
STATUTORY INSTRUMENTS

2011 No. 000

HIGHWAYS, ENGLAND

The A282 Trunk Road (Dartford-Thurrock Crossing Charging Scheme) Order 20xx

<i>Made</i>	- - - -	<i>2011</i>
<i>Coming into force</i>	- -	<i>2011</i>

The Secretary of State for Transport makes the following Order in exercise of the powers conferred by sections 167, 168, 171 and 172(2) of the Transport Act 2000(a).

Appropriate persons have been consulted in accordance with section 170(1C) of that Act.

Citation, commencement and period in force

1.—(1) This Order may be cited as the A282 Trunk Road (Dartford-Thurrock Crossing Charging Scheme) Order 20xx;

(2) Article 4(1) comes into force on [27th November 2011] and shall remain in force up to and including [31st March 2012];

(3) Articles 1, 2, 3, 4(4) to (6), 5, 6 and 7—

(i) come into force on [27th November 2011] and

(ii) remain in force up to and including [26th November 2018];

(4) Article 4(2) and (3) come into force on [1st April 2012] and shall cease to be in force on the date mentioned in sub-paragraph (3)(ii).

Interpretation

2. In this Order—

(1) “local resident” means a person who permanently resides in the borough of Dartford or Thurrock;

(2) “the plan” means the plan marked “the A282 Trunk Road (Dartford-Thurrock Crossing Charging Scheme) Order 20xx”, signed by authority of the Secretary of State for Transport, and deposited at DfT Records Management Branch, Floor 13 (IMD), Ashdown House, St Leonards-on-Sea, Hastings, East Sussex TN37 7GA; and

(3) all measurements of distance are measured along the route of the relevant highway.

(a) 2000. c. 38. There are amendments to sections 167, 168, 171 and 172 which are not relevant to this Order.

Application

3. From 2200 hours on [27th November 2011] the length of highway set out in Schedule 1 (“the Crossing”) and as indicated on the plan is designated as being subject to the charging regime.

Charging regime

4.—(1) From [27th November 2011] until and including [31st March 2012] the “charging regime” means the regime set out in Schedule 2; ;

(2) From [1st April 2012] until and including the date mentioned in article 1(3)(ii) the “charging regime” means the regime set out in Schedule 3;

(3) The charging regime in paragraph (2) may be varied by the Secretary of State in the time and manner set out in Schedule 4.

(4) There shall be no charge for any vehicle from 2200 hours up to but not including 0600 hours.

(5) The charging regime applies to all classes of motor vehicles as defined in the Road User Charging and Workplace Parking Levy (Classes of Motor Vehicles) (England) Regulations 2001(a) using the Crossing with the exception of those motor vehicles set out in Schedule 5.

(6) For the purposes of this Order classes of motor vehicle to which the charging regime applies, and which are drawing a trailer, shall be charged as though they are not drawing a trailer.

Advance payments

5.—(1) Subject to paragraph (3), the Secretary of State (or his agent) may enter into agreements with persons (“composition agreements”) under which, on such terms as may be provided by the agreement, charges for a motor vehicle to be used on the Crossing may be paid compound in advance.

(2) The composition agreement may relate to use on such number of occasions, or during such period, as may be provided by the agreement, and may provide for a reduction to the charges set out in the charging regime.

(3) Any composition agreement offered by the Secretary of State, or his agent, must be offered on the same terms to all persons seeking to enter a composition agreement.

Local residents

6.—(1) Subject to paragraph (3), the Secretary of State (or his agent) may enter into agreements with local residents (“a local resident’s agreement”) under which, on such terms as may be provided by the agreement, charges for a motor vehicle to be used on the Crossing may be paid compound in advance.

(2) A local resident’s agreement may relate to use on such number of occasions, or during such period, as may be provided by the agreement, and may provide for a reduction to the charges set out in the charging regime..

(3) Any local resident’s agreement offered by the Secretary of State, or his agent, must be offered on the same terms to all local residents seeking to enter a composition agreement.

(a) S. I. 2001/2793.

Revocation

7. The A282 Trunk Road (Dartford-Thurrock Crossing Charging Scheme) Order 2008(a) is revoked.

Signed by authority of the Secretary of State for Transport

Date

Name
Parliamentary Under Secretary of State
Department for Transport

(a) S. I. 2008/1951.

SCHEDULE 1

Regulation 3

LENGTH OF HIGHWAY SUBJECT TO THE CHARGING REGIME

The length of highway is a length of the A282 trunk road starting at a point below the north face of the bridge carrying Crossways Boulevard Bob Dunn Way (A206) over the Trunk Road at junction 1A at Dartford, in the County of Kent, and extending northwards to a point approximately 300 metres north of where it crosses London Road at West Thurrock, in the County of Essex and is labelled A on the plan and carried through twin tunnels beneath the River Thames and on the Queen Elizabeth II bridge over the River Thames.

