

DC205

## STATEMENT OF REASONS

### THE HERTFORDSHIRE (VARIOUS ROADS, HEMEL HEMPSTEAD) (RESTRICTION OF WAITING) (EXPERIMENTAL) ORDER 2019

Hertfordshire County Council is undertaking an experimental scheme of traffic control to evaluate the effect of the introduction of waiting restrictions in parts of Hemel Hempstead.

The experimental restrictions, which will prohibit the waiting of vehicles, will be trialled in Three Cherry Trees Lane, Finway Road, Swallowdale Lane, Cherry Tree Lane, Boundary Way, Boundary Park, Buncefield Lane, Green Lane and Breakspear Way, Hemel Hempstead.

This new Experimental Order will revoke and replace The Hertfordshire (Various Roads, Hemel Hempstead) (Prohibition of Waiting and Loading) (Experimental) Order 2018, which was published on 9 May 2018, as the area effected by the experimental scheme of traffic control has now been extended.

These restrictions are to be introduced on an experimental basis in order that Officers can establish the effect on Central Maylands and surrounding residential areas caused by displacement of parked vehicles. If displacement of parked vehicles arises to such an extent, that large numbers of parked vehicles are displaced to the Central Maylands and other nearby residential areas, Officer will need to consider amendments to the Order as appropriate to address the issues. An Experimental Order will also test the effect on the wider network.

The experimental measures are also being considered as a means to protect the grass verges at the various locations and the results of the Experimental Order will need to be considered in order to establish if the provisions prevent vehicles causing damage.

The duration of the experiment will be for an initial 6 months, while monitoring is undertaken, with any alterations being made in the subsequent 6 month period. A decision on whether to make the Order permanent will then be considered.

Therefore, it appears to the Highway Authority that it is necessary and expedient to make an Order for the purposes of carrying out an experimental scheme of traffic control.

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 Service and Hertfordshire County Council Passenger Transport Unit have also been consulted.

## HERTFORDSHIRE COUNTY COUNCIL

### THE HERTFORDSHIRE (VARIOUS ROADS, HEMEL HEMPSTEAD) (RESTRICTION OF WAITING) (EXPERIMENTAL) ORDER 2019

NOTICE is given that the Hertfordshire County Council, for the purposes of carrying out an experimental scheme of traffic control, have made an Order under Section 9 of the Road Traffic Regulation Act 1984, to introduce experimental waiting restrictions in those lengths of road in Hemel Hempstead as specified in the Schedule to this Notice. The Order will come into effect on Wednesday 19 June 2019, remain in effect for up to 18 months and will replace The Hertfordshire (Various Roads, Hemel Hempstead) (Prohibition of Waiting and Loading) (Experimental) Order 2018, which will be revoked.

Documents giving more detailed particulars of the Order may be inspected from 12 June 2019 during normal office hours, at the offices of Dacorum Borough Council, The Forum, Marlowes, Hemel Hempstead and at Main Reception, Hertfordshire County Council, County Hall, Pegs Lane, Hertford, or viewed on line at [www.hertfordshire.gov.uk/trafficorders](http://www.hertfordshire.gov.uk/trafficorders) by selecting Dacorum and looking at ref: D01318

General enquiries relating to the proposals should be referred to the Highways Engineer concerned Ian Richardson tel: 01992 658486 or [ian.richardson@hertfordshire.gov.uk](mailto:ian.richardson@hertfordshire.gov.uk)

The Hertfordshire County Council will monitor the effects of the restrictions and may amend the experimental provisions, if considered necessary.

The Hertfordshire County Council will be considering in due course whether the provisions of this Order should be continued in force indefinitely. Objections to the provisions of this Order being continued in force indefinitely may be made **in writing** to Terry Curtis, Postal Point (CHO242), First Floor, East Link Corridor, County Hall, Pegs Lane, Hertford, Herts, SG13 8DN or [tro.team@hertfordshire.gov.uk](mailto:tro.team@hertfordshire.gov.uk) by 12 December 2019 stating the grounds on which they are made.

Any person wishing to question the validity of the Order, or of any provision contained in it 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 Order, may within 6 weeks from the date of this Notice, apply to the High Court for this purpose.

**SCHEDULE: No waiting at any time – effecting those sections of road herein listed and as set out in the Order and accompanying plan** - Parts of Three Cherry Trees Lane, Finway Road, Swallowdale Lane, Cherry Tree Lane, Buncefield Lane and Boundary Park, Breakspear Way between its junction with Maylands Avenue and Green Lane; Green Lane between its junction with Breakspear Way and Three Cherry Trees Lane and the whole of Boundary Way.

