

CCTV traffic enforcement: Protocols and procedures

Introduction

Parking Offences were decriminalised under the Road Traffic Act 1991. This enabled local authorities to establish Special Parking Areas (SPA's) and charge for and enforce all non endorsable parking restrictions.

Part 6 of the Traffic Management Act 2004 (TMA) (Parking Regulations) came into force on Monday 31 March 2008. The TMA 2004 replaced part 2 of the Road Traffic Act 1991 and other legislation relating to London to provide a single framework in England for civil enforcement of parking, bus lanes and some moving traffic offences. Under the TMA 2004, decriminalised parking became known as Civil Parking Enforcement (CPE).

Bury Council uses Closed Circuit Television (CCTV) cameras to enforce bus lanes. The enforcement of bus lanes aims to improve the reliability and punctuality of public transport, reduce congestion and pollution.

The enforcement of traffic regulations by CCTV cameras is regulated under the following statutory instruments:

- Road Traffic Regulation Act 1984
- Road Traffic Act 1991
- Section 144 of the Transport Act 2000
- The Bus Lane Contraventions (Penalty Charges, Adjudication and Enforcement) (England) Regulations 2005
- The Tribunals and Inquiries (Bus Lane Adjudicators) (England) Order 2005
- The Bus Lane Contraventions (Approved Local Authorities) (England) Order 2005
- The Bus Lanes (Approved Devices) (England) Order 2005

Together these Acts & Regulations allow a Local Authority to install structures and equipment on or near a highway for the detection of contraventions of Traffic Regulation Orders. It also allows Local Authorities to use the information provided by them, to serve a Penalty Charge Notice (PCN) on the registered keeper of a vehicle which contravenes the Traffic Regulations. For bus lane contraventions, the equipment must be a prescribed device specified in an Order by the Secretary of State at the Home Office.

This document outlines the enforcement protocols and procedures for bus lane contraventions enforced using CCTV Cameras in Bury. It sets out the rules and procedures for issuing PCN's.

This document has been made readily available to the public via the Council's website for their information.

Contact details

For further information regarding parking, please visit our website www.bury.gov.uk or contact the customer service team on 0161-253-5353.

Bus Lane Contraventions (Contravention code 34J)

Bus Lanes are separated from the rest of the road by a single wide continuous white line. There will be a large sign at the beginning of the bus lane showing the hours of operation and which vehicles can use the bus lane e.g. buses, taxis and cycles. There will be a small sign at the end of the bus lane at which point normal parking restrictions commence.

Contravention code 34J

The contravention occurs when a non-exempt vehicle is recorded parked, waiting or travelling more than 20m (i.e. approximately 3 car lengths) in a bus lane.

Capture of evidence

Images must clearly show the vehicle in contravention waiting, parked or travelling more than 20 metres in the bus lane.

Do not enforce against vehicles temporarily straddling the bus lanes prior to turning unless one of the following applies:

- Vehicle has blocked the bus lane by doing so
- Vehicle has travelled more than 20metres
- Vehicle has gained advantage over other vehicles

Footage required

1. Close up of VRM
2. Vehicle travelling in bus lane (or waiting)
3. First time vehicle seen travelling/entering (or waiting) in bus lane
4. Last time vehicle seen travelling/waiting

Images required for PCN

1. Close up of VRM
2. Contextual image showing vehicle in the bus lane.

Exemptions

- Vehicle is a scheduled bus, hackney carriage, ambulance, emergency vehicle or a pedal cycle.
- Vehicle is being used for the laying, erection, alteration or repair of any main services (gas,water, electricity, and telecommunication)
- Vehicle is required to enter or stop within the bus lane by law or at the direction of a police officer in uniform.
- Vehicle is entering or stopping in the bus lane to avoid an accident.

Bus lane locations and hours of operations

There are currently 8 bus lanes across the borough. The locations along with hours of operation and exemption classes are listed in the table below. The hours of operation are in line with Greater Manchester's

Standard times which aim to bring consistency across Greater Manchester.

Bury Council bus lane hours of operation and exemption classes

Bus lane location (Direction to)	Hours of operation	Exemptions
1. A58 Bolton Rd; White St to Hulbert St (NE)	Mon to Fri 07:00 to 10:00, 16:00 to 19:00	Taxis, pedal cycles, emergency vehicles
2. A58 Bolton Rd; Belbeck St to Ainsworth Rd (NE)	Mon to Fri 07:00 to 10:00, 16:00 to 19:00	Taxis, pedal cycles, emergency vehicles
3. A58 Bolton Rd; Ainsworth Rd to Olive St (NE)	Mon to Fri 07:00 to 10:00, 16:00 to 19:00	Taxis, pedal cycles, emergency vehicles
4. A56 Manchester Rd; Redvales Rd to Radcliffe Rd (N)	Mon to Fri 07:00-19:00	Taxis, pedal cycles, emergency vehicles
5. A56 Bury New Rd; Salisbury Rd to Church Ln (NW)	Mon to Fri 07:00 to 10:00, 16:00 to 19:00	Taxis, pedal cycles, emergency vehicles
6. A665 Bury Old Rd; Ostrich Ln to Sheepfoot Ln (S)	Mon to Fri 07:00 to 10:00, 16:00 to 19:00	Taxis, pedal cycles, emergency vehicles
7. A665 Bury Old Rd; Parksway to Sheepfoot Ln (N)	Mon to Fri 07:00 to 10:00, 16:00 to 19:00	Taxis, pedal cycles, emergency vehicles

Areas subject to enforcement

The bus lanes that will be enforced must be defined by a Traffic Regulation Order. A copy of all the relevant Traffic Regulation Orders are held at 3 Knowsley Place, Bury and will be provided to the Traffic Penalty Adjudicator as part of the Penalty Charge Notice appeal process

Maintenance

The condition of the signs and lines sited at bus lane locations are checked on a regular basis.