

HERTFORDSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 31 March 2006

Order No. : 6955

THE HERTFORDSHIRE (MUTTON LANE and DARKES LANE, POTTERS BAR) (RESTRICTION OF WAITING) ORDER 2004

The Hertfordshire County Council in exercise of their powers under Sections 1, 2 and 3 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 of the Act of 1984, hereby make the following Order:-

1. This Order may be cited as "The Hertfordshire (Mutton Lane and Darkes Lane, Potters Bar) (Restriction of Waiting) Order 2004" and shall come into operation on Monday 10 April 2006.
2. Save as provided in Articles 4, 5 and 6(1) of this Order, no person shall cause or permit any vehicle to wait at any time in those lengths of Mutton Lane Potters Bar specified in Schedule 1 to this Order.
3. Save as provided in Articles 4, 5 and 6(2) of this Order, no person shall cause or permit any vehicle to wait between the hours of 8:00am and 6:30pm on Monday to Saturday for a period exceeding 1 hour (not being a period separated by an interval of less than 2 hours from any previous period of waiting by the same vehicle in the same length of road) in those lengths of Darkes Lane, Potters Bar specified in the Schedule 2 to this Order.
4. (1) Nothing in Articles 2 or 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 –
 - (i) a police officer in uniform;
 - (ii) in respect of any of the 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 packet" 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. Nothing in Articles 2 or 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") so as to render it unlawful to cause or permit any vehicle to wait only 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 or 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 in the lengths of road specified in that Article 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) Nothing in Article 3 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, to wait at any time in the lengths of road specified in that Article.
- (3) 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 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;
- ii) A vehicle displays a parking disc in the relevant position if:-
 - a) in the case of a vehicle fitted with a dashboard or facia 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.

7. 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 Borough of Hertsmere (Control of Parking) (Consolidation) Order 2006.

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 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 Mutton Lane, Potters Bar - no waiting at any time

Mutton Lane
north east service road
fronting Manor Court
(north west end)

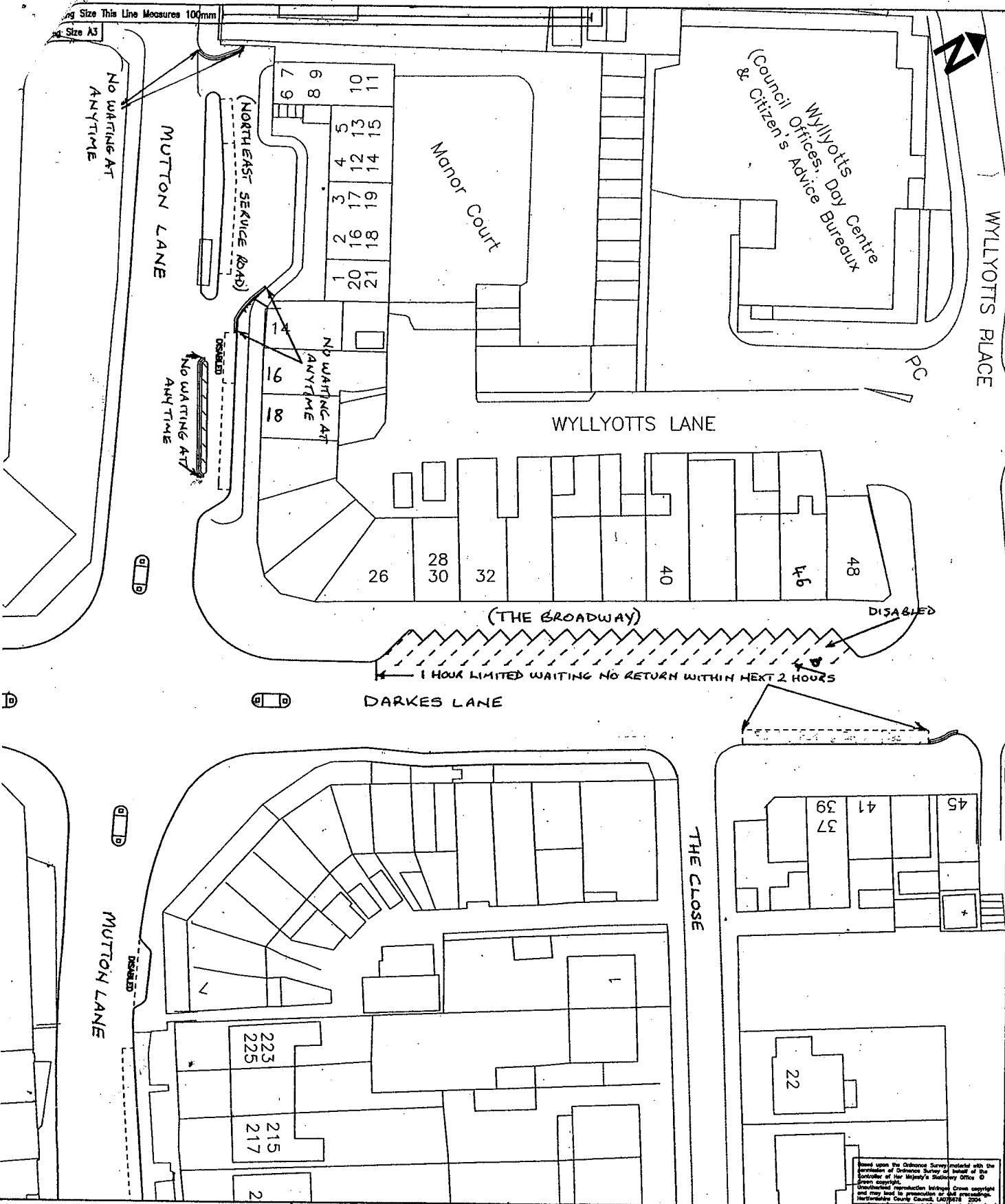
from its junction with Mutton Lane northwards for 6 metres.

