

**NORTH HERTFORDSHIRE DISTRICT COUNCIL**

**ROAD TRAFFIC REGULATION ACT 1984**

Date of Order: 2<sup>nd</sup> March 2015

Order No: NHDC/HIT/2014/06

**THE NORTH HERTFORDSHIRE DISTRICT COUNCIL (PORTMILL LANE, HITCHIN)  
(DISABLED PERSONS PARKING PLACES) ORDER 2014**

The North Hertfordshire District Council ("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 32 and 35 of the Road Traffic Regulation Act 1984 ("the 1984 Act") and 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 North Hertfordshire District Council (Portmill Lane, Hitchin) (Disabled Persons Parking Places) Order 2014" and shall come into operation on Monday 13<sup>th</sup> April 2015.
2. Save as provided in Article 4 of this Order, that length of road specified in the Schedule to this Order is designated for use between the hours of 8:00am and 6:00pm Monday to Saturday as parking places for disabled persons vehicles which display in the relevant position a disabled persons badge, limited to 3 hours waiting with no return within the next 2 hours.
3. Save as provided in Article 4 of this Order, where in Article 2 of this Order a parking place is described as designated for use between the hours of 8:00am and 6:00pm Monday to Saturday as parking places for disabled persons vehicles which display in the relevant position a disabled persons badge, limited to 3 hours waiting with no return within the next 2 hours, 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 marked limits of the parking place.
- 4(1) Nothing in Articles 2 or 3 of this Order applies to the length of road restricted by those Articles (which said length of road is 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 a Police Constable in uniform; or with permission of a Civil Enforcement Officer as defined by the Traffic Management Act 2004 and appointed by North Hertfordshire District 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 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. 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" means 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 following Order are hereby revoked but only insofar as they are affected by the restrictions imposed by this Order -

The North Hertfordshire District Council (Control of Parking) (Consolidation) Order 2012

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

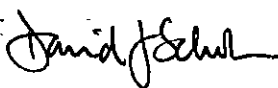
length of road in Portmill Lane, Hitchin – disabled persons parking places

Portmill Lane (north east side)		from a point 42 metres south east of a point in line with the south eastern facia wall of 8 Portmill Lane, south eastwards for 19 metres.

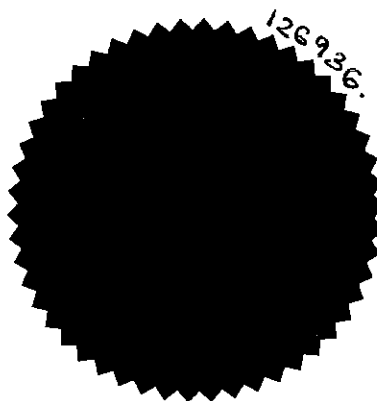
The Common Seal of  
North Hertfordshire  
District Council was hereunto

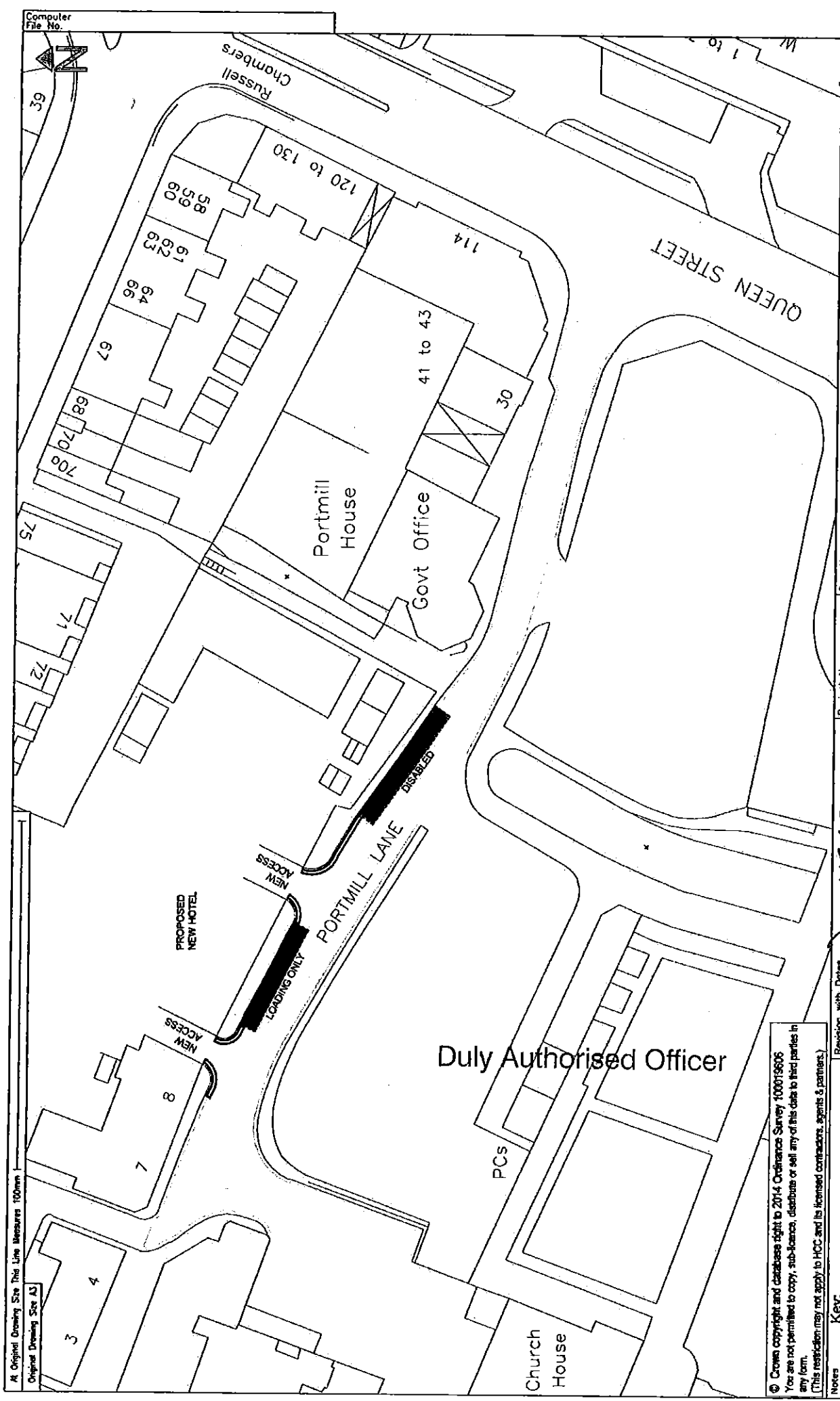
Affixed this 2nd day of March 2015

in the presence of:-



**Duly Authorised Officer**





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QUEEN STREET

Russell Chambers

Portmill House

Govt Office

Church House

PCs

PROPOSED NEW HOTEL

NEW ACCESS

LOADING ONLY

DISABLED

PORTMILL LANE

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