

EAST HERTFORDSHIRE DISTRICT COUNCIL

THE EAST HERTFORDSHIRE DISTRICT COUNCIL (ACCESS ROAD LEADING TO HERTFORD THEATRE, HERTFORD) (RESTRICTION OF WAITING) ORDER 2024

NOTICE IS HEREBY GIVEN that the East Hertfordshire District Council with the consent of Hertfordshire County Council has made the above Order under the Road Traffic Regulation Act 1984. The general effect of the Order will be to introduce waiting restrictions in part of Hertford, as specified in the Schedule to this Notice. The Order will come into effect on **22 April 2024**.

Documents giving more detailed particulars may be inspected from **18 April 2024** to **3 June 2024** during normal office hours at the offices of East Hertfordshire District Council, Wallfields, Pegs Lane, Hertford SG13 8EQ or viewed online at www.eastherts.gov.uk/traffic-orders

Enquiries should be referred to Dominique Kingsbury, East Hertfordshire District Council, Parking Service: email at parking@eastherts.gov.uk or telephone: 01279 502 039.

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 Orders, 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 that section of road herein listed and as set out in the Order and its accompanying plan: Access road leading to Hertford Theatre, Hertford.

James Ellis

Head of Legal and Democratic Services

East Hertfordshire District Council, Wallfields, Pegs Lane, Hertford SG13 8EQ

18 April 2024

EAST HERTFORDSHIRE DISTRICT COUNCIL

THE EAST HERTFORDSHIRE DISTRICT COUNCIL (ACCESS ROAD LEADING TO HERTFORD THEATRE, HERTFORD) (RESTRICTION OF WAITING) ORDER 2024

East Hertfordshire District Council (“the Council”) pursuant to arrangements made under section 19 of the Local Government Act 2000 & the Local Government (Arrangements for the Discharge of Functions) (England) Regulations 2000 with Hertfordshire County Council, and in exercise of their powers under Sections 1, 2 and 3 of the Road Traffic Regulation Act 1984 (“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 to the Act of 1984, hereby make the following Order.

1. This Order may be cited as “The East Hertfordshire District Council (Access Road leading to Hertford Theatre, Hertford) (Restriction of Waiting) Order 2024” and shall come into effect on **22 April 2024**.
2. The East Hertfordshire District Council (Access Road leading to Hertford Theatre, Hertford) (Restriction of Waiting) Order 2024 Plan numbered **WSP00323-HT-WR** inclusive of its key (the “waiting restrictions plan”) as listed in the Schedule to this Order is incorporated into this Order.

3. **Interpretation –**

In this Order, except where the context otherwise requires, the following expressions have the meaning hereby respectively assigned to them;

“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

“postal packet” shall bear the same meaning as in Section 65 of the Postal Services Act 2011.

“provision of a universal postal Service” shall bear the same meaning as in Section 65 of the Postal Services Act 2011.

“relevant position” has the same meaning as given in Regulation 4 of The Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000

“universal service provider” shall bear the same meaning as in Section 65 of the Postal Services Act 2011.

“waiting restrictions plan” is the plan numbered **WSP00323-HT-WR** inclusive of its key, which is incorporated into this Order as set out in Article 2 and the Schedule;

4. Save as provided in Articles 5, 6 and 7 of this Order no person shall cause or permit any Vehicle to wait, on areas of Road or sides of the Road as shown on the "waiting restrictions plan" where waiting is not allowed as identified and shown on the "waiting restrictions plan" and its key thereof.
5. Nothing in Article 4 of this Order applies 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.
 - (c) a vehicle which is being used for one or more of the following purposes and which cannot reasonably be used for such a purpose;
 - (i) any operation involving building, demolition or excavation;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance, improvement or reconstruction of a road;
 - (iv) constructing, improving, maintaining, or cleaning of any street furniture;or
 - (v) 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.
 - (d) a marked vehicle which, whilst used by a universal service provider in the course of the provision of a universal postal service, is waiting only for long as is reasonably necessary to enable postal packets to be delivered or collected.
6. Nothing in Article 4 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.
7. Nothing in Article 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 and a parking disc, to wait at any time in the lengths of road restricted by that Article 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).
8. 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.
9. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

