

HERTFORDSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 18 August 2006

Order No. : 7006

THE HERTFORDSHIRE (ST DAVID'S DRIVE AND THE AVENUE, BROXBOURNE) (RESTRICTION OF WAITING) ORDER 2006

The Hertfordshire County Council in exercise of their powers under Sections 1, 2 and 3 of the Road Traffic Regulation Act 1984 (which said Act of 1984 is hereinafter referred to as "the Act of 1984"), and Part IV of the Act of 1984 and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 of the Act of 1984, hereby make the following Order:-

1. This Order may be cited as "The Hertfordshire (St David's Drive and The Avenue, Broxbourne) (Restriction of Waiting) Order 2006" and shall come into operation on Tuesday 29 August 2006.
2. Save as provided in Articles 5, 6 and 7(1) of this Order no person shall cause or permit any vehicle to wait at any time in those lengths of St David's Drive and The Avenue, Broxbourne specified in Schedule 1 to this Order.
3. Save as provided in Articles 5, 6 and 7(1) of this Order no person shall cause or permit any vehicle to wait between the hours of 9:00am to 6:00pm Monday to Friday in that length of St David's Drive, Broxbourne specified in Schedule 2 to this Order.
4. Save as provided in Articles 5, 6 and 7(2) of this Order, no person shall cause or permit any vehicle to wait between the hours of 8:00am to 10:00am and 3:00pm to 5:00pm Monday to Friday in those lengths of The Avenue, Broxbourne specified in Schedule 3 to this Order.
- 5(1) Nothing in Articles 2, 3 or 4 of this Order applies to the lengths of road restricted by those Articles (which said lengths of road are referred to in this Article as "the restricted area") in relation to –
 - (a) a vehicle being used for Fire and Rescue, Ambulance or Police purposes.
 - (b) anything done with the permission of or at the direction of –
 - (i) a police officer in uniform;
 - (ii) in respect of any of the lengths of road in the restricted area which are in a special parking area designated under Part II of the Road Traffic Act 1991 or Schedule 3 to that Act, a parking attendant appointed under Section 63A of the Act of 1984;
 - (c) a vehicle which is prevented from proceeding by circumstances beyond the drivers control or which has stopped in order to avoid injury or damage to persons or property or when required to do so by law;
 - (d) a vehicle which is stationary in order that it may be used for one or more of the purposes specified in sub-Article (2) of this Article and which cannot reasonably be used for such a purpose without stopping in the restricted area;
 - (e) a marked vehicle which, whilst used by a universal service provider in the course of the provision of a universal postal service, is stationary only for so long as may be reasonably necessary for postal packets to be delivered or collected;

In this Article -

The expressions "universal service provider", "provision of a universal postal Service" and "postal packet" shall bear the same meanings as in the Postal Services Act 2000.

(2) The "purposes" referred to in sub-Article (1)(d) of this Article are –

- (a) any operation involving building, demolition or excavation;
- (b) the removal of any obstruction to traffic;
- (c) the maintenance, improvement or reconstruction of a road;
- (d) constructing, improving, maintaining, or cleaning of any street furniture; or
- (e) the laying, erection, alteration, repair or cleaning of any sewer or of any main pipe or apparatus for the supply of gas, water or electricity, or of any telecommunications apparatus kept or installed for the purposes of a telecommunications code system or of any other telecommunications apparatus lawfully kept installed in any position.

6. Nothing in Articles 2, 3 or 4 of this Order applies to the lengths of road restricted by those Articles (which said lengths of road are referred to in this Article as "the restricted area") so as to render it unlawful to cause or permit any vehicle to wait only for so long as may be reasonably necessary –

- (a) to enable goods to be loaded on or unloaded from the vehicle from or to premises adjacent to the restricted area; or
- (b) to enable a passenger to board or alight and to load and unload any luggage.

7.(1) Nothing in Articles 2 or 3 of this Order shall render it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's badge and a parking disc, to wait at any time in the lengths of road specified in Schedules 1 or 2 of this Order for a period not exceeding 3 hours (not being a period separated by an interval of less than 1 hour from a previous period of waiting by the same vehicle in the same length of road).

(2) Nothing in Article 4 of this Order shall render it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's badge to wait at any time in the lengths of road specified in Schedule 3 of this Order.

