

HERTSMERE BOROUGH COUNCIL
ROAD TRAFFIC REGULATION ACT 1984

Date of Order:

Order No. : 237

THE BOROUGH OF HERTSMERE
(DISABLED PERSONS PARKING PLACES) (No.2)
ORDER 2008

Hertsmere Borough Council (hereinafter referred to as "the Council") pursuant to arrangements made under Section 19 of the Local Government Act 2000 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"), 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 to the 1984 Act, hereby make the following Order:-

1. This Order may be cited as "The Borough of Hertsmere (Disabled Persons Parking Places) (No.2) Order 2008" and shall come into operation on 1 December 2008.
2. Save as provided in Articles 3 and 4 of this Order, the lengths of roads 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 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) a Civil Enforcement Officer as defined by the Traffic Management Act 2004 and appointed by Hertsmere Borough 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 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 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

6. The provisions of The Borough of Hertsmere (Control of Parking) (Consolidation) Order 2007, are hereby revoked only in so far as they are affected by the restrictions imposed by this Order:-
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

Lengths of roads in Hertsmere – disabled persons parking places

Alban Crescent – Borehamwood (north side)	From a point 0.8 metres west of the south western flank wall of No. 13 Alban Crescent, north eastwards for a distance of 6.6m.
Alban Crescent – Borehamwood (north west side)	From a point 2.0 metres south west of the south western flank wall of Nos. 17 and 19 Alban Crescent, north eastwards for a distance of 6.6m.
Arthur Street – Bushey (east side)	From a point 0.5 metres south of the party wall of Nos. 24 and 26 Arthur Street, northwards for a distance of 6.6m.
Arthur Street – Bushey (west side)	From a point 1.1 metres south of the party wall of Nos. 29 and 31 Arthur Street, northwards for a distance of 6.6m.
Beagle Close – Radlett (north east side)	From a point 7.9 metres north west of the party wall of Nos. 39 and 40 Beagle Close north westwards for a distance of 6.6m.
Beethoven Road – Elstree (south east side)	From a point outside the south western flank wall of No. 25 Beethoven Road, south westwards for a distance of 6.6m.
Beethoven Road – Elstree (south east side)	From a point 28.3m north east of the south western flank wall of No. 39 Beethoven Road, north eastwards for a distance of 6.6m.
Falconer Road – Bushey (south east side) (Grove Cottages)	From a point 20.8 metres south west of the party wall of Nos. 10 and 12 Falconer Road, south westwards for a distance of 6.6m.
Gateshead Road – Borehamwood (south east side)	From a point 25.1 metres south west of the common boundary of Nos. 80 to 86 and 88 to 94 Gateshead Road south westwards for a distance of 6.6m
Mead Way – Bushey (north west side)	From a point 1.0 metres south west of the party wall of Nos. 39 to 41 and 43 to 45 Mead Way, south westwards for a distance of 6.6m.

New Road Service Road –
Radlett (north east side)

From a point 1.9 metres south east of the common boundary of
40 and 41 New Road Service Road, north westwards for a
distance of 6.6m.

Orchard Close – Radlett –
(south east side)

From a point 1.0 metre north east of the south western
boundary of No. 6 Orchard Close, north eastwards for a
distance of 6.6m.

Sparrows Herne – Bushey
(north east side)

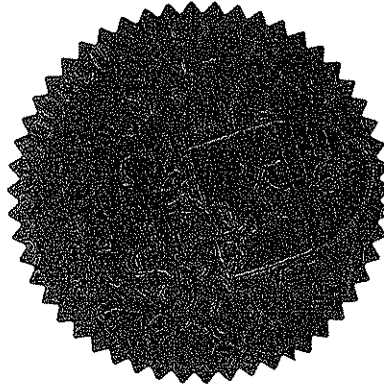
From a point outside the common boundary of Nos. 22 and 24
Sparrows Herne south eastwards for a distance of 6.6m

IN WITNESS whereof the Common Seal of the Hertsmere Borough Council was
hereunto affixed this 12th day of November 2008.

