

HERTFORDSHIRE COUNTY COUNCIL

THE HERTFORDSHIRE (FORE STREET, HERTFORD) (PROHIBITION OF MOTOR VEHICLES) ORDER 2023

THE HERTFORDSHIRE (HERTFORD TOWN CENTRE) (RESTRICTED PARKING ZONE) ORDER 2023

NOTICE is given that the Hertfordshire County Council has made Orders under the Road Traffic Regulation Act 1984 to introduce a Prohibition of Motor Vehicles and a Restricted Parking Zone in Hertford as specified in the Schedules to this Notice. The Orders make permanent the previous experimental restrictions introduced in May 2022 and will come into effect on Sunday 12 November 2023.

Documents giving more detailed particulars of the Orders are held on deposit and may be viewed from 9 November 2023 to 21 December 2023 during normal office hours at Main Reception, Hertfordshire County Council, County Hall, Pegs Lane, Hertford or may also be viewed online from 9 November 2023 at www.hertfordshire.gov.uk/trafficorders by selecting East Herts and looking at Ref: EH00522.

Enquiries relating to the Order should be referred to the Highways Engineer concerned Gobi Ranganathan tel: 0300 123 4047 or gobi.ranganathan@hertfordshire.gov.uk

Any person wishing to question the validity of the Orders, or of any provision contained in them, 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 1: Prohibition of Motor Vehicles affecting Fore Street, between its junction The Wash and its junction with Bell Lane. The Order will prohibit all motor vehicles from entering or being in the restricted area at any time. Exemptions will apply in respect of Permit holders for the purpose of vehicular access to parking on private land, where such access is only available via the restricted area, emergency service vehicles, vehicles used for highway maintenance, vehicles used by Statutory Authorities pursuant to their statutory duties and postal deliveries. The Order will also amend the current One-Way Street Except Buses in Fore Street. That section of Fore Street between the eastern section of Market Place and Bell Lane will become two way traffic, providing access to Church Lane, Bell Lane and Market Place (to the rear of Shire Hall) through entry into the Town Centre via Bluecoats Roundabout. Bus Services where affected, will enter and exit the Town Centre via Bluecoats Roundabout and Gascoyne Way.

SCHEDULE 2: Restricted Parking Zone affecting Fore Street, Market Place, Market Street, Salisbury Square and parts of Bell Lane, Church Street and Railway Street – implementing No waiting / no loading at any time except as signed in marked bays. Marked bays will provide –

- Disabled Persons Vehicles Parking Bays – effective at all times.
- Loading Bays in Fore street – effective between 8:00am and 6:00pm Monday to Saturday inclusive reverting to free parking at other times.
- Loading Bays in Fore Street, Market Place, Market Street, Salisbury Square and Railway Street – effective at all times
- Goods Vehicle Parking Bays in Fore Street – effective 8:00am to 6:00pm Monday to Saturday inclusive.
- Taxi clearways in Fore Street – effective 6:00pm to 8:00am Monday to Saturday inclusive.
- Parking bay in Fore Street – effective 8:00am to 6:00pm Monday to Saturday inclusive, with a maximum stay of 30 minutes and no return within 1 hour, reverting to free parking at other times.

