

## **DACORUM BOROUGH COUNCIL**

### **THE BOROUGH OF DACORUM (MARKYATE) (PROHIBITION AND RESTRICTION OF WAITING) (CONSOLIDATION) ORDER 2003**

Dacorum Borough Council, pursuant to arrangements made under Section 101 of the Local Government Act 1972 with the Hertfordshire County Council, and in exercise of the powers conferred on that County under Sections 1, 2, 4, 45, 46, 47, 49, 51 and 53 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 and the Road Traffic Act 1991 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 1984 Act, hereby make the following Order:

“Council” means Dacorum Borough Council and includes any parking services contractors or authorised agent appointed by and acting on behalf of the Council for the purposes of any function under the provisions of this Order;

“Designated Officer” means an officer of Dacorum Council nominated by or equivalent to carry out Council functions associated with the provisions of this Order;

“Disabled Person’s Badge” and “Disabled Person’s Vehicle” have the same meaning as in The Local Authorities’ Traffic Orders (Exemption for Disabled Persons) (England and Wales) Regulations 1986 and Disabled Persons (Badges for Motor Vehicles) Amendment Regulations 1992 and as amended by the Local Authorities Traffic Orders (Exemption for Disabled Persons) (England) Regulations 2000;

“Driver” in relation to a vehicle waiting in a parking place or restricted waiting area, means the person driving the vehicle at the time it was left in the parking place or restricted waiting area;

“Enactment” means any enactment, whether public, general or local and includes any Order, Byelaw, rule, regulation, scheme or other instrument having effect by virtue of an enactment;

“Goods” mean goods of any kind, whether animate or inanimate and include postal packets of any description; and “delivering” and “collecting” in relation to any goods includes checking the goods for the purpose of their delivery or collection;

“Goods carrying vehicle” means a motor vehicle which is constructed or adapted for use for the carriage of goods or burden of any description and is not drawing a trailer;

“Owner” in relation to a vehicle, means the person by whom such a vehicle is kept and used;

“Parking attendant” means a person authorised by or on behalf of the Council to supervise any parking place;

“Penalty Charge” has the same meaning as in Section 82(1) of the Road Traffic Act 1991;

“relevant position” means

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- 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 fascia 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 fascia 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 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; 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.
1. This Order may be cited as THE DACORUM (MARKYATE) (PROHIBITION AND RESTRICTION OF WAITING) (CONSOLIDATION) ORDER 2003 and shall come into operation on 6 October 2003.
  2. The relevant provisions of the following Orders are hereby revoked:

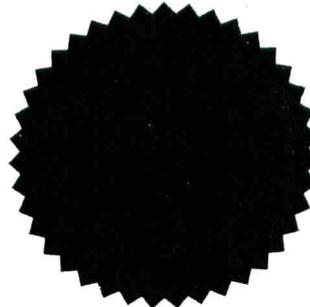
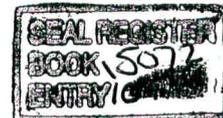
the Hertfordshire (High Street, Pickford Road, Cleveland Road, King Street and George Street, Markyate) (Prohibition of Waiting) Order 1997 and the County of Hertford (Various Roads, Markyate) (Prohibition and Restriction of Waiting) Order 1979.
  3. Save as provided in Article 5 of this Order, no person shall, except under the direction or with the permission of a designated officer, cause or permit any vehicle, other than a public service vehicle, to wait or stop at any time in the lengths of road specified in Schedule 1 to this Order.
  4. Save as provided in Article 5 of this Order, no person shall except under the direction or with the permission of a designated officer, cause or permit any vehicle, other than a public service vehicle, to wait or stop between the hours of 8.00am to 6.30pm, Monday to Saturday in the lengths of road specified in Schedule 2 to this Order.
  5. Nothing in Articles 3 and 4 of this Order shall render it unlawful to cause or permit any vehicle to wait in the lengths of roads specified in the Schedules to this Order:
    - (a) If the vehicle is being used for building, industrial and demolition operations;
    - (b) If the vehicle is being used for the removal of any obstruction to traffic;
    - (c) If the vehicle is being used for 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;
    - (d) If the vehicle is being used for fire brigade, ambulance or police purposes;

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- (e) If the vehicle is being used in the service of a local authority or with the permission of a local authority, or a water authority in pursuance of statutory powers or duties for such purposes, to wait in the prohibited area;
  - (f) If the vehicle is being used for the purpose of delivering or collecting postal packets as defined in Section 87 of the Post Office Act 1953.
  - (g) In any case where the person in control of the vehicle is required by law to stop in order to avoid an accident, or is prevented from proceeding by circumstances outside his control;
  - (h) Loading and/or unloading goods to or from premises in or adjacent to the lengths of roads.
10. Nothing in Articles 3, 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 to wait at any time in the lengths of roads in Markyate specified in the Schedules.
11. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
12. The restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any made or having effect as if made under the Act of 1984 or by any other enactment.

