

# HERTSMERE BOROUGH COUNCIL

## ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 27 June 2007  
Order No. 230

### **The Borough of Hertsmere (Various Roads, Borehamwood) (Restriction of Waiting and Parking Places) Order 2007**

Hertsmere Borough Council (hereinafter referred to as "the Council") pursuant to arrangements made under Section 19 of The Local Government Act 2000 and the Local Government (Arrangements for Discharge of Functions) (England) Regulations 2000 with Hertfordshire County Council ("the County Council") and in exercise of the powers conferred by Sections 1-4, 32 and 35, 45, 46, 49, 51 and 53 and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 ("the 1984 Act") (as amended by the Road Traffic Regulation (Parking) Act 1986) and Section 43 and Schedule 3 of the Road Traffic Act 1991 ("the 1991 Act") and of all other powers enabling them in that behalf and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the 1984 Act has made the following Order:-

1. This Order may be cited as "The Borough of Hertsmere (Various Roads, Borehamwood) (Restriction of Waiting and Parking Places) Order 2007" and shall come into operation on 30 July 2007.
2. 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 2007.

3. Save as provided in Articles 5, 6 and 7 of this Order no person shall cause or permit any vehicle to wait:
  - a) At any time in those lengths of Brodewater Road, Broughinge Road and Theobald Street as specified in Schedule 1 to this Order.
  - b) Between the hours of 8am and 6.30pm, Monday to Saturday in those lengths of Brodewater Road, Broughinge Road and Kingsley Avenue as specified in Schedule 2 to this Order.
  - c) Between the hours of 2pm and 3pm, Monday to Friday in those lengths of Holme Park, Kingsley Avenue, Red Road and Theobald as specified in Schedule 3 to this Order.
  - d) Between the hours of 8am to 6.30pm, Monday to Saturday in those lengths of Brodewater Road and Broughinge Road as specified in Schedule 4 to this Order unless the vehicle displays a valid resident or annual visitor

permit or voucher issued in accordance with the provisions of The Borough of Hertsmere (Control of Parking) (Consolidation) Order 2007.

- e) Between the hours of 2pm and 3pm, Monday to Friday in those lengths of Red Road and Theobald Street as specified in Schedule 4 to this Order unless the vehicle displays a valid resident or annual visitor permit or voucher issued in accordance with the provisions of The Borough of Hertsmere (Control of Parking) (Consolidation) Order 2007.
4. (1) Nothing in Article 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 reasonably necessary for postal packets to be delivered and 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 Article 3 and 4 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") 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 3 or 4 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 to this Order.

(2) 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;

"relevant position" means

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 fascia 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 fascia panel, the badge is exhibited in a conspicuous position on the vehicle so Part 1 of the badge is legible from outside the vehicle;

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 any other enactment.

IN WITNESS whereof the Common Seal of the Hertsmere Borough Council was hereunto affixed this 27<sup>th</sup> day of JUNE 2007.

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

  
 Head of Legal Services



#### SCHEDULE 1

##### Lengths of Red Road – At any time waiting restrictions

Brodewater Road (both sides)	From its junction with the northwest kerb line of Broughinge north westwards for 15 metres.
Broughinge Road (north west side)	From its junction with the north east kerb line of Brodewater Road north eastwards for 15 metres.
Broughinge Road (north west side)	From its junction with the south west kerb line of Brodewater Road south westwards for 15 metres.
Red Road (south side)	From its junction with the west kerb line of Theobald westwards to a point 11 metres west of the western kerb line of The Reddings.
Theobald Street service road (east side)	From its junction with the northern kerb line of Red Road north westwards to its junction with the southern kerb line of Kingsley Avenue.

#### SCHEDULE 2

##### Lengths of Brodewater Road, Broughinge Road, Kingsley Avenue and Theobald Street – Monday to Saturday, 8am to 6.30pm waiting restrictions (excluding resident/visitor parking places)

Brodewater Road From a point 18 metres south east of the south east

(both sides)	kerb line of Hartforde Road south eastwards for 71 metres.
Broughinge Road (both sides)	From a point 15 metres north east of the north east kerb of Brodewater Road north eastwards to the end of the cul-de-sac (approximately 160 metres).
Kingsley Avenue (north side)	From its junction with the western kerb line of Theobald Street westwards for 15 metres.

### SCHEDULE 3

#### Lengths of Holme Park, Red Road and Theobald Street – Monday to Friday, 2pm to 3pm waiting restrictions (excluding resident/visitor parking places).