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

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Head of Legal Services



Seal No 5327


STATEMENT OF REASONS FOR PROPOSING

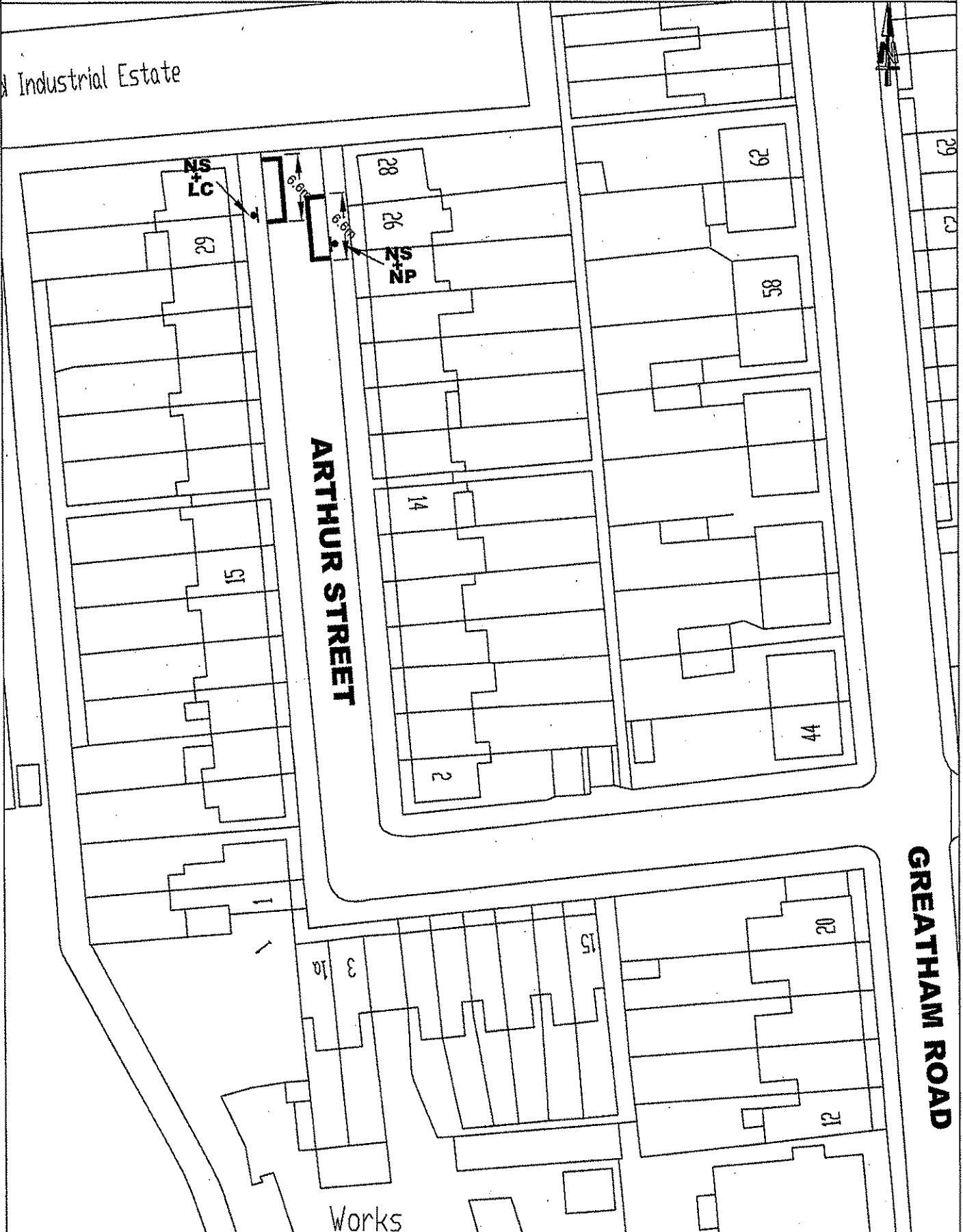
**THE BOROUGH OF HERTSMERE
(DISABLED PERSONS PARKING PLACES) (No.2)
ORDER 2008**


Hertsmere Borough Council is intending to introduce disabled persons parking places at various locations.

