STATUTORY INSTRUMENTS

1966 No. 222 (S. 18)

POLICE

The Functions of Traffic Wardens (Scotland) Order 1966

Laid before Parliament in draft

Made - - - - 2nd *March* 1966
Coming into Operation 1st *April* 1966

In exercise of the powers conferred upon me by section 2(3) and (12) of the Road Traffic and Roads Improvement Act 1960(a), I hereby make the following Order, a draft of which has been laid before Parliament and has been approved by resolution of each House of Parliament:—

1.—(1) This Order may be cited as the Functions of Traffic Wardens (Scotland) Order 1966 and shall come into operation on 1st April 1966.

(2) The Interpretation Act 1889(b) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

2.—(1) Without prejudice to the provisions of the Functions of Traffic Wardens (Scotland) Order 1962(c), the following functions are hereby prescribed as appropriate for discharge by traffic wardens, namely, the control and regulation of road traffic at road junctions or at other places, whether on the highway or not, which are or are likely to be congested with traffic, and any other functions normally undertaken by the police in connection with the control and regulation of road traffic.

(2) Nothing in this Article shall permit any of the said functions to be exercised when a traffic warden is in a moving vehicle.

(3) Nothing in this Article shall confer on a traffic warden a function conferred expressly on a constable as such by or under any enactment.

William Ross,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.
2nd March 1966.

EXPLANATORY NOTE

(This Note is not part of the Order.)

Section 2 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 as appropriate for this purpose in Scotland police functions in connection with the control and regulation of road traffic. These are in addition to the functions already prescribed as appropriate for this purpose by the Functions of Traffic Wardens (Scotland) Order 1962.

(a) 8 & 9 Eliz. 2. c. 63. (b) 52 & 53 Vict. c. 63.
(c) S.I. 1962/1271 (1962 II, p. 1376).