

## HERTFORDSHIRE COUNTY COUNCIL

### THE HERTFORDSHIRE (RAILWAY STREET, PRIORY STREET AND BIRCHERLEY STREET, HERTFORD) (PROHIBITION AND 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 and loading restrictions in parts of Hertford as specified in the Schedules to this Notice. The Order will come into effect on Monday 18 October 2021.

Documents giving more detailed particulars of the Order are held on deposit and may be viewed from 14 October 2021 to 25 November 2021 during normal office hours at Main Reception, Hertfordshire County Council, County Hall, Pegs Lane, Hertford. The documents may also be viewed online from 14 October 2021 at [www.hertfordshire.gov.uk/trafficorders](http://www.hertfordshire.gov.uk/trafficorders) by selecting East Herts and looking at Ref: EH01520.

Enquiries relating to the Order should be referred to the Highways Engineer concerned Nishan Limbu tel: 01992 556864 or [nishan.limbu@hertfordshire.gov.uk](mailto:nishan.limbu@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 1:** No waiting at any time – effecting those sections of road herein listed and as set out in the Order and accompanying plan - Parts of Railway Street and Priory Street.

**SCHEDULE 2:** No waiting, loading or unloading at any time – effecting those sections of road herein listed and as set out in the Order and accompanying plan – Parts of Railway Street and Bircherley Street.

County Hall  
Hertford  
Herts SG13 8DN

14 October 2021  
Mark Kemp  
Director of Environment and Infrastructure

**HERTFORDSHIRE COUNTY COUNCIL**  
**ROAD TRAFFIC REGULATION ACT 1984**

Date of Order: 08/10/2021  
Order No: 8463

**THE HERTFORDSHIRE (RAILWAY STREET, PRIORY STREET AND BIRCHERLEY STREET, HERTFORD) (PROHIBITION AND 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 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 (Railway Street, Priory Street and Bircherley Street, Hertford) (Prohibition and Restriction of Waiting) Order 2021” and shall come into effect on Monday 18 October 2021.
2. Save as provided in Articles 4, 5 and 6 of this Order no person shall cause or permit any vehicle to wait at any time in those lengths of Railway Street and Priory Street, Hertford as specified in Schedule 1 to this Order.
3. Save as provided in Article 4 of this Order no person shall cause or permit any vehicle to wait, load or unload at any time in those lengths of Railway Street and Bircherley Street, Hertford as specified in Schedule 2 to this Order.
4. (1) Nothing in Articles 2 and 3 of this Order applies to the lengths of road restricted by those Articles (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.
5. 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 in those lengths of road as specified in Schedule 1 to this Order 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.
6. (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 Schedule 1 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
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 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 (Control of Parking) (Consolidation) Order 2020 – Maps EAS3401 v9 and EAS3444 v8.
9. 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 1**

### lengths of Railway Street and Priory Street, Herford – no waiting at any time

- Railway Street (north west side) (a) from a point 23 metres north east of a point in line with the projected north east kerbline of Bircherley Street north eastwards for approximately 70.5 metres to a point in line with the projected south west kerbline of Priory Street.
- (b) from a point in line with the projected north east kerbline of Priory Street north eastwards for approximately 7.5 metres to a point 2.5 metres south west of a point in line with the projected south west kerbline of Bluecoat Court.
- (south east side) from a point 31.5 metres south west of a point in line with the projected south west kerbline of South Street south westwards for approximately 24 metres to a point 10.5 metres north east of a point in line with the projected north east kerbline of Bircherley Street.

- Railway Street / South Street (east side) from a point in line with the north west facia wall of The Lord Haig PH northwards and north eastwards for approximately 49 metres to a point 4 metres south west of a point in line with the projected south west kerbline of Bluecoat Court.
- Priory Street (south west side) from a point in line with the projected north west kerbline of Railway Street north westwards for approximately 11 metres to a point 19.5 metres south east of a point in line with the projected south east kerbline of the access road into Beesons Yard.
- (north east side) from a point in line with the projected north west kerbline of Railway Street north westwards for approximately 9 metres to a point 19.5 metres south east of a point in line with the projected south east kerbline of the access road into Beesons Yard.

## **SCHEDULE 2**

### lengths of Railway Street and Bircherley Street, Hertford – no waiting, loading or unloading at any time

- Railway Street (south west side) (a) from a point 5.5 metres south west of a point in line with the projected south west kerbline of South Street south westwards for approximately 10.5 metres to a point 1 metre south west of a point in line with the south west facia wall of Lord Haig Public House, South Street.
- (b) from a point 55.5 metres south west of a point in line with the projected south west kerbline of South Street south westwards for approximately 28 metres to a point 5 metres north east of a point in line with the north east facia wall of The Snug Public House, Railway Street.
- (north west side)(a) from a point in line with the projected north east kerbline of Bircherley Green north eastwards for approximately 23 metres to a point 45 metres south west of a point in line with the projected south west kerbline South Street.
- (b) from a point in line with the projected south west kerbline of Bircherley Street south westwards for approximately 9 metres to a point 4.5 metres north east of a point in line with the north east boundary of 43 Railway Street.
- Bircherley Street (both sides) from a point in line with the projected north west kerbline of Railway Street north westwards for 19 metres.

**Signed:**

*Quentin Baker*

**Quentin Baker  
Chief Legal Officer**

**Dated:** 08/10/2021

## **STATEMENT OF REASONS**

### **THE HERTFORDSHIRE (RAILWAY STREET, PRIORY STREET AND BIRCHERLEY STREET, HERTFORD) (PROHIBITION AND RESTRICTION OF WAITING) ORDER 2021**

Hertfordshire County Council is proposing to introduce waiting and loading restrictions in parts of Hertford.

The proposals will comprise of –

- 'No waiting at any time' restrictions on parts of Railway Street and Priory Street
- 'No waiting, loading or unloading at any time' restrictions on parts of Railway Street and Bircherley Street.

Hertfordshire County Council (HCC) has been appointed to improve the bus route along Railway Street, Hertford. HCC have provided a new solution for the bus route. The proposed waiting and loading restrictions effecting Railway Street, South Street and Priory Street will help the buses use the route more safely.

The restrictions aim to prevent vehicles parking and obstructing the buses using the route along the road and assist in maintaining visibility at affected junctions.

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 and for preventing the likelihood of any such danger arising and for facilitating the passage on the road of Buses.

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, Hertford Town Council, Right of Way and local residents are also being consulted.



- KEY:**
- Proposed Double yellow lines (No waiting at any time).
  - No waiting, Loading or unloading at anytime.

Rev	Date	Description of Revisions	Drawn	Chkd	Appr
XXX	XXX	XXX	XXX	XXX	XXX



**Notes**

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Drawn	Designed	Checked	Approved	Approved Date
N.Limbu	N.Limbu	R.Pilvar		
Signature	Signature	Signature	Signature	Scale(s)
				1:750@A4

<b>Project</b>		
ITP200006-1 Bus Stop Improvement Clearways		
<b>Sheet</b>		
Railway Street TRO Consultation Sheet 1 of 1		
Project No.	Sheet. No.	Revision
	01	01