



**LONDON BOROUGH OF WALTHAM FOREST**

**TRAFFIC MANAGEMENT ORDER**

**2024 No. --**

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**The Waltham Forest (Off-Street Parking Places) (Amendment No. --)  
Order 2024**

Made \* 2024

Coming into operation \* 2024

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The Council of the London Borough of Waltham Forest, after consulting the Commissioner of Police of the Metropolis, in exercise of the powers conferred by sections 35 and 124 of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984<sup>1</sup>, as amended and all other powers enabling, hereby makes the following Order: -

**1. Citation and Commencement**

1.1 This Order shall come into operation on \*\* 2024 and may be cited as The Waltham Forest (Off-Street Parking Places) (Amendment No. --) Order 2024.

**2. Interpretation**

2.1 In this Order

“Council” means the Council of the London Borough of Waltham Forest;

“the Order of 2009” means The Waltham Forest (Off-Street Parking Places) Order 2009<sup>2</sup>.

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 2009 shall have the same meaning as in that Order.

**3. Amendments to the Order of 2009**

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 operation of this Order, the Order of 2009 shall have effect as though:

(a) There were added to Article 3 to that Order, the following expressions and meanings assigned to those expressions:

““Car Club Permit” means a car club permit granted under the provisions of Article 73, issued in either hard-copy or virtual form, granted by the Council or authorised agent for the leaving of a vehicle in a parking bay within a parking place to which such permit relates and “valid” in that such a permit contains the particulars set out in that said Article and that a permit identifier or parking bay number, if applicable, which appears on a sign placed in relation to a car club parking bay within that parking place is the same as the permit identifier or parking bay number specified on that permit.

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<sup>1</sup> 1984 c.27

<sup>2</sup> LBWF 2009/001

“contractor” means a contractor authorised by the Council to undertake maintenance or works on the behalf of the Council within an estate;

““Disabled Residents Permit / Blue Badge Resident Permit” means a resident permit granted under the provisions of Article 80, which although not in actual form, is nevertheless a permit granted by the Council or authorised agent for the leaving of a vehicle in a parking bay within a parking place to which such permit relates and “valid” in relation to such a permit means the vehicle’s registration mark appears on a list of vehicles authorised by the Council or authorised agent to be left in such parking bays within that parking place and the permit identifier, if applicable, specified in column 3 of Schedule 7 in relation to a parking place specified in column 1 of that Schedule is the same as that which appears on a sign placed in relation to that parking bay within that parking place;

“Disabled Residents Permit holder/ Blue Badge Resident Permit holder” means a person to whom a disabled resident permit / Blue Badge Resident Permit has been granted by the Council or authorised agent;

“essential user” means either:-

- (i) a doctor who has a surgery in or works in the London Borough of Waltham Forest; or
- (ii) a person who is either employed by or contracted to the Council; or
- (iii) a person who is a profit making Council partner or contractor; or
- (iv) a person who is employed by or contracted to a health authority; or
- (v) a Police Officer or a person who is employed by the Metropolitan Police; or
- (vi) a person who is employed by the London Fire and Civil Defence Authority or a company that services fire fighting appliances,

for whom the use of a vehicle is essential to the carrying out of their public service duties;

"goods" means goods of any kind whether animate or inanimate and includes postal packets of any description; and "delivering" and "collecting" in relation to any goods includes checking the goods for the purpose of their delivery or collection;

"loading bay" means an area in a parking place designated for loading and unloading of goods in a loading bay by this Order.

“passenger vehicle” means a motor vehicle other than a motor cycle constructed solely for the carriage of passengers and their effects and not designed to carry more than eight passengers exclusive of the driver, and not drawing a trailer;

“permit identifier” has the same meaning as in Schedule 1 to the 2016 Regulations (a);

“permit holder” means either a “Disabled Residents Permit/ Blue Badge Resident Permit” a “Staff Permit” a “Business Permit” a “Business Pool Permit”, or a “Car Club Permit” granted under the provisions of either Articles 60 to 64 (inclusive), Article 70 to 74 (inclusive), Articles 76 to 79 (Inclusive) and Article 80 this Order, or an “essential users permit”.

