

Public notice

Engines to be turned off when stationary in parking places, free parking places, loading bays and on waiting restrictions

The London Borough of Southwark (Engines to be turned off when stationary) (Parking places, free parking places, loading bays and waiting restrictions) (No. 1) Order 2017

1. Southwark Council hereby GIVES NOTICE that it proposes to make the above order under sections 6, 45, 46, 49 and 128 of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984¹, as amended, and of all other powers thereunto enabling.
2. The effect of the order would be to prohibit vehicles from waiting with the engine running, regardless of whether the vehicle is attended, in all pay parking places, free parking places, loading bays and on all waiting restrictions throughout the borough - so as to reduce environmental pollution caused by vehicles.
3. Further information may be obtained by contacting Mr. David Sole, the council's Parking services and development manager by telephone on 020 7525 2037 or e-mail: parking@southwark.gov.uk
4. Copies of this notice, the proposed order and a statement of the council's reasons for making the order may be found online at <http://www.southwark.gov.uk/trafficorders> or by scanning the QR code below, paper copies may be obtained from or viewed at Highways, Environment, 3rd floor hub 2, 160 Tooley Street, London SE1 2QH. Please telephone 020 7525 2005 for details.
5. Anyone wishing to object to or make any other representations regarding the proposal, may use the form labelled '*Parking - Road traffic and highway schemes - responding to statutory consultation notices*' at <https://forms.southwark.gov.uk/> or send a statement in writing to: the Traffic orders officer, Highways, Southwark council, Environment, P.O. Box 64529, London SE1P 5LX or by e-mail to traffic.orders@southwark.gov.uk quoting reference H/ND/TMO1718-007 by 25 May 2017. Please note that if you wish to object to this proposal you must state the grounds on which your objection is made.
6. When making an objection or representation, please be aware that this may be communicated to other people who may be affected. Information provided in response to this consultation, including in some circumstances personal information, may also be subject to publication or disclosure under the requirements of current access to information legislation.

Dated 04 May 2017

Nicky Costin

Parking and network management business unit manager
Regulatory services

¹ [1984 c.27](#)



Statement of reasons

Engines to be turned off when stationary in parking places, free parking places, loading bays and on waiting restrictions

The London Borough of Southwark (Engines to be turned off when stationary) (Parking places, free parking places, loading bays and waiting restrictions) (No. 1) Order 2017

- This purpose of this scheme would be to prohibit vehicles from waiting with the engine running, regardless of whether the vehicle is attended, in all pay parking places, free parking places, loading bays and on all waiting restrictions on streets throughout the borough - and thereby reduce the environmental pollution caused by idling vehicles.
- If made, the order would be enforced on-street by the Council's Civil enforcement officers, using contravention code 63.

For more information contact:

David Sole

Parking services and development manager

Regulatory services

020 7525 2037

parking@southwark.gov.uk



THE COUNCIL OF THE LONDON BOROUGH OF SOUTHWARK

TRAFFIC MANAGEMENT ORDER

2017 No. 0**

The London Borough of Southwark (Engines to be turned off whilst vehicles are stationary)
(Parking places, free parking places, loading bays and waiting restrictions) (No. 1) Order 2017

Made: 2017

Coming into force: 2017

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 6, 45, 46, 49 and 124 of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984^a, and of all other powers thereunto enabling, hereby make the following Order:-

Citation and commencement

- 1.1 This Order may be cited as the London Borough of Southwark (Engines to be turned off whilst vehicles are stationary) (Parking places, free parking places, loading bays and waiting restrictions) (No. 1) 2017 and shall come into force on 2017.

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; and

- 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 2012 shall have the same meaning as in that Order.

^a 1984 c.27

Amendment of existing Orders

3.1 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:-

- (a) after Article 14.4 of the London Borough of Southwark (Parking places) (CPZ 'B') (No. 1) Order 2013^b, the London Borough of Southwark (Parking places) (CPZ 'C1') (No. 1) Order 2012^c, the London Borough of Southwark (Parking places) (CPZ 'C2') (No. 1) Order 2009^d, the London Borough of Southwark (Parking places) (CPZ 'D') (No. 1) Order 2010^e, the London Borough of Southwark (Parking places) (CPZ 'E') (No. 1) Order 2010^f, the London Borough of Southwark (Parking places) (CPZ 'EC') (No. 1) Order 2016^g, the London Borough of Southwark (Parking places) (CPZ 'F') (No. 1) Order 2011^h, the London Borough of Southwark (Parking places) (CPZ 'G') (No. 1) Order 2011ⁱ, the London Borough of Southwark (Parking places) (CPZ 'GR') (No. 1) Order 2013^j, the London Borough of Southwark (Parking places) (CPZ 'H') (No. 1) Order 2014^k, the London Borough of Southwark (Parking places) (CPZ 'J') (No. 1) Order 2011^l, the London Borough of Southwark (Parking places) (CPZ 'K') (No. 1) Order 2015^m, the London Borough of Southwark (Parking places) (CPZ 'L') (No. 1) Order 2016ⁿ, the London Borough of Southwark (Parking places) (CPZ 'LG') (No. 1) Order 2011^o, the London Borough of Southwark (Parking places) (CPZ 'M1') (No. 1) Order 2014^p, the London Borough of Southwark (Parking places) (CPZ 'N') (No. 1) Order 2014^q, and the London Borough of Southwark (Parking places) (CPZ 'SB') (No. 1) Order 2014^r, there were inserted the following Article:-