SCHEDULE 2

Regulation 4(1)

THE CHARGING REGIME STARTING ON [27th NOVEMBER 2011]

<i>Item</i>	<i>Class of Motor Vehicle and Description</i>	<i>Charge for each motor vehicle for a single journey using the Crossing</i>
A	Classes A(a), B(a), C(a), D(a) and E(a). Including mopeds, motorcycles, motor tricycles, light quadricycles and quadricycles.	Free
B	Classes L(a), M1(a). Including motor caravans, or motor cars with at least four wheels and no more than eight seats in addition to the driver's seat.	£2.00
C	Classes NAB(1)(a) and MAB(1)(a) Including light goods vehicles, or motor coaches or omnibus with more than eight seats in addition to the driver's seat, having no more than two axles.	£2.50
D	Classes NAB(2)(a), NAB(3)(a), MAB(2)(a) and MAB(3)(a) Including heavy goods vehicles, motor coaches or omnibus with more than eight seats in addition to the driver's seat, having more than two axles.	£5.00

SCHEDULE 3

Regulation 4(2)

THE CHARGING REGIME STARTING ON [1ST APRIL 2012]

<i>Item</i>	<i>Class of Motor Vehicle and Description</i>	<i>Charge for each motor vehicle for a single journey using the Crossing</i>
A	Classes A(a), B(a), C(a) D(a) and E(a). Including mopeds, motorcycles, motor tricycles, light quadricycles and quadricycles.	Free
B	Classes L(a), M1(a). Including motor caravans, or motor cars with at least four wheels and no more than eight seats in addition to the driver's seat.	£2.50
C	Classes NAB(1)(a) and MAB(1)(a) Including light goods vehicles, or motor coaches or omnibus with more than eight seats in addition to the driver's seat, having no more than two axles.	£3.00
D	Classes NAB(2)(a), NAB(3)(a), MAB(2)(a) and MAB(3)(a) Including heavy goods vehicles, motor coaches or omnibus with more than eight seats in addition to the driver's seat, having more than two axles.	£6.00

SCHEDULE 4

Regulation 4(3)

VARIATION OF THE CHARGING REGIME IN LINE WITH THE RETAIL PRICE INDEX

1. In this Schedule—

- (1) “the base month” means the month of [April]; and
- (2) “the revision date” means the day immediately following the end of the period of two months beginning with the first day of the base month.

2. On or within the period of twenty-one days following—

- (1) the first revision date after the charging regime in Schedule 3 has been in operation one full year; and
- (2) each succeeding revision date falling within the duration of this Order;

the Secretary of State may make a variation order in accordance with this Schedule fixing the amounts of the charges in respect of all classes of vehicles on which charges are leviable.

3.—(1) The maximum charge amount to be fixed by the variation order is by reference to the “relevant rise”.

(2) The “relevant rise” is the percentage difference between the retail price index for the base month which is 12 months before the base month for the purposes of the new variation order, and the base month for the purposes of the new variation order.

(3) The variation order may fix an amount which is less than the amount reached by reference to the “relevant rise”.

4. Any amount to be fixed by a variation order—

- (1) if it is neither a multiple of ten nor an amount which on division by ten produces a remainder of five shall be rounded to the nearest ten pence; and
- (2) if it is an amount which on division by ten produces a remainder of five, shall be increased by five pence.

5. A variation order made under this Schedule shall come into force on the 1st day of [October].

6. The Secretary of State shall give not less than 7 days notice of his intention to implement the variation by publishing a notice thereof in at least one local newspaper circulating in the relevant area and in the London Gazette.

7. References in this Schedule to the retail prices index means the monthly United Kingdom Index of Retail Prices (for all items) published by the Office for National Statistics; and if that index is not published for any month those references shall be read as references to any substitute index or index figures published by that Office for that month.

SCHEDULE 5

Regulation 4(5)

DESCRIPTIONS OF MOTOR VEHICLES EXEMPT FROM THE CHARGING REGIME

1. The following descriptions of motor vehicles are exempt from the charging regime—

(1) a police vehicle, identifiable as such by writing or markings on it or otherwise by its appearance, or being the property of the Service Authority for the National Criminal Intelligence Service or the Service Authority for the National Crime Squad and issued with a Registration Certificate, being used in the execution of duty;

(2) a military vehicle, that is, a vehicle used for army, naval or air force purposes, while being driven by persons for the time being subject to the orders of a member of the armed forces of the Crown;

(3) a fire engine as defined by paragraph 4(2) of Schedule 2 the Vehicle Excise and Registration Act 1994^(a) being used in the execution of duty;

(4) a vehicle which is kept by a fire authority as defined by paragraph 5 of that Schedule being used in the execution of duty;

(5) an ambulance as defined by paragraph 6(2) of that Schedule being used in the execution of duty;

(6) a vehicle which is kept by a health service body as defined by paragraph 7 of that Schedule being used in the execution of duty;

(7) invalid carriages as defined by paragraph 18 of that Schedule;

(8) vehicles used by or kept for use by or for the purpose of a disabled person as defined by paragraph 19 of that Schedule;

(9) vehicles used for the carriage of disabled persons by recognised bodies in accordance with paragraph 20 of that Schedule;

(10) an omnibus being used for a local service as defined by section 2 of the Transport Act 1985^(b) and

(11) a vehicle being used in connection with—

(a) the collection of charges; or

(b) the inspection, safety, maintenance, improvement or renewal of or other dealing with the length of highway described in Schedule 1 or any structure, works or apparatus in, on, under or over that length of highway.

(12) a vehicle used by or escorted by the Vehicle and Operator Service Agency in the execution of duty.

(a) 1994 c.22.

(b) 1985 c. 67.

EXPLANATORY NOTE

(This note is not part of the Order)

Section 167 of the Transport Act 2000 authorises the Secretary of State to operate a road charging scheme at the Dartford-Thurrock Crossing. Road charges are currently levied in accordance with the A282 Trunk Road (Dartford- Thurrock Crossing Charging Scheme) Order (SI 2008/ 1951).

This Order revokes the 2008 Order and creates revised charges for the Dartford-Thurrock Crossing for 2011 and going forward from 2012. It maintains provisions to enable a local discount scheme to be operated.

A full impact assessment of the effect that this instrument will have is available on [[www.dft.gov.uk/....](http://www.dft.gov.uk/...)]