Given under the Common Seal of Dacorum Borough Council the 25 day of September 2003

THE COMMON SEAL of DACORUM )  
BOROUGH COUNCIL was hereunto )  
affixed on the ..... )  
in the presence of:



*S. Boyle*

Solicitor to the Council

*[Signature]*  
**AUTHORISED SIGNATORY**

## **SCHEDULE 1**

**Waiting Prohibited At Any Time**

**SCHEDULE 1**

**Schedule 1: Waiting Prohibited At Any Time**

<b>Column 1 STREET NAME</b>	<b>Column 2 SIDE OF STREET</b>	<b>Column 3 LOCATION</b>
Albert Street	North West	From its junction with High Street southwestwards for a distance of 8 metres
Albert Street	South East	From its junction with High Street southwestwards for a distance of 8 metres
Buckwood Road	North West	From its junction with High Street southwestwards for a distance of 15 metres
Buckwood Road	South East	From its junction with High Street southwestwards for a distance of 15 metres
Cleveland Road	North East	From its junction with Pickford Road southeastwards for a distance of 15 metres
Cleveland Road	South West	From its junction with Pickford Road southeastwards for a distance of 15 metres
George Street	North East	From the northwestern kerbline of its junction with King Street northwestwards for a distance of 7 metres
George Street	North East	From the southeastern kerbline of its junction with King Street southeastwards for a distance of 15 metres
High Street	North East	From a point 10 metres north of the northeastern kerbline of its junction with Roman Way southeastwards to a point 18 metres southeast of the southeastern kerbline of that junction
High Street	North East	From a point 28 metres north of the northeastern kerbline of its junction with Hicks Road southeastwards to a point 36 metres southeast of the southeastern kerbline of that junction
High Street	South West	Between its junction with Wesley Road and its junction with Albert Street, a distance of approximately 30 metres
High Street	South West	Between its junction with Albert Street and its junction with Buckwood Road, a distance of approximately 95 metres
High Street	South West	Between its junction with Buckwood Road and its junction with Pickford Road, a distance of approximately 45 metres
High Street	South West	From the southern kerbline of its junction with Pickford road southeastwards for a distance of 30 metres
King Street	North West	From its junction with George Street northeastwards for a distance of 15 metres
King Street	North West	From a point 35 metres north of its junction with George Street northeastwards to its junction with London Road, a distance of approximately 13 metres
King Street	South East	From its junction with George Street northeastwards for a distance of 15 metres

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King Street	South East	From a point 35 metres north of its junction with George Street northeastwards to its junction with London Road, a distance of approximately 13 metres
Pickford Road	North West	From its junction with High Street southwestwards for a distance of 57 metres
Pickford Road	South East	From its junction with High Street southwestwards for a distance of 57 metres
Roman Way	North West	From its junction with High Street northwestwards for a distance of 13 metres
Roman Way	South East	From its junction with High Street northwestwards for a distance of 13 metres
Wesley Road	North West	From its junction with High Street southwestwards for a distance of 10 metres
Wesley Road	South East	From its junction with High Street southwestwards for a distance of 10 metres

**SCHEDULE 2**

**Waiting Restricted  
(Waiting Prohibited, Monday to Saturday inclusive, 8.00am to 6.30pm)**

**SCHEDULE 2**

**Schedule 2: Waiting Restricted: Monday to Saturday inclusive: 8.00am to 6.30pm**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>STREET NAME</b>	<b>SIDE OF STREET</b>	<b>LOCATION</b>
Cavendish Road	North West	From its junction with High Street southwestwards for a distance of 13 metres
Cavendish Road	South East	From its junction with High Street southwestwards for a distance of 13 metres
Hicks Road	North West	From its junction with High Street northeastwards for a distance of approximately 27 metres
Hicks Road	South East	From its junction with High Street northeastwards for a distance of approximately 27 metres
High Street	North East	From a point 18 metres southwest of its northernmost junction with the A5 southwestwards and then southeastwards for a distance of approximately 40 metres
High Street	North East	From a point 92 metres southeast of the southern kerbline of its junction with Roman Way southeastwards for a distance of 17 metres
High Street	South West	From a point 12 metres north of the northern boundary of no.4 southeastwards to the northern kerbline of its junction with Cavendish Road, a distance of approximately 100 metres
High Street	South West	Between its junction with Cavendish Road and its junction with Wesley Road, a distance of approximately 160 metres
Pickford Road	North West	From a point 57 metres southwest of its junction with High Street southwestwards for a distance of 40 metres
Pickford Road	South East	From a point 57 metres southwest of its junction with High Street southwestwards for a distance of 90 metres.