



# 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

*Changes to legislation: There are currently no known outstanding effects for the Traffic Management Act 2004. (See end of Document for details)*

---

## 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

*Changes to legislation: There are currently no known outstanding effects for the Traffic Management Act 2004. (See end of Document for details)*

---

*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

*Changes to legislation:* There are currently no known outstanding effects for the Traffic Management Act 2004. (See end of Document for details)

---

- 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

**Changes to legislation:** There are currently no known outstanding effects  
for the Traffic Management Act 2004. (See end of Document for details)

---

- 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...

Part 4 — MOVING TRAFFIC CONTRAVENTIONS

*Changes to legislation:* There are currently no known outstanding effects for the Traffic Management Act 2004. (See end of Document for details)

---

*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...

**Changes to legislation:** There are currently no known outstanding effects  
for the Traffic Management Act 2004. (See end of Document for details)

---

- 4 (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 currently no known outstanding effects for the Traffic Management Act 2004.