(3) In this Article -

"disabled person's vehicle" has the same meaning as in Section 142(1) of the Act of 1984;

"disabled person's badge" has the same meaning as in Section 142(1) of the Act of 1984;

"parking disc" has the same meaning as given in Regulation 8(5) of The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000; and

"relevant position" means

- i) A vehicle displays a disabled person's badge in the relevant position if:-
 - a) in the case of a vehicle fitted with a dashboard or facia panel, the badge is exhibited thereon so that Part 1 of the badge is legible from outside the vehicle; or

- b) in the case of a vehicle not fitted with a dashboard or facia panel, the badge is exhibited in a conspicuous position on the vehicle so that Part 1 of the badge is legible from outside the vehicle;
- ii) A vehicle displays a parking disc in the relevant position if:-
- a) in the case of a vehicle fitted with a dashboard or facia panel, the disc is exhibited thereon so that the quarter hour period during which the period of waiting began is legible from outside the vehicle; or
- b) in the case of a vehicle not so fitted, the disc is exhibited in a conspicuous position on the vehicle so that the quarter hour period during which the period of waiting began is legible from outside the vehicle.
8. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
9. The provisions of the following Order are hereby revoked only in so far as they are affected by the restrictions imposed by this Order –
- The Borough of Broxbourne Council (Control of Parking) (Consolidation) Order 2005
10. The restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any other regulations made or having effect as if made under the Act of 1984 or by or under any other enactment.

SCHEDULE 1

lengths of road in Broxbourne – no waiting at any time

- | | |
|--|---|
| St David's Drive
(south west entrance)
(north east side) | from a point 5 metres north west of its junction with the north west kerbline of High Road northwards and north eastwards for 6 metres. |
| (north east entrance)
(south west side) | from a point 2.5 metres north west of its junction with the north west kerbline of High Road north westwards and south westwards for 10 metres. |
| (west arm)
(south west side) | from a point 10 metres north east of a point in line with the boundary between 5 and 7 St David's Drive northwards, north westwards and westwards for approximately 46 metres to a point 36 metres north east of a point in line with the boundary between 9 and 11 St David's Drive. |
| (west arm)
(north east side) | from a point 1 metre south east of a point in line with the boundary between 2 and 2a St David's Drive south eastwards and north eastwards for 20 metres. |
| St David's Drive /
The Avenue
(north west side) | from a point 12 metres north east of a point in line with the north east wall of 2 St David's Drive north eastwards and north westwards for approximately 27 metres to a point 4 metres east of a point in line with the boundary between 2 and 2a St David's Drive. |
| The Avenue
(north west side) | from a point 6 metres east of a point in line with the boundary between 3 and 4 The Avenue eastwards and north eastwards for 12 metres. |

- (south east side) (a) from its junction with the north west kerbline of High Road westwards and north eastwards for 17 metres.
- (b) from a point 9 metres south west of a point in line with the boundary between 2 and 3 The Avenue south westwards for 4 metres.

SCHEDULE 2

length of road in Broxbourne – no waiting 9:00am to 6:00pm Monday to Friday

St David's Drive (south east side) from a point 2 metres south west of a point in line with the boundary between 3 and 5 St David's Drive north eastwards for approximately 66 metres to a point 9 metres north east of a point in line with the north east wall of 2 St David's Drive.

SCHEDULE 3

lengths of road in Broxbourne – no waiting 8:00am to 10:00am and 3:00pm to 5:00pm Monday to Friday

The Avenue (west arm) (south and east side) from a point in line with the boundary between 8 and 9 The Avenue westwards and northwards for approximately 32 metres.

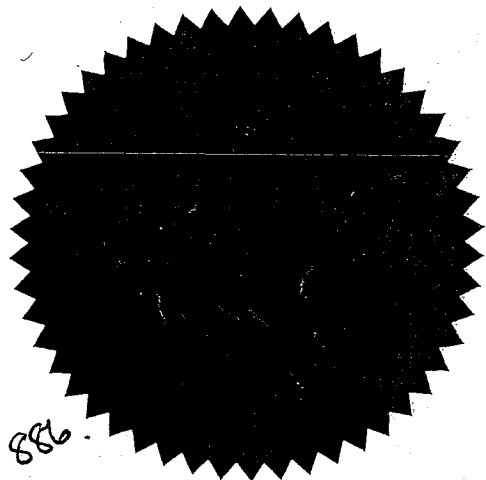
(north side) from a point 4 metres west of a point in line with the boundary between 8 and 9 The Avenue westwards for approximately 24 metres including the north turning head.