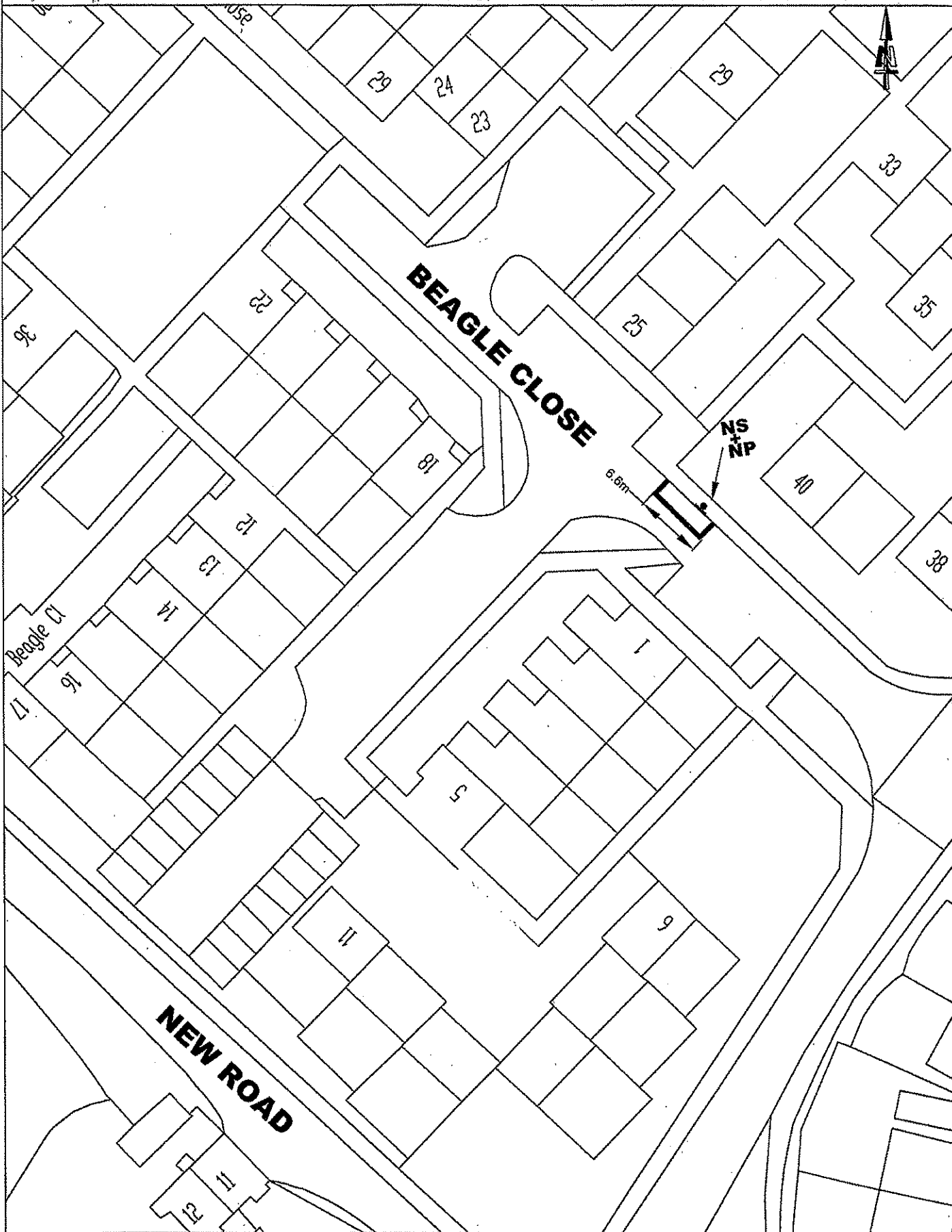
The proposals are intended to assist and enable blue badge holders to park close to their home and to enable the disabled persons parking places to be legally enforced.



Project Title	Drawing Title	Scale	Date SEPT-2008	Date	Rev.	Comments
Disabled Person Parking Bay	13 & 17 Alban Crescent Borehamwood	NTS	Drawn NS	 HERTSMERE BOROUGH COUNCIL		
			Eng. NS			
		Checked	Appr.			
		Drawing No. PBC/DIS2	Rev.			
		Path	A Policy/Nevo/Disabled Bay- Sch2.DWG			
<div>Site Office, Deane Way, Borehamwood, Herts, SG9 6TA</div>						