“postal packets” has the same meaning as in section 65 of the Postal Services Act 2011(b);

“disabled resident” “or “disabled residents” means, in relation to a parking place specified in column 1 of the table of Schedule 7, a person whose usual place of abode is at premises or at an address listed in relation thereto in column 7 of that table”;

- (b) Article 7 were substituted the following:

“7. The driver of a vehicle using a parking place shall stop the engine as soon as practicable after the vehicle is in a parking bay or loading bay in that parking place and shall not start the engine except when about to change the position of the vehicle within, or to depart from, the parking place.

- (c) There were added as Articles 12 to 15 inclusive to that Order, the following:

“12. No person shall permit any vehicle to wait in a parking bay that has been reserved by means of a sign or surface marking specifically for use by vehicles

displaying a Disabled Residents Permit / Blue Badge Resident Permit issued in respect of that parking bay.

13. No person shall permit any vehicle to wait in a loading bay that has been reserved by means of a sign or surface marking specifically for use by vehicles engaged in the act of loading or unloading goods to or from a postal address in a parking place.

14. No person shall permit a vehicle to wait in a parking bay that has been reserved by means of a sign or surface marking specifically for use by vehicles displaying in the relevant position a valid essential users' permit issued in respect for that parking bay.

15. Subject to Article 8, other than in relation to a parking bay reserved for the use of an electric vehicle, no person shall cause any vehicle to be left in an parking bay or a loading bay during the permitted hours for a continuous period of more than the time stated, in such circumstances as it is stated, on a sign or surface marking, or both, in respect of that parking bay or loading bay and no such vehicle which has been taken away from such parking bay or loading bay shall return to that parking bay or loading bay during the permitted hours until the expiration of a period of time stated, in such circumstances as it is stated on a sign or surface marking in respect of that parking bay or loading bay.”.

(d) There were added as Article 13B to that Order and the heading to that Article, the following:

“Disabled Residents Permit / Blue Badge Resident Permit to have been granted in respect of vehicles left in a parking bay marked out as for the use of Disabled /Blue Badge Residents Permit holders in certain parking places.

13B. (1) At all times during which a vehicle is left in a parking bay marked out as for the use of Disabled / Blue Badge Residents Permit holders in a parking place specified in Schedule 7 to this Order during the permitted hours, it shall have been granted a valid Disabled/ Blue Badge Residents Permit.”;

(e) Article 75A to that Order were substituted the following:

“75A. The provisions of Article 75 shall not apply to a vehicle that has been granted:

- (a) a valid business permit or business pool permit left in a parking bay marked out as for the use of business permit holders in a parking place specified in Schedule 5 to this Order.”; or
- (b) a valid disabled/ blue badge residents permit left in a parking bay in a parking place marked out as for the use of disabled / blue badge permit holders in a parking place specified in Schedule 7 to this Order.”

(f) There were added as Article 80 to that Order and the heading to that Article, the following:

**“Provisions relating to Disabled Residents Permits/ Blue Badge Resident Permits**

80.

(1) Disabled residents who are disabled persons badge holders may apply to the Council or authorised agent for the grant of a Disabled Residents Permit Blue Badge Resident Permit in respect of one UK registered vehicle of the class specified in Article 4(1) and any such application shall be made on a form obtainable from or made available online by the Council or authorised agent and shall include the particulars and information required by such form to be supplied and shall be accompanied by the remittance of the relevant charge specified in Article 80(9).