County Hall
Hertford
Herts SG13 8DN

9 November 2023
Scott Crudgington
Deputy Chief Executive & Executive Director (Resources)

HERTFORDSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 02/11/2023

Order No: 8585

THE HERTFORDSHIRE (FORE STREET, HERTFORD) (PROHIBITION OF MOTOR VEHICLES) ORDER 2023

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. (a) This Order may be cited as “The Hertfordshire (Fore Street, Hertford) (Prohibition of Motor Vehicles) Order 2023” and shall come into effect on Sunday 12 November 2023.
- (b) The Hertfordshire (Fore Street, Hertford) (Prohibition of Motor Vehicles) Order 2023 plan numbered **EH00522 PVP** inclusive of the key therein (hereinafter referred to as the “prohibition of motor vehicles plan”) is incorporated into this Order and its schedule.
2. **Interpretation**
In this Order –
 - (a) “civil enforcement officer” means a civil enforcement officer employed by the Council or their authorised agent under section 76 of the Traffic Management Act 2004.
 - (b) ‘motor vehicle’ shall have the meaning as given in Section 136(1) Road Traffic Regulation Act 1984.
 - (c) ‘pedal cycle’ shall have the meaning as given in The Traffic Signs Regulations and General Directions 2016 – Part 2, Schedule 1.
 - (d) “Restricted Area” means those lengths of Fore Street, Hertford as particularised on the prohibition of motor vehicles plan and its key therein.
 - (e) “Prohibition of motor vehicles plan” means plan number **EH00522 PVP** including its key therein.
 - (f) “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 owned by, or registered to the holder, to enter or be in the Restricted Area during restricted hours, for the purpose of gaining access to and egress from private land adjacent to the Restricted Area, where such access and egress can only be obtained via the Restricted Area.
 - (g) “Permit” shall have the meaning as a written authorisation 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 the Restricted Area during Restricted hours for the purpose of gaining access to and egress from private land adjacent to the Restricted Area, where such access and egress can only be obtained via the Restricted Area.

- (h) "Restricted hours" shall have the meaning as at any time inclusive as particularised in the prohibition of motor vehicles plan and its key therein.
 - (i) "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.
 - (j) "enactment" means any enactment, whether public general or local, and includes any order, byelaw, rule, regulation, scheme or other instrument having effect by virtue of an enactment.
 - (k) "County Council" means the Council of the County of Hertfordshire.
 - (l) "Council" means East Hertfordshire District Council and includes any parking services contractors or authorised agent appointed by and acting on behalf of the Council for the purposes of any function under the provisions of this Order;
3. Save as provided in Article 4 to this Order no person shall cause or permit any motor vehicle to enter or be in the Restricted Area as defined within Article 2(d) during the Restricted hours.
4. Nothing in Article 3 of this Order applies in relation to –
- (a) a vehicle being used by a Permit Holder.
 - (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 or with permission of a Civil Enforcement Officer.
 - (d) 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 Restricted Area;
 - (i) any operation involving building, demolition or excavation;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance (including winter 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.
 - (e) 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 Restricted Area to enable postal packets to be delivered or collected.
 - (f) a pedal cycle.
5. 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(d) of this Order.
6. The One Way Street 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 (Various Town Centre Roads, Hertford)
(Prohibition/Restriction of Waiting, Disabled Parking, Prohibition of Driving, Prohibition of Loading
and Unloading, One-Way Traffic and 7.5 Tonnes Weight Limit) Order (No 234) 1995;
Schedule 5: That length of Fore Street between its junction with Parliament Square and its
junction with Market Place (East).

7. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
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.

SCHEDULE

Schedule	the “prohibition of motor vehicles plan” – EH00522 PVP
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Signed:

Charlotte McKay

Charlotte McKay
Assistant Chief Legal Officer

Dated: 02/11/2023

HERTFORDSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

TRAFFIC REGULATION ORDER

Date: 02/11/2023

Order No: 8586

**THE HERTFORDSHIRE (HERTFORD TOWN CENTRE)
(RESTRICTED PARKING ZONE) ORDER 2023**

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The Hertfordshire County Council, in exercise of their powers under Sections 1, 2, 3, 4, 32 and 35 and Part IV of Schedule 9 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 to the 1984 Act, hereby makes the following Order:

PART I - PRELIMINARY

Citation and commencement

1. (a) This Order may be cited as “The Hertfordshire (Hertford Town Centre) (Restricted Parking Zone) Order 2023” and shall come into effect on Sunday 12 November 2023.
- (b) The Hertfordshire (Hertford Town Centre) (Restricted Parking Zone) Order 2023 plan numbered **EH00522 RPZP** inclusive of the key therein (hereinafter referred to as the “Restricted Parking Zone plan”) is incorporated into this Order.