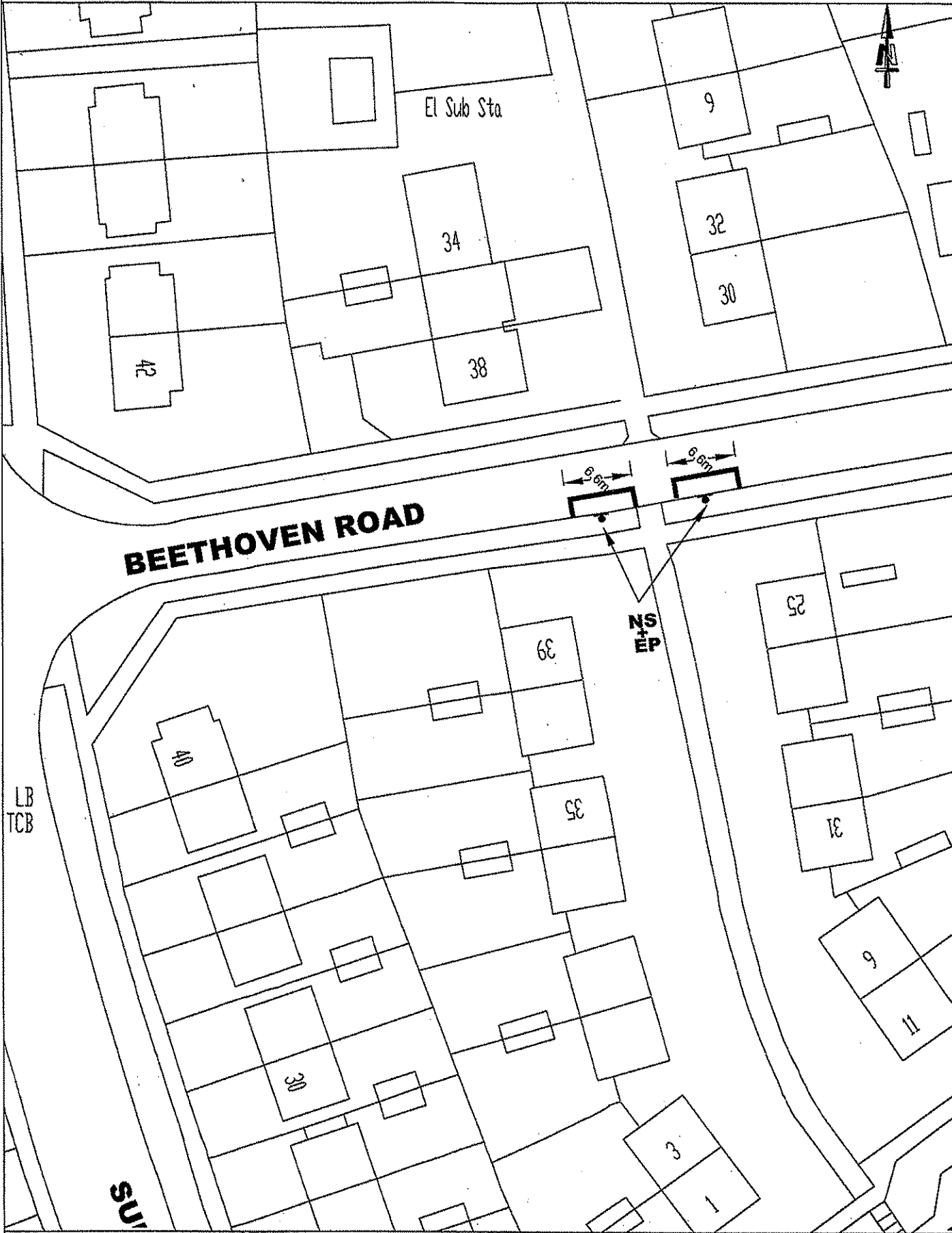
Project Title Disabled Person Parking Bay	Drawing Title Arthur Street Bushey	Scale NTS	Date SEPT-2008	Date	Rev.	Comments
		Checked	Drawn NS	 HERTSMERE BOROUGH COUNCIL		
		Drawing No. PBC 02	Eng. NS			
		Path	Appr.			




