

HERTSMERE BOROUGH COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

PARKING SERVICES
RECEIVED

- 2 MAR 2009

Order No. 239

THE BOROUGH OF HERTSMERE (MEADOW ROAD AND SHENLEY ROAD
BOREHAMWOOD) (RESTRICTION OF WAITING) 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 Hertfordshire County Council (" the County Council") and in exercise of the powers conferred by Sections 1,2 and 3, and Part IV of the Road Traffic Regulation Act 1984 ("the 1984 Act") 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, has made the following Order:-

1. This Order may be cited as "The Borough of Hertsmere (Meadow Road and Shenley Road Borehamwood) (Restriction of Waiting) Order 2008" and shall come into operation on 23 March 2009.
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 Meadow Road and Shenley Road Borehamwood as 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 11am to 12noon, Monday to Friday in those lengths of Meadow Road, Borehamwood 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:
 - (i) a police officer in uniform;
 - (ii) a Civil Enforcement Officer appointed by Hertsmere Borough Council and as defined by the Traffic Management Act 2004.
 - (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 reasonably necessary for postal packets to be delivered or collected;

In this Article;

The expression "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 that Article (which said lengths of road are referred 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 reasonably be 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 as specified in the 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) Nothing in Article 3 of this Order shall render it unlawful to cause or permit a disabled person's vehicle that displays in the relevant position a disabled person's badge, to wait at any time in the lengths of road specified in the Schedule 2 of this Order.

(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 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:

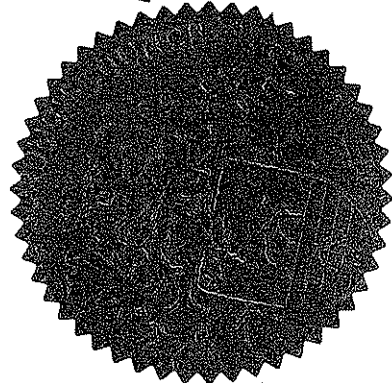
8. The restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any regulations made or having effect as if made under the Act of 1984 or by or under any other enactment.

In witness whereof the Common Seal of the Hertsmere Borough Council was hereunto affixed this 06 day of *Seal February 2009.*