*Consulting on this scheme is a statutory duty of the County Council. Any personal data you provide in responding to this Notice will be treated as confidential but will be shared with HCC Officers; County Councillors and contracted third parties who are involved in the statutory process. We will not share identifiable data with third parties outside of the statutory process. Guidance on your rights in respect of personal data are published in the Privacy Policy on our website, [Hertfordshire.gov.uk](http://Hertfordshire.gov.uk)*

County Hall  
Hertford  
Herts SG13 8DN

12 June 2019  
Mark Kemp  
Director of Environment and Infrastructure

**HERTFORDSHIRE COUNTY COUNCIL**  
**ROAD TRAFFIC REGULATION ACT 1984**

Date of Order: 7 June 2019  
Order No: 8261

**THE HERTFORDSHIRE (VARIOUS ROADS, HEMEL HEMPSTEAD)  
(RESTRICTION OF WAITING) (EXPERIMENTAL) ORDER 2019**

The Hertfordshire County Council in exercise of their powers under Sections 9 and 10 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 (Various Roads, Hemel Hempstead) (Restriction of Waiting) (Experimental) Order 2019" and shall come into effect on Wednesday 19 June 2019 and remain in effect for a period of up to 18 months.
2. Save as provided in Articles 3, 4 and 5 of this Order no person shall cause or permit any vehicle to wait at any time in those lengths of Three Cherry Trees Lane, Finway Road, Swallowdale Lane, Cherry Tree Lane, Boundary Way, Boundary Park, Buncefield Lane, Green Lane and Breakspear Way, Hemel Hempstead as specified in the Schedule to this Order.
3. (1) Nothing in Article 2 of this Order applies to the lengths of road restricted by that Article (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.

4. Nothing in Article 2 of this Order applies to the lengths of road restricted by that Article (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.
5. (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 the Schedule 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
6. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
7. The provisions of the following Orders are hereby suspended but only in so far as they are affected by the restrictions imposed by this Order and only whilst this Order remains in effect:
- The Borough of Dacorum (Various Roads) (Prohibition and Restriction of Waiting) (No 2) Order 1993
- The Borough of Dacorum (Various Roads) (Prohibition and Restriction of Waiting) (No 2) Order 1996
8. The provisions of The Hertfordshire (Various Roads, Hemel Hempstead) (Prohibition of Waiting and Loading) (Experimental) Order 2018 – Order No 8153 are hereby revoked.
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**

lengths of Three Cherry Trees Lane, Finway Road, Swallowdale Lane, Cherry Tree Lane, Boundary Way, Boundary Park, Buncefield Lane, Green Lane and Breakspear Way, Hemel Hempstead – no waiting at any time

- |  |  |
|--|--|
| Three Cherry Trees Lane<br>(north east side) | (a) from a point 17 metres north west of a point in line with the projected north west kerbline of Finway Road south eastwards for approximately 705 metres to a point 36 metres south east of a point in line with the projected east kerbline of Boundary Way. |
|  | (b) from a point in line with the projected north west kerbline of Cherry Tree Lane north westwards for 35 metres.   |
|  | (c) from a point in line with the projected south east kerbline of Cherry Tree Lane south eastwards for 18 metres.   |
| (south west side)                            | (a) from a point in line with the projected north west kerbline of Finway Road north westwards for 16 metres.  |
|  | (b) from a point in line with the projected south east kerbline of Finway Road south eastwards for approximately 328 metres to a point in line with the projected north west kerbline of Swallowdale Lane.   |
|  | (c) from a point in line with the projected south east kerbline of Swallowdale Lane south eastwards for approximately 306 metres to a point in line with the projected west kerbline of Boundary Way.  |

- (d) from a point in line with the projected east kerbline of Boundary Way south eastwards for 33 metres.
- (e) from a point in line with the projected north west kerbline of Buncefield Lane north westwards for 30 metres.
- (f) from a point in line with the projected south east kerbline of Buncefield Lane south eastwards for 22 metres.

