

**HERTSMERE BOROUGH COUNCIL**

**ROAD TRAFFIC REGULATION ACT 1984**

Date of Order:

Order No. : 222

**THE BOROUGH OF HERTSMERE  
(HARCOURT ROAD and BUSHEY MILL LANE, BUSHEY) (DISABLED  
PERSONS PARKING PLACES) ORDER 2006**

Hertsmere Borough Council (hereinafter referred to as "the Council") pursuant to arrangements made under Section 101 of the Local Government Act 1972 with the County Council of Hertfordshire in exercise of the powers of the said County Council under Sections 32 and 35 of the Road Traffic Regulation Act 1984 (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, proposes to make the following Order:-

1. This Order may be cited as "The Borough of Hertsmere (Harcourt Road and Bushey Mill Lane, Bushey) (Disabled Persons Parking Places) Order 2006" and shall come into operation on 9 October 2006.

2. Save as provided in Articles 3 and 4 of this Order, the lengths of Harcourt Road and Bushey Mill Lane, Bushey specified in the schedule to this Order are authorised for use as parking places at any time for disabled persons vehicles which display in the relevant position a disabled person's badge.

3. Save as provided in Article 4 of this Order, where in Article 2 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; and

(b) wholly parked within the limits of the parking bay.

4. (1) Nothing in Article 2 or 3 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") 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 –

(i) a police officer in uniform;

- (ii) in respect of any lengths of road in the restricted area which are in a special parking area designated under Part II of the Road Traffic Act 1991 or Schedule 3 to that Act, a parking attendant appointed under Section 63A of the Act of 1984;
- (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 package" shall bear the same meanings as in the Postal Services Act 2000.

- (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. In this Order –

"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 in Section 142 (1) of the Act of 1984;

"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" 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 facia 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 a vehicle not fitted with a dashboard or facia 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;

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

7. 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

##### Lengths of Harcourt Road and Bushey Mill Lane, Bushey - disabled persons parking places

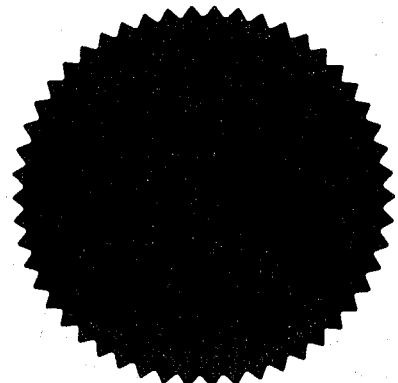
**HARCOURT ROAD, BUSHEY** north west side, from a point 4m south west of the north-east boundary of No. 35 Harcourt Road south westwards for a distance of 6.6 metres.

**BUSHEY MILL LANE, BUSHEY** service road north-east side, from the common boundary of 427/429 and 431/433 Bushey Mill Lane south eastwards for a distance of 6.6 metres.

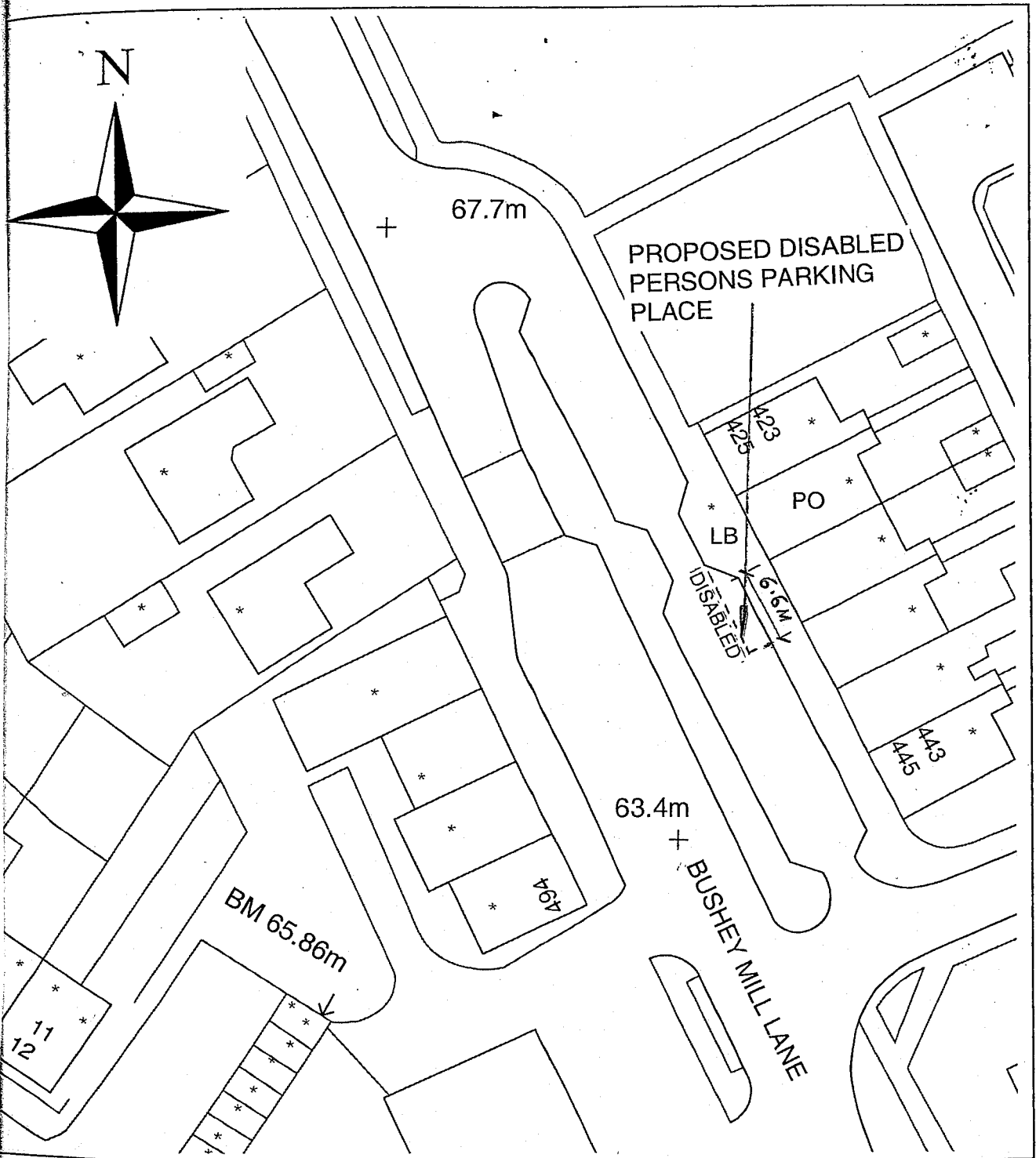
IN WITNESS whereof the Common Seal of the Hertsmere Borough Council was hereunto affixed this 21<sup>st</sup> day of September 2006.