Interpretation

- 2.(1) In this Order, except where the context otherwise requires, the following expressions have the meaning hereby respectively assigned to them:

“civil enforcement officer” means a civil enforcement officer employed by the Council or their authorised agent under section 76 of the Traffic Management Act 2004.

“County Council” means the Council of the County of Hertfordshire.

“Council” means East Hertfordshire District Council and includes any parking services contractors or authorised agent appointed by and acting on behalf of the Council for the purposes of any function under the provisions of this Order;

“designated officer” means an officer nominated by the Council to carry out Council functions associated with the provisions of this Order;

“disabled person’s badge” and “disabled person’s vehicle” have the same meaning as in the Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 1986 and the Disabled Persons (Badges for Motor Vehicles) Amendment Regulations 1992 and as amended by the Local Authorities Traffic Orders (Exemption for Disabled Persons) (England) Regulations 2000;

“driver”, in relation to a vehicle waiting in a parking place, parking bay or Restricted Parking Zone, means the person driving the vehicle at the time it was left in the parking place, parking bay, or Restricted Parking Zone;

“enactment” means any enactment, whether public general or local, and includes any order, byelaw, rule, regulation, scheme or other instrument having effect by virtue of an enactment;

“goods” means goods of any kind whether animate or inanimate and includes postal packets of any description; and “delivering” and “collecting” in relation to any goods includes checking the goods for the purpose of their delivery or collection;

“goods vehicle” means a motor vehicle which is constructed or adapted for use for the carriage of goods or burden of any description and is not drawing a trailer;

“goods vehicle loading bay” means an area indicated by contrasting road surfacing or white road markings to show the position in which a goods vehicle may be parked for the purpose of loading and unloading goods as shown on the Restricted Parking Zone plan and identified in the key to that plan.

“loading bay” means an area contained within the Restricted Parking Zone indicated by contrasting surfacing or bay markings to show the position in which a vehicle may be parked for the purpose of loading and unloading goods, as shown on the Restricted Parking Zone plan and identified in the key to that plan.

“Motor-cycle” has the same meaning as that in the Road Vehicles (Construction and Use) Regulations 1986;

“owner”, in relation to a vehicle, means the person by whom such vehicle is kept and used;

“parking disc” means a disc, issued by a local authority, complying with the requirements of the British Standard Specifications for Parking Discs (BS No. 4631: 1970), coloured orange or blue, and capable of showing the quarter hour period during which a period of waiting begins;

“parking place” means an area on a highway designated as a parking place by this Order, being either a disabled persons parking bay, loading bay, goods vehicle loading bay, taxi clearway or limited time parking bay, and in each case being identified as such type on the Restricted Parking Zone plan and detailed in the key to that plan;

“passenger vehicle” means a motor vehicle (other than a motor-cycle or invalid carriage) constructed or adapted solely for the carriage of not more than twelve passengers (exclusive of the driver) and their effects and not drawing a trailer;

“penalty charge” has 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.

“permitted hours” means the hours and days of the week as particularised on the Restricted Parking Zone plan and key thereof;

“Prohibited waiting area” shall have the meaning as described in Article 3(1) of this Order.

“Restricted Parking Zone” or “RPZ” has the same meaning as in Schedule 1 to the Traffic Signs Regulations and General Directions 2016;

“Restricted Parking Zone plan” means The Hertfordshire (Hertford Town Centre) (Restricted Parking Zone) Order 2023 plan numbered **EH00522 RPZP** including the key therein.

“relevant position” means:

- i) A vehicle displays a disabled person’s badge in the relevant position if:
 - a. in the case of a vehicle fitted with a dashboard or fascia panel, the badge is exhibited thereon so that Part 1 of the badge is legible from outside the vehicle; or
 - b. in the case of vehicle not fitted with a dashboard or fascia panel, the badge is exhibited in a conspicuous position on the vehicle so that Part 1 of the badge is legible from outside the vehicle;

- ii) A vehicle displays a parking disc in the relevant position if:
 - a. in the case of a vehicle fitted with a dashboard or fascia panel, the disc is exhibited thereon so that the quarter hour period during which the period of waiting began is legible from outside the vehicle; or
 - b. in the case of a vehicle not so fitted, the disc is exhibited in a conspicuous position on the vehicle so that the quarter hour period during which the period of waiting began is legible from outside the vehicle.