Finway Road (north west side)	from a point in line with the projected south west kerbline of Three Cherry Trees Lane south westwards for approximately 11 metres to a point in line with the south west side of the facade of 1 Finway Road.
(south east side)	from a point in line with the projected south west kerbline of Three Cherry Trees Lane south westwards for approximately 14 metres to a point in line with the south west side of the facade of 1 Finway Road.
Swallowdale Lane (north west side)	from a point in line with the projected south west kerbline of Three Cherry Trees Lane south westwards for approximately 148 metres to a point 32 metres south west of a point in line with the projected south west kerbline of the entrance to Itab House.
(south east side)	from a point in line with the projected south west kerbline of Three Cherry Trees Lane south westwards for approximately 168 metres to a point 32 metres south west of a point in line with the projected south west kerbline of the entrance to Itab House.
Cherry Tree Lane (north west side)	from a point in line with the projected north east kerbline of Three Cherry Trees Lane north eastwards for 56 metres.
(south east side)	from a point in line with the projected north east kerbline of Three Cherry Trees Lane north eastwards for 59 metres.
Boundary Way (both sides)	from a point in line with the projected south west kerbline of Three Cherry Trees Lane for its entire length to its junction with the Green Lane.
Boundary Way (west spur) (both sides)	from a point in line with the projected west kerbline of Boundary Way westwards for 13 metres.
(Access road into Gillette car park) (south east side)	from a point in line with the projected south west kerbline of Boundary Way south westwards for 65 metres.
(north west side)	from a point in line with the projected south west kerbline of Boundary Way south westwards for 35 metres.
(Access road into Woodwells Caravan Park) (both sides)	from a point in line with the projected south kerbline of Boundary Way southwards for 31 metres.
Boundary Park (both sides)	from a point in line with the projected north east kerbline of Boundary Way north eastwards for 12 metres.
Buncefield Lane (both sides)	(a) from a point in line with the projected south kerbline of Three Cherry Trees Lane southwards for 20 metres.  (b) from a point in line with the projected north east kerbline of Boundary Way north eastwards for 13 metres.
(north arm) (both sides)	from a point in line with the projected north kerbline of Breakspear Way northwards for 17 metres.
(south arm) (east side)	from a point in line with the projected south kerbline of Breakspear Way southwards and south eastwards for 35.5 metres.
(west side)	from a point 17.5 metres south east of a point in line with the projected south kerbline of Breakspear Way south eastwards for 14 metres.

Green Lane  
(both sides)

from a point in line with the projected south west kerblin of Three Cherry Trees Lane south wards for approximately to a point in line with the projected north kerblin of Breakspear Way, including the entire circumference of the roundabout at its junction with Boundary Way.

Breakspear Way  
(north west side)

- (a) from a point in line with the projected north east kerblin of Maylands Avenue roundabout north eastwards for approximately 631 metres to a point in line with the projected south west kerblin of Buncefield Lane (north arm).
- (b) from a point in line with the projected north east kerblin of Buncefield Lane (north arm) north eastwards for 281 metres to a point in line with the south west kerblin of Green Lane.

(south east side)

- (a) from a point in line with the projected north east kerblin of Maylands Avenue roundabout north eastwards for approximately 584 metres to a point 4 metres north west of a point in line with the projected north west kerblin of Buncefield Lane (south arm).
- (b) from a point in line with the projected north east kerblin of Buncefield Lane (south arm) north eastwards for approximately 45 metres to a point 10 metres north east of a point in line with the projected north east kerblin of Buncefield Lane (north arm).
- (c) from a point 53 metres north east of a point in line with the projected north east kerblin of Buncefield Lane (north arm) north eastwards for approximately 195 metres to a point in line with the south west kerblin of Green Lane.

IN WITNESS whereof the Common Seal of the Hertfordshire County Council was hereunto affixed this 7<sup>th</sup> day of June 2019.

