



Department for
Transport

From the Parliamentary
Under Secretary of State

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Our Ref: NB/029245/10

Councillor Mrs Francine Haeberling
Bath & NE Somerset Council
Guildhall
High Street
Bath
BA1 5AW

15 December 2010

Dear Cllr. Haeberling,

**Implementation of Part 6 of the Traffic Management Act 2004 (TMA) –
Remaining powers for local authorities to enforce bus lanes and certain
moving traffic matters (e.g. yellow box junctions)**

I am writing to seek your views on whether the powers referred to above should be enacted, and if they were, whether your council is likely to want to use them.

Before I make any decision on the implementation, or otherwise, of these powers, I would be grateful if you would provide me with clear evidence of the intentions your local authority in the context of:

- how local authorities will ensure these enforcement activities are carried out in a way that is fair and proportionate, and targeted on the most selfish and disruptive behaviours;
- how local authorities intend to communicate their enforcement plans and policies to road users - both local road users and visitors;
- what priority local authorities intend to give to the enforcement activities enabled by these proposals;

- when these enforcement powers would be needed in order to support wider local transport plans, targets and policies - and to help authorities meet the requirements of the Network Management Duty introduced by the Traffic Management Act; and
- how local authority elected members intend to ensure their officers take account of public concerns in developing and implementing enforcement policies and what enforcement tools they would use.

Please address your response to [REDACTED] at Zone 2/6 Great Minster House, 76 Marsham Street, London, SW1P 4DR or via email to [REDACTED]@dft.gsi.gov.uk before 31 January 2011.

Annexed to this letter is a brief summary of Part 6 of the Traffic Management Act 2004 (TMA). I also attach a document which lists the traffic signs subject to civil enforcement under the provisions of part 4 of schedule 7 to the TMA.

Your assistance in this matter is much appreciated.

Yours sincerely

[REDACTED]


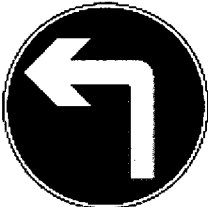
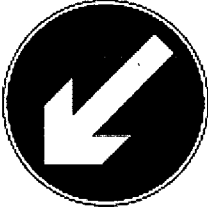
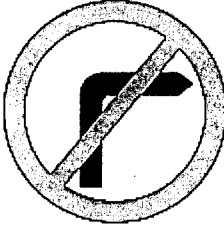
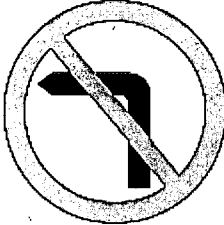
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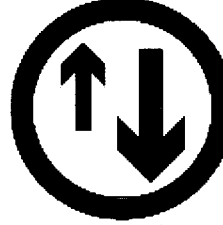

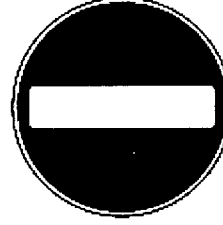

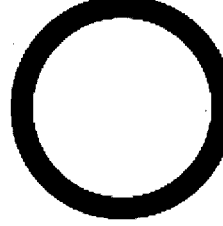

Annex

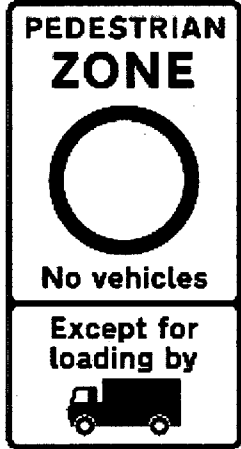
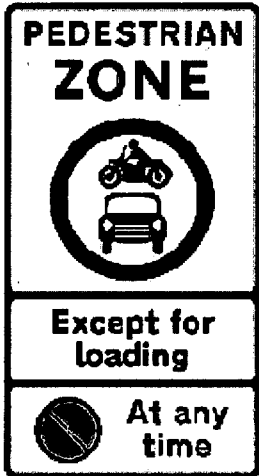
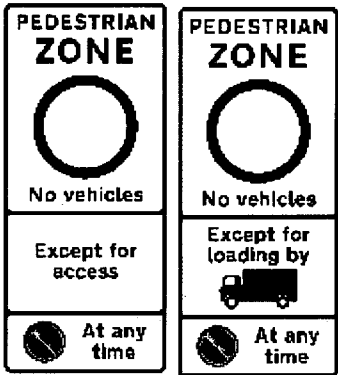