'Taxi Clearway' means an area contained within the Restricted Parking Zone indicated by contrasting surfacing or bay markings to indicate the position in which a vehicle being a taxi may wait for the purpose of plying for hire, or the picking up or setting down passengers, as shown on the Restricted Parking Zone plan and identified in the key to that plan.

'Taxi' shall have the meaning as given in Schedule 1 of The Traffic Signs Regulations and General Directions 2016 (SI 2016/362)

"telecommunication system" has the same meaning as in the Telecommunications Act 1984 (c.12);

- (2) Any reference in this Order to a numbered Article or Schedule shall, unless the context otherwise requires, be construed as a reference to the Article or Schedule bearing that number in this Order.
- (3) Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended, applied, consolidated, re-enacted by or as having effect by virtue of any subsequent enactment.
- (4) For the purposes of this Order a vehicle shall be regarded as displaying a disabled person's badge in the relevant position when it is so regarded for the purposes of Regulation 4 of The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000.

PART II - RESTRICTIONS AND PARKING PLACES / BAYS

Section 1 – Provisions of the Order

Prohibited Waiting Areas

- 3. (1) Save as provided in Article 4 of this Order no person shall cause or permit any vehicle to stop, wait, load or unload on areas of Road or sides of the Road where stopping, waiting, loading or unloading is not allowed as shown on the Restricted Parking Zone plan and identified in the key to that plan.
- (2) Where a person contravenes any provision contained within this Order and any restriction or provision as shown on the "Restricted Parking Zone plan" and detailed on the key to that plan, and the vehicle does not fall into any one of the exemptions contained within Article 4 of this Order, the owner or driver of the vehicle in question shall be deemed to have committed a contravention of this Order.
- (3) Where a person contravenes the provisions set out in Article 3(1) of this Order, the Owner of the Vehicle in question shall incur a penalty charge.

4. The following Vehicles are exempt from the General Prohibition as set out in Article 3:
- (a) A vehicle, necessarily required for use in connection with any of the following operations, namely:-
 - (i) the removal of any obstruction to traffic,
 - (ii) the maintenance (including winter maintenance), improvement or reconstruction on the areas of Road or sides of Road, and
 - (iii) the laying, erection, alteration or repair in or on land adjacent to the Roads, lengths of Road or sides of Road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telegraphic line by a utility organisation while attending to their apparatus;
 - (b) a vehicle in the service of the Council or any other Local Authority whilst necessarily required for use in connection with highway works, highways and parking enforcement, waste collection or street cleansing activities;
 - (c) a vehicle which is:
 - (i) required by law to stop; or
 - (ii) obliged to stop so as to prevent an accident; or
 - (iii) prevented from proceeding by circumstances outside his control; or
 - (iv) caused or permitted to stop or wait upon the direction or with the permission of a police constable in uniform or with the permission of a Civil Enforcement Officer.
 - (d) a Public Service Vehicle whilst waiting at an authorised stopping place;
 - (e) a vehicle being used for:
 - (i) fire and rescue, ambulance or police purposes; or
 - (ii) attending an emergency by a Doctor, a District Nurse or Midwife.

The Council may require evidence to show that there was a genuine emergency.
 - (f) a vehicle authorised by virtue of any special written dispensation by the Council.
 - (g) a vehicle in the service of a Universal Service Provider being used for the purpose of Delivering or Collecting postal packets, save for the areas of Road and sides of the Road where loading or unloading are specifically regulated as identified and defined by the key to the Restricted Parking Zone plan.

