



THE ROYAL BOROUGH OF
**KENSINGTON
AND CHELSEA**

TRAFFIC MANAGEMENT ORDER

2020 No. 15

**The Kensington and Chelsea (Charged-For Parking Places) (Amendment No. 13)
Experimental Traffic Order 2020**

Made 28th May 2020

Coming into operation: 5th June 2020

The Royal Borough of Kensington and Chelsea, after consulting the Commissioner of Police of the Metropolis, in exercise of the powers conferred by sections 9 and 10 the Road Traffic Regulation Act 1984¹ as amended and of all other powers thereunto enabling, hereby make the following Order:-

Citation and Commencement

1. This Order may be cited as The Kensington and Chelsea (Charged-For Parking Places) (Amendment No. 13) Experimental Traffic Order 2020 and shall come into operation on 5th June 2020.

Interpretation

2. (1) In this Order:

“the Order of 2018” means the Kensington and Chelsea (Charged-For Parking Places) Consolidation Order 2018².

"enactment" means any enactment, whether public general or local and includes any order, byelaw, rule, regulation, scheme or other instrument having effect by virtue of an enactment; and

- (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.

¹ 1984 c. 27

² RBKC 2018/18

Amendment of the Order of 2018

3 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 2018 shall have effect as though:

- (a) there were added to Article 3(1) to that Order the following expression and meaning assigned to that expression:

““authorised vehicle” means a vehicle appearing on a list kept by the Council or authorised agent of vehicles that from time to time are classed as authorised vehicles;”

- (b) in Article 3(1) to that Order, in the meaning assigned to the expression “maximum stay”, for the words “Vehicles displaying a valid disabled persons’ purple badge” there were substituted the words “Vehicles displaying a valid disabled persons’ purple badge and authorised vehicles”;

- (c) in Article 3(1) to that Order, for the expressions “parking charge” and “parking period” and the meanings assigned to those expressions there were substituted the following:

"parking charge" means an amount specified in Article 15 or 15B which is payable, subject to the provisions of this Order:

- (i) in relation to an authorised vehicle, by using the telephone or electronic payment system, in respect of a vehicle left in a pay on-street parking place or a residents’ parking place;
- (ii) in relation to a vehicle other than an authorised vehicle, at a pay and display machine or by using the telephone or electronic payment system, in respect of a vehicle left in a pay on-street parking place;

"parking period" means a period of time for which payment of the parking charge has been made in respect of a vehicle and during which, subject to the provisions of this Order, that vehicle may be left in a pay on-street parking place or in the case of an authorised vehicle, in a pay on-street parking place or a residents’ parking place;”

- (d) there were added as sub-paragraph (d) to Article 5(1) to that Order, the following:

“(d) an authorised vehicle in respect of which the parking charge specified in Article 15B has been paid.”;

- (e) there were added as Article 15B to that Order and the heading to that Article, the following:

“15B. Amount of the parking charge at residents’ parking places in relation to an authorised vehicle

The parking charge in relation to an authorised vehicle left in a residents’ parking place shall be £15 per day.”

- (f) in Article 16 to that Order for the text “any vehicle” there were substituted the text “any vehicle other than an authorised vehicle”;

- (g) in Article 17(1) to that Order for the text “the vehicle” there were substituted the text “a vehicle other than an authorised vehicle”;

- (h) there were added as paragraphs (1B) and (1C) of Article 17 to that Order, the following:

“(1B) The parking charge shall be payable on the leaving of an authorised vehicle in a pay on-street parking place at any time during the permitted hours, by the driver of the vehicle, or a person authorised by the driver to act on their behalf, instructing the service provider to accept payment of the parking charge for a specified parking period and in respect of a specified vehicle by using the telephone or electronic payment system and by the service provider accepting such payment.

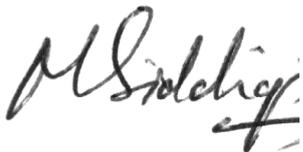
- (1C) The parking charge shall be payable on the leaving of an authorised vehicle in a residents' parking place at any time during the permitted hours, by the driver of the vehicle, or a person authorised by the driver to act on their behalf, instructing the service provider to accept payment of the parking charge in respect of a specified vehicle by using the telephone or electronic payment system and by the service provider accepting such payment.”
- (i) in sub-paragraph (b) of Article 18(1) to that Order, sub-paragraph (b) of Article 18(2) to that Order and sub-paragraph (b) of Article 19(1) to that Order, for the text “Article 17(1)(b)” there were substituted the text “Article 17(1)(b), 17(1B) or 17(1C)”; and
- (j) there were added as a proviso below the table in sub-paragraph (C) of paragraph (3) of Schedule 11A to that Order, the following:

“Provided that where, in accordance with the charge rates set out in this Schedule, the parking charge for a parking period on any one day would be calculated to be greater than £15, the parking charge in relation to an authorised vehicle shall be £15.”.

Modification and suspension

4. In pursuance of section 10(2) of the Road Traffic Regulation Act 1984, a person authorised by the Council of the Royal Borough of Kensington and Chelsea or some other person authorised in that behalf by that person, may, if it appears to them 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 28th day of May 2020



Mahmood Siddiqi
Director for Transport and Highways

EXPLANATORY NOTE

(This note is not part of the Order but is intended to indicate its general purport)

This Order caps parking charges, removes maximum stay periods and provides additional parking facilities throughout the Borough for key workers whilst there in an increased risk of infection with coronavirus from using public transport, for an experimental period of up to 18 months duration, in the Royal Borough of Kensington and Chelsea.