“Engines to be turned off whilst vehicles are stationary

14A.1 Notwithstanding the foregoing provisions of this Order, no person shall cause or permit any vehicle to wait in any parking place specified in a Schedule to this Order, unless the driver of the vehicle shall turn off the engine of that vehicle as soon as the vehicle is in position and stationary in the parking place and shall not start the engine again except when about to change the position of the vehicle or depart from the parking place or designated area.

14A.2 Save as provided in Article 14A.1 preceding, the driver of a vehicle shall, when the vehicle is stationary, stop the action of any machinery attached to or forming part of the vehicle so far as may be necessary for the prevention of noise or of exhaust emissions (as defined in regulation 3 of the Road Vehicles (Construction and Use) Regulations 1986^s - as amended by the Road Vehicles (Construction and Use) (Amendment) Regulations 1998^t).

14A.3 The provisions of Article 14A.1 do not apply:-

- (a) when the vehicle is stationary owing to the necessities of traffic;

^b LBS 2013/115

^c LBS 2012/055

^d LBS 2009/073

^e LBS 2010/001

^f LBS 2010/065

^g LBS 2016/001

^h LBS 2011/052

ⁱ LBS 2011/041

^j LBS 2013/106

^k LBS 2014/072

^l LBS 2011/058

^m LBS 2015/096

ⁿ LBS 2016/046

^o LBS 2011/109

^p LBS 2014/104

^q LBS 2014/093

^r LBS 2014/078

^s S.I. 1986 No. 1078

^t S.I. 1998 No. 1

- (b) so as to prevent the examination or working of the machinery where the examination is necessitated by any failure or derangement of the machinery or where the machinery is required to be worked for a purpose other than driving the vehicle; or
 - (c) in respect of a vehicle propelled by gas produced in plant carried on the vehicle, to such plant.”;
- (b) after Article 13.4 of the London Borough of Southwark (Parking places) (CPZ 'HH') (No. 1) Order 2007^u, the London Borough of Southwark (Parking places) (CPZ 'M2') (No. 1) Order 2007^v, the London Borough of Southwark (Parking places) (CPZ 'NC') (No. 1) Order 2008^w, and the London Borough of Southwark (Parking places) (Parking zone 'P') (No. 1) Order 2016^x, and after Article 13(4) of the London Borough of Southwark (Parking places) (CPZ 'T') Order 2005^y there were inserted the following Article:-

“Engines to be turned off whilst vehicles are stationary

13A.1 Notwithstanding the foregoing provisions of this Order, no person shall cause or permit any vehicle to wait in any parking place specified in a Schedule to this Order, unless the driver of the vehicle shall turn off the engine of that vehicle as soon as the vehicle is in position and stationary in the parking place and shall not start the engine again except when about to change the position of the vehicle or depart from the parking place or designated area.

13A.2 Save as provided in Article 13A.1 preceding, the driver of a vehicle shall, when the vehicle is stationary, stop the action of any machinery attached to or forming part of the vehicle so far as may be necessary for the prevention of noise or of exhaust emissions (as defined in regulation 3 of the Road Vehicles (Construction and Use) Regulations 1986 - as amended by the Road Vehicles (Construction and Use) (Amendment) Regulations 1998).

13A.3 The provisions of Article 13A.1 do not apply:-

- (a) when the vehicle is stationary owing to the necessities of traffic;
 - (b) so as to prevent the examination or working of the machinery where the examination is necessitated by any failure or derangement of the machinery or where the machinery is required to be worked for a purpose other than driving the vehicle; or
 - (c) in respect of a vehicle propelled by gas produced in plant carried on the vehicle, to such plant.”;
- (c) after Article 12.3 of the London Borough of Southwark (Free parking places) (Disabled persons) (No. 1) Order 2013^z and after Article 12.5 of the London Borough of Southwark (Free parking places) (No. 1) Order 2015^{aa} and the London Borough of Southwark (Free parking places) (Solo motor cycles) (No. 1) Order 2011^{bb}, there were inserted the following Article:-

