



Dan Rodger
Parking Operations Officer
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Civic Centre
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Fax:
email: terry.curtis@hertfordshire.gov.uk
Contact: Terry Curtis

My ref: D/001/15
Your ref:

Date: 2 November 2015

Dear Dan,

The Hertfordshire (Castle Street, Berkhamsted) (Restriction of Waiting) Order 2015
The Hertfordshire (Castle Street, Berkhamsted) (Parking Place for Buses) Order 2015
The Hertfordshire (Castle Street, Berkhamsted) (Parking Place) Order 2015

I write to let you know that the above restrictions will come into effect on Monday 9 November 2015.

A public Notice to advertise the making of the Order(s) will appear in the Hemel Hempstead Gazette on 4 November 2015.

I enclose for your information a copy each of the Public Notice(s), Order(s), plan(s) and Statement(s) of Reasons relating to the restrictions.

Yours sincerely,

Terry Curtis
Principal TRO Officer,
Traffic Order Services
Highways Strategy & Compliance Group

HERTFORDSHIRE COUNTY COUNCIL

THE HERTFORDSHIRE (CASTLE STREET, BERKHAMSTED) (RESTRICTION OF WAITING) ORDER 2015

THE HERTFORDSHIRE (CASTLE STREET, BERKHAMSTED) (PARKING PLACE FOR BUSES) ORDER 2015

THE HERTFORDSHIRE (CASTLE STREET, BERKHAMSTED) (PARKING PLACE) ORDER 2015

NOTICE is given that the Hertfordshire County Council has made Orders under the Road Traffic Regulation Act 1984 to introduce waiting restrictions, a parking place for buses and a revised limited waiting bay, in Berkhamsted. The general effect of the proposals is as specified in the Schedules to this Notice. The Orders will come into effect on Monday 9 November 2015.

Documents giving more detailed particulars of the Orders may be inspected from 4 November 2015 to 16 December 2015 during normal office hours at the offices of Dacorum Borough Council, Civic Centre, Marlowes, Hemel Hempstead; Berkhamsted Town Council, Civic Centre, High Street, Berkhamsted and at Main Reception, Hertfordshire County Council, County Hall, Pegs Lane, Hertford or viewed at www.hertsdirect.org/trafficorders by clicking on the relevant local area (Under Ref: D/001/15)

Enquiries relating to the Order should be referred to the Highways Engineer concerned Isaac Aitken tel: 01992 658412 or isaac.aitken@hertfordshire.gov.uk

Any person wishing to question the validity of the Orders, or of any provision contained in them, on the grounds that it is not within the powers conferred by the Road Traffic Regulation Act 1984, or on the grounds that any requirement of the Act or any Instrument made under it has not been complied with in relation to the Orders, may within 6 weeks from the date of this Notice apply to the High Court for this purpose.

SCHEDULE 1: No waiting at any time – effecting that section of road herein listed and as set out in the Order and accompanying plan - Castle Street, in the vicinity of Collegiate School entrance

SCHEDULE 2: No waiting 8.00am to 6.30pm Monday to Friday – effecting that section of road herein listed and as set out in the Order and accompanying plan - Castle Street – opposite no's 9 to 11

SCHEDULE 3: Parking Place for Buses - limited to 20 minutes waiting with no return within the next 2 hours effective Monday to Saturday 8.00am to 6.30pm – effecting that section of road listed below and as set out in the Order and accompanying plan – Castle Street opposite no's 11 to 15

SCHEDULE 4: Parking Place - limited to 60 minutes waiting with no return within the next 2 hours effective Monday to Saturday 8.00am to 6.30pm – effecting that section of road listed below and as set out in the Order and accompanying plan – Castle Street opposite no's 6 to 9

County Hall
Hertford
Herts SG13 8DN

4 November 2015
John Wood
Chief Executive & Director of Environment

STATEMENT OF REASONS FOR PROPOSING

THE HERTFORDSHIRE (CASTLE STREET, BERKHAMSTED) (RESTRICTION OF WAITING) ORDER 2015

THE HERTFORDSHIRE (CASTLE STREET, BERKHAMSTED) (PARKING PLACE FOR BUSES) ORDER 2015

THE HERTFORDSHIRE (CASTLE STREET, BERKHAMSTED) (PARKING PLACE) ORDER 2015

Hertfordshire County Council is proposing to introduce a number of traffic control measures in Castle Street, Berkhamsted.