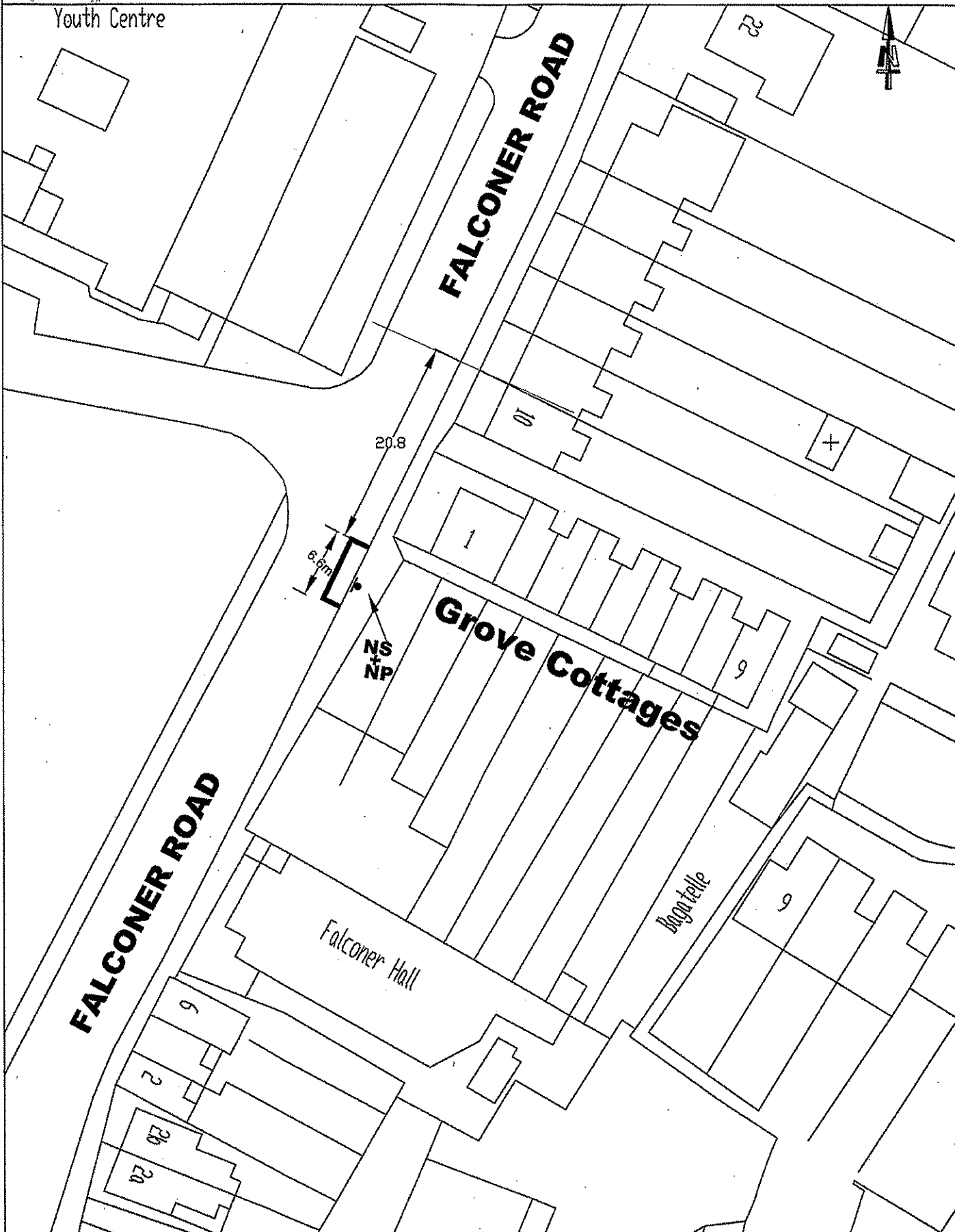
Project Title	Drawing Title	Scale	Date	Rev.	Comments
Disabled Person Parking Bay	Beagle Close Radlett	NTS	SEPT-2008		
			Drawn NS		
			Eng. NS		
			Appr.		
			Rev.		
Drawing No. PBC 02					
Path	J:\Policy\Newly/Disabled Boys\Sch2.DWG				




City Office, Deane Way,
Barnet, Herts. SG5 1TA



Project Title	Drawing Title	Scale	Date	Rev.	Comments
Disabled Person Parking Bay	Beethoven Road Elstree	NTS	SEPT-2008		
		Drawn NS			
		Eng. NS			
		Checked	Appr.		
		Drawing No. PBC 02	Rev.		
Path		 HERTSMERE BOROUGH COUNCIL			
		<small>City Office, Deane Way, Barnet, Herts. AL5 2JL</small>			



Project Title	Drawing Title	Scale	Date	Rev.	Comments
Disabled Person Parking Bay	9 Grove Cottages Falconer Road Bushey	NTS	SEPT-2008		
		Checked	Drawn NS		
		Drawing No. PBC/DIS2	Eng. NS		
		Path	Appr.		
			Rev.		
 HERTSMERE BOROUGH COUNCIL					



Project Title

**Disabled Person
Parking Bay**

Drawing Title

**Mead Way
Bushey**

Scale

NTS

Checked

Drawing No. PBC 02

Path

Date SEPT-2008

Drawn NS

Eng. NS

Appr.

