service, Highways
Environment and Leisure

^c SI 2016/362

^d 2004 c.18

EXPLANATORY NOTE

(This note is not part of the Order)

This Order, by way of an experiment:-

- a) adds provision for the additional arrangement of 'stop and shop' parking places (1hr free, and then pay parking) to the Order of 2021; and
- b) adds or substitutes items in the map-based schedule attached to the Order of 2021, so as to provide 18 new 'stop and shop' parking places which are lined so as vehicles stand at an angle of 60° to the kerb-line operating Mon-Sat 8.30 am to 6.30 pm (1hr free, and then pay parking with max stay 3hrs, no return within 2hrs) in Dulwich Village on the north-east side, between its junctions with Calton Avenue and Gilkes Place,
in the London Borough of Southwark.



THE COUNCIL OF THE LONDON BOROUGH OF SOUTHWARK

TRAFFIC MANAGEMENT ORDER

2022 No. 104

The London Borough of Southwark (Free parking places)
(Dulwich Village north parade) Experimental Traffic Order 2022

Made: 7 July 2022

Coming into force: 14 July 2022

Expires: 24 January 2024

The Council of the London Borough of Southwark, after consulting the Commissioner of Police of the Metropolis, in exercise of the powers conferred by sections 9 and 10 of the Road Traffic Regulation Act 1984^e, as amended, and of all other powers thereunto enabling, hereby make the following Order:

Citation, commencement and expiry

- 1.1 This Order may be cited as the London Borough of Southwark (Free parking places) (Dulwich Village north parade) Experimental Traffic Order 2022, shall come into force on 14 July 2022, and will expire on 24 January 2024.

Interpretation

- 2.1 In this Order:-

“Council” means the Council of the London Borough of Southwark;

“enactment” means any enactment, whether public general or local, and includes any order, bye-law, rule, regulation, scheme or other instrument having effect by virtue of an enactment;

“map-based schedule” means the map attached to and to be read in conjunction with this Order and the Order of 2021, which depicts the free parking place imposed by this Order, and, in conjunction with the map schedule legend, identifies the type of each particular free parking place and, if appropriate, certain of its governing provisions:

Provided that the Council does not accept responsibility for any inaccuracies contained in the Ordnance Survey data relied upon to create the map-based schedule and where a parking place is depicted on the map-based schedule, that parking place will continue to apply irrespective of any subsequent changes that have been made to the underlying Ordnance Survey data.

“map schedule legend” means the map schedule legend attached to this Order which, when used in conjunction with the map-based schedule, identifies the specific type of free parking place imposed by this Order and, where appropriate, certain of their governing provisions; and

^e 1984 c.27

"the Order of 2021" means the London Borough of Southwark (Free Parking Places, Loading Places and Waiting, Loading and Stopping Restrictions) (Map-based) Order 2021^f.

- 2.2 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.
- 2.3 Unless the context otherwise requires, any expression used in this Order which is also used in the Order of 2021 shall have the same meaning as in that Order.

Addition to or substitution of items in the map-based schedule

- 3.1 While this Order remains in force, and without prejudice to the validity of anything done, or to any liability incurred in respect of any act or omission before the coming into force of this Order, the Order of 2021 shall have effect as though:-
- (a) where there is no existing item at a location depicted in the map-based schedule attached to that Order, there were added to that map-based schedule the item depicted in the map-based schedule attached to this Order; and
 - (b) where there is an existing item at a location depicted in the map-based schedule attached to that Order, there were substituted in that map-based schedule the item depicted in the map-based schedule attached to this Order.
- 3.2 The substitution referred to in Article 3.1(b) of this Order of any item in in the map-based schedule will have the effect of suspending any provision provided or designated by a previous version of that item in the map-based schedule and not incorporated into the latest version.

Designation of parking place and application of the Order of 2021 thereto

- 4.1 Each area on a street identified the map-based schedule as a parking place and, where applicable, by way of the map schedule legend as an area marked out and signed for the use therein of specified classes of vehicles following the conditions specified in the Order of 2021 in relation to that type of parking place, is designated as a parking place.
- 4.2 Unless otherwise so identified, a parking place shall be bounded on one side of its length by the edge of the carriageway and be an area marked either by a traffic sign or by another method of indicating the extent of a parking place as specified in the Traffic Signs Regulations and General Directions 2016^g.
- 4.3 The provisions of the Order of 2021 (other than Articles 4 and 15) shall apply to the area designated as a parking place by this Order as if in those provisions any reference to a parking place included a reference to an area designated as a parking place by this Order.

