Traffic Management Act 2004

CHAPTER 18

TRAFFIC MANAGEMENT ACT 2004

PART 1
TRAFFIC OFFICERS

Traffic officers for England and for Wales

1 Traffic officers: introduction
2 Designation of traffic officers

Jurisdiction and powers of traffic officers

3 Jurisdiction of traffic officers
4 Powers to direct traffic officers
5 The special powers of a traffic officer
6 Powers to stop or direct traffic
7 Powers to place temporary traffic signs
8 Power to confer further special powers on traffic officers
9 Removal of certain vehicles by traffic officers

Miscellaneous and supplementary

10 Offences
11 Uniform
12 Power to charge for traffic officer services provided on request
13 Power to acquire land
14 Financial assistance to authorised persons
15 Interpretation of Part 1
## Part 2

### Network Management by Local Traffic Authorities and Strategic Highways Companies

#### General duties relating to network management

16 The network management duty  
17 Arrangements for network management  
18 Guidance to network management authorities  
19 Power to require information relating to network management

#### Enforcement of network management duties

20 Intervention notices  
21 Intervention orders  
22 Appointment of traffic director: supplementary  
23 Monitoring and reporting  
24 Intervention in activities of network management authority  
25 Exercise of network management authority functions  
26 Application of sections 20 to 25 to network management authorities exercising functions jointly  
27 Criteria for making intervention orders  
28 Guidance to traffic directors  
29 Traffic directors in London  
30 Recovery of costs from network management authorities  
31 Interpretation of Part 2

## Part 3

### Permit Schemes

32 Meaning of “permit scheme”  
33 Preparation of permit schemes  
33A Implementation of permit schemes of strategic highway companies and local highway authorities in England  
34 Implementation of local highway authority permit schemes: Wales  
35 Implementation of other permit schemes  
36 Variation and revocation of permit schemes  
37 Permit regulations  
38 Crown application  
39 Interpretation of Part 3

## Part 4

### Street Works

#### Enforcement

40 Increase in penalties for summary offences under 1991 Act  
41 Fixed penalty offences

**Co-ordination of works by street authority**

42 Duty of street authority to co-ordinate works
Direction-making powers

43 Directions relating to timing of street works
44 Directions as to placing of apparatus

Records and information

45 The street works register
46 Records of location of apparatus
47 Duties relating to the location of unexpected apparatus
48 Duty to inspect records

Miscellaneous

49 Notices of street works
50 Qualifications of supervisors and operatives
51 Restriction on works following substantial road works
52 Restriction on works following substantial street works
53 Notices requiring remedial works relating to reinstatements
54 Duty to notify street authority of reinstatement
55 Power of street authority to require undertaker to re-surface street
56 Re-surfacing: regulations and guidance
57 Contributions to costs of re-surfacing by undertaker
58 Inspection fees
59 Guidance about inspections

PART 5

HIGHWAYS AND ROADS

Strategic roads in London

60 Strategic roads in London: initial designation by Secretary of State
61 Orders of the Greater London Authority changing what are strategic roads
62 London borough council exercising powers under Highways Act 1980 so as to affect strategic roads
63 London borough council exercising powers under Road Traffic Regulation Act 1984 so as to affect strategic roads

Enforcement of certain offences under the Highways Act 1980

64 Fixed penalty offences under the Highways Act 1980

Records of objects placed in highway

65 Duty of strategic highways company or local highway authority to keep records of objects in highway

Skips, scaffolding, building materials and excavations: charges for occupation of highway etc.

66 Builders' skips: charge for occupation of highway for unreasonable period
67 Builders' skips: charge determined by reference to duration of occupation of highway
68 Scaffolding, building materials and excavations: charge for occupation of highway for unreasonable period
69 Scaffolding, building materials and excavations: charge determined by reference to duration of occupation of highway
70 Sections 66 to 69: supplementary

Guidance as to safety precautions

71 Guidance to local highway authorities as to safety precautions

PART 6
CIVIL ENFORCEMENT OF TRAFFIC CONTRAVENTIONS

Civil penalties for road traffic contraventions

72 Civil penalties for road traffic contraventions
73 Contraventions subject to civil enforcement
74 Civil enforcement areas
75 Power to require authority to apply for civil enforcement powers
76 Civil enforcement officers
77 Setting the level of penalty charges

Notification, adjudication and enforcement

78 Notification of penalty charge
78A Notification of penalty charge: parking contraventions in England
79 Immobilisation of vehicle where penalty charge payable
80 Representations and appeals
81 Adjudicators
82 Enforcement of penalty charges
83 Certificated bailiffs

Additional contraventions in special enforcement areas

84 Designation of special enforcement areas
85 Prohibition of double parking etc.
86 Prohibition of parking at dropped footways etc.

Supplementary

87 Guidance to local authorities
87A Power to prohibit use of devices etc: parking contraventions in England
88 Financial provisions
89 Regulations and orders
90 Application to Crown and visiting forces
91 Consequential amendments
92 Minor definitions
93 Index of defined expressions

PART 7
MISCELLANEOUS AND GENERAL

94 Power to inspect blue badges
95 Application of surplus income from parking places
96 Wales
97 Financial provision
98 Repeals
99 Commencement, transitionals and savings
100 Short title and extent

SCHEDULES

SCHEDULE 1 — Increase in maximum fines for certain summary offences under the 1991 Act
SCHEDULE 2 — Schedule 4A to the New Roads and Street Works Act 1991
SCHEDULE 3 — Schedule 4B to the New Roads and Street Works Act 1991
SCHEDULE 4 — Schedule 3A to the New Roads and Street Works Act 1991
SCHEDULE 5 — Schedule 22A to the Highways Act 1980
SCHEDULE 6 — Schedule 22B to the Highways Act 1980
SCHEDULE 7 — Road traffic contraventions subject to civil enforcement
   Part 1 — PARKING CONTRAVENTIONS

   Parking contraventions
1 References in this Part of this Act to a parking...
   Contraventions relating to parking places in Greater London
2 (1) In Greater London there is a parking contravention in...
   Other parking contraventions in Greater London
3 (1) In Greater London there is a parking contravention in...
   Parking contraventions outside Greater London
4 (1) Outside Greater London there is a parking contravention in...