Providing that a resident may not apply to the Council or authorised agent for the grant of a Disabled Residents Permit Blue Badge Resident Permit in any case where:

- (a) a Disabled Residents Permit Blue Badge Resident Permit has previously been granted to a resident and the permit remains valid;
  - (b) it has been stated on a residents tenancy agreement that no such Disabled Residents Permit Blue Badge Resident Permit would be granted for use of a Disabled Residents Blue Badge Resident parking bay in a parking place.
- (2) On receipt of an application for a Disabled Resident Permit or after the grant of a Disabled Resident Permit, the Council or authorised agent may at any time require an applicant for a Disabled Resident Permit Blue Badge Resident Permit or a Disabled Residents Permit holder Blue Badge Resident Permit holder, as the case may be, to produce to an officer of the Council or a representative of the authorised agent: -
- (i) in respect of any application, such evidence as they may reasonably call for to verify the details of that application; or
  - (ii) in respect of any Disabled Residents Permit Blue Badge Resident Permit that has been granted, such evidence as they may reasonably call for to verify that the Disabled Residents Permit Blue Badge Resident Permit is valid.
- (3) On receipt of an application made under the provisions of this Article and on receipt of the appropriate charge specified in Article 80(10), the Council or authorised agent, upon being satisfied that the applicant is a resident who is a disabled persons badge holder and the application is made in respect of a vehicle of the class specified in Article 3(1) and that no other Disabled Residents Permit Blue Badge Resident Permit which remains valid has been granted to a resident, shall grant to the applicant one Disabled Residents Permit for the leaving during the permitted hours in a disabled resident permit parking bay of the vehicle to which such Disabled Residents Permit Blue Badge Resident Permit relates by the Disabled Residents Permit holder Blue Badge Resident Permit holder or by any person using such vehicle with the consent of the Disabled Residents Permit holder Blue Badge Resident Permit holder, other than a person to whom such vehicle has been let for hire or reward.
- (4) The granting of a Disabled Residents Permit Blue Badge Resident Permit does not entitle the Disabled Residents Permit holder Blue Badge Resident Permit holder to a disabled resident permit Blue Badge Resident Permit parking bay, nor can the availability of a disabled residents permit parking bay Blue Badge Resident Permit bay be guaranteed.
- (5) A Disabled Residents Permit Blue Badge Resident Permit holder may surrender a Disabled Residents Permit Blue Badge Resident Permit to the Council or authorised agent at any time and shall surrender a Disabled Residents Permit Blue Badge Resident Permit to the Council or authorised agent on the occurrence of any one of the events set out in Article 80(8).
- (6) A disabled resident permit Blue Badge Resident Permit holder may cancel a disabled resident permit Blue Badge Resident Permit at any time and shall cancel such permit on the occurrence of any one of the events set out in paragraph (8) of this Article.
- (7) The Council or authorised agent may, by notice in writing served on the Disabled Residents Permit Blue Badge Resident Permit holder by sending the same by the recorded delivery service to the Disabled Residents Permit holder at the address shown by that person on the application for the Disabled Residents Permit Blue Badge Resident Permit or any other address believed to be that person's place of abode, withdraw a Disabled Residents Permit Blue Badge Resident Permit if it appears to the Council or authorised agent that any one of the events set out in Article 80(8) has occurred.

- (8) The events referred to in the foregoing provisions of this Article are:
- (a) the Disabled Residents Permit Blue Badge Resident Permit holder ceasing to be a resident;
  - (b) the withdrawal of such Disabled Residents Permit Blue Badge Resident Permit by the Council or authorised agent under the provisions of Article 5(6);
  - (c) the vehicle in respect of which such Disabled Residents Permit Blue Badge Resident Permit was granted being adapted or used in such a manner that it is not a vehicle of the class specified in Article 4(1);
  - (d) the Disabled Residents Permit Blue Badge Resident Permit being used other than for the purpose for which it was granted.
- (9) Without prejudice to the foregoing provisions of this Article, a Disabled Residents Permit Blue Badge Resident Permit shall cease to be valid on the concurrence of any one of the events set out in Article 80(7).
- (10) The charge payable for a disabled resident permit Blue Badge Resident Permit as referred to in Article 80(3) shall be zero pounds (£0.00).
- (11) Where a disabled resident permit Blue Badge Resident Permit holder applies to the Council or authorised agent for an amendment of any details relating to a disabled resident permit Blue Badge Resident Permit such as but not limited to the name, address of the resident or registration mark of a vehicle to which the disabled resident permit Blue Badge Resident Permit relates, a charge of twenty-five pounds shall be payable.

