

HERTFORDSHIRE COUNTY COUNCIL

THE HERTFORDSHIRE (MAIDENHEAD STREET AND DOLPHIN YARD, HERTFORD) (PEDESTRIAN ZONE) ORDER 2020 (AMENDMENT) ORDER 2022

NOTICE is given that the Hertfordshire County Council has made an Order under the Road Traffic Regulation Act 1984 to introduce a minor administrative amendment to The Hertfordshire (Maidenhead Street and Dolphin Yard, Hertford) (Pedestrian Zone) Order 2020. The general effect of the amendment will be to update the use of the expression 'Permit Holder' within Article 6 of the 2020 Order. The Order will come into effect on Monday 6 June 2022.

Documents giving more detailed particulars of the Order are held on deposit and may be viewed from 2 June 2022 to 14 July 2022 during normal office hours at Main Reception, Hertfordshire County Council, County Hall, Pegs Lane, Hertford, or on Tuesdays, between 10:00am and 1:00pm, or 2:00pm and 4:00pm, at Main Reception, East Herts District Council, Wallfields, Pegs Lane, Hertford, or may also be viewed online from 2 June 2022 at www.hertfordshire.gov.uk/trafficorders by selecting East Herts and looking at Ref: EH02318a

Enquiries relating to the Order should be referred to the TRO Officer concerned Sam Drewery tel: 01992 658241 or sam.drewery@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.

County Hall
Hertford
Herts SG13 8DN

2 June 2022
Mark Kemp
Executive Director Environment and Transport

HERTFORDSHIRE COUNTY COUNCIL
ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 24/05/2022
Order No: 8501

**THE HERTFORDSHIRE (MAIDENHEAD STREET AND DOLPHIN YARD, HERTFORD)
(PEDESTRIAN ZONE) ORDER 2020 (AMENDMENT) ORDER 2022**

The Hertfordshire County Council in exercise of their powers under Sections 1, 2 and 3 of the Road Traffic Regulation Act 1984 (hereinafter referred to as “the Act of 1984”) and Part IV of Schedule 9 of the Act of 1984 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 (Maidenhead Street and Dolphin Yard, Hertford) (Pedestrian Zone) Order 2020 (Amendment) Order 2022 and shall come into effect on Monday 6 June 2022.
2. The Hertfordshire (Maidenhead Street and Dolphin Yard, Hertford) (Pedestrian Zone) Order 2020, hereinafter referred to as “the 2020 Order” shall be amended as follows –
 - (1) Article 6 of “the 2020 Order” shall be removed and replaced with the following new Article 6 –

Nothing in Articles 3 or 4 of this Order applies to a motor vehicle being used by a permit holder for access to, or egress from, any private land off of Maidenhead Street or Dolphin Yard, where such vehicular access or egress is only available via the Pedestrian Zone Restricted Area.
3. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

Signed:



Quentin Baker
Director of Law and Governance

Dated: 24/05/2022

STATEMENT OF REASONS

THE HERTFORDSHIRE (MAIDENHEAD STREET AND DOLPHIN YARD, HERTFORD) (PEDESTRIAN ZONE) ORDER 2020 (AMENDMENT) ORDER 2022

Hertfordshire County Council is proposing to amend The Hertfordshire (Maidenhead Street and Dolphin Yard, Hertford) (Pedestrian Zone) Order 2020.

The amendment will update the 2020 Order, in respect of the use of the expression 'Permit Holder' within Article 6.

The proposed amendment will be subject to consultation with local and County Councillors representing the area and East Hertfordshire District Council. The local Police, Ambulance, Fire & Rescue Services and Hertfordshire County Council Passenger Transport Unit are also being consulted.

HERTFORDSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 16/11/2020

Order No: 8392

THE HERTFORDSHIRE (MAIDENHEAD STREET and DOLPHIN YARD, HERTFORD) (PEDESTRIAN ZONE) ORDER 2020

The Hertfordshire County Council in exercise of their powers under Sections 1, 2, 3 and 4 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 make the following Order:-

