

HERTFORDSHIRE COUNTY COUNCIL

THE HERTFORDSHIRE (FAIRWAY, BEECHFIELD AND SHEERING MILL LANE, SAWBRIDGEWORTH) (RESTRICTION OF WAITING) ORDER 2021

NOTICE is given that the Hertfordshire County Council has made an Order under the Road Traffic Regulation Act 1984 to introduce waiting restrictions in parts of Sawbridgeworth as specified in the Schedules to this Notice. The Order will come into effect on Monday 14 March 2022.

Documents giving more detailed particulars of the Order are held on deposit and may be viewed from 3 March 2022 to 14 April 2022 during normal office hours at Main Reception, Hertfordshire County Council, County Hall, Pegs Lane, Hertford or may also be viewed online from 3 March 2022 at www.hertfordshire.gov.uk/trafficorders by selecting East Herts and looking at Ref: EH02320.

Enquiries relating to the Order should be referred to the Highways Engineer concerned Ian Hollinrake tel: 01992 658153 or ian.hollinrake@hertfordshire.gov.uk

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 Fairway, Beechfield and Sheering Mill Lane.

County Hall
Hertford
Herts SG13 8DN

3 March 2022
Mark Kemp
Executive Director Environment and Transport

HERTFORDSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 24/02/2022

Order No: 8485

THE HERTFORDSHIRE (FAIRWAY, BEECHFIELD AND SHEERING MILL LANE, SAWBRIDGEWORTH) (RESTRICTION OF WAITING) ORDER 2021

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 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 (Fairway, Beechfield and Sheering Mill Lane, Sawbridgeworth) (Restriction of Waiting) Order 2021” and shall come into effect on Monday 14 March 2022
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 Fairway, Beechfield and Sheering Mill Lane, Sawbridgeworth 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 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 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 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 Fairway, Beechfield and Sheering Mill Lane, Sawbridgeworth – no waiting at any time

Fairway (north east side) (a) from a point 9 metres south east of a point in line with the projected south east kerbline of Rushfield south eastwards for approximately 21 metres to a point 13.5 metres north west of a point in line with the boundary between 1 and 3 Fairway.

(b) from a point in line with the projected north west kerbline of Beechfield north westwards for approximately 18 metres to a point 22 metres south east of a point in line with the boundary between 9 and 11 Fairway.

(north east / north west sides) (a) from a point in line with the projected south east kerbline of Beechfield south eastwards and north eastwards for approximately 62.5 metres to a point 16 metres south west of a point in line with the boundary between 15 and 17 Fairway.

(b) from a point in line with the projected south west kerbline of Sheering Mill Lane south westwards for approximately 5 metres to a point 22 metres north east of a point in line with the boundary between 1 and 2 Lockview, Sheering Mill Lane.

(south west side) (a) from a point 9 metres north west of a point in line with the projected north west kerbline of Linwood north westwards for approximately 9 metres to a point 12.5 metres south east of a point in line with the north west boundary of 2 Linwood.

- (b) from a point 6 metres south east of a point in line with the projected south east kerbline of Linwood south eastwards for approximately 8 metres to a point 16 metres north west of a point in line with the south east boundary of 1 Linwood.
- (c) from a point 9 metres north west of a point in line with the projected north west kerbline of Elmwood north westwards for 6 metres to a point 16 metres south east of a point in line with the north west boundary of 2 Elmwood.
- (d) from a point 8 metres south east of a point in line with the projected south east kerbline of Elmwood south eastwards for approximately 2 metres to a point 21 metres north west of a point in line with the south east boundary of 1 Elmwood.
- (e) from a point 16 metres south east of a point in line with the north west boundary of 2 Fairway south eastwards and southwards for approximately 12 metres to a point 10 metres north east of a point in line with the boundary between 2 and 4 Fairway.
- (f) from a point 10 metres north east of a point in line with the boundary between 2 and 4 Fairway, northwards and eastwards for 24 metres.
- (g) from a point 17 metres south west of a point in line with the boundary between 15 and 17 Fairway south westwards for 17 metres.
- (h) from a point in line with the projected south west kerbline of Sheering Mill Lane south westwards for approximately 42 metres to a point 18 metres north east of a point in line with the boundary between 15 and 17 Fairway.

Beechfield
(both sides)

from a point in line with the projected north east kerbline of Fairway north eastwards for approximately 6 metres to a point 6 metres south west of a point in line with the boundary between 2 and 4 Beechfield.

Sheering Mill Lane
(south west side)

- (a) from a point in line with the projected south east kerbline of Fairway south eastwards for 14 metres.
- (b) from a point in line with the projected north west kerbline of Fairway north westwards for 12 metres.

Signed:

Quentin Baker

Quentin Baker
Chief Legal Officer

Dated: 24/02/2022

STATEMENT OF REASONS

THE HERTFORDSHIRE (FAIRWAY, BEECHFIELD AND SHEERING MILL LANE, SAWBRIDGEWORTH) (RESTRICTION OF WAITING) ORDER 2021

Hertfordshire County Council is proposing to introduce waiting restrictions in parts of Sawbridgeworth.

The proposals will comprise of –

- ‘No waiting at any time’ restrictions on parts of Fairway, Beechfield, and Sheering Mill Lane.

The restrictions, introduced by way of a Traffic Regulation Order, are being proposed to prevent vehicles from parking and obscuring visibility entering and exiting the junctions with Fairway. It will remove vehicles obstructing the width of carriageway available for access along Fairway and to deter footway parking.

Therefore, having also considered the duty imposed under Section 122 Road Traffic Regulation Act 1984, it appears to the Highway Authority that it is necessary and expedient to make an Order 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, for preventing damage to the road or to any building on or near the road, for facilitating the passage on the road or any other road of any class of traffic (including pedestrians) and for preserving or improving the amenities of the area through which the road runs.

The proposal has been subject to consultation with local and County Councillors representing the area and East Herts District Council. The local Police, Ambulance, Fire & Rescue Services, Hertfordshire County Council Passenger Transport Unit Council, Sawbridgeworth Town Council and local residents are also being consulted.

Addendum:

Following consultation and points raised in responses received, these were considered by the Highway Team and the proposals were subsequently revised / re-consulted. The proposals were amended from those published under a Notice of Intention on 11 February 2021, to shorten the lengths of restrictions in Beechfield and Fairway (vicinity of Nos 2 & 4) and to remove restrictions in Rushfield, Elmwood and Parkway

