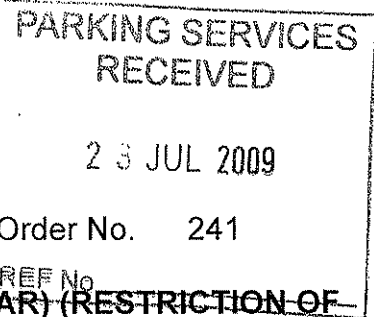


HERTSMERE BOROUGH COUNCIL

ROAD TRAFFIC REGULATION ACT 1984



THE BOROUGH OF HERTSMERE (WATKINS RISE, POTTERS BAR) (RESTRICTION OF WAITING) ORDER 2009

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 (Watkins Rise, Potters Bar) (Restriction of Waiting) Order 2009" and shall come into operation on 7 September 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 Watkins Rise, 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 10am to 11am, Monday to Friday in those lengths of Watkins Rise, Potters Bar 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;

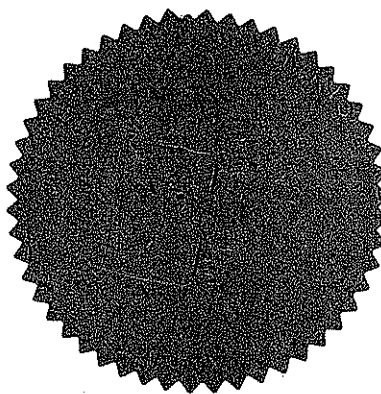
"parking disc" has the same meaning as given in Regulation 8(5) of The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000; and

"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 under any other enactment.

In witness whereof the Common Seal of the Hertsmere Borough Council was hereunto affixed this 23 day of July 2009.

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



Head of Legal Services

SCHEDULE 1

Lengths of Watkins Rise – no waiting at any time

Watkins Rise (both sides)	From the northern kerbline of The Walk northwards for a distance of 10metres.
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SCHEDULE 2

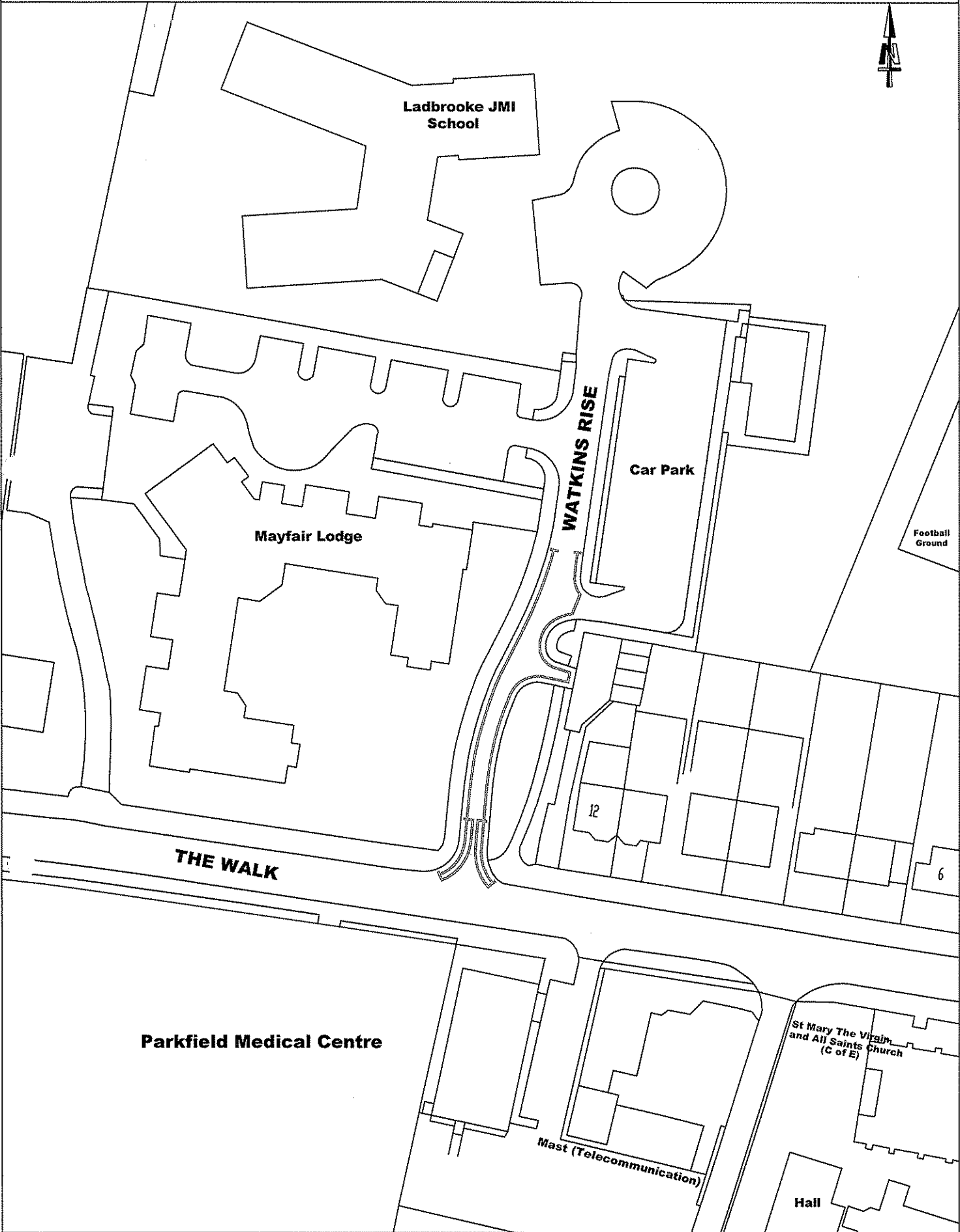
Lengths of Watkins Rise - no waiting 10am to 11am Monday to Friday

Watkins Rise (both sides)	Between a point 10metres north of the northern kerb line of The Walk and a point 61metres north of the northern kerbline of the Walk.
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STATEMENT OF REASONS

**The Borough of Hertsmere
(WATKINS RISE POTTERS BAR) (Restriction of Waiting)
Order 2009**

The Order is intended to introduce waiting restrictions, no waiting at any time and between 10.00am and 11.00 am on Mondays to Fridays inclusive in Lengths of Watkins Rise. The restrictions will reduce all day commuters parking and improve road safety.



Project Title Watkins Rise		Drawing Title Possible Waiting Restrictions		Scale NTS	Date FEB-2009	Date	Rev.	Comments
KEY		"At Any Time" Waiting Restrictions (Double yellow lines) Mon.-Fri. 10AM-11AM Waiting Restrictions (Single Yellow Lines)		Checked	Drawn NS	HERTSMERE BOROUGH COUNCIL <small>Only Offices, Gates Way, Borehamwood, Herts, WD6 1WA</small>		
Drawing No. PBC 11		Rev.		Eng. NS	Appr.			
Path Name: \\AT\WATKINS RISE\WATKINS RISE.DWG								