

DACORUM BOROUGH COUNCIL

THE BOROUGH OF DACORUM (CHAULDEN TERRACE, LONG CHAULDEN, REDBOURN ROAD AND WOOD LANE END) (RESTRICTION OF WAITING) ORDER 2021

Dacorum Borough Council, pursuant to arrangements made under section 19 of the Local Government Act 2000 and the Local Authorities (Arrangements for Discharge of Functions) (England) Regulations 2000 with the Hertfordshire County Council, and in exercise of the powers conferred on that County Council under sections 1, 2(1), 2(2) and 4 of the Road Traffic Regulation Act 1984 ("the Act of 1984") and of all other enabling powers, and after consulting with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act of 1984, hereby makes the following Order:

1. This Order may be cited as "The Borough of Dacorum (Chaulden Terrace, Long Chaulden, Redbourn Road and Wood Lane End) (Restriction of Waiting) Order 2021" and shall come into operation on 10 May 2021.
2.
 - (1) In this Order "enactment" means any enactment, whether public general or local, and includes any order, bye-law, rule, regulation, scheme or other instrument having effect by virtue of an enactment.
 - (2) Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended, applied, consolidated, re-enacted by or as having effect by virtue of any subsequent enactment.
 - (3) The Interpretation Act 1978¹ shall apply for the interpretation of this Order as it applies for the Interpretation of an Act of Parliament.
3. Save as provided in Articles 6, 7 and 8 of this Order no person shall cause or permit any vehicle to wait at any time in those lengths of Chaulden Terrace, Hemel Hempstead and Long Chaulden, Hemel Hempstead as specified in Schedule 1 to this Order.
4. Save as provided in Articles 6, 7 and 8 of this Order no person shall cause or permit any vehicle to wait between the hours of 8am and 6pm on Mondays to Saturdays inclusive and between the hours of 10am and 5pm on Sundays in that length of Redbourn Road, Hemel Hempstead as specified in Schedule 2 to this Order.
5. Save as provided in Articles 6, 7 and 8 of this Order no person shall cause or permit any vehicle to wait between the hours of 8.30am and 6.30pm on Mondays to Saturdays inclusive in that length of Wood Lane End, Hemel Hempstead as specified in Schedule 3 to this Order.
6.
 - (1) Nothing in Article 3, 4 or 5 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 2004² and appointed by Dacorum Borough Council;

¹ 1978 c.30

² 2004 c.18

- (c) a vehicle which is prevented from proceeding by circumstances beyond the driver's 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; or
- (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 2011³.

- (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.
- 7. Nothing in Article 3, 4 or 5 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.
- 8. (1) Nothing in Article 3, 4 or 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, to wait at any time in the lengths of road specified in Schedule 1, 2 or 3 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;

³ 2011 c.5

"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 2000⁴;

"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.

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

Lengths of Chaulden Terrace, Hemel Hempstead and Long Chaulden, Hemel Hempstead – No waiting at anytime

Chaulden Terrace, Hemel Hempstead

the west side, between the northern kerb-line of Long Chaulden and a point 15.5 metres north of that kerb-line.

the east side, between the northern kerb-line of Long Chaulden and a point 16.5 metres north of that kerb-line.

Long Chaulden, Hemel Hempstead

the north side, between a point 15.6 metres west of the western kerb-line of Chaulden Terrace and a point 15.9 metres east of the eastern kerb-line of Chaulden Terrace.

SCHEDULE 2

Length of Redbourn Road, Hemel Hempstead – No waiting between 8am and 6pm on Mondays to Saturdays inclusive and between 10am and 5pm on Sundays

Redbourn Road, Hemel Hempstead

both sides, between its junction with the roundabout situated at the junction of Redbourn Road and Swallowdale Lane and its junction with the roundabout situated at the junction of Redbourn Road and A4147 Link Road.

SCHEDULE 3

Length of Wood Lane End, Hemel Hempstead – No waiting between 8.30am and 6.30pm on Mondays to Saturdays inclusive

Wood Lane End, Hemel Hempstead

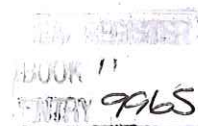
both sides, from the common boundary of Nos. 102 and 104 Wood Lane End to its junction with Buncefield Lane.

⁴ SI 2000/683

Given under the Common Seal of Dacorum Borough Council the day of April 2021.

The Common Seal of DACORUM BOROUGH
COUNCIL was hereunto

affixed on the day of April 2021
in the presence of:-



.....*Mark Brookes*.....

Authorised signatory
Mark Brookes
Assistant Director
Corporate and Contracted Services

.....*J. Hutton*.....

Authorised signatory
JACQUELINE HUTTON
Legal Governance Team Leader.