Placing of traffic signs etc.

- 5.1 The Council shall:-
- (a) place and maintain traffic signs or other appropriate markings on the surface of the street indicating the limits of the parking place designated by this Order;
 - (b) place and maintain in or in the vicinity of each parking place, traffic signs indicating that such parking place may be used during the permitted hours for the leaving only of the vehicles specified in Article 5.1 of the Order of 2021; and
 - (c) carry out such other work as is reasonably required for the purpose of the satisfactory operation of a parking place.

^f LBS 2021/036

^g SI 2016/362

Power to modify or suspend this Order

- 6.1 In pursuance of section 10(2) of the Road Traffic Regulation Act 1984, the Head of Service - Highways (or such other officer of the Council as holds the post of Traffic Manager as defined in section 17 of the Traffic Management Act 2004^h) may, if it appears to that officer essential in the interests of the expeditious, convenient and safe movement of traffic, or of the provision of suitable and adequate parking facilities on the highway, or for preserving or improving the amenities of the area through which any road affected by this Order runs, modify or suspend any provision of this Order, save that no modification shall make an addition.

Dated this seventh day of July 2022



DALE FODEN

Head of Service, Highways
Environment and Leisure

^h 2004 c.18

EXPLANATORY NOTE

(This note is not part of the Order)

This Order, by way of an experiment, adds or substitutes items in the map-based schedule attached to the Order of 2021, so as to relocate an 'unlimited stay' Disabled Persons parking place in Dulwich Village on the north-east side to a location o/s No. 27 Dulwich Village, in the London Borough of Southwark.

Public notice

Dulwich Village north parade trial parking places

The London Borough of Southwark (Charged-for parking places) (Dulwich Village north parade) Experimental Traffic Order 2022

The London Borough of Southwark (Free parking places) (Dulwich Village north parade) Experimental Traffic Order 2022

1. Southwark Council hereby GIVES NOTICE that on 7 July 2022 it has made the above experimental orders under sections 9 and 10 of the Road Traffic Regulation Act 1984.
2. The effects of the experimental Orders, the intention of which is to trial new parking measures in the Dulwich Village area, will be:-
 - (a) to add the provision for the additional 'stop and shop' parking places to the London Borough of Southwark (Charged-For Parking Places) (Map-based) Order 2021, in which either (i) vehicles may be left free of charge for up to 1 hour, or (ii) vehicles which have paid the parking charge may be left up to the maximum stay indicated on the traffic sign in relation to that parking place, the first hour of which parking session would be free of charge; provided no vehicle may return to a parking place within the period indicated on the traffic sign in relation to that parking place, between the operating hours indicated on the traffic sign in relation to that parking place;
 - (b) in DULWICH VILLAGE on the north-east side between its junctions with Calton Avenue and Gilkes Place existing 'short stay' parking places which are lined so as vehicles stand at an angle of 60° to the kerb-line, are converted to provide (i) a new 'unlimited stay' disabled persons' parking place to operate 'at any time' and may be used without time limit by vehicles displaying a valid disabled persons 'blue badge' o/s No. 27 Dulwich Village; and (ii) 18 new 'stop and shop' parking places in which vehicles may either be left free of charge for up to 1 hour, or vehicles which have paid the parking charge may be left for up to 3 hours, the first hour of which parking session would be free of charge; provided no vehicle may return to a parking place within 2 hours (between Monday to Saturday 8.30 am - 6.30 pm).

Notes: (1) 'stop and shop' parking place sessions must be registered with the Council's 'Pay by Phone' provider to obtain the 1 hour free of charge parking in addition to a longer charged-for stay. The 'Pay by Phone' provider will calculate the total parking charge for the parking session payable automatically upon registering. (2) All measurements are in metres and are approximate. (3) Parking charges are listed on www.southwark.gov.uk/parking