Rev.

Date

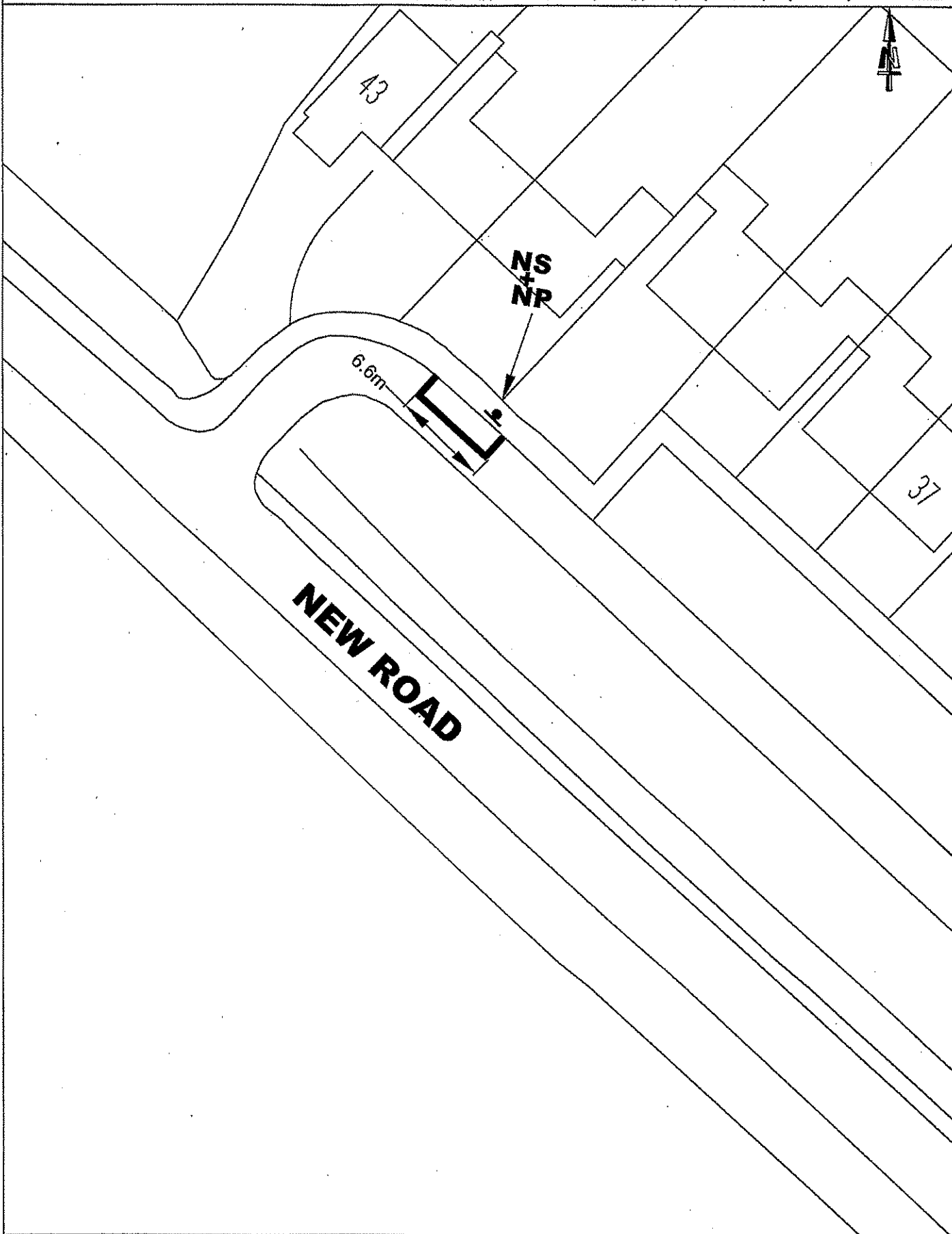
Rev.

