

## **EAST HERTFORDSHIRE DISTRICT COUNCIL**

### **ROAD TRAFFIC REGULATION ACT 1984**

#### **THE EAST HERTFORDSHIRE DISTRICT COUNCIL (APTON ROAD, BISHOP'S STORTFORD) (PARKING PLACE AND LOADING BAY) ORDER 2013**

The East Hertfordshire District Council (hereinafter referred to as "the Council") pursuant to arrangements made under Section 19 of the Local Government Act 2000 with Hertfordshire County Council ("the County Council") in exercise of the powers of the County Council under Sections 32, 35 and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 ("the 1984 Act") (as amended by the Road Traffic Regulation (Parking) Act 1986 and in accordance with the provisions of Part 6 of The Traffic Management Act 2004 ("the 2004 Act") and of all other powers enabling in that behalf and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the 1984 Act hereby make the following order:

1. This Order may be cited as "The East Hertfordshire District Council (Apton Road, Bishop's Stortford) (Parking Place and Loading Bay) Order 2013" and shall come into operation on 28 June 2013.
2. Save as provided in Articles 6 and 7 of this Order that length of Apton Road, Bishop's Stortford specified in Schedule 1 to this Order is designated for use as a parking place between 8:00am and 6:00pm Monday to Saturday limited to 30 minutes waiting with no return within the next 1 hour.
3. Save as provided in Article 6 of this Order where in Article 2 of this Order a length of Apton Road, Bishop's Stortford is described as designated for use as a parking place between 8:00am and 6:00pm Monday to Saturday limited to 30 minutes waiting with no return within the next 1 hour, the driver of a vehicle shall not permit the vehicle to wait in that parking place unless it is wholly parked within the marked limits of the parking place.
4. Save as provided in Articles 6 and 7 of this Order that length of Apton Road, Bishop's Stortford specified in Schedule 2 to this Order is designated for use as a loading bay for any vehicle for the purposes of loading and unloading goods between 8:00am and 8:00pm Monday to Saturday.
5. Save as provided in Article 6 of this Order where in Article 4 of this Order a length of Apton Road, Bishop's Stortford is described as designated for use as a loading bay for any vehicle for the purposes of loading and unloading goods between 8:00am and 8:00pm Monday to Saturday the driver of a vehicle shall not permit the vehicle to wait in that loading bay unless it –
  - (a) is wholly parked within the marked limits of the loading bay; and
  - (b) goods are being loaded onto or loaded from that vehicle.
- 6(1) Nothing in Articles 2, 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 –
    - (i) a police constable in uniform;
    - (ii) a Civil Enforcement Officer as defined by the Traffic Management Act 2004 and appointed by East Hertfordshire District 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 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.

7.(1) Nothing in Articles 2 and 4 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 Schedules 1 and 2 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

8. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the Interpretation of an Act of Parliament.
9. 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 East Hertfordshire District Council (Control of Parking) (Consolidation) Order 2012 (Plan EAS1862)

10. 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 any other enactment.

### **SCHEDULE 1**

Length of Apton Road, Bishop's Stortford – Parking Place limited to 30 minutes waiting with no return within 1 hour, Monday to Saturday 8:00am to 6:00pm

Street Name	Side of Street	Location
Apton Road	North west	From a point 35 metres north east of a point in line with the projected the north east kerbline of Apton Court, north eastwards for a distance of 16 metres.

## SCHEDULE 2

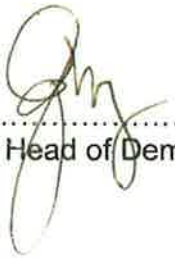
Length of Apton Road, Bishop's Stortford – Designated Loading Bay for use only by vehicles loading or unloading between the hours 8:00am to 8:00pm Monday to Saturday.

Street Name	Side of Street	Location
Apton Road	North west	From a point 27.5 metres south east of its junction with the western kerbline of Potter Street south westwards for a distance of 19.8 metres.

THE COMMON SEAL of EAST HERTFORDSHIRE  
DISTRICT COUNCIL was hereunto  
affixed on the 18th day of June 2013  
in the presence of:



14089

  
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Jeff Hughes – Head of Democratic and Legal Support Services

