

**DACORUM BOROUGH COUNCIL****THE BOROUGH OF DACORUM (VARIOUS ROADS)
(PROHIBITION AND RESTRICTION OF WAITING)
(NO.3) ORDER 1996**

DACORUM BOROUGH COUNCIL pursuant to arrangements made under s.101 of the Local Government Act 1972 with the County Council of Hertfordshire in exercise of the powers of the said County Council under Sections 1 (1) and (2) 2 (1) to (3) and 4 (2) of the Road Traffic Regulation Act 1984 ("the Act") 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 said Act hereby make the following Order:

1. The following is hereby revoked:

Schedule 2 to the Borough of Dacorum (Various Roads) Prohibition and Restriction of Waiting) (No. 3) Order 1995.

2. The following is hereby amended:

Item 4 of Schedule 3 to the Borough of Dacorum (Various Roads) (Prohibition and Restriction of Waiting) (No. 1) Order 1994 is amended to read "The Heights, Hemel Hempstead - 2 bays outside the shops".

3. In this Order:

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

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

"parking disc" means a disc, issued by a local authority, 125 mm square, coloured orange, and capable of showing the quarter hour period during which a period of waiting begins; and

"relevant position" means:

- (a) a vehicle displays a disabled person's badge, issued before 2 March 1992 in the relevant position;
 - (i) in the case of a vehicle fitted with a front windscreen, the badge is exhibited thereon on the nearside of or immediately behind the windscreen and with its front facing forward so as to be legible from outside the vehicle; or

- (ii) in the case of a vehicle not with a front windscreen, the badge is exhibited in a conspicuous position on the vehicle;
 - (b) a vehicle displays a disabled person's badge issued on or after 2 March 1992 in the relevant position if:
 - (i) in the case of a vehicle fitted with a dashboard or fascia panel, the badge is exhibited thereon so that Part 1 of the badge is legible from outside the vehicle; or
 - (ii) in the case of a vehicle not fitted with a dashboard or fascia panel, the badge is exhibited in a conspicuous position on the vehicle so that Part 1 on the badge is legible from outside the vehicle;
 - (c) a vehicle displays a parking disc in the relevant position, if:
 - (i) in the case of a vehicle fitted with a dashboard or fascia 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;
 - (ii) 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 the outside of the vehicle.
- 4. Save as provided in Articles 6 and 7 of this Order, no person shall, except under the direction or with the permission of a Police Constable in uniform or of a Traffic Warden, cause or permit any vehicle to wait between the hours of 8.30 am and 6.30 pm on Monday to Saturday in the length of road specified in Schedule 1 to this Order.
- 5. Save as provided in Articles 6 and 7 of this Order, no person shall, except under the direction or with the permission of a Police Constable in uniform or of a Traffic Warden, cause or permit any vehicle to wait at any time in the length of road specified in Schedule 2 to this Order.
- 6. Nothing in Articles 4 and 5 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 (on which the driver, or other person in charge of the vehicle, has marked the time at which the period of waiting began) to wait in the length of road referred to in the said Articles for a period not exceeding three hours (not being a period separated by an interval

of less than one hour from a previous period of waiting by the same vehicle in the same length of road).

7. (1) Nothing in Articles 4 and 5 of this Order shall render it unlawful to cause or permit any vehicle to wait in the lengths of road specified therein for so long as may be necessary to enable:
- (a) a person to board or alight from the vehicle;
 - (b) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any of the following operations, namely:
 - (i) building industrial and demolition operations;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance, improvement or reconstruction of the said length of road;
 - (iv) the laying, erection, alteration or repair in or on land adjacent to the said length of road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus defined in paragraph 1 (1) of the Telecommunications Code contained in Schedule 2 of the Telecommunications Act 1984;
 - (v) Fire Brigade, Ambulance or Police purposes;
 - (c) the vehicle, if it cannot conveniently be used for such purposes in any other road, to be used in the service of a local authority or of a water authority in pursuance of statutory powers or duties;
 - (d) the vehicle to be used for the purpose of delivering or collecting postal packets as defined in section 87 of the Post Office Act 1953.
- (2) Nothing in Articles 4 and 5 of this Order shall render it unlawful to cause or permit any vehicle to wait for so long as may be necessary for the purpose of enabling goods to be loaded on or unloaded from the vehicle in the lengths of road specified in the Schedules to this Order.
- (3) Nothing in Article 4 of this Order shall render it unlawful to cause any vehicle of a gross operating weight not exceeding 7.5 tonnes to wait on the hardened verges on:

*Revoked
No 1 order
1997.*

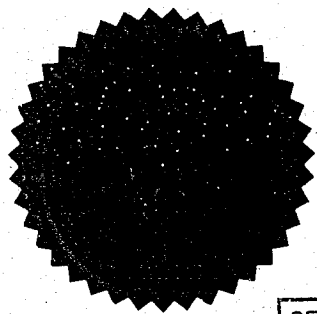
- (a) the east and west sides of the road specified from a point 20 m south of its junction with ~~Maxted Road~~ southwards for a distance of approximately 65 m and
- (b) ~~east side of the road specified from a point approximately 150 m south of its junction with Maxted Road southwards for approximately 90 m.~~

8. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

The restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any Regulations made or having effect as if made under the Act of 1984 or by or under any other enactment.

This Order shall come into operation on 23 / 1 / 97 and may be cited on the Dacorum Borough Council (Various Roads) (Prohibition and Restriction of Waiting) (No. 3) Order 1996

THE COMMON SEAL of)
DACORUM BOROUGH COUNCIL)
was hereby affixed)
in the presence of:)



Kerth Hunt
Chief Executive

SEAL REGISTER
BOOK
ENTRY 727

S. Baker
Assistant Director
(Law)

SCHEDULE 1

✓
✓
Maxted Close,

No Waiting

Mon - Sat
8.30am - 6.30pm

8.30 am - 6.30 pm
Monday to Saturday
Both Sides

SCHEDULE 2

Ionian Way,
Hemel Hempstead

No waiting at any time.

(a) West side - from
junction with Jupiter
Drive - Northwards
for 17 metres

(b) East side - from
junction with
Jupiter Drive -
northwards for 37
metres