1. This Order may be cited as “The Hertfordshire (Maidenhead Street and Dolphin Yard, Hertford) (Pedestrian Zone) Order 2020” and shall come into effect on Monday 7th March 2022.
2. **Interpretation**
In this Order –
 - (a) “Pedestrian Zone Restricted Area” means those lengths of Maidenhead Street and Dolphin Yard specified below as indicated on plan no K-BC012.Y4.1200.211 which is annexed to this Order.
 - (i) Maidenhead Street between its junction with Bull Plain and its junction with The Wash.
 - (ii) Dolphin Yard from its junction with Maidenhead Street for its entire length.
 - (b) “goods Vehicle” has the meaning as a motor vehicle or trailer constructed or adapted for use for the carriage or haulage of goods or burden of any description.
 - (c) “market stall holder” means the named person in a market stall license issued by East Herts District Council.
 - (d) “market stall” means a stall licensed by the East Herts District Council utilised as part of a market.
 - (e) “market trader” a licensed person authorised to operate a market stall.
 - (f) “designated market days” means any day authorised by East Herts District Council for the holding of a market under the provisions of an existing market charter, or Section 50 of the Food Act 1984
 - (g) “permit holder” shall have the meaning as any person who is the holder of a permit issued by Hertfordshire County Council which entitles a motor vehicle being used by the holder to enter or be in those lengths of Maidenhead Street, or Dolphin Yard, Hertford as defined by Articles 2(a)(i) and (ii) of this Order, under the terms of an exemption provided in Article 6 to this Order.
 - (h) “permit” shall have the meaning as a written permit in a form prescribed by Hertfordshire County Council issued by an Authorised Officer of that Council, which entitles a motor vehicle being used by a permit holder to enter or be in those lengths of Maidenhead Street, or Dolphin Yard, Hertford as defined by Articles 2(a)(i) and (ii) of this Order, under the terms of an exemption provided in Article 6 to this Order.
 - (i) “street trader” means a person authorised by East Herts District Council to trade in the street.

- (j) “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.
3. Save as provided in Articles 5 and 6 to this Order no person shall at anytime cause or permit any motor vehicle to enter or be in that length of Maidenhead Street, Hertford as defined within Article 2(a)(i) of this Order and herein after referred to as the “Pedestrian Zone Restricted Area”.
4. Save as provided in Article 6 to this Order no person shall at anytime cause or permit any motor vehicle to enter or be in that length of Dolphin Yard, Hertford as defined within Article 2(a)(ii) of this Order and herein after referred to as the “Pedestrian Zone Restricted Area”.
5. Nothing in Article 3 of this Order applies in relation to –
- (a) a goods vehicle being used between the hours of 5:30pm and 9:30am daily for the purpose of loading or unloading goods to or from premises located within or directly adjacent to the Pedestrian Zone Restricted Area.
 - (b) a vehicle being used for Fire and Rescue, Ambulance or Police purposes.
 - (c) anything done with the permission of or at the direction of a Police Constable in uniform.
 - (d) a market trader or street trader’s vehicle required by a market stall holder, for the setting up, running, or breaking down of a market stall located within the Pedestrian Zone Restricted Area, the market stall being licensed for erection on designated market days by East Herts District Council.
 - (e) a vehicle which is being used for one or more of the following purposes and which cannot reasonably be used for such a purpose without entering or being in the Pedestrian Zone Restricted Area;
 - (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.
 - (f) a marked vehicle which, whilst used by a universal service provider in the course of the provision of a universal postal service, is required to enter or be in the “Pedestrian Zone Restricted Area” to enable postal packets to be delivered or collected.
6. Nothing in Articles 3 or 4 of this Order applies to a motor vehicle being used by a permit holder for access to, or egress from, land adjacent to 10 Maidenhead Street, where such access or egress is only available via the Pedestrian Zone Restricted Area.
7. The Hertfordshire County Council in making this Order are satisfied that this Order is required to avoid the likelihood of danger to persons using those lengths of road specified in Article 2(a)(i) and (ii) of this Order.
8. The provisions of the following Orders are hereby revoked:
- The Hertfordshire (Maidenhead Street and Dolphin Yard, Hertford) (Pedestrian Zone) (Experimental) Order 2019
- The Hertfordshire (Dolphin Yard, Hertford) (Pedestrian Zone) and (Amendment) Order 2009
- The East Hertfordshire District Council (Maidenhead Street, Hertford) (Prohibition of Driving except for loading and unloading and access to Dolphin Yard and Adams Yard) Order (No124) 1986

