

## HERTFORDSHIRE COUNTY COUNCIL

### THE HERTFORDSHIRE (HIGH STREET, BUNTINGFORD) (DISABLED PERSONS PARKING PLACE) ORDER 2024

NOTICE is given that the Hertfordshire County Council has made an Order under the Road Traffic Regulation Act 1984 (1984 Act) to introduce a new disabled persons parking place and revoke an existing disabled persons parking place on part of High Street, Buntingford as specified in the Schedules to this Notice. The Order will come into effect on Monday 16 December 2024.

Documents giving more detailed particulars of the Order may be viewed from 5 December 2024 to 16 January 2025 during office hours at Main Reception, County Hall, Hertford or online at [www.hertfordshire.gov.uk/trafficorders](http://www.hertfordshire.gov.uk/trafficorders) by selecting East Herts and looking at Ref: EH01324.

Enquiries relating to the Order should be referred to the Highways Engineer concerned Khayam Akram tel: 0300 123 4047 or [khayam.akram@hertfordshire.gov.uk](mailto:khayam.akram@hertfordshire.gov.uk).

Any person wishing to question the validity of the Order, or any of its provisions, on the grounds that it is not within the powers conferred by the 1984 Act, or that any requirement of the 1984 Act or any Instrument made under it has not been complied with may, within 6 weeks from the date of this Notice, apply to the High Court for this purpose.

**SCHEDULE 1: Disabled persons parking place installation – that section of road listed below and as set out in the Order and scheme plan** - High Street, outside No. 69.

**SCHEDULE 2: Disabled persons parking place revocation – that section of road listed below and as set out in the Order and scheme plan** - High Street, outside No. 61.

Farnham House  
Stevenage  
Herts SG1 2ST

5 December 2024  
Mark Doran  
Executive Director, Growth and Environment

## HERTFORDSHIRE COUNTY COUNCIL

### ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 28/11/24

Order No. : 8677

#### **THE HERTFORDSHIRE (HIGH STREET, BUNTINGFORD) (DISABLED PERSONS PARKING PLACE) ORDER 2024**

The Hertfordshire County Council in exercise of their powers under Sections 32 and 35 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 makes the following Order:-

1. This Order may be cited as “The Hertfordshire (High Street, Buntingford) (Disabled Persons Parking Place) Order 2024” and shall come into operation on Monday 16 December 2024.
2. The Hertfordshire (High Street, Buntingford) (Disabled Persons Parking Place) Order 2024 Plan numbered **EH01324P**, inclusive of its key, is incorporated into this Order, as listed in the Schedule to this Order.

#### 3. **Interpretation –**

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

"Civil Enforcement Officer" has same meaning as in Section 76 of the Traffic Management Act 2004;

"the Council" means the East Hertfordshire District Council;

"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;

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

"parking place" means any place where vehicles, or vehicles of any class, may wait as set out in s.32(4)(b) of the 1984 Act;

"penalty charge" shall have the same meaning as a charge set by the Council in accordance with The Civil Enforcement of Road Traffic Contraventions (Approved Devices, Charging Guidelines and General Provisions) (England) Regulations 2022 and the provisions of Part 6 and Schedule 9 of the Traffic Management Act 2004;

"penalty charge notice" shall mean a notice issued by a Civil Enforcement Officer in accordance with The Civil Enforcement of Road Traffic Contraventions (Approved Devices, Charging Guidelines and General Provisions) (England) Regulations 2022 and the provisions of Part 6 and Schedule 9 of the Traffic Management Act 2004;

“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; and

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

4. That length of High Street, Buntingford as shown on plan **EH01324P** and identified in the key to that plan as a parking place for use by disabled person’s vehicles, which display in the relevant position a valid disabled person’s badge and parking disc, at any time, is hereby authorised for use as a parking place.
5. Save as provided in Article 6 of this Order, where in Article 4 of this Order a parking place is described as authorised for use as a parking place, the driver of a vehicle shall not permit the vehicle to wait in that parking place unless it is:
  - (a) a disabled persons vehicle on which is displayed in the relevant position a disabled persons badge; or
  - (b) wholly parked within the marked limits of the parking place.
6. (1) Nothing in Article 4 of this Order applies to the length of road restricted by that Article 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;
- (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) If a vehicle (other than a vehicle otherwise exempted by this Order) is left in contravention of any provision of this Order a penalty charge shall be payable.
- (2) In the case of a vehicle in respect of which a penalty charge is payable, a penalty charge notice may be issued in accordance with The Civil Enforcement of Road Traffic

Contraventions (Approved Devices, Charging Guidelines and General Provisions)  
(England) Regulations 2022.

- (3) The penalty charge shall be paid to the Council in accordance with the instructions and within the time limits specified on the penalty charge notice.
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 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 2020
10. That length of disabled persons parking place located on the south western side of High Street opposite No. 42 High Street and as shown on plan numbered **EH01324P** and indicated as revoked in the key to that plan, is hereby revoked.
11. 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**

<b>Schedule</b>	<b>plan – EH01324P</b>
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**Signed:**

*Jaspreet Lyall*

**Jaspreet Lyall**  
**Principal Lawyer**  
**Environment Law / Legal Services**

**Dated:** 28/11/24

## **STATEMENT OF REASONS**

### **THE HERTFORDSHIRE (HIGH STREET, BUNTINGFORD) (DISABLED PERSONS PARKING PLACE) ORDER 2024**

Hertfordshire County Council is relocating an existing disabled persons parking place in High Street, Buntingford from outside No. 61 High Street to outside No. 69 High Street.

