TRAFFIC WARDENS

1960 No. 1582

The Functions of Traffic Wardens Order, 1960

Made - - - -	1*st September*, 1960
Laid before Parliament	8*th September*, 1960
Coming into Operation	15*th September*, 1960

In pursuance of the powers conferred upon me by subsection (3) of section two of the Road Traffic and Roads Improvement Act, 1960(a), I hereby make the following Order:—

1. The functions set out in the Schedule to this Order are hereby prescribed as appropriate for discharge by traffic wardens.

2. The Interpretation Act, 1889(b), applies to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

3.—(1) This Order may be cited as the Functions of Traffic Wardens Order, 1960, and shall come into operation on the fifteenth day of September, 1960.

(2) This Order shall not extend to Scotland.

R. A. Butler,
One of Her Majesty's Principal Secretaries of State.

Home Office,
Whitehall.
1st September, 1960.

SCHEDULE

Functions of Traffic Wardens

1.—(1) Traffic wardens may be employed to enforce the law with respect to an offence—

(*a*) committed in respect of a vehicle by its being left or parked on a road during the hours of darkness (as defined by the Road Transport Lighting Act, 1957(c)), without the lights or reflectors required by law; or

(*b*) committed in respect of a vehicle by its obstructing a road, or waiting, or being left or parked, or being loaded or unloaded, in a road; or

(*c*) created by section eighty-eight of the Road Traffic Act, 1960(d), (which relates to offences in connection with parking places on highways where charges are made), other than an offence described in the foregoing provisions of this sub-paragraph.

(2) For the purposes of the enforcement of the law with respect to such of the offences described in sub-paragraph (1) of this paragraph as are offences to which section one of the Road Traffic and Roads Improvement Act, 1960,

(a) 8 & 9 Eliz. 2. c. 63.
(b) 52 & 53 Vict. c. 63.
(c) 5 & 6 Eliz. 2. c. 51.
(d) 8 & 9 Eliz. 2. c. 16.

(which relates to the fixed penalty procedure) applies, other than an offence committed in respect of a vehicle by its obstructing a road or the offence created by section sixteen of the Road Traffic Act, 1960, (which relates to leaving vehicles in dangerous positions), traffic wardens may exercise the functions conferred on constables by the said section one in an area to which the said section one extends.

2.—(1) Traffic wardens may, under arrangements made with the Minister of Transport, be employed to act as parking attendants at a street parking place provided or controlled by the Minister.

(2) Traffic wardens may, under arrangements made with a local authority, be employed to exercise the functions conferred on them by a designation order (that is to say, a designation order as defined in the Road Traffic and Roads Improvement Act, 1960).

3. Where a police authority provides school-crossing patrols under section forty-seven of the Road Traffic Act, 1960, whether as the appropriate authority or by agreement with the appropriate authority, traffic wardens appointed by that police authority may be employed to act as school-crossing patrols.

EXPLANATORY NOTE

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

Section two of the Road Traffic and Roads Improvement Act, 1960, provides that traffic wardens may not be employed to discharge functions, other than those prescribed as appropriate by order of the Secretary of State. This Order prescribes the functions which traffic wardens may be employed to discharge in England and Wales.

Paragraph 1 (1) of the Schedule to this Order authorises their employment to enforce the law with respect to the offences mentioned therein.

Paragraph 1 (2) authorises traffic wardens to operate the fixed penalty procedure under section one of the said Act in relation to some of those offences. Obstruction and the offence created by section sixteen of the Road Traffic Act, 1960, (which relates to leaving vehicles in dangerous positions) are excluded from the offences for which the fixed penalty procedure may be used by traffic wardens.

Paragraph 2 authorises the employment of traffic wardens to act as parking attendants at street parking places provided or controlled by the Minister of Transport and to exercise the functions conferred on traffic wardens at street parking places by designation orders : these orders relate to parking meter zones.

Paragraph 3 authorises the employment of traffic wardens as school-crossing patrols.