Part 6 of the Traffic Management Act 2004 gives the Government the power to make regulations and publish guidance related to the civil enforcement of road traffic contraventions. The powers cover the enforcement of contraventions of locally made regulations for parking, bus lanes, the London lorry ban and certain moving traffic matters (such as banned turns, prohibitions on certain classes of vehicles, pedestrian zones, one way traffic and yellow box junctions).





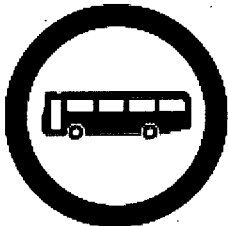
The powers relating to parking were brought into force on 31 March 2008 and local authorities outside London with parking enforcement power have the power to enforce bus lanes using regulations made under section 144 of the Transport Act 2000. The main powers, therefore, that local authorities outside London do not have that local authorities in London have under locally made legislation is to enforce some moving traffic matters that are there either to give priority to certain road users or to smooth traffic flows and help manage localised congestion and road safety hot spots.



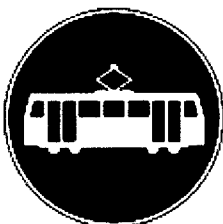




Traffic signs subject to civil enforcement under the provisions of Part 4 of Schedule 7 (Moving Traffic Contraventions) to the Traffic Management Act 2004


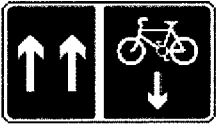
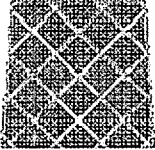
Description of traffic sign	Diagram number*	Sign
<p>Vehicular traffic must proceed in the direction indicated by the arrow</p> <p>Vehicles to turn left, turn right or proceed ahead as indicated by arrow</p>	606	
<p>Vehicular traffic must turn ahead in the direction indicated by the arrow</p> <p>Vehicles to turn left or turn right ahead as indicated by arrow</p>	609	
<p>Vehicular traffic must comply with the requirements prescribed in regulation 15</p> <p>Vehicles to keep left or right as indicated by arrow</p>	610	
<p>No right turn for vehicular traffic</p>	612	
<p>No left turn for vehicular traffic</p>	613	

No U turns for vehicular traffic	614	
Priority must be given to vehicles from the opposite direction	615, 615.1	 
<p>No entry for vehicular traffic (when the restriction or prohibition is one that may be indicated by another traffic sign subject to civil enforcement)</p> <p>Example: No entry except buses</p>	616	 
All vehicles prohibited except non-mechanically propelled vehicles being pushed by pedestrians	617	 

Entry to pedestrian zone restricted (Alternative types)	618.2	
Entry to and waiting in pedestrian zone restricted (Alternative types)	618.3	
Entry to and waiting in pedestrian zone restricted (Variable message sign)	618.3A	
Motor vehicles prohibited	619	

Motor vehicles except solo motor cycles prohibited	619.1	
Solo motor cycles prohibited	619.2	
Goods vehicles exceeding the maximum gross weight indicated on the goods vehicle symbol prohibited	622.1A	
One way traffic	652	
Buses prohibited	952	

Route for use by buses and pedal cycles only	953	 
Route for use by tramcars only	953.1	 
Route for use by pedal cycles only	955	
Route for use by pedal cycles and pedestrians only	956	
Route comprising two ways, for use by pedal cycles only and by pedestrians only	957	

With-flow cycle lane	959.1	
Contra-flow cycle lane	960.1	
Box junction markings Regulation 29(2) and Part II of Schedule 19 of the Traffic Signs Regulations and General Directions 2002 – See Rule 150 of Highway Code	1043,1044	

*Diagram number for the traffic sign in the Traffic Signs Regulations and General Directions 2002 (SI 2002/3113)