The proposals comprised of a change of use of the existing parking bay outside No. 69 to a new disabled parking bay, and to return the existing disabled parking bay to the RPZ restrictions for East Herts to then license to the café for tables and chairs.

It is considered that there are adequate alternative locations for disabled badge holders to park in High Street, Buntingford.

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 preserving or improving the amenities of the area through which the road runs.

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



THE HERTFORDSHIRE (HIGH STREET, BUNTINGFORD)  
(DISABLED PERSONS PARKING PLACE) ORDER 2024  
PLAN NO EH01324P

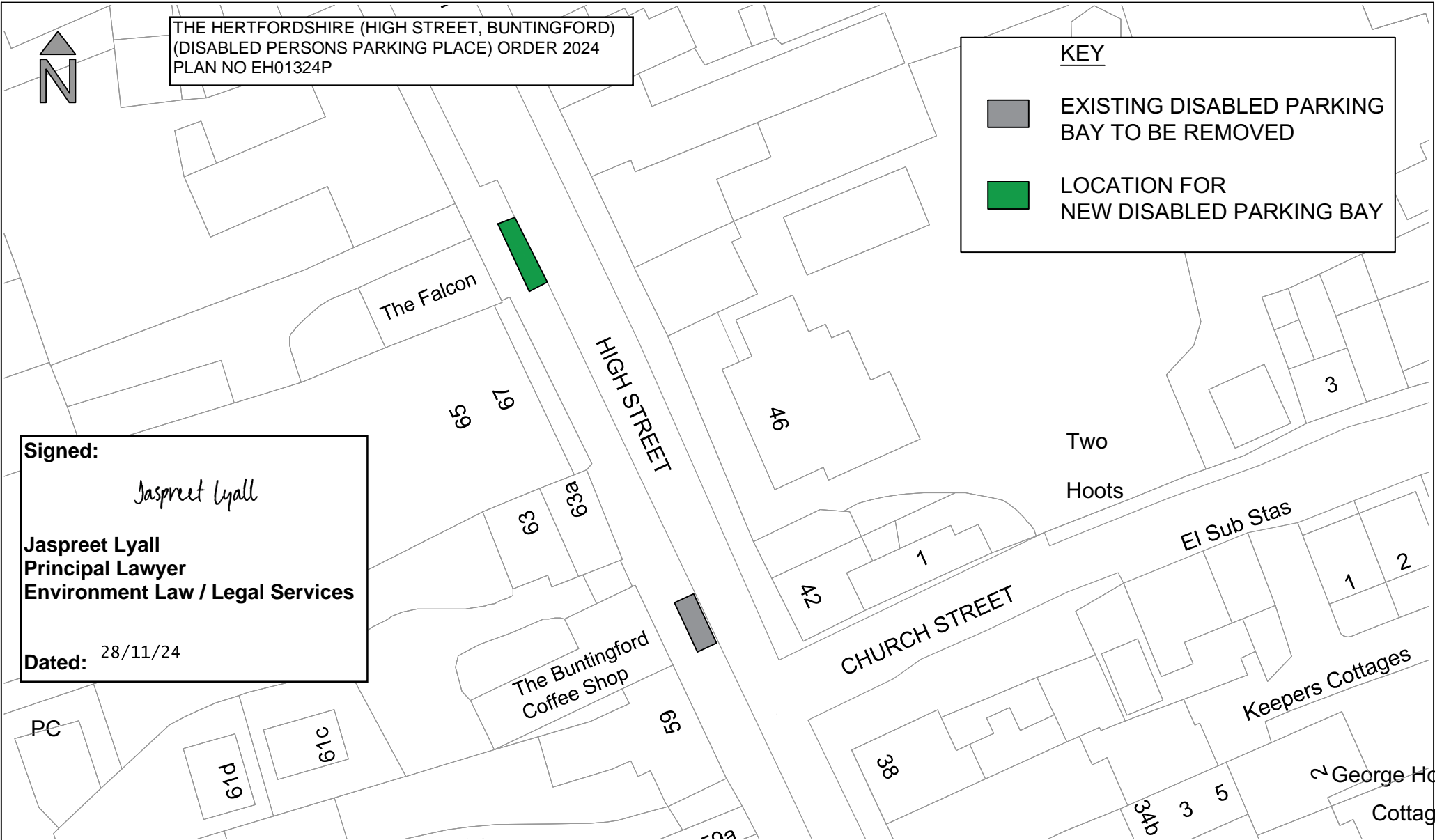
**KEY**

- EXISTING DISABLED PARKING BAY TO BE REMOVED
- LOCATION FOR NEW DISABLED PARKING BAY



**Signed:**  
*Jaspreet Lyall*  
**Jaspreet Lyall**  
**Principal Lawyer**  
**Environment Law / Legal Services**

**Dated:** 28/11/24



Rev	Date	Description of Revisions	Drawn	Chkd	Appr
A	10/04/24	TO INCLUDE PROPOSED NEW DISABLED PARKING BAY	TD	RB	RB

**Hertfordshire**

County Hall  
Pegs Lane  
Hertford, Herts  
SG13 8DN  
[www.hertfordshire.gov.uk/highways](http://www.hertfordshire.gov.uk/highways)

Notes

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Drawn	Designed	Checked	Approved	Approved Date
TD	TD	GT	HM	1/3/23
Signature	Signature	Signature	Signature	Scale(s)
				1:500

Project		HIGH STREET BUNTINGFORD DIVISION 20	
Sheet		DISABLED PARKING BAY REMOVAL PUBLIC CONSULTATION PLAN	
Project No.	Sheet No.	Revision	
HC 220067	01	A	