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

Head of Legal Services

SCHEDULE 1

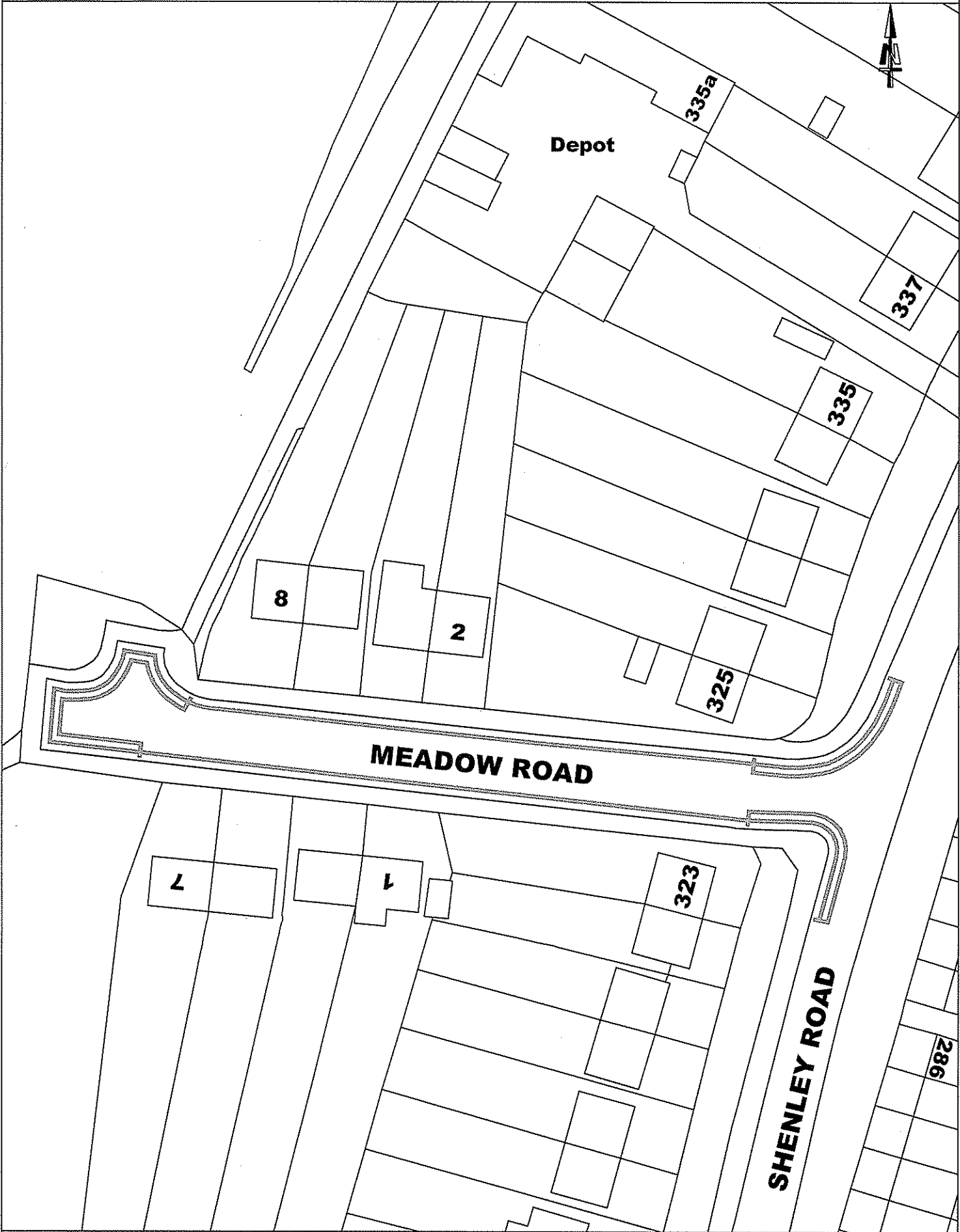
Lengths of Meadow Road and Shenley Road – no waiting at any time

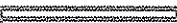


Meadow Road (north side)	From the north western kerbline of Shenley Road westwards for a distance of 10metres.
Meadow Road (north side)	From a point 11.6metres west of the party wall of Nos. 6 and 8 Meadow Road westwards to its most extremity.
Meadow Road (south side)	From the north western kerbline of Shenley Road westwards for a distance of 10 metres.
Meadow Road (south side)	From a point 9.8metres west of the party wall of Nos. 5 and 7 Meadow Road westwards to its most extremity.
Shenley Road (north west side)	From the northern kerbline of Meadow Road north eastwards for a distance of 10metres.
Shenley Road (north west side)	From the southern kerbline of Meadow Road south westwards for a distance of 10metres.

SCHEDULE 2

Lengths of Meadow Road Borehamwood - no waiting 11am to 12noon Monday to Friday

Meadow Road (north side)	Between a point 10metres west of the north western kerb line of Shenley Road and a point 11.6 metres west of the party wall of Nos. 6 and 8 Meadow Road
Meadow Road (south side)	Between a point 10 metres west of the north western kerb line of Shenley Road and a point 9.8 metres west of the party wall of Nos. 5 and 7 Meadow Road.



Project Title MEADOW ROAD		Drawing Title Waiting Restrictions		Scale NTS	Date SEPT.-2008	Date	Rev.	Comments
KEY  "At Any Time" Waiting Restrictions (Double yellow lines)  Mon.-Fri. 11AM-12NOON Waiting Restrictions (Single Yellow Lines)		Checked		Drawn NS		 HERTSMERE BOROUGH COUNCIL Chris Gillson, Streets Works, Borehamwood, Herts, WD8 1WA		
		Drawing No. PBC 01		Eng. NS				
Path NS\Borehamwood New\meadow road		Appr.		Rev. 1				