(north east side)

from a point 1.5 metres north west of the boundary between 14 and 16 The Broadway north westwards for 8 metres.

Mutton Lane
(north east side)

from a point 25 metres north west of its junction with Darkes Lane (The Broadway) north westwards for 16 metres.



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Project No. 175877/120

Drg. No. M/175877/120/TRO1

Rev.

Revisions with Dates

Project Title
 B556 MUTTON LANE / DARKES LANE
 POTTERS BAR

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Drawing Title
 TRAFFIC REGULATION ORDER

SCHEDULE 2

lengths of Darkes Lane (The Broadway), Potters Bar –waiting limited 8:00am to 6:30pm,
Monday to Saturday, maximum 1 hour no return within the next 2 hours

Darkes Lane
(The Broadway)
(north west side)

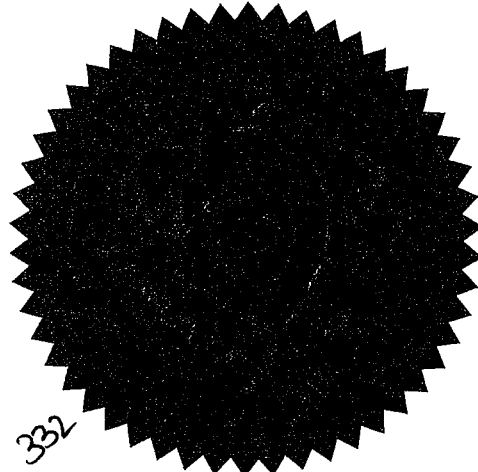
from a point 6 metres south west of a point in line with
the boundary between 26 and 28/30 The Broadway north
eastwards for 56.5 metres: 19 parking bays at 60 degrees to
the north west edge of the carriageway.

(south east side)

from a point 3.5 metres north east of its junction with the
north eastern kerbline of The Close north eastwards for
25 metres.

IN WITNESS whereof the Common Seal of the Hertfordshire County Council was
hereunto affixed this 31st day of March 2006 .

The Common Seal of)
Hertfordshire County Council)
was hereunto affixed)
in the presence of:-)



County Secretary