

Traffic Management Act 2004, Part 6: Application for Designation of Civil Enforcement Area for Moving Traffic Contraventions

Dear Secretary of State

Following the introduction, on 31 May 2022, of regulations giving effect to the moving traffic enforcement powers under Part 6 of the Traffic Management Act 2004 (“the Part 6 powers”), I am writing to formally apply on behalf of West Berkshire District Council [as established by Sections 17-23 of the Local Government Act 1972 and the Local Government Changes for England Regulations 1994/SI867 and Berkshire Structural Change Order 1996 SI/1879] [formerly Newbury District Council] for designation as a civil enforcement area for moving traffic contraventions. This application is submitted in accordance with paragraph 10 of Schedule 8 to the Traffic Management Act 2004 and the below conditions set out by the Department for Transport.

As Service Director – Environment, I confirm that West Berkshire District Council, being a unitary authority makes this application with the authority of the Council. I also confirm that the Council has met all of the following as required:

	Yes / No
Has the Council consulted the appropriate Chief Officer of Police?	Yes
Has the Council carried out public engagement, for the requisite minimum six-week period, on the location(s) and type(s) of moving traffic restriction selected by the local authority as appropriate for enforcement action?	Yes
Did this exercise set out rationale for, and benefits of, moving traffic enforcement to local residents and businesses, and provide the opportunity for them to raise any concerns?	Yes
Has the Council taken appropriate steps, as it considers reasonable, to resolve all objections?	Yes
Has the Council carried out effective public communication and engagement, using the full range of media available, as the Council considers appropriate?	Yes
Will this public communication and engagement continue up to the start of enforcement and for a reasonable period thereafter?	Yes
Has the Council ensured that enforcement of all moving traffic restrictions will be underpinned by accurate Traffic Regulation Orders, where applicable, and indicated by lawful traffic signs and road markings?	Yes
Has the Council ensured all the relevant equipment has been certified by the Vehicle Certification Agency (VCA) specifically for moving traffic contraventions?	Yes
Do you undertake to carry out all of the above steps in respect of any new camera location in the future?	Yes

West Berkshire District Council [as established by Sections 17-23 of the Local Government Act 1972 and the Local Government Changes for England Regulations 1994/SI867 and Berkshire Structural Change Order 1996 SI/1879] [formerly Newbury District Council] is applying for designation of the Part 6 powers to cover the whole of its civil enforcement area for parking contraventions.

Yours,

Jon Winstanley, Service Director - Environment