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

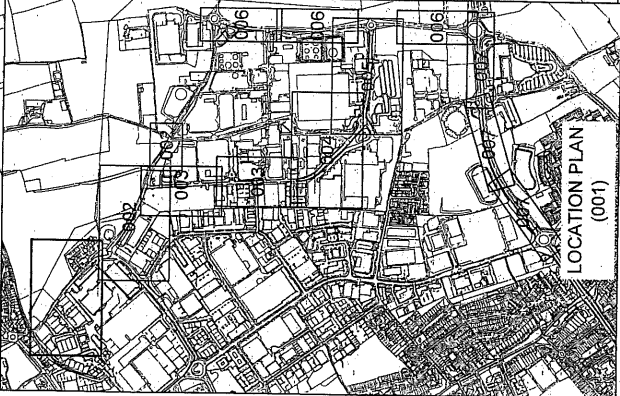
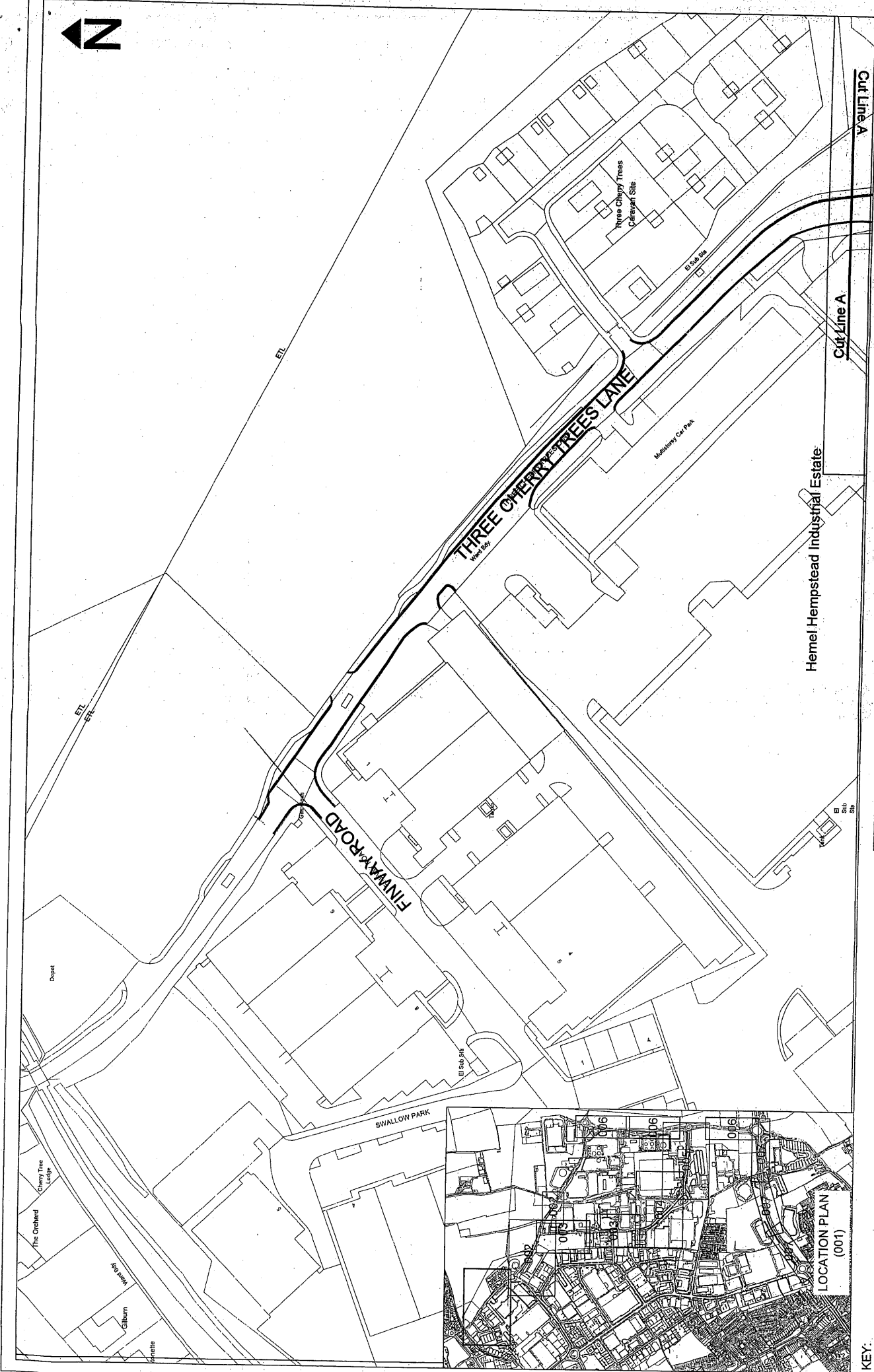
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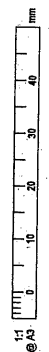
**Assistant Chief legal Officer**

Simon Banks  
Assistant  
Chief Legal Officer



KEY:

