

HERTFORDSHIRE COUNTY COUNCIL
ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 21 November 2008

Order No: 7297

THE HERTFORDSHIRE (HIGH STREET, STAG LANE, SHELDON WAY and BROOK LANE, BERKHAMSTED) (RESTRICTION OF WAITING) ORDER 2008

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 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 (High Street, Stag Lane, Sheldon Way and Brook Lane, Berkhamsted) (Restriction of Waiting) Order 2008" and shall come into operation on Monday 1 December 2008.
2. Save as provided in Articles 4, 5 and 6(1) of this Order no person shall cause or permit any vehicle to wait at any time in those lengths of High Street, Stag Lane, Sheldon Way and Brook Lane, Berkhamsted specified in Schedule 1 to this Order.
3. Save as provided in Articles 4, 5 and 6(2) of this Order no person shall cause or permit any vehicle to wait between the hours of 12:00 Midday to 1:00pm Monday to Friday in that length of Stag Lane, Berkhamsted specified in Schedule 2 to this Order.
4. (1) Nothing in Articles 2 and 3 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) a Civil Enforcement Officer appointed by Dacorum Borough Council and as defined by the Traffic Management Act 2004.
 - (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.
5. Nothing in Articles 2 or 3 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.
6. (1) Nothing in Article 2 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 Schedule 1 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 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, to wait at any time in the lengths of road specified in Schedule 2 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 given in Regulation 3(1) of The Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000
- “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” has the same meaning as given in Regulation 4 of The Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000
7. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
8. 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 High Street, Stag Lane, Sheldon Way and Brook Lane, Berkhamsted – no waiting at any time

High Street (north east side)	(a) from its junction with the north west kerbline of Stag Lane north westwards for approximately 50 metres to a point 6.5 metres south east of a point in line with the south east kerbline of Queens Road.
	(b) from its junction with the south east kerbline of Stag Lane south eastwards for 25.5 metres.
(south west side)	from a point 13.5 metres south east of a point in line with the south east kerbline of Stag Lane south eastwards for 37.5 metres.
Stag Lane (north west side)	(a) from its junction with the north east kerbline of High Street north eastwards for 22 metres.
	(b) from a point 66 metres north east of the north east kerbline of High Street north eastwards for approximately 40 metres to its junction with the south west kerbline of Sheldon Way.
	(c) from its junction with the north east kerbline of Sheldon Way north eastwards for approximately 10.5 metres to its end.
(north east side)	from its junction with the north west kerbline of Stag Lane south eastwards for 6.5 metres to its junction with the south east kerbline of Stag Lane.
(south east side)	(a) from its junction with the north east kerbline of High Street north eastwards for approximately 37 metres to its junction with the south west kerbline of the access road leading to the unnamed warehouse.
	(b) from its junction with the north east kerbline of the access road leading to the unnamed warehouse north eastwards for 11 metres to its junction with the south west kerbline of the access road leading to the electricity sub station.
	(c) from its junction with the north east kerbline of the access road leading to the electricity sub station north eastwards for 17 metres to its junction with the south west kerbline of Brook Lane.
	(d) from its junction with the north east kerbline of Brook Lane north eastwards for 15 metres.
Sheldon Way (both sides)	from its junction with the north west kerbline of Stag Lane north westwards for 13 metres.
Stag Lane (access road leading to Warehouse) (both sides)	from its junction with the south east kerbline of Stag Lane south eastwards for 3.5 metres
Stag Lane (access road leading to electricity sub station) (both sides)	from its junction with the south east kerbline of Stag Lane south eastwards for 12 metres

Brook Lane
(both sides)

from its junction with the south east kerbline of Stag Lane south
eastwards for 13.5 metres.

SCHEDULE 2

lengths of Stag Lane, Berkhamsted – no waiting 12.00 Midday to 1.00pm
Monday to Friday

Stag Lane
(south east side)

from a point 16 metres north east of the north east kerbline of
Brook Lane north eastwards for approximately 27 metres to its end.

IN WITNESS whereof the Common Seal of the Hertfordshire County Council was
hereunto affixed this 21st day of November 2008.

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

u/
ANDREW L LAYCOCK

County Secretary