The proposals will comprise of –

- 'No waiting at any time' restriction on part of Castle Street.
- 'No waiting 8.00am to 6.30pm Monday to Friday' restriction on part of Castle Street.
- 'Parking Place for Buses' effective 8.00am to 6.30pm Monday to Saturday inclusive limited to 20 minutes waiting with no return within the next 2 hours' restriction on part of Castle Street.
- 'Parking Place' effective 8.00am to 6.30pm Monday to Saturday inclusive limited to 60 minutes waiting with no return within the next 2 hours' restriction on part of Castle Street.

The various measures are being proposed to improve road safety by resolving visibility issues at the entrance to Collegiate School, improving the free flow of traffic and prevent congestion by providing designated facilities for buses in particular when being used in connection with school activities.

Therefore, it appears to the Highway Authority that it is necessary and expedient to make Orders in the interests of; avoiding danger to persons or other traffic using the road or any other road or for preventing the likelihood of any such danger arising; and for the purpose of relieving or preventing congestion.

The proposal has been subject to consultation with local and County Councillors representing the area and Dacorum Borough Council. The local Police, Ambulance, Fire and Rescue Services, Hertfordshire County Council Passenger Transport Unit, Berkhamsted Collegiate College, local businesses and residents have also been consulted.

HERTFORDSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 30 October 2015

Order No: 7948

THE HERTFORDSHIRE (CASTLE STREET, BERKHAMSTED) (RESTRICTION OF WAITING) ORDER 2015

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 Schedule 9 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 (Castle Street, Berkhamsted) (Restriction of Waiting) Order 2015" and shall come into effect on Monday 9 November 2015.
2. Save as provided in Articles 4, 5 and 6 of this Order no person shall cause or permit any vehicle to wait at any time in that length of Castle Street, Berkhamsted as specified in Schedule 1 to this Order.
3. Save as provided in Articles 4, 5 and 6 of this Order no person shall cause or permit any vehicle to wait between the hours of 8.00am to 6.30pm Monday to Friday in that length of Castle Street, Berkhamsted as specified in Schedule 2 to this Order.
4. (1) 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") 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 a Police Constable in uniform; or with permission of a Civil Enforcement Officer as defined by the Traffic Management Act 2004 and appointed by Dacorum Borough Council.
 - (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 Section 65 of the Postal Services Act 2011.

(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 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 the Schedules 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) 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 provisions of the following Order are hereby revoked but only in so far as they are affected by the restrictions imposed by this Order –
- The Borough of Dacorum (Berkhamsted) (Prohibition and Restriction of Waiting) (Consolidation) Order 2003
9. 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

length of Castle Street, Berkhamsted – no waiting at any time

- | | |
|------------------------------------|---|
| Castle Street
(north west side) | from a point 30 metres south west of a point in line with the projected south west kerbline of Chapel Street south westwards for approximately 17 metres to a point 0.5 metres south west of a point in line with the boundary between 15 and 16 Castle Street. |
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SCHEDULE 2

length of Castle Street, Berkhamsted – no waiting 8.00am to 6.30pm Monday to Friday

- | | |
|------------------------------------|---|
| Castle Street
(north west side) | from a point in line with the north east boundary of 9 Castle Street north eastwards for approximately 10.5 metres to a point 3.5 metres south west of a point in line with the boundary between 11 and 12 Castle Street. |
|------------------------------------|---|

IN WITNESS whereof the Common Seal of the Hertfordshire County Council was hereunto affixed this 30th day of October 2015.

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

Kathryn Pettitt

K. Pettitt



Chief Legal Officer