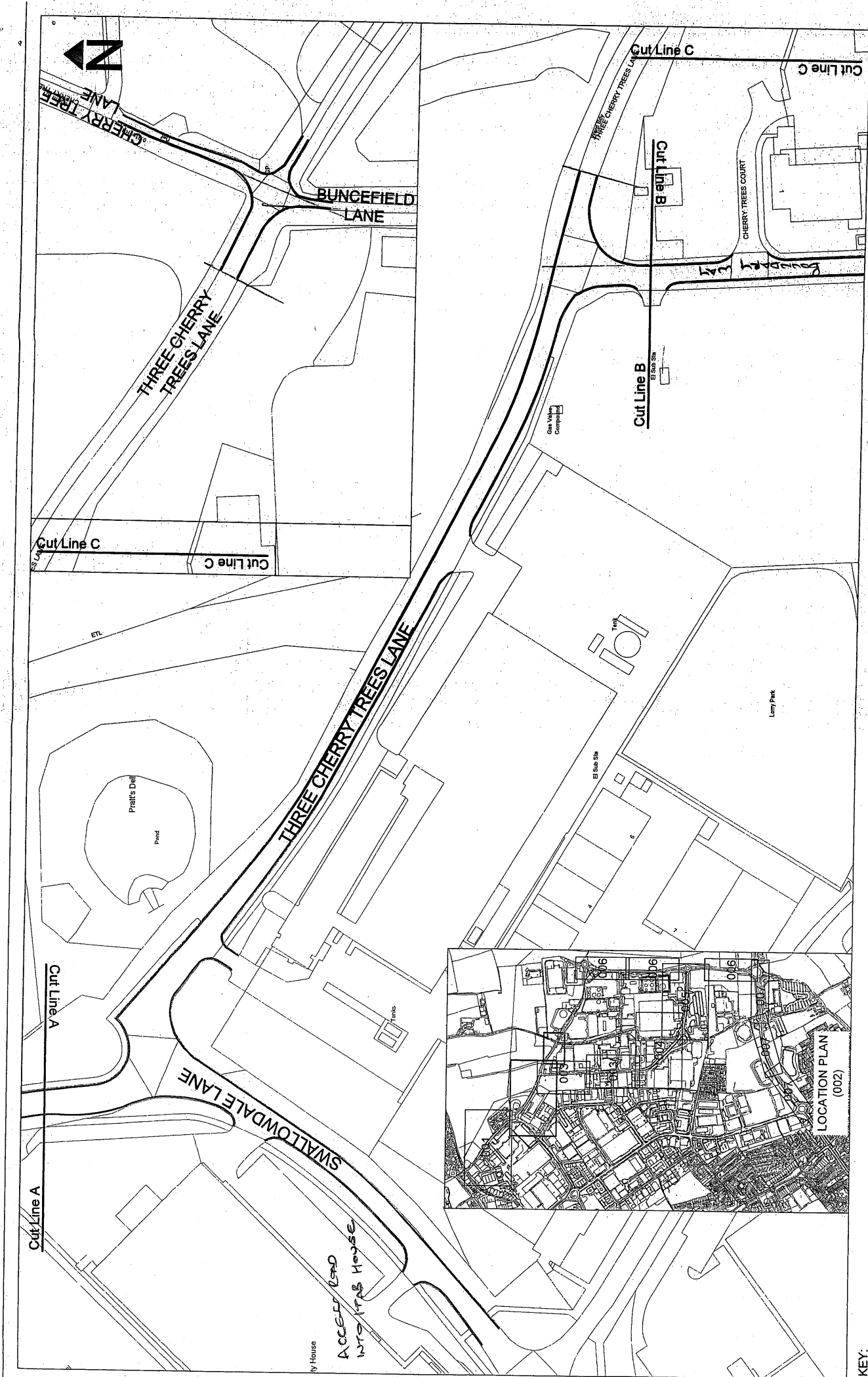
— No Waiting At Any Time Parking Restriction



BAYLANDS BUSINESS PARK, HEMEL HEMPSTEAD EXPERIMENTAL TRO - VARIOUS ROADS	
TRO DRAWINGS	
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Project No.	11250
Client	R
Drawn	R
Checked	R
Approved	R
Scale	1:1250
County Hall Page 1 of 1 Hemel Hempstead 8013 001 Phone: 01462 555555	







KEY:

— No Waiting At Any Time Parking Restriction



Sheet	Revision	Date	By	Check
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002				
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COUNTY HALL  
 Planning  
 01992 55555

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MAYLANDS BUSINESS PARK, HEMEL Hempstead  
 EXPERIMENTAL TRO - VARIOUS ROADS

TRO DRAWINGS