Designation of Parking Places

5. (1) Those sections of road identified on the Restricted Parking Zone plan and detailed in the key to that plan as disabled persons parking bays, loading bays, goods vehicle loading bays, taxi clearways or limited time parking bays are authorised to be used subject to the following provisions of this Order as disabled persons parking bays, loading bays, goods vehicle loading bays, taxi clearways or limited time parking bays, for such classes of vehicles in such positions and on such days and during such hours and to such limitations as identified on the Restricted Parking Zone plan and detailed in the key to that plan.
- (2) Parking Places as shown on the Restricted Parking Zone plan and identified in the key to that plan may be used for the leaving during the "permitted hours" of vehicles of the following class, that is to say, passenger vehicles (the overall height of which does not exceed 2.3 metres and the overall length of which does not exceed 5.25 metres) goods carrying vehicles (the overall

height of which does not exceed 2.3 metres and the overall length of which does not exceed 5.25 metres) and motorcycles, subject to such limitations as specified within this Order and as shown on the Restricted Parking Zone plan and identified in the key to that plan.

Leaving of vehicles in Parking Places

- 6.(1) No person shall cause or permit any vehicle to wait in an area designated as a disabled persons parking bay, loading bay, goods vehicle loading bay, taxi clearway, or limited time parking bay, during the permitted hours unless authorised by the provisions of this Order or with the permission of a Designated Officer or Civil Enforcement Officer.
- (2) Where a person contravenes the provisions set out in Article 6(1) of this Order, the Owner of the Vehicle in question shall incur a penalty charge.

Vehicles for which Parking Places / Parking Bays are designated

7. Subject to the provisions of this Order:-
 - (1) Disabled Persons Parking Bays as shown and identified on the Restricted Parking Zone plan and detailed in the key to that plan may be used for the leaving during the permitted hours of vehicles of the following class, that is to say, disabled persons vehicles (on which must be displayed in the relevant position a valid disabled person's badge and parking disc).
 - (2) Taxi Clearways as identified and shown on the Restricted Parking Zone plan and detailed in the key to that plan as taxi clearways may be used for the stopping and waiting of taxis during the hours of 6:00pm to 8:00am Monday to Saturday inclusive for the purpose of plying for hire and dropping off or picking up of passengers.
 - (3) Loading Bays as identified and shown on the Restricted Parking Zone plan and detailed in the key to that plan as loading bays may be used on any day for the leaving during the permitted hours of vehicles for the purpose of loading and unloading goods.
 - (4) Goods Vehicle Loading Bays as identified and shown on the Restricted Parking Zone plan and detailed in the key to that plan as goods vehicle loading bays may be used for the leaving during the hours of 8:00am to 6:00pm Monday to Saturday inclusive of goods vehicles for the purpose of loading and unloading goods.
 - (5) Limited Time Parking Bays as identified and shown on the Restricted Parking Zone plan and detailed in the key to that plan as parking bays may be used on any day for the leaving during the permitted hours of vehicles, subject to such limitations as shown on the Restricted Parking Zone plan and detailed in the key to that plan.

Alteration of position of a vehicle in a Parking Place

8. Where any vehicle is standing in a disabled persons parking bay, loading bay, goods vehicle loading bay, taxi clearway, or parking bay in contravention of the provisions of Article 11 a Civil Enforcement Officer may cause to be altered the position of the vehicle in order that its position shall comply with those provisions.

Removal of a vehicle from a Parking Place or Restricted Parking Zone

9. Where a Civil Enforcement Officer is of the opinion that any of the provisions contained within this Order have been contravened or not complied with in respect of a vehicle left in any part of a parking place or Restricted Parking Zone they may remove or cause to be removed the

vehicle from the parking place or Restricted Parking Zone and, where it is so removed, shall provide for the safe custody of the vehicle and its contents.

Movement of a vehicle in a Parking Place in an emergency

10. A Civil Enforcement Officer or Police Constable in uniform may move or cause to be moved, in case of emergency, to any place they think fit, any vehicle left in a parking place, or Restricted Parking Zone.