The provisions of this Order shall apply to an amended permit and an application therefor as if it were a disabled resident permit Blue Badge Resident Permit, as the case may be, or an application therefor.

- (12) a disabled resident permit Blue Badge Resident Permit shall cease to be valid at the expiration of the period of one year from the date that the Disabled Resdeint Permit Blue Badge Resident Permit first becomes valid or at the expiration of the period for which payment of the charge specified in Article 80(10) has been made, or on the occurrence of any one of the events set out in paragraph (8)(a), (b), (c) or (d) of this Article, whichever is the earlier.
- (f) There were added as Schedule 7 to the Order of 2009 the Schedule and table set out in the Schedule to this Order; and
- (g) The first paragraph and the header preceding that first paragraph of Article 73 to the Order of 2009 were substituted the following:

“Form of hard-copy or virtual car club permit

73. A hard-copy or virtual car club permit, issued by the Council, authorised agent or car club shall be in writing (for a hard-copy form of permit) or, in virtual form both typed to include the following particulars: -“

Dated this \* day of \* 2024.

Mr J. Griffin  
Director of Neighbourhoods  
(The officer appointed for the purpose)

SCHEDULE (See Article 3.1(f) of this Order)

**SCHEDULE 7 – PARKING PLACE, PERMIT IDENTIFIERS, PERMITTED HOURS, PERMIT HOLDERS’ ONLY HOURS AND PERMIT ELIGIBLE PROPERTIES**

**(SCHEDULE 7 OF THE ‘ORDER OF 2009)**

(see Article 3(1) – definition of “business user”, “disabled resident”, “permitted hours”, and “resident”)

1 Name of Parking Place	2 Parking bay type	3 Permit identifier	4 Permitted hours	5 Permit holders only hours (where different to controlled hours)	6 Address, for the purpose of definition of “business user” or “resident”  (excepting any premises under the definition of car-free (see Articles - and - of the ‘Order of 2009’))	7 Address, for the purpose of definition of “disabled resident”
Town Hall E17	‘Disabled residents’ parking place  <b>Blue Badge Resident parking place</b>	H-DIS-TH  H-DIS-FS	At any time	N/A		Residents of block B, C, D, J and H:  Tuffin Court, No. 2 Wandle Road E17 4GU; Honeycomb Court, 2 Melsetter Road E17 4ZF; Medway Court, No. 4 Melsetter Road E17 4ZG; Dury Court, No. 6 Melsetter Road E17 4ZE, and Nos. 3 - 5 Wandle Road E17 4GU  Wiffen Apartments, No. 5 Melsetter Road E17 4ZB; Bramble Apartments, No. 13 Melsetter Road E17 4ZD;

						<p>Lotus Point, No. 11 Wandle Road E17 4GT; Nos. 7, 9 and 11 Melsetter Road E17 4ZB and Nos. 6 – 10 (inclusive) and 12 Wandle Road E17 4GT</p> <p>Bullerswood Crt, No. 2 Larkspur Road E17 4JR; Foale Court, No. 4 Larkspur Road E17 4GS; Saladin Crt, No. 1 Wandle Road E17 4GW</p> <p>Greenway House, No. 3 Melsetter Road E17 4ZA</p> <p>Stanshall House, No. 5 Larkspur Road E17 4ZA</p> <p>(limited to 14 disabled resident permits issued at any one time)</p>
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## **EXPLANATORY NOTE**

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

This Order makes amendments to the Waltham Forest (Off-Street Parking Places) Consolidation Order 2009 to introduce provisions for the application for, granting and use of disabled residents permits. Loading places within the London Borough of Waltham Forest.