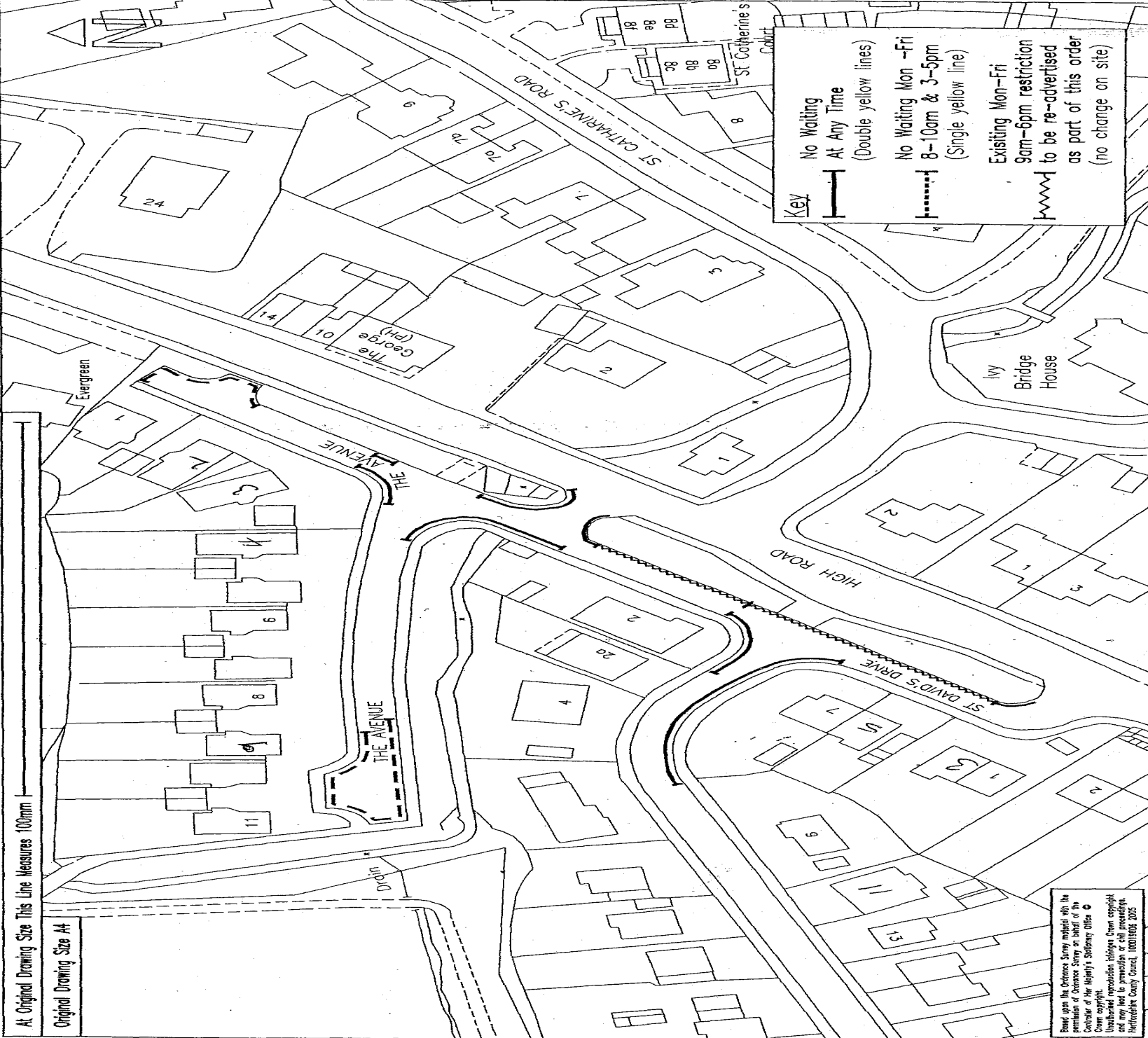
(north east arm) (south east and north east sides) from a point 11 metres north east of a point in line with the boundary between 2 and 3 The Avenue north eastwards and north westwards for approximately 31 metres including the south east turning head to a point 10 metres north east of a point in line with the boundary between 1 and 2 The Avenue.

IN WITNESS whereof the Common Seal of the Hertfordshire County Council was here unto affixed this 18th day of August 2006.

The Common Seal of Hertfordshire County Council was hereunto affixed in the presence of:))))

County Secretary





At Original Drawing Size This Line Measures 100mm
Original Drawing Size A4

Key

- No Waiting At Any Time (Double yellow lines)
- No Waiting Mon - Fri 8-10am & 3-5pm (Single yellow line)
- Existing Mon-Fri 9am-6pm restriction to be re-advertised as part of this order (no change on site)

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Hertfordshire County Council, 10001806 2005

Notes	Revision with Dates		Project No.	737186	Dwg. No.	M/737186/SDD/02	Rev.	
	1. All existing restrictions outside the extent of the proposals shown are to remain unchanged.		Drawn	Checked	Approved	Project Title		
			AD	AD	AD	Broxbourne Parking Controls		
			AD	AD	AD	2005 / 2006		
			AD	AD	AD	St David's Drive / The Avenue		
			AD	AD	AD	Drawing Title		
			AD	AD	AD	Scale		
			AD	AD	AD	1:1000		
			AD	AD	AD	The Remark Old Jordan Bend Berkshire RG15 7P		
			AD	AD	AD	Tel: 01992 629900 Fax: 01992 629902		
			AD	AD	AD	Hertfordshire Highways		