SCHEDULE

Schedule	“waiting restrictions plan” – WSP00323-HT-WR
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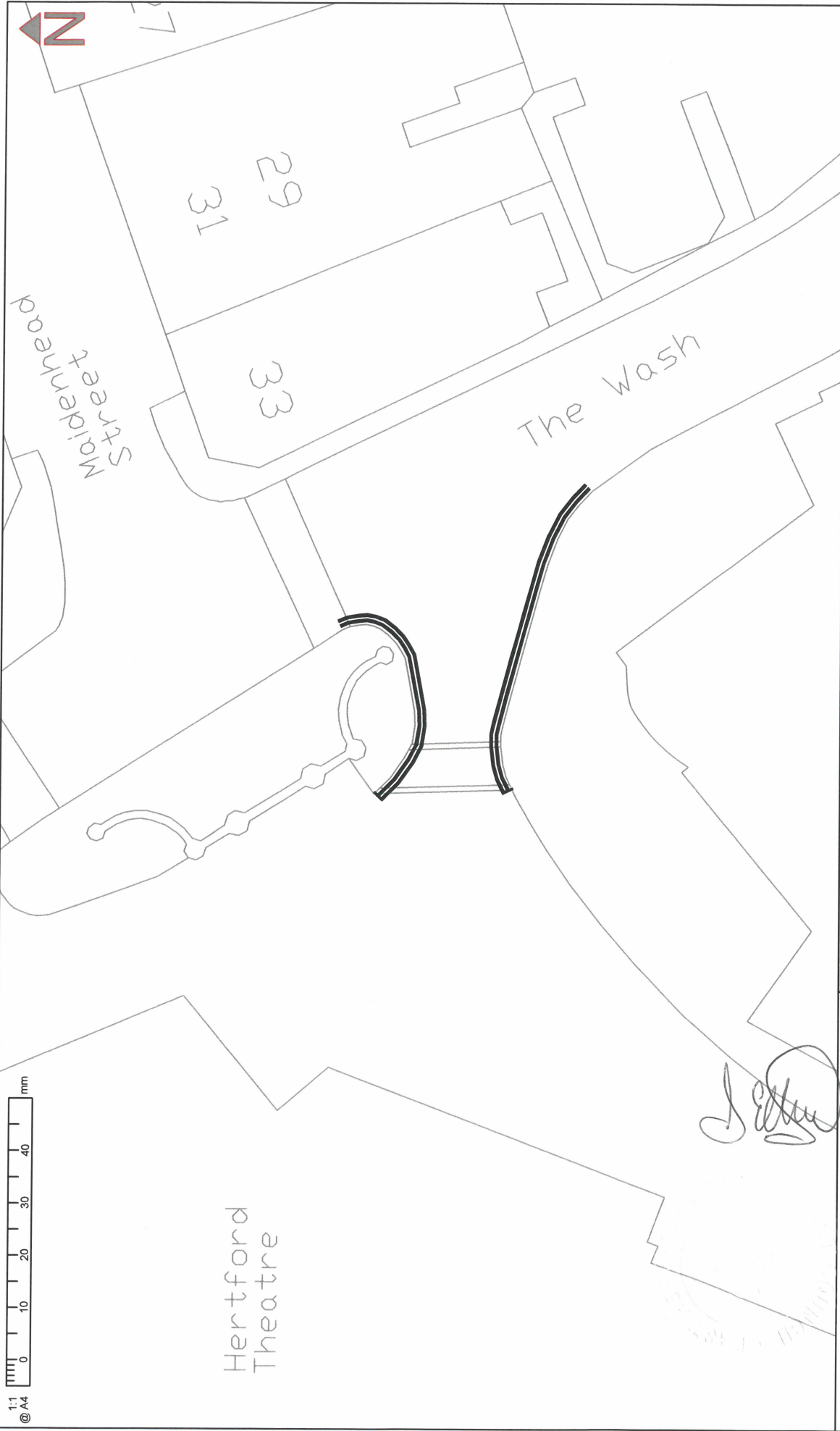
Given under the Common Seal of East Hertfordshire District Council this 16th day of APRIL 2024

THE COMMON SEAL of EAST HERTFORDSHIRE DISTRICT COUNCIL

was hereunto
affixed on the 16th APRIL 2024)
in the presence of:)


.....
Head of Democratic and Legal Support Services





Key:
 == No Waiting At Any Time

Notes
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Drawn	Designed	Checked	Approved	Approved Date
SD	SD	KB	KB	14/09/23
Signature	Signature	Signature	Signature	Scale(s)
SD	SD	KB	KB	1:250

Project: ACCESS ROAD LEADING TO HERTFORD THEATRE, HERTFORD

Sheet: NO WAITING AT ANY TIME RESTRICTIONS

Project No.: WSP00323-HT-WR

Sheet No.: 1 of 1

Revision:

Original Sheet Size A4 [297x210] Plot Date 14 Sep 2023 @ 2:05 PM Path S:\HERTFORD\HIGHWAYS\HOS\WCS\Shared\SPET\TRO TEAM\Misc\Non HCC TRO Apps\Drafts\WSP 003 23 Hertford Theatre WR\Background\Hertford Theatre plan.dwg A4V



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