“Engines to be turned off whilst vehicles are stationary

12A.1 Notwithstanding the foregoing provisions of this Order, no person shall cause or permit any vehicle to wait in any parking place specified in a Schedule to this Order, unless the driver of the vehicle shall turn off the engine of that vehicle as soon as the vehicle is in position and stationary in the parking place and shall not

^u LBS 2007/052

^v LBS 2007/014

^w LBS 2008/014

^x LBS 2016/015

^y LBS 2005/069

^z LBS 2013/059

^{aa} LBS 2015/088

^{bb} LBS 2011/022

start the engine again except when about to change the position of the vehicle or depart from the parking place or designated area.

12A.2 Save as provided in Article 12A.1 preceding, the driver of a vehicle shall, when the vehicle is stationary, stop the action of any machinery attached to or forming part of the vehicle so far as may be necessary for the prevention of noise or of exhaust emissions (as defined in regulation 3 of the Road Vehicles (Construction and Use) Regulations 1986 - as amended by the Road Vehicles (Construction and Use) (Amendment) Regulations 1998).

12A.3 The provisions of Article 12A.1 do not apply:-

- (a) when the vehicle is stationary owing to the necessities of traffic;
 - (b) so as to prevent the examination or working of the machinery where the examination is necessitated by any failure or derangement of the machinery or where the machinery is required to be worked for a purpose other than driving the vehicle; or
 - (c) in respect of a vehicle propelled by gas produced in plant carried on the vehicle, to such plant.”;
- (d) after Article 10.2 of the London Borough of Southwark (Loading bays) (No. 1) Order 2016^{cc}, there were inserted the following Article:-

“Engines to be turned off whilst vehicles are stationary

10A.1 Notwithstanding the foregoing provisions of this Order, no person shall cause or permit any vehicle to wait in any loading bay specified in a Schedule to this Order, unless the driver of the vehicle shall turn off the engine of that vehicle as soon as the vehicle is in position and stationary in the loading bay and shall not start the engine again except when about to change the position of the vehicle or depart from the loading bay or designated area.

10A.2 Save as provided in Article 10A.1 preceding, the driver of a vehicle shall, when the vehicle is stationary, stop the action of any machinery attached to or forming part of the vehicle so far as may be necessary for the prevention of noise or of exhaust emissions (as defined in regulation 3 of the Road Vehicles (Construction and Use) Regulations 1986 - as amended by the Road Vehicles (Construction and Use) (Amendment) Regulations 1998).

10A.3 The provisions of Article 10A.1 do not apply:-

- (a) when the vehicle is stationary owing to the necessities of traffic;
 - (b) so as to prevent the examination or working of the machinery where the examination is necessitated by any failure or derangement of the machinery or where the machinery is required to be worked for a purpose other than driving the vehicle; or
 - (c) in respect of a vehicle propelled by gas produced in plant carried on the vehicle, to such plant.”; and
- (e) after Article 12.1 of the London Borough of Southwark (Waiting and loading restrictions) Consolidation Order 2015^{dd}, there were inserted the following Article:-

“Engines to be turned off whilst vehicles are stationary

12A.1 Notwithstanding the foregoing provisions of this Order, no person shall cause or permit any vehicle to wait in any restricted street, unless the driver of the vehicle shall turn off the engine of that vehicle as soon as the vehicle is in position and stationary in the restricted street and shall not start the engine again except when about to change the position of the vehicle or depart from the restricted street.

^{cc} LBS 2016/005

^{dd} LBS 2015/082

12A.2 Save as provided in Article 12A.1 preceding, the driver of a vehicle shall, when the vehicle is stationary, stop the action of any machinery attached to or forming part of the vehicle so far as may be necessary for the prevention of noise or of exhaust emissions (as defined in regulation 3 of the Road Vehicles (Construction and Use) Regulations 1986 - as amended by the Road Vehicles (Construction and Use) (Amendment) Regulations 1998).

12A.3 The provisions of Article 12A.1 do not apply:-

- (a) when the vehicle is stationary owing to the necessities of traffic;
- (b) so as to prevent the examination or working of the machinery where the examination is necessitated by any failure or derangement of the machinery or where the machinery is required to be worked for a purpose other than driving the vehicle; or
- (c) in respect of a vehicle propelled by gas produced in plant carried on the vehicle, to such plant.”.

Dated this day of 2017

NICKY COSTIN
Road network and parking business unit manager
Public realm

EXPLANATORY NOTE

(This note is not part of the Order)

This Order prohibits vehicles from waiting with the engine running in parking places, loading bays or on waiting restrictions on streets in the London Borough of Southwark.