Holme Park (Both sides)	From the northern kerb line of Red Road northwards, then westwards and northwards to the end of the cul-de-sac.
Red Road (Both sides)	From the common boundary of Nos. 11 and 13 Red Road, northwards to a point 6 metres north of the common boundary of Nos. 21 and 23 Red Road.
Red Road (North side)	From the western kerb line of Theobald Street service road, westwards for approximately 80 metres.
Red Road (South side)	From a point 11 metres west of the western kerb line of The Reddings westwards to the eastern kerb line of Red Road.
Theobald Street service road (west side)	From its junction with the northern kerb line of Red Road north westwards to its junction with the southern kerb line of Kingsley Avenue.
Kingsley Avenue (south side)	From its junction with the western kerb line of the Theobald Street service road westwards for 10 metres.

### SCHEDULE 4

#### Lengths of Brodewater Road and Broughinge Road – Monday to Saturday, 8am to 6.30pm resident and visitor parking places

Brodewater Road (south west side)	From a point 8 metres north west of the common boundary of Nos. 10 and 12 Brodewater Road, south eastwards for 15 metres.
Brodewater Road (south west side)	From a point 14.5 metres north west of the common boundary of Nos. 6 and 8 Brodewater Road, south eastwards for 19.5 metres.
Brodewater Road (south west side)	From a point 1.5 metres north west of the common boundary of Nos. 2 and 4 Brodewater Road, north westwards for 10 metres.
Brodewater Road	From a point 4 metres south east of the common boundary

(north east side)	of Nos. 1 and 3 Brodewater Road north westwards for 10 metres.
Brodewater Road (north east side)	From a point 5 metres south east of the common boundary of Nos. 9 and 11 Brodewater Road north westwards for 10 metres.
Broughinge Road (north west side)	From a point 15 metres north east of the north eastern kerb line of Brodewater Road north eastwards for 19 metres.
Broughinge Road (north west side)	From a point 4.5 metres north east of the common boundary of Nos. 1 and 3 Broughinge Road south westwards for 9.5 metres.
Broughinge Road (north west side)	From a point 4 metres north east of the common boundary of Nos. 5 and 7 Broughinge Road south westwards for 10 metres.
Broughinge Road (north west side)	From a point 5 metres north east of the common boundary of Nos. 9 and 11 Broughinge Road south westwards for 10 metres.
Broughinge Road (north west side)	From a point 7 metres north east of the common boundary of Nos. 13 and 15 Broughinge Road south westwards for 10 metres.
Broughinge Road (north west side)	From a point 5 metres north east of the common boundary of Nos. 17 and 19 Broughinge Road south westwards for 10 metres.
Broughinge Road (north west side)	From a point 4.5 metres north east of the common boundary of Nos. 21 and 23 Broughinge Road south westwards for 10 metres.
Broughinge Road (north west side)	From a point 7 metres north east of the common boundary of Nos. 25 and 27 Broughinge Road south westwards for 9.5 metres.

#### SCHEDULE 5

#### Lengths of Red Road and Theobald Street – Monday to Friday, 2pm to 3pm resident and visitor parking places.

Red Road (south west side)	From a point 7.5 metres south east of the common boundary of Nos. 15 and 17 Red Road south eastwards for 16 metres.
Red Road (south west side)	From a point 7 metres south east of the common boundary of Nos. 21 and 23 Red Road south eastwards for 24 metres.
Red Road (north side)	From a point 14 metres west of the western kerb line of the service road fronting Nos. 89 to 95 Theobald Street westwards for 10 metres.
Red Road	From a point 10 metres east of its junction with the eastern

- (north side) kerb line of Holme Park eastwards for approximately 25 metres.
- Theobald Street (west side) From a point 5 metres north west of the common boundary of Nos. 89a and 91 Theobald Street south eastwards for a distance of 10 metres.
- Theobald Street (west side) From a point 4.5 metres north west of the common boundary of Nos. 91a and 93 Theobald Street south eastwards for a distance of 9 metres.
- Theobald Street (west side) From a point 5.5 metres north west of the common boundary of Nos. 93a and 95 Theobald Street south eastwards for a distance of 9 metres.

**STATEMENT OF REASONS FOR PROPOSING**

**The Borough of Hertsmere  
(Various Roads, Borehamwood) (Restriction of Waiting and Parking Places)  
Order 2007**

Hertsmere Borough Council in order to prevent obstructive parking, improve traffic flow and road safety and to improve the environment for local residents and others propose to implement waiting restrictions and resident and visitor permit places in Brodewater Road, Broughinge Road, Holme Park, Red Road and Theobald Street, Borehamwood as specified in the schedules.