   Power to add further offences
5 (1) The appropriate national authority may by regulations amend paragraph...
   Part 2 — BUS LANE CONTRAVENTIONS

   Bus lane contraventions
6 (1) A bus lane contravention is a contravention of any...
   Part 3 — LONDON LORRY BAN CONTRAVENTIONS

   London lorry ban contraventions
7 A London lorry ban contravention is a contravention of the...
Moving traffic contraventions

8  (1) A moving traffic contravention is— (a) an offence under...
8A Traffic signs subject to civil enforcement in England

Traffic signs subject to civil enforcement in Wales

9  (1) The table below specifies the traffic signs that are...

Power to amend tables

10 (1) The appropriate national authority may by regulations amend the...

SCHEDULE 8 — Civil enforcement areas and enforcement authorities

Part 1 — IN GREATER LONDON

Civil enforcement of parking contraventions relating to parking places

1  (1) The whole of Greater London is a civil enforcement...

Civil enforcement of other parking contraventions

2  (1) The Secretary of State may, on an application by...

Variation of civil enforcement area by Mayor of London

3  (1) The Mayor of London may by order under this...

Civil enforcement of bus lane contraventions

4  (1) The whole of Greater London is a civil enforcement...

Civil enforcement of London lorry ban contraventions

5  (1) The whole of Greater London is a civil enforcement...

Civil enforcement of moving traffic contraventions: London local authorities

6  (1) A London local authority may by resolution declare the...

Civil enforcement of moving traffic contraventions: Transport for London

7  (1) Transport for London may declare the whole or part...

Part 2 — OUTSIDE GREATER LONDON

Designation of civil enforcement areas for parking contraventions

8  (1) The appropriate national authority may, on an application under...

Designation of civil enforcement areas for bus lane contraventions

9  (1) The appropriate national authority may make an order designating...

Designation of civil enforcement areas for moving traffic contraventions

10 (1) The appropriate national authority may, on an application under...

SCHEDULE 9 — Civil enforcement: setting the level of charges

Part 1 — CHARGES TO WHICH THIS SCHEDULE APPLIES
Charges to which this Schedule applies

1 (1) This Schedule provides for the setting of the levels...

Part 2 — CHARGES APPLICABLE IN GREATER LONDON

Charges to be set by Transport for London or London local authorities

2 (1) It is the duty— (a) of Transport for London,...

Supervisory role of Mayor of London

3 (1) Transport for London and the London local authorities must...

Reserve powers of Secretary of State

4 (1) The following provisions apply where the Mayor of London—...

Publication of levels of charges

5 (1) Transport for London and the London local authorities shall...

Discharge of functions by London local authorities

6 (1) The Secretary of State may make provision by regulations...

Part 3 — CHARGES APPLICABLE OUTSIDE GREATER LONDON

Charges to be set by enforcement authority

7 (1) Outside Greater London it is the duty of each...

Guidelines given by appropriate national authority

8 (1) The levels of charges set by enforcement authorities under...

Publication of levels of charges

9 An enforcement authority for an area outside Greater London shall...

SCHEDULE 10 — Civil enforcement: special enforcement areas

Designation of special enforcement areas in Greater London

1 (1) The Secretary of State may, on an application by...

Variation of special enforcement area by Mayor of London

2 (1) The Mayor of London may by order under this...

Designation of special enforcement areas outside Greater London

3 (1) The appropriate national authority may, on an application under...

SCHEDULE 11 — Civil enforcement: consequential amendments

Road Traffic Regulation Act 1984

1 (1) Section 46 of the Road Traffic Regulation Act 1984...

2 In section 63A of the Road Traffic Regulation Act 1984...

3 (1) In section 101 of the Road Traffic Regulation Act...
(1) Section 102 of the Road Traffic Regulation Act 1984...

**Tribunals and Inquiries Act 1992**

5 In Part 1 of Schedule 1 to the Tribunals and...

**London Local Authorities Act 1995**

6 In the London Local Authorities Act 1995 (c. x)—

**London Local Authorities and Transport for London Act 2003**

7 In section 20 of the London Local Authorities and Transport...

SCHEDULE 12 — Repeals

   Part 1 — CIVIL ENFORCEMENT
   Part 2 — OTHER REPEALS
Changes to legislation:
There are outstanding changes not yet made by the legislation.gov.uk editorial team to Traffic Management Act 2004. Any changes that have already been made by the team appear in the content and are referenced with annotations.

Changes and effects yet to be applied to:

- s. 83(1) words substituted by 2013 c. 22 Sch. 9 para. 41 (Amendment not applied to legislation.gov.uk. S. 83 already repealed on 6.4.2014 by 2007 c. 15, Sch. 13 para. 156(b), Sch. 23 Pt. 3; S.I. 2014/768, art. 2)
- Sch. 7 modified by S.I. 2019/578 art. 15(3)
- specified provision(s) amendment to earlier commencing SI 2007/2053 art. 8(2)(b) by S.I. 2011/2938 art. 2