PART III - SUPPLEMENTARY PROVISIONS

Section 1 - General

Manner of standing in a Parking Place

11. Every vehicle left in a parking place in accordance with the foregoing provisions of this Order shall so stand -
- (a) In the case of a parking place in relation to which special provisions as to the manner of standing of a vehicle in that parking place are specified on the Restricted Parking Zone Plan as to be in accordance with those provisions;
 - (b) In the case of any other parking place:
 - (i) if the parking place is not in a one-way street, that the left or near-side of the vehicle is parallel to the left-hand edge of the carriageway;
 - (ii) that the distance between the edge of the carriageway and the nearest wheel of the vehicle is not more than 50 centimetres;
 - (iii) that no part of the vehicle obstructs any vehicular means of ingress to or egress from premises adjacent to the side of the road on which the vehicle is waiting.
 - (c) In the case of a vehicle left in a parking place as shown on the Restricted Parking Zone Plan so that every part of the vehicle is within the marked limits of that parking place, whether those limits are indicated by road markings or contrasting surfacing.

Power to suspend the use of a Parking Place

12. (1) Any person duly authorised by the Council may suspend the use of a parking place or any part thereof whenever they consider such suspension reasonably necessary:
- (a) for the purpose of facilitating the movement of traffic or promoting its safety;
 - (b) for the purpose of any building operation, demolition or excavation adjacent to the parking place, the maintenance, improvement or reconstruction of the highway or the cleansing of gullies in or adjacent to the parking place, the laying, erection, alteration or repair in or adjacent to the parking place of any sewer or of any main, pipe, or apparatus for the supply of gas, water or electricity or of any telecommunication system or the placing, maintenance or removal of any traffic sign;
 - (c) for the convenience of occupiers of premises adjacent to the parking place on any occasion of the removal of furniture to or from one office or dwelling-house adjacent to the parking place from or to a depository, another office or dwelling-house;

- (d) on any occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed; or
 - (e) for the convenience of occupiers of premises adjacent to the parking place, at times of weddings or funerals, or on other special occasions.
- (2) Any person suspending the use of a parking place or any part thereof in accordance with the provisions of paragraph (1) of this Article shall thereupon place or cause to be placed in or adjacent to that parking place or part thereof a traffic sign indicating that waiting by vehicles is prohibited.
- (3) No person shall cause or permit a vehicle to wait in a parking place or any part thereof during which such period as there is in or adjacent to that parking place or part thereof a traffic sign placed in pursuance of paragraph (2) above provided that nothing in this paragraph shall apply -
- (a) in respect to any vehicle being used for fire and rescue, ambulance or police purposes or any vehicle which is waiting for any reason specified in Article 12(1)(b), (d) or (e); or
 - (b) to anything done with permission of the person suspending the use of the parking place or part thereof in pursuance of paragraph (1) of this Article.

Restriction on the use of a Parking Place

13. During the permitted hours no person shall use any parking place or any vehicle while it is in a parking place in connection with the sale or offering or exposing for sale of any goods to any person in or near the parking place or in connection with the selling or offering for sale of their skill in handicraft or their services in any other capacity:

Provided that nothing in this Article shall prevent the sale of goods from a vehicle if the vehicle is a passenger vehicle, a goods carrying vehicle, a motor-cycle or an invalid carriage and the goods are immediately delivered at or taken into premises adjacent to the vehicle from which the sale is effected; or

Restriction on waiting by a vehicle in a Parking Place

- 14.(1) Notwithstanding the foregoing provisions of this Order any vehicle may wait during the permitted hours in any part of a parking place if the use of that part has not been suspended and if:
- (a) the vehicle is waiting for so long as may be necessary for the purpose of enabling any person to board or alight from the vehicle or load thereon or unload therefrom their personal luggage, provided that the vehicle is within the marked limits of a parking place;
 - (b) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond their control or to such waiting being necessary in order to avoid an accident;
 - (c) the vehicle is being used for fire and rescue, ambulance or police purposes, or not being a passenger vehicle, is being used in the service of a local authority in pursuance of statutory powers or duties provided that in all the circumstances it is reasonably

necessary in the exercise of such powers or in the performance of such duties for the vehicle to wait in the place in which it is waiting;