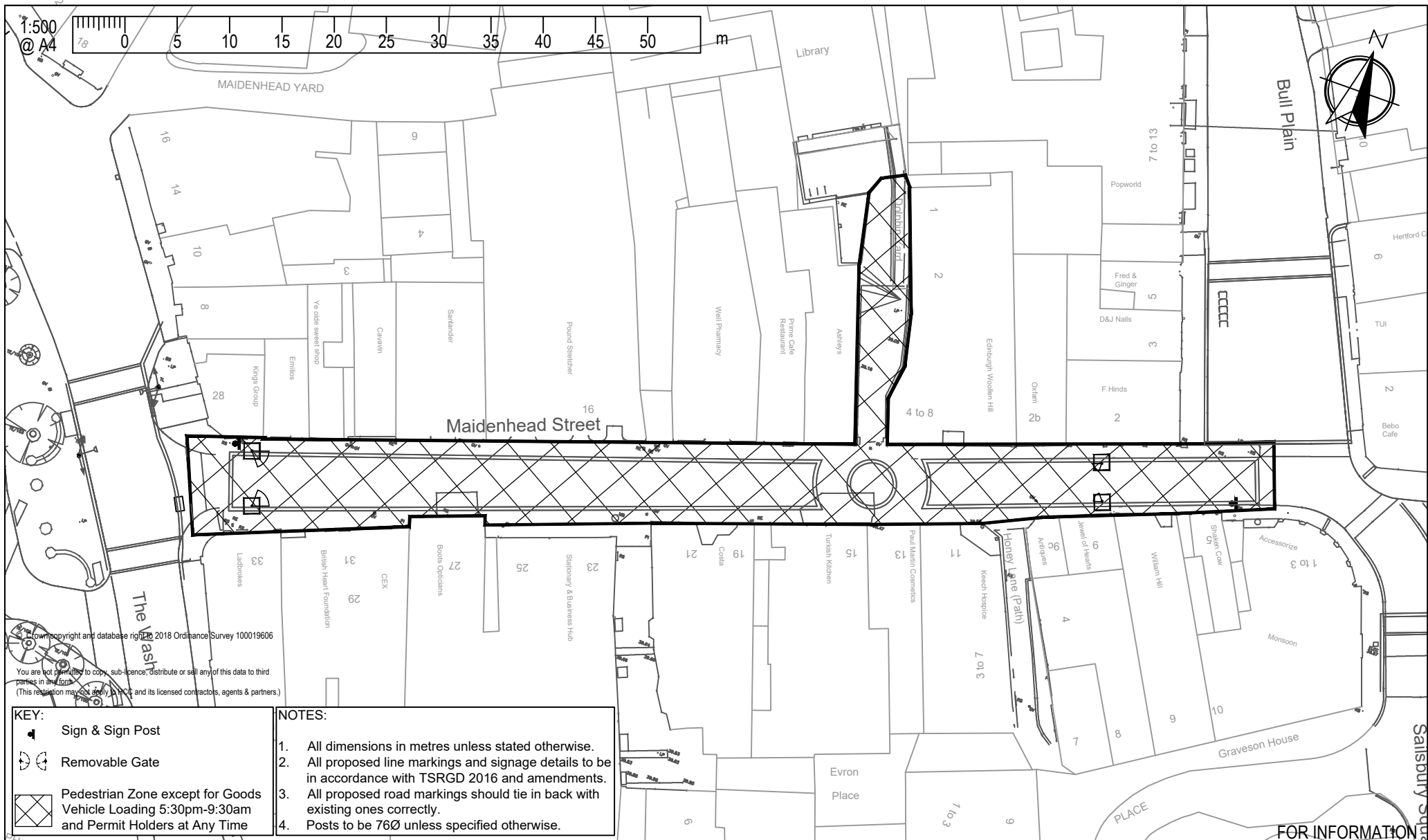
9. In accordance with Section 92 of the said Act of 1984 upon the coming into effect of this Order, gates will be placed at each end of that length of Maidenhead Street as specified in Article 2(a)(i) of this Order.
10. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
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.

Signed:

A handwritten signature in dark ink, reading "Quentin Baker". The script is cursive and fluid, with the first letters of each word being capitalized and prominent.

Quentin Baker
Chief Legal Officer

Dated: 16/11/2020



Revision	Amendment	Approved	Date	Project			
				HERTFORD TOWN CENTRE URBAN DESIGN STRATEGY			
				Sheet			
				Proposed Pedestrian Zone Except for Goods Vehicle Loading 5.30pm-09:30am			
				Drawn	Designed	Approved	Revision Date
				GC	GC	DH	25/07/18
				Project No.	Scale	Drawing No.	Sheet No. Revision
				62254726	1:500	K-BC012.Y4.1200.211	1 OF 1 RA