3. For more information on the background and implementation of this scheme please contact Rachel Gates of the council's Highways, Transport Projects team Highways@southwark.gov.uk
4. Copies of the Orders, which will come into force on 14 July 2022 (and can remain in force for up to 18 months from that date), this notice, and a statement of the council's reasons for making the order may be found online www.southwark.gov.uk/trafficorders; paper or digital copies of plans showing the location and effect of the Orders and the supporting documents may be requested by emailing traffic.orders@southwark.gov.uk, or inspected by appointment only at: Highways, Southwark Council, Environment and Leisure, 3rd floor hub 2, 160 Tooley Street, London SE1 2QH. Email traffic.orders@southwark.gov.uk (or call 020 7525 3497) for booking details.
5. The council will in due course be considering whether the provisions of the experimental orders should be continued in force indefinitely, by means of a permanent order made under section 6 of the Road Traffic Regulation Act 1984. Anyone wishing to object to the making of the permanent order or make any other representation regarding the scheme would have 6 months to do so, from the date the experimental order comes into force (or, if the orders are varied by a subsequent order or modified pursuant to section 10(2) of the Road Traffic Regulation Act 1984, from the date that variation order/s or modification comes into force), and may send a statement to traffic.orders@southwark.gov.uk or to: Traffic Order consultations, Highways, Southwark Council, Environment and Leisure, P.O. Box 64529, London SE1P 5LX; or use the form labelled 'Parking - Road traffic and highway schemes - responding to statutory consultation notices' at www.southwark.gov.uk/statutoryconsultationnotices quoting reference 'TMO2223-EXP01 _Dulwich Village north parade'. Please note that if you wish to object to the scheme you must state the grounds on which your objection is made.

6. Under requirements of current access to information legislation, any letter or e-mail sent to the Council in response to this Notice may be subject to publication or disclosure, or both, including communication to other persons affected.
7. Anyone wishing to question the validity of the order/s or of any provision therein on the grounds that it is not within the relevant powers of the Road Traffic Regulation Act 1984, or that any of the relevant requirements thereof or of any relevant regulations made thereunder have not been complied with in relation to the order/s may, within 6 weeks of the date on which the order was made, make application for the purpose to the High Court.

Dated 7 July 2022

Dale Foden - Head of Service - Highways, Environment and Leisure

Statement of reasons

Dulwich Village north parade trial parking places

The London Borough of Southwark (Charged-for parking places) (Dulwich Village north parade) Experimental Traffic Order 2022

The London Borough of Southwark (Free parking places) (Dulwich Village north parade) Experimental Traffic Order 2022

The decision has been made to amend parking areas by way of an experiment, in Dulwich Village (Dulwich Village ward), in the London Borough of Southwark.

The introduction of parking restrictions outside the Dulwich Village north parade of shops ensures that parking is secured for customers using the local businesses and supporting the local economy. The re-location of an 'unlimited stay' disabled bay is to ensure that the provision of disabled bay parking is accessible for users and allows those with certain access requirements to be able to easily access local business.

A total of 19 individually marked parking places, lined so as vehicles stand at an angle 60° to the kerb-line, are converted from 'short stay' parking places to provide:-

- an 'unlimited stay' disabled persons' parking place to operate 'at any time' and may be used without time limit by vehicles displaying a valid disabled persons 'blue badge' o/s No. 27 Dulwich Village; and
- 18 'stop and shop' parking places in which vehicles may either be left free of charge for up to 1 hour, or vehicles which have paid the parking charge may be left for up to 3 hours, the first hour of which parking session would be free of charge; provided no vehicle may return to a parking place within 2 hours (between Monday to Saturday 8.30 am - 6.30 pm).

NOTE: 'stop and shop' parking place sessions must be registered with the Council's 'Pay by Phone' provider to obtain the 1 hour free of charge parking in addition to a longer charged-for stay. The 'Pay by Phone' provider will calculate the total parking charge for the parking session payable automatically upon registering.

These measures are subject to experimental Traffic Management Orders (TMOs). A TMO is the legal mechanism the council, as traffic authority, uses to control aspects of the way that the highway is used. They provide the legal backing to signs and road markings used on the highway and allow them to be enforceable.

The experimental TMOs will be enforceable for a period up to 18 months to allow the assessment of any impact the restrictions might have on the area and surrounding roads, and to revise the scheme if necessary within that time. A review will be carried out to assess the initial success of the scheme and whether the restrictions should be made permanent.

A previous trial at this location in Dulwich Village implemented in June 2021 (public notice originally advertised in *the London Gazette* on 17 June 2021⁹), introduced a total of 15 individually marked parking places consisting of one new 'unlimited stay' disabled persons' parking place and 14 new 'stop and shop' parking places. This 2021 trial will be superseded and the experimental Traffic Management Orders have been revoked in entirety.

Link to the decision details for **Dulwich Village north parade**:

<https://moderngov.southwark.gov.uk/documents/s104842/Appendix%2055%20-%20Dulwich%20Village%20north%20parade.pdf>

Dated 7 July 2022

⁹ <https://www.thegazette.co.uk/notice/3824345>

For more information contact:-

Rachel Gates

Transport Projects

Highways

Highways@southwark.gov.uk