- (d) the vehicle is waiting for so long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic;
 - (e) the vehicle is waiting -
 - (i) while postal packets addressed to premises within the Restricted Parking Zone are being unloaded from the vehicle or, having been unloaded therefrom, are being delivered; or
 - (ii) while postal packets are being collected for the loading on the vehicle from premises or posting boxes within the Restricted Parking Zone in which the vehicle is waiting or, having been so collected, are being unloaded thereon;
 - (f) the vehicle not being a passenger vehicle is waiting only for as long as may be reasonably necessary to enable it to be used for the purpose specified in Article 12(1)(b);
 - (g) the vehicle is in actual use in connection with the removal of furniture to or from one office to a dwelling-house adjacent to the parking bay from or to a depository, another office or dwelling-house;
- (2) Except as provided by this Order, the driver or person in charge of a vehicle shall not cause or permit a vehicle to wait in a parking place during the permitted hours.

Placing of traffic signs, etc.

15. The Council shall:

- (a) place and maintain traffic signs indicating the limits of each parking place;
- (b) place and maintain in or in the vicinity of each parking place traffic signs of a design approved by the Secretary of State for the Department for Transport indicating that the parking place may be used during the permitted hours for the leaving only of the vehicles specified in Articles 6 and 7; and
- (c) carry out such other work as is reasonably required for the purposes of the satisfactory operation of a parking place.

Section 2 – Penalty Charge Notices

Penalty Charge Notices

16. (1) Where a person contravenes any of the provisions of this Order, or restrictions specified therein as shown on the Restricted Parking Zone plan and detailed on the key to that plan, the owner of the vehicle in question shall incur a penalty charge.
- (2) That charge shall be payable to the Council in accordance with the instructions contained on the Penalty Charge Notice.

Period for which a vehicle may be left after a Penalty Charge has been incurred

17. The period for which a vehicle may be left in a parking bay during permitted hours after a penalty charge has been incurred shall not exceed one hour.

Restriction on the removal of Penalty Charge notices

18. (1) Where a penalty charge notice has been issued in accordance with the provisions of Article 16 and attached to a vehicle no person not being the driver of the vehicle shall remove the notice from the vehicle unless authorised to do so by the driver of that vehicle.
- (2) Provided that nothing herein shall apply to a Civil Enforcement Officer or Police Constable in uniform or person removing the vehicle in pursuance of an arrangement made by the police constable in uniform or under the regulations in pursuance of powers contained in Sections 99, 100, 101 and 102 of the Act of 1984.

Section 3 – Order Revocations

List of Orders revoked

19. The provisions of the following Order are hereby revoked, but only in so far as they no longer apply to those parts of Fore Street, Market Street, Market Place, Salisbury Square, Parliament Square and Railway Street affected by the restrictions imposed by this Order-

The “East Hertfordshire District Council (Control of Parking) (Consolidation) Order 2020.

Section 4 – Schedule

SCHEDULE

Schedule	Restricted Parking Zone Plan Plan no – EH00522 RPZP
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Signed:

Charlotte McKay

**Charlotte McKay
Assistant Chief Legal Officer**

Dated: 02/11/2023

STATEMENT OF REASONS

THE HERTFORDSHIRE (FORE STREET, HERTFORD) (PROHIBITION OF MOTOR VEHICLES) ORDER 2023

THE HERTFORDSHIRE (HERTFORD TOWN CENTRE) (RESTRICTED PARKING ZONE) ORDER 2023

Hertfordshire County Council, for the purpose of carrying out an experimental scheme of traffic control, has made Orders under the Road Traffic Regulation Act 1984, to introduce an experimental Prohibition of Motor Vehicles and an experimental Restricted Parking Zone in parts of Hertford Town Centre.