Comments



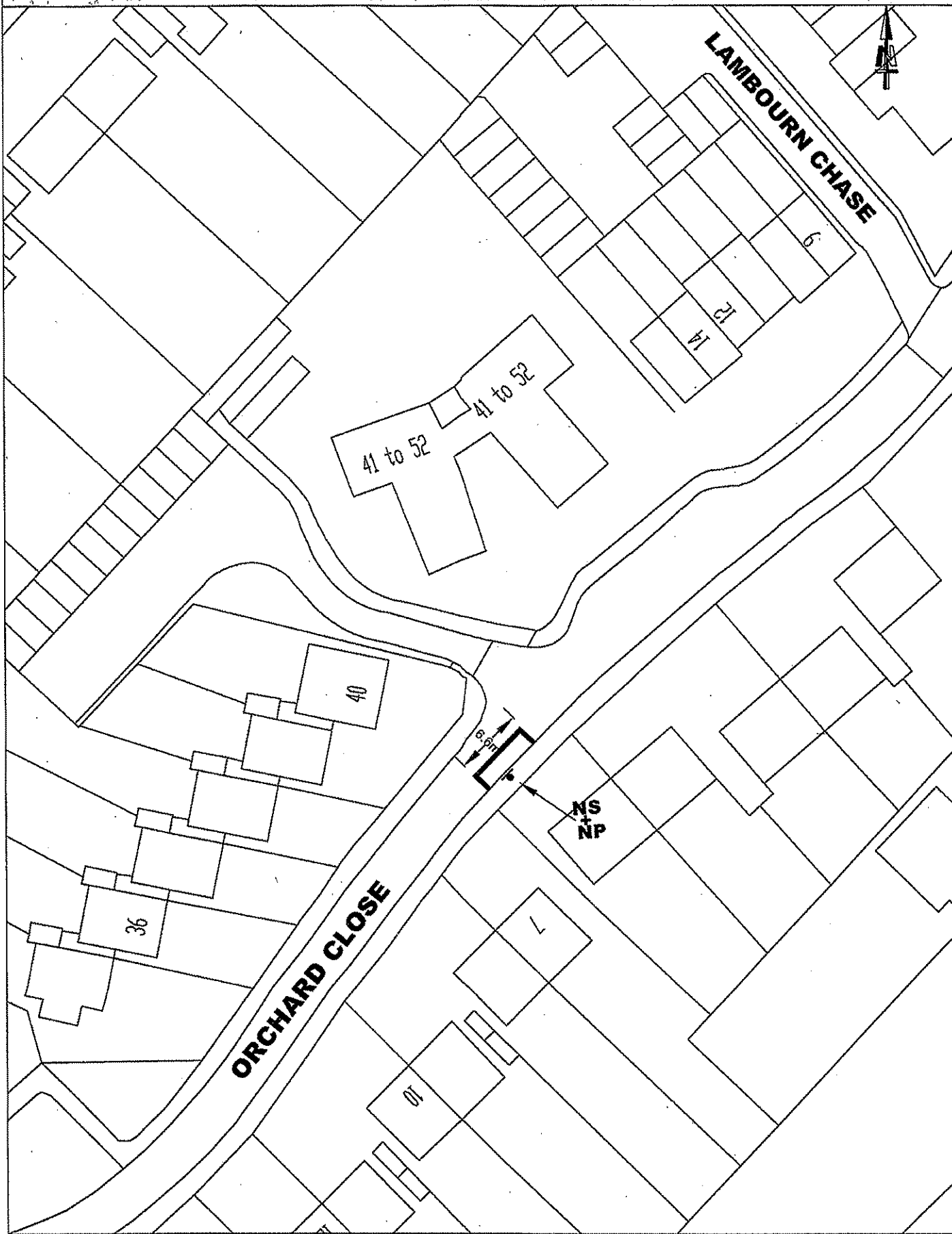
**HERTSMERE
BOROUGH
COUNCIL**


Site Office, 100 High Street,
Bushey, Herts. SG8 7TA



Project Title	Drawing Title	Scale	Date	Rev.	Comments
Disabled Person Parking Bay	New Road Radlett	NTS	SEPT-2008		
		Drawn NS			
		Eng. NS			
		Checked	Appr.		
		Drawing No. PBC 02	Rev.		
		Path	J:\Poboy\New\Disabled Bay\Sch2.DWG		





Project Title	Drawing Title	Scale	Date	Rev.	Comments
Disabled Person Parking Bay	Orchard Close Radlett	NTS	SEPT-2008		
		Checked	Drawn NS		
		Drawing No. PBC 02	Eng. NS		
		Path	Appr.		
			Rev.		
			 HERTSMERE BOROUGH COUNCIL		
			<small>Chief Officer, Design Unit, Boroughwood, Hert. SG8 1TA</small>		