The Common Seal of the Hertsmere Borough Council was hereunto affixed in the presence of :- )  
)  
)  
)

*M. A. G. A. H.*  
Head of Legal Services



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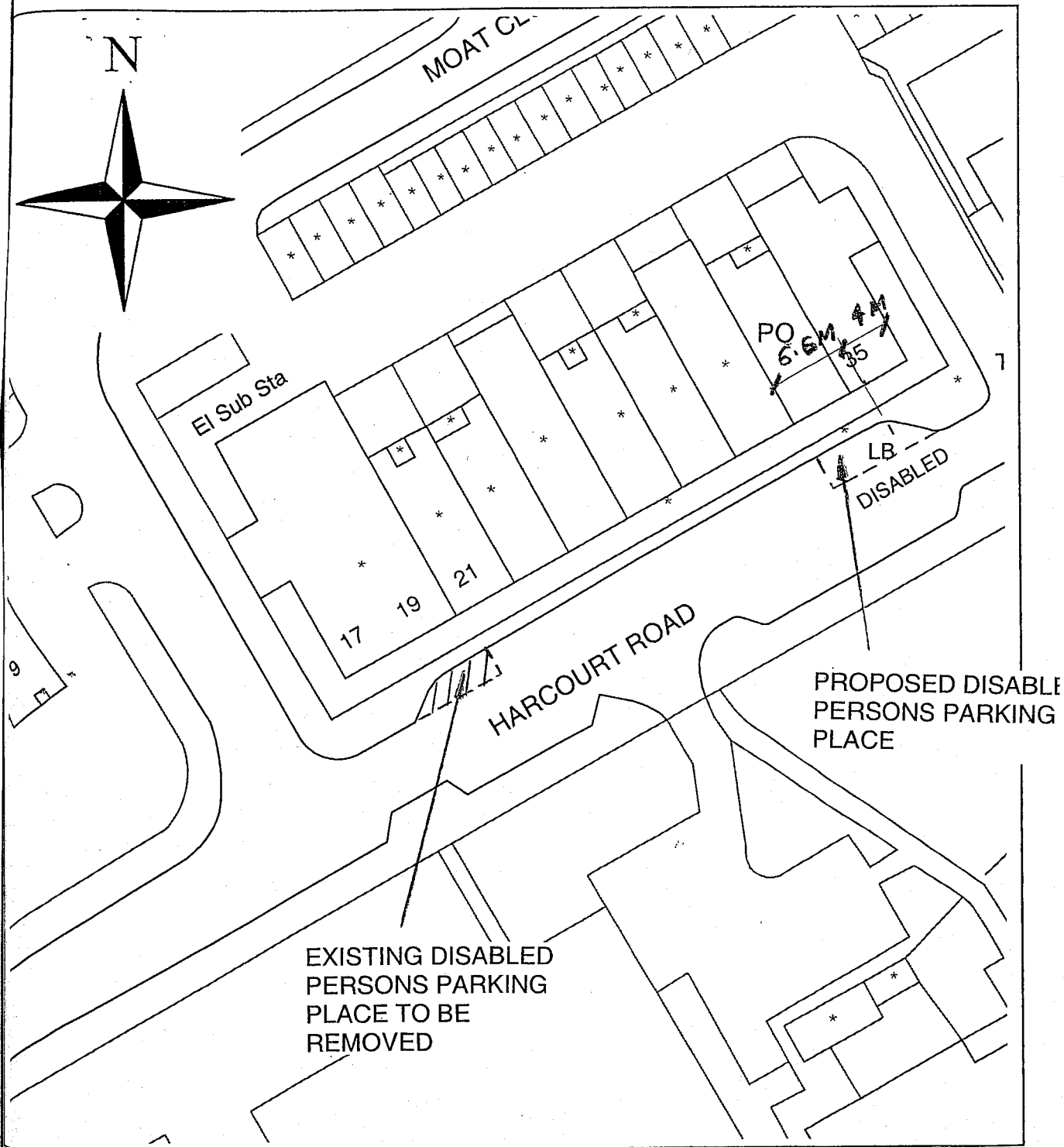


**HERTSMERE BOROUGH COUNCIL**  
Planning, Transport and Building Control

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SCALE 1:500

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SCALE 1:50