The trial will comprise of –

- A **Prohibition of Motor Vehicles** affecting Fore Street, between its junction The Wash and its junction with Bell Lane. The effect of the Order will be to prohibit all motor vehicles from entering or being in the restricted area at any time. Exemptions will apply in respect of Permit holders for the purpose of vehicular access to parking on private land, where such access is only available via the restricted area, emergency service vehicles, vehicles used for highway maintenance, vehicles used by Statutory Authorities pursuant to their statutory duties and postal deliveries.
- A **Restricted Parking Zone** affecting Fore Street, Market Place, Market Street, Salisbury Square and parts of Bell Lane, Church Street and Railway Street – implementing No waiting / no loading at any time except as signed in marked bays. Marked bays will provide –
- Disabled Persons Vehicles Parking Bays – effective at all times.
- Loading Bays in Fore street – effective between 8:00am and 6:00pm Monday to Saturday inclusive reverting to free parking at other times.
- Loading Bays in Fore Street, Market Place, Market Street, Salisbury Square and Railway Street – effective at all times
- Goods Vehicle Parking Bays in Fore Street – effective 8:00am to 6:00pm Monday to Saturday inclusive.
- Taxi clearways in Fore Street – effective 6:00pm to 8:00am Monday to Saturday inclusive.
- Parking bay in Fore Street – effective 8:00am to 6:00pm Monday to Saturday inclusive, with a maximum stay of 30minutes and no return within 1 hour, reverting to free parking at other times.

The general purpose of the trial, is to enable the Authority to ascertain and evaluate the effectiveness of new restrictions in reducing the number of vehicle movements in Hertford Town Centre, providing support and improve environment for users (noise, air quality, amenity) and making the street safer and more conducive to walking and cycling and –

1. Manage parking in the town centre area including measures to prevent vehicle parking extending onto pedestrian footways that are particularly narrow and which impedes use of the footway by pedestrians and causes a danger to pedestrian using the road.
2. Through the addition of no waiting / no loading restrictions, preventing vehicles waiting or loading from the road outside of specified bays, which would encumber the passage of other road users.

The Authority consider than an experimental scheme of traffic control is required, to evaluate the effectiveness of the introduction of a new restricted parking zone and vehicular movement controls in Hertford Town Centre.

The experimental restrictions provide for commercial delivery activities through provision of goods vehicle loading bays in Fore Street and for other vehicle loading activities through

provision of loading bays in Fore Street, Market Place, Market Street, Salisbury Square and Railway Street.

The experiment restrictions seek to trial a reduction in motor vehicle movements through the prohibition of vehicles, restriction of parking and prevention of waiting and loading, bringing benefits in reducing air pollution caused by vehicles accessing and / or idling in the town centre area. The proposals also support objectives to increase walking and cycling as an alternative to motor vehicle trips.

The restrictions described are to be trialled for a period of up to 18 months by way of Experimental Traffic Regulation Orders.

Bus routes into and out of Hertford Town Centre, where affected, will use an alternative route agreed with Bus Operators via Gascoyne Way, to enter and leave the Town Centre via the Bluecoat Roundabout. The trial will allow for the interventions to be tested, for any impacts (positive and negative) to be understood (including any potential effects of the trial measures on bus journey times), and allowing for modifications to be made if necessary.

The proposals require public service vehicles that previously used Parliament Square/Fore Street to divert along Gascoyne Way and enter Fore Street from the east following Fore Street into Market Street and Railway Street, and to exit via Railway Street, South Street and Fore Street east bound. The Temporary diversion route for buses has been agreed with bus operators.

The impact of the trial scheme on buses is a key consideration and purpose of the experiment. During the course of the trial, impacts on journey times will be monitored and mitigations will be explored with bus operators via Intalink and the Integrated Transport Unit, to ensure that buses and bus users are not unacceptably disadvantaged.

Hertfordshire County Council will monitor the effects of the experimental restrictions and may amend the experimental provisions, if considered necessary. The Hertfordshire County Council will be considering in due course whether the experimental provisions of this Order should be continued in force indefinitely.

The experimental status now having been completed and an assessment of the effect of the trial reviewed, the Highways Authority has decided to make the Prohibition of Motor Vehicles and Restricted Parking Zone permanent.

The Orders have been 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 Council, local businesses, Bus operators and affected residents have also been consulted.



